

STATE OF NORTH DAKOTA

Journal of the House

of the

Forty-First Session

of the

Legislative Assembly

Begun and held at the Capitol Building at Bismarck,
December 3, 4, 5, 1968 and
January 7, to March 18, 1969, inclusive

ERNEST N. JOHNSON
Dazey, North Dakota
Speaker of the House

ROY GILBREATH
Bismarck, North Dakota
Chief Clerk



BISMARCK TRIBUNE

23950

HOUSE MEMBERS

| Dist. | County | Name | Address |
|---------------|----------------------------|----------------------------|-------------|
| 1. | Pt. Williams | Ardean Aafedt | Williston |
| | | Robert W. Peterson | Williston |
| 2. | Pt. Williams & Divide | Olaf Opedahl | Tioga |
| | | Iver Solberg | Ray |
| 3. | Burke, Renville & Pt. Ward | M. E. (Sam) Glaspey | Lignite |
| | | Richard J. Backes | Glenburn |
| 4. | Mountrail & Pt. Ward | William A. Erickson | Stanley |
| | | Robert E. Grant | Berthold |
| 5. | Pt. Ward | Lynn W. Aas | Minot |
| | | Morris C. Anderson | Minot |
| | | Gordon Emerson | Minot |
| | | Brynhild Haugland | Minot |
| | | James A. Peterson | Minot |
| 6. | Bottineau & Pt. McHenry | Wayne G. Sanstead | Minot |
| | | Carl J. Freeman | Bottineau |
| 7. | Pt. McHenry & Pt. Ward | Glenn Henning | Newburg |
| | | Paul Swedlund | Velva |
| 8. | McLean | Hayden Thompson | Towner |
| | | Donald Giffey | Roseglen |
| 9. | Rolette & Pt. Towner | Gordon Matheny | Emmet |
| | | Oscar Solberg | Rolla |
| 10. | Cavalier & Pt. Towner | Gerhart Wilkie | Rolla |
| | | Glen Goodman | Milton |
| 11. | Pembina | Robert P. Wells | Langdon |
| | | Don Halcrow | Drayton |
| 12. | Pierce & Pt. Benson | Clifford Moquist | Crystal |
| | | S. F. (Buckshot) Hoffner | Esmond |
| 13. | Eddy, Foster & Pt. Benson | Joe B. Leibhan | Esmond |
| | | Arne S. Boyum | Carrington |
| 14. | Sheridan & Wells | Dale Linderman | Carrington |
| | | Albert Seibel | Martin |
| 15. | Ramsey | Bryce Streibel | Fessenden |
| | | Fred Hoghaug | Devils Lake |
| 16. | Pt. Walsh | H. Kent Jones | Webster |
| | | Odell H. Berg | Nash |
| 17. | Pt. Walsh & Nelson | Harley R. Kingsbury | Grafton |
| | | C. Arnold Lillehaugen | Bracket |
| 18. | Pt. Grand Forks | Henry Lundene | Grand Forks |
| | | I. O. Hensrud | Grand Forks |
| 19. | Pt. Grand Forks | Stuart J. McDonald | Grand Forks |
| | | Winston Register | Grand Forks |
| | | Mrs. J. Lloyd Stone | Grand Forks |
| | | Earl S. Strinden | Grand Forks |
| | | Kenneth Tweten | Grand Forks |
| 20. | Traill & Pt. Cass | James Hougen | Larimore |
| | | Enoch Thorsgard | Northwood |
| 21. | Pt. Cass | Ralph E. Diehl | Hillsboro |
| | | Eldred N. Dornacker | Mayville |
| 22. | Pt. Cass | Gordon S. Aamoth | Fargo |
| | | A. G. (Art) Bunker | Fargo |
| | | Mrs. Donald (Aloha) Eagles | Fargo |
| | | Richard A. Hentges | Fargo |
| | | Peter S. Hilleboe | Fargo |
| | | Clark J. Jenkins | Fargo |
| | | LeRoy M. Larson | West Fargo |
| Carl A. White | Fargo | | |

HOUSE MEMBERS

| Dist. | County | Name | Address |
|-------|---|------------------------------|----------------|
| 22. | Pt. Cass..... | Wesley Belter..... | Leonard |
| | | Francis E. (Hank) Weber..... | Wheatland |
| 23. | Griggs, Steele, Pt. Barnes..... | Ernest N. Johnson..... | Dazey |
| | | Simon A. Simonson..... | Hope |
| 24. | Pt. Barnes..... | Ernest J. Miedema..... | Valley City |
| | | Leslie C. Powers..... | Valley City |
| 25. | Pt. Richland..... | Harold O. Bullis..... | Wahpeton |
| | | Earl Stoltenow..... | Wahpeton |
| 26. | Pt. Richland & Sargent..... | Eugene R. Dahl..... | Gwinner |
| | | Kenneth Erickson..... | DeLamere |
| 27. | Ransom & Pt. LaMoure..... | Lawrence Dick..... | Englevale |
| | | Claire A. Sandness..... | LaMoure |
| 28. | Dickey & Pt. LaMoure..... | William Gackle..... | Kulm |
| | | L. C. Mueller..... | Oakes |
| 29. | Stutsman..... | Jack Bernabucci..... | Jamestown |
| | | Henry Ganser..... | Cleveland |
| | | Gordon Larson..... | Sydney |
| | | Robert F. Reimers..... | Melville |
| 30. | Logan & McIntosh..... | Emil E. Schaffer..... | Gackle |
| | | Joe Welder..... | Napoleon |
| 31. | Kidder & Emmons..... | Howard F. Bier..... | Hazelton |
| | | Wm. DeKrey..... | Pettibone |
| 32. | Burleigh..... | Myron Atkinson..... | Bismarck |
| | | Carl H. Boustead..... | Bismarck |
| | | Monty Burke..... | McKenzie |
| | | Theodore A. Lang..... | Sterling |
| | | Edward Metzger..... | Bismarck |
| 33. | Mercer, Oliver, Pt. Morton..... | Vernon E. Wagner..... | Bismarck |
| | | James L. Connolly..... | Dunn Center |
| 34. | Pt. Morton..... | Ralph Hickie..... | Center |
| | | William C. Kelsch..... | Mandan |
| 35. | Grant, Sioux, Pt. Morton..... | Duane A. Kuehn..... | Mandan |
| | | Lyle L. Dawson, Jr..... | Fort Rice |
| 36. | McKenzie & Dunn..... | Albert L. Rivinius..... | Elgin |
| | | Leonard J. Davis..... | Killdeer |
| 37. | Pt. Stark..... | Arthur A. Link..... | Alexander |
| | | Donald A. Froelich..... | Dickinson |
| 38. | Hettinger, Pt. Stark, Pt. Adams..... | Mike Olienyk..... | Belfield |
| | | Milon Austin..... | Mott |
| 39. | Golden Valley, Billings, Slope, Bowman, Pt. Adams..... | Kenneth Knudson..... | Taylor |
| | | Karnes Johnson..... | Sentinel Butte |
| | | Earl C. Rundle..... | New England |

MEMBERS OF THE HOUSE, 1969

| Dist. No. | Name | Home Address | Occupation | Marital Status | Where Born | When Born | Member during Session of |
|-----------|--------------------------|--------------|--------------------------------|----------------|--------------|-----------|---|
| 1 | Robert Peterson | Williston | Clinic Manager | Married | North Dakota | 1929 | 1967-69 |
| 1 | Ardean O. Aafedt | Williston | Recreation Director and Farmer | Married | North Dakota | 1931 | 1967-69 |
| 2 | Iver Solberg | Ray | Farmer | Married | North Dakota | 1904 | 1937-39-67-69 |
| 2 | Olaf Opedahl | Tioga | Farmer | Single | North Dakota | 1912 | 1965-67-69 |
| 3 | M. E. (Sam) Glaspey | Lignite | Farmer - Auctioneer | Married | Minnesota | 1901 | 1959-61-63-65-67-69 |
| 3 | Richard J. Backes | Glenburn | Farmer | Married | North Dakota | 1925 | 1961-63-65-67-69 |
| 4 | William A. Erickson | Stanley | Farmer | Married | North Dakota | 1910 | 1963-65-67-69 |
| 4 | Robert E. Grant | Berthold | Farmer | Married | North Dakota | 1914 | 1969 |
| 5 | Lynn W. Aas | Minot | Clinic Manager | Married | North Dakota | 1921 | 1967-69 |
| 5 | Morris Anderson | Minot | Real Estate, Bowling, Farmer | Married | North Dakota | 1929 | 1969 |
| 5 | Gordon Emerson | Minot | Wholesale Manager | Married | North Dakota | 1923 | 1969 |
| 5 | Brynhild Haugland | Minot | Farmer | Single | North Dakota | 1905 | 1939-41-43-45-47-49-51-53-55-57-59-61-63-65-67-69 |
| 5 | James A. Peterson | Minot | Contractor | Married | North Dakota | 1935 | 1967-69 |
| 5 | Wayne G. Sanstead | Minot | Teacher | Married | Arkansas | 1935 | 1965-67-69 |
| 6 | Glenn Henning | Newburg | Manufacturing | Married | North Dakota | 1916 | 1969 |
| 6 | Carl J. Freeman | Bottineau | Abstracter, Real Estate | Married | North Dakota | 1912 | 1967-69 |
| 7 | Paul Swedlund | Velva | Farmer | Single | North Dakota | 1934 | 1969 |
| 7 | Hayden Thompson | Towner | Banker | Married | North Dakota | 1937 | 1969 |
| 8 | Gordon Matheny | Emmet | Farmer - Rancher | Married | North Dakota | 1914 | 1969 |
| 8 | Donald Giffey | Roseglen | Grain Farmer | Married | North Dakota | 1920 | 1961-63-65-67-69 |
| 9 | Gerhart Wilkie | Rolla | Farmer | Married | North Dakota | 1907 | 1957-59-61-63-65-67-69 |
| 9 | Oscar Solberg | Mylo | Farmer | Married | North Dakota | 1911 | 1949-51-53-55-59-61-63-65-67-69 |
| 10 | Glen Goodman | Milton | Farmer | Married | North Dakota | 1920 | 1963-67-69 |
| 10 | Robert P. Wells | Langdon | Farmer - Pilot | Married | North Dakota | 1924 | 1967-69 |
| 11 | Don Halcrow | Drayton | Farmer - Business | Married | North Dakota | 1913 | 1957-59-61-63-67-69 |
| 11 | Clifford Moquist | Crystal | Farmer - Business | Married | Minnesota | 1915 | 1967-69 |
| 12 | Joe B. Leibhan | Esmond | Farmer | Married | North Dakota | 1925 | 1967-69 |
| 12 | S. F. (Buckshot) Hoffner | Esmond | Farmer | Married | North Dakota | 1924 | 1963-65-69 |
| 13 | Arne S. Boyum | Carrington | Salesman | Married | North Dakota | 1918 | 1967-69 |
| 13 | Dale Linderman | Carrington | Farmer | Married | North Dakota | 1924 | 1963-69 |
| 14 | Bryce Streibel | Fessenden | Farmer | Married | North Dakota | 1922 | 1957-59-63-65-67-69 |

MEMBERS OF THE HOUSE, 1969 — (Continued)

| Dist. No. | Name | Home Address | Occupation | Marital Status | Where Born | When Born | Member during Session of |
|-----------|-----------------------------------|--------------|---|----------------|--------------|-----------|--------------------------|
| 14 | Albert Seibel | Martin | Farmer | Married | North Dakota | 1916 | 1967-69 |
| 15 | H. Kent Jones | Webster | Farmer | Married | North Dakota | 1926 | 1967-69 |
| 15 | Fred Hoghaug | Devils Lake | Banker | Married | North Dakota | 1910 | 1967-69 |
| 16 | H. Odell Berg | Nash | Farmer | Married | North Dakota | 1935 | 1969 |
| 16 | Harley Kingsbury | Grafton | Farmer | Married | North Dakota | 1913 | 1967-69 |
| 17 | C. Arnold Lillehaugen | Brocket | Farmer | Married | North Dakota | 1921 | 1967-69 |
| 17 | Henry Lundene | Adams | Farmer | Married | Alabama | 1904 | 1963-65-69 |
| 18 | I. O. Hensrud | Grand Forks | Ex-sheriff | Married | North Dakota | 1907 | 1967-69 |
| 18 | Stuart McDonald | Grand Forks | Merchant | Married | North Dakota | 1931 | 1967-69 |
| 18 | Winston Register | Grand Forks | Wholesaler | Married | North Dakota | 1935 | 1969 |
| 18 | Mrs. J. Lloyd Stone | Grand Forks | Housewife | Married | North Dakota | 1908 | 1967-69 |
| 18 | Earl Strinden | Grand Forks | Businessman | Married | North Dakota | 1931 | 1967-69 |
| 18 | Kenneth Tweten | Grand Forks | Farmer | Married | North Dakota | 1928 | 1959-61-63-65-67-69 |
| 19 | James Housen | Larimore | Retail Clothier | Married | North Dakota | 1929 | 1969 |
| 19 | Enoch Thorsgard | Northwood | Farmer - Businessman | Married | North Dakota | 1917 | 1969 |
| 20 | Ralph Diehl | Hillsboro | Farmer | Married | Iowa | 1905 | 1959-61-63-67-69 |
| 20 | Eldred Dornacker | Mayville | Farmer - Businessman | Married | North Dakota | 1912 | 1963-65-67-69 |
| 21 | Gordon S. Aamoth | Fargo | Lawyer - Assistant Trust Officer of First National Bank, Fargo | Married | North Dakota | 1914 | 1957-59-61-63-65-67-69 |
| 21 | A. G. (Art) Bunker Mrs. Donald | Fargo | Insurance | Married | Illinois | 1927 | 1967-69 |
| 21 | (Aloha) Eagles | Fargo | Housewife | Married | Minnesota | 1916 | 1967-69 |
| 21 | Richard A. Hentges | Fargo | Real Estate Broker | Married | North Dakota | 1934 | 1969 |
| 21 | Peter S. Hilleboe | Fargo | Stockbroker | Married | Minnesota | 1921 | 1965-67-69 |
| 21 | Clark J. Jenkins | Fargo | Banking | Married | North Dakota | 1916 | 1967-69 |
| 21 | LeRoy M. Larson | West Fargo | Supermarket Owner | Married | North Dakota | 1921 | 1969 |
| 21 | Carl A. White | Fargo | Businessman | Married | Minnesota | 1917 | 1969 |
| 22 | Wesley Belter | Leonard | Farmer | Married | North Dakota | 1913 | 1967-69 |
| 22 | Francis E. (Hank) Weber | Wheatland | Farmer | Married | North Dakota | 1924 | 1963-65-67-69 |
| 23 | Ernest N. Johnson | Dazey | Farmer | Married | North Dakota | 1915 | 1959-61-63-65-67-69 |
| 23 | Simon A. Simonson | Hope | Farmer | Married | North Dakota | 1901 | 1967-69 |
| 24 | Ernest J. Miedema | Valley City | Furniture Dealer | Married | North Dakota | 1932 | 1969 |
| 24 | Leslie C. Powers | Valley City | Farmer | Married | North Dakota | 1906 | 1965-67-69 |
| 25 | Harold O. Bullis | Wahpeton | Lawyer | Married | North Dakota | 1923 | 1967-69 |
| 25 | Earl L. Stoltenow | Wahpeton | Farmer - Grain - Livestock | Married | North Dakota | 1924 | 1967-69 |
| 26 | Eugene R. Dahl | Gwinner | Businessman | Married | North Dakota | 1924 | 1967-69 |

MEMBERS OF THE HOUSE, 1969 — (Continued)

| Dist. No. | Name | Home Address | Occupation | Marital Status | Where Born | When Born | Member during Session of |
|-----------|------------------------|----------------|---|----------------|--------------|-----------|--|
| 26 | Kenneth Erickson | DeLamere | Farmer | Single | North Dakota | 1927 | 1969 |
| 27 | Lawrence Dick | Englevale | Farmer | Married | Nebraska | 1905 | 1955-57-59-61-63-65-67-69 |
| 27 | Claire A. Sandness | LaMoure | Farmer (Dairy) | Married | North Dakota | 1924 | 1967-69 |
| 28 | William Gackle | Kulm | Farmer | Married | North Dakota | 1927 | 1963-67-69 |
| 28 | L. C. Mueller | Oakes | Auto and Machinery | Married | South Dakota | 1894 | 1955-57-59-61-63-65-67-69 |
| 29 | Jack Bernabucci | Jamestown | Businessman | Married | North Dakota | 1930 | 1967-69 |
| 29 | Henry Ganser | Cleveland | Farmer | Married | North Dakota | 1908 | 1963-65-67-69 |
| 29 | Gordon Larson | Sydney | Farmer | Single | North Dakota | 1917 | 1967-69 |
| 29 | Robert F. Reimers | Carrington | Farmer | Married | North Dakota | 1923 | 1961-63-65-67-69 |
| 30 | Emil E. Schaffer | Gackle | Auto Impement Dealer - Farmer | Married | North Dakota | 1917 | 1961-65-67-69 |
| 30 | Joe Welder | Napoleon | Accounting | Married | North Dakota | 1914 | 1963-65-67-69 |
| 31 | William DeKrey | Pettibone | Stock Farmer | Married | Iowa | 1901 | 1967-69 |
| 31 | Howard F. Bier | Hazelton | Farmer | Married | North Dakota | 1919 | 1959-61-63-65-67-69 |
| 32 | Myron Atkinson | Bismarck | Realtor - Attorney | Married | North Dakota | 1927 | 1969 |
| 32 | Carl Boustead | Bismarck | Business | Married | Iowa | 1917 | 1965-67-69 |
| 32 | Monty Burke | McKenzie | Farmer | Married | Oklahoma | 1928 | 1967-69 |
| 32 | Theodore A. (Ted) Lang | Sterling | Farmer | Married | North Dakota | 1911 | 1965-67-69 |
| 32 | Ed Metzger | Bismarck | Montana-Dakota Utilities Co. | Married | North Dakota | 1927 | 1967-69 |
| 32 | Vern Wagner | Bismarck | Assistant Executive Secretary, North Dakota State Medical Assn. | Married | North Dakota | 1926 | 1963-65-67-69 |
| 33 | James Connolly | Golden Valley | Rancher | Married | North Dakota | 1912 | 1963-65-67-69 |
| 33 | Ralph Hickle | Center | Farmer - Rancher | Married | North Dakota | 1904 | 1965-67-69 |
| 34 | William C. Kelsch | Mandan | Attorney-at-Law | Married | North Dakota | 1932 | 1967-69 |
| 34 | Duane Kuehn | Mandan | Service Foreman, MDU Co. | Married | North Dakota | 1928 | 1967-69 |
| 35 | Lyle Dawson, Jr. | Fort Rice | Rancher | Married | North Dakota | 1932 | 1967-69 |
| 35 | Albert L. Rivinius | Elgin | Cattle and Wheat | Married | North Dakota | 1916 | 1965-67-69 |
| 36 | Leonard J. Davis | Kildeer | Farmer - Rancher | Married | North Dakota | 1913 | 1961-63-65-67-69 |
| 36 | Arthur A. Link | Alexander | Farmer - Rancher | Married | North Dakota | 1914 | 1947-49-51-53-55-57-59-61 63-65-67-69 |
| 37 | Mike Olienyk | Belfield | Businessman | Married | North Dakota | 1915 | 1963-65-67-69 |
| 37 | Don Froelich | Dickinson | Businessman | Married | North Dakota | 1935 | 1967-69 |
| 38 | Milon Austin | Mott | Farmer - Rancher | Married | Wisconsin | 1901 | 1963-67-69 |
| 38 | Kenneth Knudson | Taylor | Teacher - Farmer | Single | North Dakota | 1927 | 1967-69 |
| 39 | Karnes Johnson | Sentinel Butte | Cattle Rancher | Married | North Dakota | 1912 | 1965-67-69 |
| 39 | Earl C. Rundle | New England | Cattle and Wheat | Married | North Dakota | 1906 | 1965-67-69 |

SENATE MEMBERS

| Dist. | County | Name | Address |
|-------|---|---|--------------|
| 1. | Pt. Williams..... | Frank A. Wenstrom..... | Williston |
| 2. | Pt. Williams and Divide..... | George Rait..... | Noonan |
| 3. | Burke-Renville-Pt. Ward..... | L. D. (Lee) Christensen..... | Kenmare |
| 4. | Mountrail and Pt. Ward..... | Clark Van Horn..... | Parshall |
| 5. | Pt. Ward..... | John D. (Jack) Coughlin..... | Minot |
| | | John D. Decker..... | Minot |
| | | Herbert L. Meschke..... | Minot |
| 6. | Bottineau and Pt. McHenry..... | Edwin C. Becker..... | Willow City |
| 7. | Pt. McHenry-Pt. Ward..... | Ernest M. Sands..... | Velva |
| 8. | McLean..... | Dave M. Robinson..... | Coleharbor |
| 9. | Rolette-Pt. Towner..... | Philip Berube..... | Rolla |
| 10. | Cavalier and Pt. Towner..... | Richard E. Forkner..... | Langdon |
| 11. | Pembina..... | Grant Trenbeath..... | Neche |
| 12. | Pierce and Pt. Benson..... | William J. Thoreson..... | York |
| 13. | Eddy, Foster and Pt. Benson..... | Ed Doherty..... | New Rockford |
| | | (To fill unexpired term of the late Senator H. O. Beck) | |
| 14. | Sheridan and Wells..... | Clarence G. Schultz..... | Harvey |
| 15. | Ramsey..... | Milton G. Kelly..... | Devils Lake |
| 16. | Pt. Walsh..... | Elton W. Ringsak..... | Grafton |
| 17. | Pt. Walsh-Nelson..... | Lester Larson..... | Brocket |
| 18. | Pt. Grand Forks..... | George Longmire..... | Grand Forks |
| 19. | Pt. Grand Forks..... | Kenneth C. Lowe..... | Grand Forks |
| | | Duane Mutch..... | Larimore |
| | | George Unruh..... | Grand Forks |
| 20. | Traill and Pt. Cass..... | Oscar J. Sorlie..... | Buxton |
| 21. | Pt. Cass..... | Francis J. Butler..... | Fargo |
| | | Richard W. Goldberg..... | Fargo |
| | | C. Warner Litten..... | Fargo |
| | | William A. Stafne..... | Fargo |
| 22. | Pt. Cass..... | Ernest G. Pyle..... | Casselton |
| 23. | Griggs-Steele-Pt. Barnes..... | Carrol Torgerson..... | Cooperstown |
| 24. | Pt. Barnes..... | Theron L. Strinden..... | Litchville |
| 25. | Pt. Richland..... | A. W. Luick..... | Fairmount |
| 26. | Pt. Richland and Sargent..... | Kenneth L. Morgan..... | Walcott |
| 27. | Ransom-Pt. LaMoure..... | Donald C. Holand..... | Lisbon |
| 28. | Dickey and Pt. LaMoure..... | Earl Redlin..... | Ellendale |
| 29. | Stutsman..... | Robert Melland..... | Jamestown |
| | | David E. Nething..... | Jamestown |
| 30. | Logan and McIntosh..... | Gail H. Hernet..... | Ashley |
| 31. | Kidder-Emmons..... | Robert Chesrown..... | Linton |
| 32. | Burleigh..... | Guy Larson..... | Bismarck |
| | | Evan E. Lips..... | Bismarck |
| | | I. J. Wilhite..... | Bismarck |
| 33. | Oliver-Mercer-Pt. Morton..... | Robert L. Stroup..... | Hazen |
| 34. | Pt. Morton..... | Emil E. Kautzmann..... | Mandan |
| 35. | Grant-Sioux-Pt. Morton..... | Frank J. Ruemmele..... | Carson |
| 36. | McKenzie and Dunn..... | J. Garvin Jacobson..... | Alexander |
| 37. | Pt. Stark..... | Howard A. Freed..... | Dickinson |
| 38. | Hettinger, Pt. Stark, Pt. Adams..... | Robert M. Nasset..... | Regent |
| 39. | Billings-Bowman Golden Valley-Slope- Pt. Adams..... | Leland Roen..... | Bowman |

OFFICERS AND EMPLOYEES

for the

41ST LEGISLATIVE ASSEMBLY

1969

| Name | Position | Home |
|--------------------------|---|-------------|
| Roy Gilbreath..... | Chief Clerk | Bismarck |
| Barbara King..... | Desk Reporter | Williston |
| Ernest Benser..... | Sergeant-at-Arms | Bismarck |
| J. J. Cummins..... | Assistant Sergeant-at-Arms | Fessenden |
| Delano Wawers..... | Bill Clerk | Fairmount |
| Mavis Patchen..... | Chief Stenographer and Payroll Clerk | Bismarck |
| Darlyne Clausnitzer..... | Stenographer | Bismarck |
| Marie D. Enders..... | Stenographer | Bismarck |
| Mary An Schmaltz..... | Stenographer | Bismarck |
| Veronica Sauter..... | Stenographer | Bismarck |
| Gladys Van Vleet..... | Stenographer | Bismarck |
| Gloria Farnstrom..... | Stenographer | Bismarck |
| Clara Wendt..... | Chief Page | Bismarck |
| Eunice Weekes..... | Page | Bismarck |
| Tom Tudor..... | Page | Bismarck |
| Carol Ewald..... | Page | Valley City |
| Geri Kirschmann..... | Page | Bismarck |
| Karen F. Thompson..... | Page | Bismarck |
| Robert Kilichowski..... | Page | Minto |
| Mildred Weishaar..... | Page | Elgin |
| Kathleen Robey..... | Bill Book Clerk | Hankinson |
| Adaline Lee..... | Bill Book Clerk | Dodge |
| Mrs. G. Cleveland..... | Bill Book Clerk | Wilton |
| Sam Labrenz..... | Journal Room Clerk | Jamestown |
| Julius Sukut..... | Journal Room Clerk | Wishek |
| Richard Wittmayer..... | Journal Room Clerk | Hazen |
| Lela Knudsen..... | Chief Committee Clerk | Bismarck |
| Maude Grambs..... | Committee Clerk | Bismarck |
| LuGale Backlin..... | Committee Clerk | Bismarck |
| Helen Soma..... | Committee Clerk | Bismarck |
| Alice Zako..... | Committee Clerk | Bismarck |
| Louise Ebert..... | Committee Clerk | Bismarck |
| Pearl Andre..... | Bill Room Clerk | Hope |
| Hazel Common..... | Bill Room Clerk | Wahpeton |
| F. V. Froeschle..... | Information Desk Attendant..... | Lisbon |
| Frieda Borth..... | Journal Proofreader | Bismarck |
| Jack Tully..... | Supply Room Attendant..... | Bismarck |
| Enola Eck..... | Telephone Attendant | Bismarck |
| Iola Langord..... | Telephone Attendant | Grand Forks |
| Ruth McCormack..... | Postmistress | Bismarck |
| Emma Dickey..... | Assistant Postmistress | Bismarck |
| Dorothy Litchfield..... | Secretary to the Speaker | Bismarck |
| Marlys Fleck..... | Secretary to the Majority Floor Leader | Bismarck |

OFFICERS AND EMPLOYEES (Continued)

| Name | Position | Address |
|-----------------------|---|-----------|
| Corliss Mushik..... | Secretary to the Minority Floor Leader | Mandan |
| Dorothy Peterson..... | Typist | Bismarck |
| Ailon Norton..... | Typist | Bismarck |
| Mary Hausauer..... | Typist | Bismarck |
| ElaNor Weber..... | Appropriations Committee Clerk..... | Bismarck |
| Jonas Johnson..... | Deputy Sergeant-at-Arms | Hettinger |
| Olger Sandven..... | Assistant Sergeant-at-Arms | Esmond |
| Oluf Grundstad..... | Assistant Sergeant-at-Arms | Ambrose |
| Henry Benson..... | Assistant Sergeant-at-Arms | Flasher |
| Gertrude Learn..... | Journal Proofreader | Bismarck |
| Shirley Shaw..... | Enrolling and Engrossing Clerk..... | Bismarck |
| Ruth Harter..... | Enrolling and Engrossing Clerk..... | Bismarck |
| Keith Morken..... | Bill Book Clerk..... | Osnabrock |
| Barbara Wadeson..... | Page | Fingal |
| Ann Bahmer..... | Journal Room Clerk | Bismarck |
| Pius Reis..... | Parking Lot Attendant | Napoleon |

HOUSE PAYROLL

| | |
|---|---------|
| Chief Clerk | \$33.00 |
| Assistant Chief Clerk | 25.00 |
| Desk Reporter | 33.90 |
| Bill Clerk | 22.00 |
| Chief Stenographer and Payroll Clerk..... | 24.00 |
| Calendar Clerk | 22.00 |
| Sergeant-at-Arms | 19.00 |
| Deputy Sergeant-at-Arms | 16.00 |
| Assistant Sergeant-at-Arms (4) | 15.00 |
| Secretary to Speaker | 21.00 |
| Secretary to Majority Floor Leader | 21.00 |
| Secretary to Minority Floor Leader | 21.00 |
| Chief Committee Clerk | 22.00 |
| Appropriations Committee Clerk | 21.00 |
| Committee Clerks (5)..... | 19.00 |
| Stenographers (6) | 20.00 |
| Bill Book Clerks (4) | 15.00 |
| Typists (3) | 18.00 |
| Enrolling and Engrossing Clerks (2) | 19.00 |
| Proofreaders (2) | 19.00 |
| Journal Room Clerks (4) | 15.00 |
| Bill Room Clerks (2) | 15.00 |
| Information Desk Attendant | 15.00 |
| Supply Room Attendant | 15.00 |
| Postmistress | 15.00 |
| Assistant Postmistress | 15.00 |
| Telephone Attendants (2) | 15.00 |
| Chief Page | 18.00 |
| Pages (9) | 15.00 |
| Parking Lot Attendant | 18.00 |

ERRATA

Page 70, line 15, change "Senator" to "Rep."

On page 196, line 52, delete "be adopted, which motion" and substitute in lieu thereof, "of the minority be substituted for the report of the majority, which motion"

On page 252, delete lines 41, 42 and 55.

On page 253, delete lines 2, 3 and 4.

Page 261, following line 31, insert the following:

House Bill No. 367

(J. Peterson, Stone, Anderson, Connolly, Haugland, Dawson, Wagner, Stoltenow, Lundene, I. Solberg, Opedahl, White, Dornacker, Berg, DeKrey, Wilkie, Glaspey, Metzger, Knudson, Hensrud, Bullis, Kingsbury, Olienyk, Freeman, Aas, Powers, Jenkins, Rundle, G. Larson, Eagles, Davis, Emerson, K. Johnson, Diehl, Linderman, Dick, Wells, Rivinius, Belter, McDonald, Matheny, Burke, Boustead, Bier, B. Peterson, Sandness, Austin, Froelich, Welder, Gackle, Hoffner, Sanstead, Hougen, Thorsgard, Bunker, Aafedt, Leibhan, Simonson, Henning, Kuehn, Seibel, Bernabucci)

An Act to prohibit discrimination against women jockeys and providing a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA

SECTION 1.) No person shall discriminate between horse jockeys on the basis of the sex of the jockey and all women jockeys shall be permitted to ride a horse in any horse race conducted in accordance with the laws of this state. Any person violating the provisions of this Act shall be guilty of a misdemeanor.

Page 261, in line 30, following, "367" add, "be printed in the Journal, but"

On page 308, after line 2, insert the following:

"Rep. Hilleboe moved that the rules be suspended and House Bill No. 53 be deemed properly engrossed and placed on Second Reading and Final Passage, which motion prevailed."

On page 330, after line 5, insert:

"Rep. Hilleboe moved that the rules be suspended and House Bill No. 50 be deemed properly engrossed and placed on Second Reading and Final Passage, which motion prevailed."

Page 370, line 57, after "Newspapermen's" add "and Newspaper-women's"

On page 457, line 2, delete "House" and substitute "Senate" in lieu thereof.

Page 459, line 20, change "House" to "Senate"

Page 587, after line 32, "House Bill 359" should be added to the report.

On page 627, at the end of line 33, add "and declaring an emergency."

Page 747, line 5, delete "re-engrossed" and substitute in lieu thereof "engrossed"

On page 768, line 41, delete "425" and substitute in lieu thereof "738".

Page 838, line 45, delete "amend and reenact" and insert in lieu thereof "repeal"

Page 882, line 44, delete "Senate" and insert in lieu thereof "Committee"

Page 928, delete lines 43, 44, 45, 46, 47, 48, 49, and 50, and insert in lieu thereof the following:

"Senate Bill No. 215. A Bill for an Act providing for the regulation of collection agencies; administration; requiring license for such

ERRATA SHEET (Continued)

agencies; providing for fees and bonds therefore; prescribing manner of applying for collection agency license; powers of Department of Banking and Financial Institutions; providing for records and funds to be kept; revocation and suspension of license; and prescribing penalties."

Page 1048, in line 47, following "Link" add ", Reimers"

Page 1048, line 54, following "Link" add ", Reimers"

Page 1048, line 12, delete "74" and substitute "5" in lieu thereof.

Page 1156, after line 27, add, "which motion prevailed".

Page 1254, line 5, delete "Senate" and substitute "House" in lieu thereof.

Page 1509, line 3, delete "Senate" and substitute "House" in lieu thereof.

Page 1555, after line 30 insert, "Rep. Hensrud moved the report be adopted, which motion prevailed."

Page 1562, delete line 6.

Page 1576, after line 38, insert, "The Speaker announces the following appointments."

"Buy North Dakota Products"

Organizational and Orientation Session December 3, 4, 5, 1968

Journal of the House



Forty-First Legislative Assembly

FIRST DAY

Bismarck, December 3, 1968

At the hour of nine o'clock A. M. on the third day of December, 1968, being the day and hour designated by law for the convening of the organizational session of the legislative assembly of the State of North Dakota, the members elect of the House of Representatives assembled in the House Chamber of the State Capitol building at Bismarck, North Dakota, and were called to order by the Speaker of the 1967 legislative session, Rep. Gordon Aamoth.

The list of the qualified members as certified by the Secretary of State was read by the 1967 Chief Clerk, Roy Gilbreath, as follows:

STATE OF NORTH DAKOTA

Department of State

Bismarck, December 2, 1968

Chief Clerk of the House of Representatives
Forty-first Legislative Assembly
Bismarck, North Dakota

Dear Sir:

I hereby certify that the following is, according to the records of my office, a true and correct list of the names and addresses of those duly elected as members of the House of Representatives of the Forty-first Legislative Assembly of the state of North Dakota.

| Dist. | County | Names | Address |
|-------|-------------------------------|------------------------------|-----------|
| 1. | Pt. Williams..... | Ardean Aafedt..... | Williston |
| | | Robert (Bob) Peterson..... | Williston |
| 2. | Pt. Williams & Divide..... | Olaf Opedahl..... | Tioga |
| | | Iver Solberg..... | Ray |
| 3. | Burke, Renville & Pt. Ward... | M. E. (Sam) Glaspey..... | Lignite |
| | | Richard J. Backes..... | Glenburn |
| 4. | Mountrail & Pt. Ward..... | William A. Erickson..... | Stanley |
| | | Robert E. Grant..... | Berthold |
| 5. | Pt. Ward..... | Lynn W. Aas..... | Minot |
| | | Morris Anderson..... | Minot |
| | | Gordon Emerson..... | Minot |
| | | Brynhild Haugland..... | Minot |
| | | James A. (Jim) Peterson..... | Minot |
| | | Wayne G. Sanstead..... | Minot |
| 6. | Bottineau & Pt. McHenry..... | Carl J. Freeman..... | Bottineau |
| | | Glenn Henning..... | Newburg |

JOURNAL OF THE HOUSE

| | | | | |
|-----|---------------------------------|-----------------------------|---------------------------------|-------------------------|
| 7. | Pt. McHenry & Pt. Ward..... | Paul Swedlund..... | Velva Hayden Thompson..... | Towner |
| 8. | McLean..... | Gordon Matheny..... | Donald Giffey..... | Emmet Roseglen |
| 9. | Rolette & Pt. Towner..... | Oscar Solberg..... | Gerhart Wilkie..... | Mylo Rolla |
| 10. | Cavalier & Pt. Towner..... | Glen Goodman..... | Robert P. Wells..... | Milton Langdon |
| 11. | Pembina..... | Don Halcrow..... | Clifford Moquist..... | Drayton Crystal |
| 12. | Pierce & Pt. Benson..... | Joe B. Leibhan..... | S. F. (Buckshot) Hoffner..... | Esmond Esmond |
| 13. | Eddy, Foster & Pt. Benson..... | Arne S. Boyum..... | Dale Linderman..... | Carrington Carrington |
| 14. | Sheridan & Wells..... | Albert Seibel..... | Bryce Streibel..... | Martin Fessenden |
| 15. | Ramsey..... | Fred Hoghaug..... | H. Kent Jones..... | Devils Lake Webster |
| 16. | Pt. Walsh..... | Odell Berg..... | Harley Kingsbury..... | Grafton Nash |
| 17. | Pt. Walsh & Nelson..... | C. Arnold Lillehaugen..... | Henry Lundene..... | Brocket Adams |
| 18. | Pt. Grand Forks..... | I. O. (Sparky) Hensrud..... | Stuart McDonald..... | Grand Forks Grand Forks |
| | | | Winston Register..... | Grand Forks |
| | | | Mrs. J. Lloyd Stone..... | Grand Forks |
| | | | Earl Strinden..... | Grand Forks |
| | | | Kenneth Tweeten..... | Grand Forks |
| 19. | Pt. Grand Forks..... | James Hougen..... | Enoch Thorsgard..... | Larimore Northwood |
| 20. | Traill & Pt. Cass..... | Ralph Diehl..... | Eldred N. Dornacker..... | Hillsboro Mayville |
| 21. | Pt. Cass..... | Gordon S. Aamoth..... | A. G. (Art) Bunker..... | Fargo Fargo |
| | | | Mrs. Donald (Aloha) Eagles..... | Fargo |
| | | | Richard A. Hentges..... | Fargo |
| | | | Peter S. Hilleboe..... | Fargo |
| | | | Clark J. Jenkins..... | Fargo |
| | | | LeRoy M. Larson..... | West Fargo |
| | | | Carl A. White..... | Fargo |
| 22. | Pt. Cass..... | Wesley Belter..... | Francis E. (Hank) Weber..... | Leonard Wheatland |
| 23. | Griggs, Steele, Pt. Barnes..... | Ernest N. Johnson..... | Thomas J. Brakke..... | Dazey Sharon |
| 24. | Pt. Barnes..... | Ernest J. Miedema..... | Leslie C. Powers..... | Valley City Valley City |
| 25. | Pt. Richland..... | Harold O. Bullis..... | Earl L. Stoltenow..... | Wahpeton Wahpeton |
| 26. | Pt. Richland & Sargent..... | Eugene Dahl..... | Kenneth Erickson..... | Gwinner DeLamere |
| 27. | Ransom & Pt. LaMoure..... | Lawrence Dick..... | Claire A. Sandness..... | Englevale LaMoure |
| 28. | Dickey & Pt. LaMoure..... | William Gackle..... | L. C. Mueller..... | Kulm Oakes |
| 29. | Stutsman..... | Jack Bernabucci..... | Henry Ganser..... | Jamestown Cleveland |

| | | |
|---|-----------------------------|----------------|
| | Gordon Larson..... | Sydney |
| | Robert E. Reimers..... | Melville |
| 30. Logan & McIntosh..... | Emil E. Schaffer..... | Gackle |
| | Joe Welder..... | Napoleon |
| 31. Kidder & Emmons..... | Wm. DeKrey..... | Pettibone |
| | Howard F. Bier..... | Hazleton |
| 32. Burleigh..... | Myron Atkinson..... | Bismarck |
| | Carl Boustead..... | Bismarck |
| | Monty Burke..... | McKenzie |
| | Theodore A. (Ted) Lang..... | Sterling |
| | Edward Metzger..... | Bismarck |
| | Vern Wagner..... | Bismarck |
| 33. Mercer, Oliver, Pt. Morton..... | James Connolly..... | Golden Valley |
| | Ralph Hickle..... | Center |
| 34. Pt. Morton..... | William C. Kelsch..... | Mandan |
| | Duane Kuehn..... | Mandan |
| 35. Grant, Sioux, Pt. Morton..... | Lyle Dawson, Jr..... | Fort Rice |
| | Albert L. Rivinius..... | Elgin |
| 36. McKenzie & Dunn..... | Leonard J. Davis..... | Killdeer |
| | Arthur A. Link..... | Alexander |
| 37. Pt. Stark..... | Donald A. Froelich..... | Dickinson |
| | Mike Olienyk..... | Belfield |
| 38. Hettinger, Pt. Stark, Pt. Adams..... | Milon Austin..... | Mott |
| | Kenneth Knudson..... | Taylor |
| 39. Golden Valley, Billings, Slope, Bowman, Pt. Adams..... | Karnes Johnson..... | Sentinel Butte |
| | Earl C. Rundle..... | New England |

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 2nd day of December, A.D. 1968.

BEN MEIER
Secretary of State
State of North Dakota

(SEAL)

Two communications were read by the Acting Chief Clerk concerning two contested elections as follows:

STATE OF NORTH DAKOTA

Department of State

Bismarck, December 2, 1968

Clerk of the House
Forty-first Legislative Assembly
Bismarck, North Dakota

Dear Sir:

Attached herewith are certain documents which were filed in my office relating to the contest of election, 23rd Legislative District, Simon Simonson VS Thomas J. Brakke.

Sincerely yours,
BEN MEIER
Secretary of State

BM/hw
Enc

NOTICE OF CONTEST

In the Matter of the Contest
for a House Seat for the 23rd
Legislative District of the
State of North Dakota.

Simon Simonson, a candidate for the House of Representatives for the 23rd Legislative District, State of North Dakota, in the General Election held on November 5, 1968, hereby gives notice to Thomas

Brakke, also a candidate for the House of Representatives for the 23rd Legislative District, that the said Simon Simonson does intend to and does hereby contest the right of the said Thomas Brakke to hold the House seat on the ground and for the following reason:

I.

That the closeness of the announced total votes and the likelihood of errors in counting of the ballots and accepting or rejecting the same warrant and requires a re-examination of all of said ballots by the House of Representatives of the State of North Dakota for the purpose of ascertaining the actual winner of said election contest.

WHEREFORE, Simon Simonson respectfully requests that this contest be determined by the House of Representatives of the State of North Dakota.

Dated this 26th day of November, 1968.

Simon Simonson
WOLF, GLASER & MILHOLLAN
ATTORNEYS AT LAW
N.D.E.A. BUILDING
BISMARCK, NORTH DAKOTA

ANSWER TO NOTICE OF CONTEST

In the Matter of the Contest
 for a House Seat for the 23rd
 Legislative District of the
 State of North Dakota.

Thomas Brakke, a candidate for the House of Representatives for the 23rd Legislative District, State of North Dakota, in the General Election held on November 5, 1968, by and through his attorney, Scott G. Anderson of Solberg, Anderson & Green, Box 1897, Fargo, North Dakota, hereby answers the Notice of Contest served upon him on November 26, 1968 by Simon Simonson, by and through his attorneys, Wolf, Glaser & Milhollan, Bismarck, North Dakota as follows:

I.

That the ballots of the respective precincts of the 23rd Legislative District of the State of North Dakota were duly certified by the precinct election officials, the county canvassing boards and the State Canvassing Board and there appearing no discrepancies or dispute as to the regularity of the ballots, Thomas Brakke was duly certified as the qualified and elected member of the House of Representatives for the said District.

II.

That the Notice of Contest of Simon Simonson does not allege or specify any particular grounds of error in either the election procedure or in the counting and certification of the ballots.

WHEREFORE, Thomas Brakke respectfully requests that the North Dakota House of Representatives accept the findings of the State Board of Canvassers which declared Thomas Brakke as the duly qualified and elected Representative from the 23rd Legislative District.

Dated this 2nd day of December, 1968.

Scott G. Anderson
SOLBERG, ANDERSON & GREEN
 711 Second Avenue North
 Fargo, North Dakota
 Attorneys for Thomas Brakke

STATE OF NORTH DAKOTA
 Department of State

Bismarck, December 2, 1968

Clerk of the House
 Forty-first Legislative Assembly
 Bismarck, North Dakota

Dear Sir:

Attached herewith are certain documents which were filed in my office relating to the contest of election, 22nd Legislative District, Florence Thompson vs Wesley Belter.

Sincerely yours,
 BEN MEIER
 Secretary of State
 By Jay A. Bryant
 Deputy

BM/hw
 Enc.

NOTICE TO CONTEST

IN THE MATTER OF THE CONTEST FOR A HOUSE SEAT FOR THE 22ND LEGISLATIVE DISTRICT, STATE OF NORTH DAKOTA.

Florence Thompson, District Chairman of the 22nd District, Democrat-NPL, in the general election held on November 5, 1968, hereby gives notice to Wesley Belter, also a candidate for the House of Representatives for the 22nd Legislative District; that the said Florence Thompson as Chairman of said 22nd Legislative District Democratic-NPL does intend to and does hereby contest the right of the said Wesley Belter to hold the House seat on the grounds and for the following reasons to wit:

1. That five (5) votes in the City of Page, North Dakota were not counted for Anna Powers by the election board.
2. That at Tower City, North Dakota two (2) more votes were cast for the President of the United States than voters who voted at the polls.
3. That one (1) vote in Dows Township was not counted for Anna Powers.
4. That the closeness of the total votes and the likelihood of errors in counting of the ballots and accepting or rejections of the same, requires a re-examination of all of said ballots by the House of Representatives of the State of North Dakota for the purpose of ascertaining the actual winner of said election contest held on November 5, 1968.

WHEREFORE, Florence Thompson respectfully requests that said contest be determined by the House of Representatives of the State of North Dakota.

Dated this 27th day of November, 1968.

/s/ Mrs. Florence Thompson
 Florence Thompson, District Chairman
 22nd District Democrat-NPL
 Woell and Woell
 Attorneys at Law
 Casselton, North Dakota

The acting Speaker announced the House would be on the second order of business.

ROLL CALL

The roll was called and there were 97 present; 1 absent.

Those present were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Emerson | Jones | Register |
| Aamoth | Erickson, K. | Kelsch | Reimers |
| Aas | Erickson, W. | Kingsbury | Rivinius |
| Anderson | Freeman | Knudson | Rundle |
| Atkinson | Froelich | Kuehn | Sandness |
| Austin | Gackle | Lang | Sanstead |

| | | | |
|------------|-------------|--------------|-------------|
| Backes | Ganser | Larson, G. | Schaffer |
| Belter | Giffey | Larson, L. | Seibel |
| Berg | Glaspey | Leibhan | Solberg, I. |
| Bernabucci | Goodman | Lillehaugen | Solberg, O. |
| Bier | Grant | Linderman | Stoltenow |
| Boustead | Halcrow | Link | Stone |
| Boyum | Haugland | Lundene | Streibel |
| Brakke | Henning | Matheny | Strinden |
| Bullis | Hensrud | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Moquist | Tweten |
| Davis | Hoffner | Mueller | Wagner |
| Dawson | Hoghaug | Olienyk | Weber |
| DeKrey | Hougen | Opedahl | Welder |
| Dick | Jenkins | Peterson, J. | Wells |
| Diehl | Johnson, E. | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | | | |
| Absent: | | | |
| Dahl | | | |

Rep Burke moved that the Acting Speaker appoint a committee of two to escort the Supreme Court Justice, Alvin C. Strutz, to the rostrum. The motion prevailed and Rep. Burke and Rep. Giffey were appointed to the committee. Judge Strutz was escorted to the rostrum and the members were sworn in with the exception of the two members whose elections are being contested — Reps. Belter and Brakke.

Prayer was offered by the Rev. Terence Stamp of the House of Prayer in Bismarck, North Dakota.

Rep. Streibel requested that the House be on the 8th order of business, which request was granted.

MOTIONS

Rep. Streibel moved that a committee of five be appointed to the election contest investigation in the contest between Rep. Belter and Mrs. Anna Powers, in District 22, and to report its findings and conclusions to this body. The motion carried and the Acting Speaker appointed as such committee, Reps. Dick, Leslie Powers, Burke, Wm. Erickson and Lundene. Speaker Aamoth announced that the Committee will report their findings to this body by the 7th of Jan. 1969. The first named Representative to act as Chairman of the Committee.

Rep. Streibel moved that the Chair appoint a Committee of Five to investigate the contest between Rep. Brakke and Mr. Simon Simonson, in District 23 and report its findings and conclusions to this body. The motion carried and the Acting Speaker appointed as such committee, Reps. Wagner, Dawson, Rundle, Backes and Giffey. Speaker Aamoth announced that the Committee will report their findings to this body by the 7th of Jan. 1969.

The first named Representative to act as Chairman of the Committee.

Rep. Link moved that Rep. Belter and Rep. Brakke, having been certified and then challenged, be seated at this time, provisionally — subject to later final action by this House after investigation and the report from the special committee appointed for this purpose by the Speaker. The motion of Rep. Link was carried on a roll call vote.

ROLL CALL

The roll was called and there were ayes 94; passed 2; absent and not voting 2.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|----------|
| Aafedt | Erickson, W. | Kingsbury | Reimers |
| Aamoth | Freeman | Knudson | Rivinius |

| | | | |
|------------------------|-------------|--------------|-------------|
| Aas | Froelich | Kuehn | Rundle |
| Anderson | Gackle | Lang | Sandness |
| Atkinson | Ganser | Larson, G. | Sanstead |
| Austin | Giffey | Larson, L. | Schaffer |
| Backes | Glaspey | Leibhan | Seibel |
| Berg | Goodman | Lillehaugen | Solberg, I. |
| Bernabucci | Grant | Linderman | Solberg, O. |
| Bier | Halcrow | Link | Stoltenow |
| Boustead | Haugland | Lundene | Stone |
| Boyum | Henning | Matheny | Streibel |
| Bullis | Hensrud | McDonald | Strinden |
| Bunker | Hentges | Metzger | Swedlund |
| Burke | Hickle | Miedema | Thompson |
| Connolly | Hilleboe | Moquist | Thorsgard |
| Davis | Hoffner | Mueller | Twetten |
| Dawson | Hoghaug | Olienyk | Wagner |
| Dick | Hougen | Opedahl | Weber |
| Diehl | Jenkins | Peterson, J. | Welder |
| Dornacker | Johnson, E. | Peterson, R. | Wells |
| Eagles | Johnson, K. | Powers | White |
| Emerson | Jones | Register | Wilkie |
| Erickson, K. | Kelsch | | |
| Passed. | | | |
| Belter | Brakke | | |
| Absent and not voting: | | | |
| Dahl | DeKrey | | |

So the motion of Rep. Link was declared carried and Reps. Belter and Brakke were seated, provisionally.

Committee preference slips, mileage slips and other material were distributed and explanations given of the committee system and the method of committee appointments.

Rep. Streibel moved that the House now stand in recess until 1:30 p.m. which motion prevailed.

The House reconvened at 1:30 p.m. with Acting Speaker Aamoth presiding.

Acting Speaker Aamoth announced that the next order of business would be the election of a Chief Clerk.

Rep. Boustead moved the nomination of Roy Gilbreath as Chief Clerk. The motion was seconded. Rep. Wm. Erickson moved that the nominations be closed and the roll call taken.

ROLL CALL

The question being on the election of Roy Gilbreath as Chief Clerk the roll was called and there were ayes, 96; nays, 0; absent and not voting 2.

Those voting for Gilbreath were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Jones | Register |
| Aamoth | Erickson, K. | Kelsch | Reimers |
| Aas | Erickson, W. | Kingsbury | Rivinius |
| Anderson | Freeman | Knudson | Rundle |
| Atkinson | Froelich | Kuehn | Sandness |
| Backes | Gackle | Lang | Sanstead |
| Belter | Ganser | Larson, G. | Schaffer |
| Berg | Giffey | Larson, L. | Seibel |
| Bernabucci | Glaspey | Leibhan | Solberg, I. |
| Bier | Goodman | Lillehaugen | Solberg, O. |
| Boustead | Grant | Linderman | Stoltenow |
| Boyum | Halcrow | Link | Stone |
| Brakke | Haugland | Lundene | Streibel |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hensrud | McDonald | Swedlund |

| | | | |
|-----------|-------------|--------------|-----------|
| Burke | Hentges | Metzger | Thompson |
| Connolly | Hickle | Miedema | Thorsgard |
| Davis | Hilleboe | Moquist | Tweten |
| Dawson | Hoffner | Mueller | Wagner |
| DeKrey | Hoghaug | Olienyk | Weber |
| Dick | Hougen | Opedahl | Welder |
| Diehl | Jenkins | Peterson, J. | Wells |
| Dornacker | Johnson, E. | Peterson, R. | White |
| Eagles | Johnson, K. | Powers | Wilkie |

Absent and not voting:

Austin Dahl

So Roy Gilbreath was declared elected as Chief Clerk and was sworn in by the Acting Speaker.

The Speaker announced that the next order of business would be the election of a desk reporter.

Rep. Link: "In most every case, in a grove of trees, there is an outgrowth of thorns, and in this thicket is a rose.

"This legislative assembly, while we may think highly of ourselves as individuals and as a group, get to be pretty thorny at times, to the employees who are very faithful to all of us and we are fortunate in that regard that we have filled the position of desk reporter one who, if we were to give her a nickname, rather than her name of Ruth, the name would be Rose.

"Ruth Smith is truly a rose, not only on the desk force, but in the entire assembly.

"It is not news to the members who have previously served here, that Ruth will take care of our legislative needs and desires that are reasonable — and I assure you new members that before very long you will have this experience.

"Mrs. Smith is one of North Dakota's outstanding, and most faithful public servants.

"I could spend a great deal of time extolling the virtues of this wonderful person but it is suffice to say that I think this is one of the highest honors, and personal privileges, to place in nomination for the office of the desk reporter, the name of Ruth Smith.

"I move the nomination of Ruth Smith as desk reporter."

ROLL CALL

Rep. Link's motion was seconded and the question being on the election of Ruth Smith as Desk Reporter, the roll was called and there were ayes, 96; nays, 0; absent and not voting 2.

Those voting for Ruth Smith were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Jones | Register |
| Aamoth | Erickson, K. | Kelsch | Reimers |
| Aas | Erickson, W. | Kingsbury | Rivinius |
| Anderson | Freeman | Knudson | Rundle |
| Atkinson | Froelich | Kuehn | Sandness |
| Backes | Gackle | Lang | Sanstead |
| Belter | Ganser | Larson, G. | Schaffer |
| Berg | Giffey | Larson, L. | Seibel |
| Bernabucci | Glaspey | Leibhan | Solberg, I. |
| Bier | Goodman | Lillehaugen | Solberg, O. |
| Boustead | Grant | Linderman | Stoltenow |
| Boyum | Halcrow | Link | Stone |
| Brakke | Haugland | Lundene | Streibel |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hensrud | McDonald | Swedlund |
| Burke | Hentges | Metzger | Thompson |
| Connolly | Hickle | Miedema | Thorsgard |
| Davis | Hilleboe | Moquist | Tweten |
| Dawson | Hoffner | Mueller | Wagner |

| | | | |
|-----------|-------------|--------------|--------|
| DeKrey | Hoghaug | Olienyk | Weber |
| Dick | Hougen | Opedahl | Welder |
| Diehl | Jenkins | Peterson, J. | Wells |
| Dornacker | Johnson, E. | Peterson, R. | White |
| Eagles | Johnson, K. | Powers | Wilkie |

Absent and not voting:

Austin Dahl

So Ruth Smith was declared elected as Desk Reporter and was sworn in by the Acting Speaker.

The Acting Speaker announced that the next order of business would be the election of a Speaker.

Rep. Bier: "Mr. Speaker, fellow members of the house — I am very proud to have the opportunity to place in nomination the name of Rep. Ernest Johnson of the 23rd District for the position of Speaker of the House for the 41st Legislative Session. Ernie, as most of us know him, was first elected to serve in the 1959 Session and has won reelection five times since. He has proven himself to be one of the hardest working people in the Legislature, and has taken an interest in all legislation whether it be in his committee or not. He is a fighter for what he believes to be right but he would never take an unfair advantage of anyone. His fairness and integrity are unquestioned.

"Ernie served as Chairman of the House Education Committee during the last session and did a tremendous job in that difficult position. He was a member of the full L.R.C. Committee during the post biennium and Chaired the Subcommittee on Education.

"Representative Johnson has the experience, he has the leadership ability, he is fair and honest, and he will be a Speaker we can all be proud of.

"It is a great pleasure to put forth the name of Representative Ernest Johnson as a nominee for the position of Speaker of the House for the coming legislative session."

Rep. Peterson of Williams: "Mr. Speaker, fellow representatives — I speak on behalf of the candidacy of Ernest Johnson because I feel that he has many of the qualifications necessary to become Speaker of the House: tolerance, patience, conscientious, humbleness, desire. But most of all he is a dedicated Legislator; dedicated to the betterment of North Dakota for all people, both now and in the future. Because of this, and for many more reasons, which I am sure all of you are aware of, I am proud to second the nomination of Ernest Johnson for Speaker of the House of Representatives."

Rep. Hoffner: "It is my pleasure and distinct honor to place into nomination the name of a legislator I've known for many years. Rep. Giffey served his first session in 1961 and has had the confidence of his area every election since. Rep. Giffey has devoted many days of time to public service. He served as majority floor leader in the 1965 session and did a commendable job in that position.

"I feel this assembly would do real well to elect Rep. Giffey as its speaker for the 41st legislative session. Thank you."

Rep. Sanstead: "I wish to second the nomination of Rep. Giffey. I have served in three sessions with him when he was floor leader and assistant floor leader. He has served in every session with distinction.

"The people of Don Giffey's area have re-elected him because they know he has served them well.

"And he will serve well as Speaker of the House.

"Thank you."

ROLL CALL

The question being on the election of a Speaker, the roll was called and there were 76 votes for Johnson; 18 for Giffey, 2 passed, absent and not voting 2.

Those voting for Johnson were:

| | | | |
|------------|-----------|--------------|--------------|
| Aafedt | Diehl | Johnson, K. | Peterson, R. |
| Aamoth | Dornacker | Jones | Powers |
| Aas | Eagles | Kelsch | Register |
| Anderson | Emerson | Kingsbury | Reimers |
| Atkinson | Freeman | Knudson | Rivinius |
| Belter | Froelich | Kuehn | Rundle |
| Berg | Gackle | Lang | Sandness |
| Bernabucci | Ganser | Larson, G. | Schaffer |
| Bier | Goodman | Larson, L. | Seibel |
| Boustead | Halcrow | Leibhan | Stoltenow |
| Boyum | Haugland | Lillehaugen | Stone |
| Bullis | Henning | Matheny | Streibel |
| Bunker | Hensrud | McDonald | Strinden |
| Burke | Hentges | Metzger | Thorsgard |
| Connolly | Hickle | Miedema | Tweten |
| Davis | Hilleboe | Moquist | Wagner |
| Dawson | Hoghaug | Mueller | Welder |
| DeKrey | Hougen | Olienyk | Wells |
| Dick | Jenkins | Peterson, J. | White |

Those voting for Giffey were:

| | | | |
|--------------|-----------|-------------|----------|
| Backes | Grant | Opedahl | Swedlund |
| Brakke | Hoffner | Sanstead | Thompson |
| Erickson, K. | Linderman | Solberg, I. | Weber |
| Erickson, W. | Link | Solberg, O. | Wilkie |
| Glaspey | Lundene | | |

Those passing their vote were:

Giffey Johnson, E.

Absent and not voting:

Austin Dahl

So Rep. Ernest Johnson was declared elected as Speaker.

Rep. Streibel moved that the Acting Speaker appoint a committee of two to escort Chief Justice Tiegen to the rostrum to swear in the newly elected Speaker, Rep. Ernest Johnson, which motion prevailed. Speaker Aamoth appointed as such committee, Reps. Wagner and Boustead.

Rep. Giffey moved that the Chief Clerk be instructed to cast a unanimous ballot for Rep. Ernest Johnson as Speaker, which motion prevailed, and Rep. Ernest Johnson was unanimously elected as Speaker.

Rep. Powers moved that the Acting Speaker appoint a committee of two to escort the newly elected Speaker to the rostrum, which motion prevailed and the Acting Speaker appointed as such committee Reps. Powers and Miedema.

Rep. Ernest Johnson was then sworn in by Judge Tiegen.

Speaker Johnson:

"Speaker Aamoth and other members of this body:

"I want to assure you that I feel privileged and honored to have been elected the Speaker of this Assembly. I want to thank each and every one who has worked so hard in my behalf and I want to thank those who supported me all the way through — particularly, I want to thank Don Giffey who moved that an unanimous vote be given me for speaker — thank you for that.

"I would only ask, and beg of you, that you will have tolerance and patience with me as I stumble through these first days that are ahead of us. I make one promise to you that I will be as fair as I possibly know how to be. I hold you all in respect and deep regard and I hope that during the session we will have the finest cooperation that we may work together as a team for the greatest benefit for the people of this great state of ours. I deem it a privilege to be elected Speaker and I ask that you give me your cooperation.

"Again, I say thank you."

Speaker Johnson announced that the selection of seats by the members would be the next order of business.

SEATING ORDER

1. Former Speaker Link and the 36th District Delegation
2. Former Speaker Aamoth and the 21st District Delegation
3. Majority Floor Leader Streibel and the 14th District Delegation
4. Assistant Floor Leader Strinden and the 18th District Delegation
5. Assistant Floor Leader Hoffner and the 12th District Delegation

All others are seated by Districts according to the seniority of the senior member of that District, beginning with the seniority chart (except those Districts previously seated with officers).

MEMBERS OF THE HOUSE OF REPRESENTATIVES* (Years Served in House Including 1967 Session)

| District Representative | Actual Years Served | Seniority by Total Years of Service |
|------------------------------|---|--|
| 5. Haugland, Brynhild..... | 1939-41-43-45-47-49-51-53- 55-57-59-61-63-65-67..... | 15 |
| 36. Link, Arthur A..... | 1947-49-51-53-55-57-59-61-63-65-67 .. | 11 |
| 9. Solberg, Oscar..... | 1949-51-53-55-59-61-63-65-67 | 9 |
| 27. Dick, Lawrence..... | 1955-57-59-61-63-65-67 | 7 |
| 28. Mueller, L. C..... | 1955-57-59-61-63-65-67 | 7 |
| 21. Aamoth, Gordon S..... | 1957-59-61-63-65-67 | 6 |
| 9. Wilkie, Gerhart..... | 1957-59-61-63-65-67 | 6 |
| 31. Bier, Howard F..... | 1959-61-63-65-67 | 5 |
| 3. Glaspey, M. E..... | 1959-61-63-65-67 | 5 |
| 11. Halcrow, Don..... | 1957-59-61-63-67 | 5 |
| 23. Johnson, Ernest N..... | 1959-61-63-65-67 | 5 |
| 14. Streibel, Bryce..... | 1957-59-63-65-67 | 5 |
| 18. Tweten, Kenneth..... | 1959-61-63-65-67 | 5 |
| 3. Backes, Richard J..... | 1961-63-65-67 | 4 |
| 36. Davis, Leonard J..... | 1961-63-65-67 | 4 |
| 20. Diehl, Ralph E..... | 1959-61-63-67 | 4 |
| 8. Giffey, Donald..... | 1961-63-65-67 | 4 |
| 29. Reimers, Robert F..... | 1961-63-65-67 | 4 |
| 33. Connolly, James L..... | 1963-65-67 | 3 |
| 20. Dornacker, Eldred N..... | 1963-65-67 | 3 |
| 4. Erickson, William A..... | 1963-65-67 | 3 |
| 29. Ganser, Henry..... | 1963-65-67 | 3 |
| 37. Olienyk, Mike..... | 1963-65-67 | 3 |
| 30. Schaffer, E. E..... | 1961-65-67 | 3 |
| 2. Solberg, Iver..... | 1937-39-67 | 3 |
| 32. Wagner, Vernon E..... | 1963-65-67 | 3 |
| 22. Weber, Francis E..... | 1963-65-67 | 3 |
| 30. Welder, Joe..... | 1963-65-67 | 3 |
| 38. Austin, Milon..... | 1963-67 | 2 |
| 32. Boustead, Carl H..... | 1965-67 | 2 |
| 28. Gackle, William..... | 1963-67 | 2 |
| 10. Goodman, Glen..... | 1963-67 | 2 |
| 33. Hickle, Ralph..... | 1965-67 | 2 |
| 21. Hilleboe, Peter S..... | 1965-67 | 2 |
| 39. Johnson, Karnes..... | 1965-67 | 2 |
| 32. Lang, Theodore A..... | 1965-67 | 2 |
| 2. Opedahl, Olaf..... | 1965-67 | 2 |
| 24. Powers, Leslie C..... | 1965-67 | 2 |
| 35. Rivinius, Albert L..... | 1965-67 | 2 |
| 39. Rundle, Earl..... | 1965-67 | 2 |
| 5. Sanstead, Wayne G..... | 1965-67 | 2 |
| 1. Aafedt, Ardean..... | 1967 | 1 |
| 5. Aas, Lynn W..... | 1967 | 1 |

| | | |
|---------------------------------|---------|---|
| 22. Belter, Wesley..... | 1967 | 1 |
| 29. Bernabucci, Jack..... | 1967 | 1 |
| 13. Boyum, Arne..... | 1967 | 1 |
| 25. Bullis, Harold O..... | 1967 | 1 |
| 21. Bunker, A. G..... | 1967 | 1 |
| 32. Burke, Monty..... | 1967 | 1 |
| 26. Dahl, Eugene R..... | 1967 | 1 |
| 35. Dawson, Lyle L..... | 1967 | 1 |
| 31. DeKrey, William..... | 1967 | 1 |
| 21. Eagles, Aloha..... | 1967 | 1 |
| 6. Freeman, Carl J..... | 1967 | 1 |
| 37. Froelich, Donald A..... | 1967 | 1 |
| 18. Hensrud, I. O..... | 1967 | 1 |
| 15. Hoghaug, Fred..... | 1967 | 1 |
| 21. Jenkins, Clark J..... | 1967 | 1 |
| 15. Jones, H. Kent..... | 1967 | 1 |
| 34. Kelsch, William C..... | 1967 | 1 |
| 16. Kingsbury, Harley R..... | 1967 | 1 |
| 38. Knudson, Kenneth..... | 1967 | 1 |
| 34. Kuehn, Duane A..... | 1967 | 1 |
| 29. Larson, Gordon..... | 1967 | 1 |
| 12. Leibhan, Joe B..... | 1967 | 1 |
| 17. Lillehaugen, C. Arnold..... | 1967 | 1 |
| 18. McDonald, Stuart J..... | 1967 | 1 |
| 32. Metzger, Edward..... | 1967 | 1 |
| 11. Moquist, Clifford..... | 1967 | 1 |
| 5. Peterson, James A..... | 1967 | 1 |
| 1. Peterson, Robert W..... | 1967 | 1 |
| 27. Sandness, Claire A..... | 1967 | 1 |
| 14. Seibel, Albert..... | 1967 | 1 |
| 25. Stoltenow, Earl..... | 1967 | 1 |
| 18. Stone, Mrs. J. Lloyd..... | 1967 | 1 |
| 18. Strinden, Earl S..... | 1967 | 1 |
| 10. Wells, Robert..... | 1967 | 1 |
| 5. Anderson, Morris | | |
| 32. Atkinson, Myron | | |
| 16. Berg, Odell | | |
| 23. Brakke, Thomas J. | | |
| 5. Emerson, Gordon | | |
| 26. Erickson, Kenneth | | |
| 4. Grant, Robert E. | | |
| 6. Henning, Glenn | | |
| 21. Hentges, Richard A. | | |
| 12. Hoffner, S. F..... | 1963-65 | 2 |
| 19. Hougen, James | | |
| 21. Larson, LeRoy M. | | |
| 13. Linderman, Dale..... | 1965 | 1 |
| 17. Lundene, Henry..... | 1963-65 | 2 |
| 8. Matheny, Gordon | | |
| 24. Miedema, Ernest J. | | |
| 18. Register, Winston | | |
| 7. Swedlund, Paul | | |
| 7. Thompson, Hayden | | |
| 19. Thorsgard, Enoch | | |
| 21. White, Carl A. | | |

Rep. Streibel moved that the rules of the Fortieth Legislative Assembly be adopted as the temporary rules of the Forty-First Legislative Assembly, with the following amendments:

PROPOSED HOUSE RULES CHANGES

The temporary House Rules Nos. 29, 36, and 86 be amended to read as follows:

SECTION 1.) House Rules Nos. 29, 36, and 86 are hereby amended to read as follows:

29. WHO MAY INTRODUCE

Any bill, memorial or resolution which conforms to statutory requirements and the rules herein set forth, within the time prescribed, may be introduced by any member, standing committee or the Legislative Research Committee by filing the same with the Clerk of the House, who shall number or letter consecutively each bill or resolution, or, prior to the convening of the regular session, by pre-filing in the offices of the Legislative Research Committee. Such pre-filed bills, memorials, or resolutions will be numbered or lettered and delivered to the Clerk of the House for introduction. The Speaker of the House may assign such pre-filed bills, memorials, or resolutions to committee and may arrange, prior to the convening of the regular session, for the posting of notice of hearing. Pre-filed bills, memorials, or resolutions may not be withdrawn, except on the floor of the House in the manner provided by the rules, and such bills, memorials, or resolutions shall not be confidential.

36. PRINTING OF BILLS

All bills, resolutions or memorials requiring the approval of the Governor or a change in the Constitution of the State of North Dakota, after the first reading, shall be printed unless otherwise ordered by the House. Bills, resolutions, or memorials which are pre-filed pursuant to Rule 29 may be printed upon order of the Legislative Research Committee.

86. OFFICERS AND EMPLOYEE POSITIONS OF THE HOUSE OF REPRESENTATIVES

The following offices and employee positions shall be established and the number, title, ((salary,)) and manner of selection for each position shall be as hereinafter indicated or stated;

| TITLE OF POSITION | GROUP A | NUMBER OF POSITIONS |
|-------------------|---------|---------------------|
|-------------------|---------|---------------------|

| | | |
|------------------|---|--|
| Chief Clerk | 1 | |
| Desk Reporter | 1 | |
| Sergeant-at-Arms | 1 | |

Persons holding Group A positions shall be elected thereto by a majority of the members-elect and the vote shall be recorded in the Journal.

GROUP B

| | | |
|--------------------------------------|------|--|
| Assistant Chief Clerk | 1 | |
| Assistant Desk Reporter | 1 | |
| Bill Clerk | 1 | |
| Chief Stenographer and Payroll Clerk | 1 | |
| Chief Committee Clerk | 1 | |
| Calendar Clerk | 1 | |
| Enrolling and Engrossing Clerk | 1 | |
| ((Superintendent of Personnel | 1))) | |
| Chief Page | 1 | |
| ((Chart Room Clerk | 2))) | |

Persons holding Group B positions shall be appointed thereto by the party having a majority of the members-elect acting by and through the committee on employment.

GROUP C

| | | |
|------------------------------------|---|--|
| Secretary to the Speaker | 1 | |
| Secretary to Majority Floor Leader | 1 | |
| Secretary to Minority Floor Leader | 1 | |

The Speaker and the Majority and Minority Floor Leaders shall appoint their respective secretaries to such position, acting by and through the committee on employment.

GROUP D

| | |
|--|---------|
| Deputy Sergeant-at-Arms | 1 |
| Assistant Sergeant-at-Arms | 4 |
| Bill Room Clerks | 2 |
| Stenographers | 6 |
| Typists | 3 |
| Appropriations Committee Clerk | 1 |
| Committee Clerks | ((4)) 5 |
| Assistant Enrolling and Engrossing Clerk | 1 |
| Pages | 5 |
| Postmaster | 1 |
| Telephone Attendant | 2 |
| Bill Book Clerks | 4 |
| Information Desk Attendant | 1 |
| Journal Room Clerks | 2 |
| Parking Lot Attendant | 1 |
| ((Audio Board Operator | 1))) |
| Journal Proofreader | 2 |
| Chief in Charge of Journal Room and Bill Room Clerks | 1 |

The employee positions of Group D shall be allocated to the majority and minority parties in proportion to each party's percentage of the total number of members-elect and each party shall appoint the persons to the positions allocated to them, acting by and through the committee on employment except, however, that in allocating the positions of stenographers and typists the minority party shall be allocated not less than one of each of these positions. The majority party shall have the first right to select those positions of this Group until their allocation is filled. The Chief in charge of Journal Room and Bill Room Clerks shall be appointed alternately by the Senate and House of Representatives.

The powers, duties, and qualifications for each officer or employee shall be as specifically provided by law, these rules, and as provided in the Legislative Employees' Handbook for such positions.

The motion of Rep. Streibel carried and the rules of the Fortieth Legislative Assembly with amendments were adopted.

Rep. Sanstead moved that the temporary House Rules Nos. 40, 41, and 42 be amended to read as follows:

SECTION 1.) House Rules Nos. 40, 41, and 42 are hereby amended to read as follows:

40. STANDING COMMITTEES

Standing committees, classified in accordance with the usual amount of work and concerned with matters in the fields as indicated, shall be appointed as follows:

(((GROUP A)))

1. **APPROPRIATIONS, to consist of twenty members.**
All bills calling for appropriations in excess of five hundred dollars.

(((GROUP A-1)))

2. **EDUCATION, to consist of fifteen members.**
Public Schools, Libraries, and Institutions of Higher Learning.
3. **FINANCE AND TAXATION, to consist of fifteen members.**
Public Debt; Taxes and Tax Laws.
4. **POLITICAL SUBDIVISIONS, to consist of fifteen members.**
Cities (((and Villages))); Counties; Townships; Park Districts; Apportionment.
5. **STATE AND FEDERAL GOVERNMENT, to consist of fifteen members.**

State and Federal Affairs; Board of Administration and Industrial Commission and institutions under their supervision; State Historical Society and State Parks; Immigration and Statistics.

((GROUP A-2))

6. **AGRICULTURE, to consist of fifteen members.**
Agriculture; Livestock; Drainage and Irrigation; Warehouse and Grain Grading.
7. **INDUSTRY ((and)), BUSINESS AND LABOR, to consist of fifteen members.**
Banks and Banking; Corporations; Insurance; Matters pertaining to private business and industry.
8. **JUDICIARY, to consist of fifteen members.**
Elections and Election Privileges; Judiciary.
9. **TRANSPORTATION, to consist of fifteen members.**
Highways and Bridges; Railroads; Motor Vehicles; Airlines and Airports.

((GROUP A-3

10. **GENERAL AFFAIRS**
Ways and Means; Public Printing; Trades and Professions; Sports and Amusements; Matters not otherwise specified.
11. **LABOR**
Workmen's Compensation; Unemployment Compensation; Labor Laws and kindred subjects.
- 12.))10. **NATURAL RESOURCES, to consist of fifteen members.**
Game and Fish; Public Lands; Mines and Mining; Gas and Oil, Forestry.
- ((13.))11. **SOCIAL WELFARE AND VETERANS' AFFAIRS, to consist of fifteen members.**
Public Welfare; Public Health; Public Safety; Temperance; National Guard and Militia; Adjutant General; Veterans' Matters; Soldiers' Home; Civil Defense; and related Military Matters.
- ((14. **VETERANS' AFFAIRS**
National Guard and Militia; Adjutant General; Veterans' Matters; Soldiers' Home; Civil Defense; and related Military Matters.
Committees in Groups A-1, A-2, and A-3 are to consist of nineteen members each.))
"PROCEDURAL COMMITTEES (NOT STANDING COMMITTEES)"
- ((15.))12. **DELAYED BILLS, to consist of five members.**
- ((16.))13. **EMPLOYMENT, to consist of five members.**
- ((17.))14. **Enrolled and engrossed bills, to consist of five members.**
- ((18. **MILEAGE AND PER DIEM, to consist of three members.**
- 19.))15. **REVISION AND CORRECTION OF JOURNAL, to consist of five members.**
- ((20.))16. **RULES, to consist of ((twenty-two)) nine members.**
- ((21.))17. **LEGISLATIVE RESEARCH RESOLUTIONS COMMITTEE, TO CONSIST OF FIVE MEMBERS, ONE OF WHOM MAY BE A MEMBER OF THE LEGISLATIVE RESEARCH COMMITTEE.**

In all cases a majority of the committee shall constitute a quorum. The Committee Chairman or such person who is duly appointed to act as Chairman shall insure that minutes of each Committee meeting be kept. Such minutes shall include the names of all Committee mem-

bers present; **the time of commencement and adjournment of each meeting**; the bills or resolutions discussed by number, and a short phrase explaining what such bill or resolution relates to; the names of all persons and their addresses who appear in relation to any certain bill or resolution. The minutes shall also include a record of recommended amendments to bills and resolutions, and the total aye and nay vote of the Committee on all bills and resolutions referred out of the Committee. Upon final adjournment of the Legislative Session the minutes of all Committee meetings shall be delivered to the Legislative Research Committee and retained by such Committee for a period of thirty days following such adjournment.

41. LIMITATIONS ON COMMITTEE MEMBERSHIP

((No)) Each member shall ((be appointed to)) serve on ((more than four)) **two** standing committees, **except the Speaker and the Majority and Minority floor leaders who shall not serve on any standing committee, and all members of the Appropriations Committee who shall serve on no other standing committee.** ((No member of the house of representatives shall be appointed to more than one committee in each of the Groups A-1 and A-2. A member of the Committee on Appropriations shall not be appointed to any committee in Groups A-1 or A-2.))

The Speaker and the Majority and Minority floor leaders ((shall not be appointed to any standing committees but)) shall be permitted to participate in all standing committees but shall not be permitted to vote therein.

42. MEETINGS OF COMMITTEES

The Appropriations Committee shall meet on Monday, Tuesday, Wednesday, ((and)) Thursday, **and Friday** of each week from 9:00 o'clock a.m. to 12:00 o'clock noon. The ((other committees)) **Committees on Finance and Taxation, Judiciary, Industry, Business and Labor, Education, and State and Federal Government** ((of Group A-1)) shall meet on ((Monday)) **Wednesday, Thursday,** and ((Tuesday)) **Friday** of each week from 9:00 o'clock a.m. to 12:00 o'clock noon. ((Group A-2)) The ((committees)) **Committees on Political Subdivisions, Social Welfare and Veterans' Affairs, Transportation, Agriculture, and Natural Resources** shall meet on ((Wednesday)) **Monday** and ((Thursday)) **Tuesday** of each week from 9:00 o'clock a.m. to 12:00 o'clock noon. ((Group A-3 committees shall meet on Friday of each week from 9:00 o'clock a.m. to 12:00 noon. Procedural committees shall meet as necessity may require. All standing committees may meet at other times in addition to the time stated herein as circumstances require.)) **Any committee may schedule Saturday morning meetings**

ROLL CALL

The question being on the motion of Rep. Sanstead, the roll was called and there were: ayes, 37; nays, 59; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|--------------|-----------|--------------|-------------|
| Aafedt | Giffey | Mueller | Stoltenow |
| Aamoth | Glaspay | Opedahl | Streibel |
| Atkinson | Grant | Peterson, R. | Swedlund |
| Bier | Hilleboe | Powers | Thompson |
| Brakke | Hoffner | Sandness | Weber |
| Bullis | Linderman | Sanstead | Wells |
| Erickson, K. | Link | Schaffer | White |
| Erickson, W. | Lundene | Solberg, I. | Wilkie |
| Froelich | Miedema | Solberg, O. | Mr. Speaker |
| Gackle | | | |

Those voting in the negative were:

| | | | |
|------------|-----------|-------------|--------------|
| Aas | Diehl | Jenkins | Moquist |
| Anderson | Dornacker | Johnson, K. | Olienyk |
| Backes | Eagles | Jones | Peterson, J. |
| Belter | Emerson | Kelsch | Register |
| Berg | Freeman | Kingsbury | Reimers |
| Bernabucci | Ganser | Knudson | Rivinius |
| Boustead | Goodman | Kuehn | Rundle |
| Boyum | Halcrow | Lang | Seibel |
| Bunker | Haugland | Larson, G. | Stone |
| Burke | Henning | Larson, L. | Strinden |
| Connolly | Hensrud | Leibhan | Thorsgard |
| Davis | Hentges | Lillehaugen | Tweten |
| Dawson | Hickle | Matheny | Wagner |
| DeKrey | Hoghaug | McDonald | Welder |
| Dick | Hougen | Metzger | |

Absent and not voting:

Austin Dahl

So the motion was declared lost.

Rep. Bunker moved that House Rule No. 78 be amended to read as follows:

SECTION 1.) House Rule No. 78 is hereby amended to read as follows:

78. INTRODUCTION OF GUESTS LIMITED — COURTESY OF THE HOUSE.)

Introduction of guests in the House of Representatives shall be limited to those persons called upon to address that body and former members of the legislative assembly. No person shall be admitted to the floor of the House except State Officers, Judges of the Supreme Court and District Courts; present and former members of Congress; present and former members of the Legislative Assembly; present officers and officials; all employees of both Houses of the Legislative Assembly; members of the Constitutional Convention, reporters for newspapers, and any other person granted admission by the Speaker. The floor of the House is hereby defined as all of the first floor of the House Chamber including the corridor along the outer wall thereof.

The motion of Rep. Bunker was declared carried on a voice vote.

Rep. Streibel moved that the rules of the Fortieth Legislative Assembly, as amended, be declared the rules of this Forty-First Legislative Assembly, which motion prevailed.

A committee of three from the Senate was received and advised that the Senate was organized and ready to transact business.

Rep. Sandness moved that a committee of three be appointed to notify the Senate that the House is now organized and ready to transact business, which motion prevailed and the Speaker appointed as such committee, Reps. Sandness, Jones and Wilkie.

Rep. Dick moved that a committee of three be appointed to notify the governor that the House is now organized and ready to transact business. The motion was passed and the committee appointed consisting of Reps. Belter, Dick and Weber.

Rep. Dornacker moved that a committee of three be appointed by the Speaker to arrange for committee rooms, which motion prevailed and the Speaker appointed as such committee, Reps. Dornacker, Schaffer and Solberg of Rolette.

Rep. Dick moved that a committee of five be appointed on employment, which motion prevailed and the Speaker appointed as such committee, Reps. Dick, Froelich, Weber, Kingsbury and Gackle.

Rep. Opedahl moved that the members of the radio and broadcasting companies be granted permission to set up their equipment for the inauguration ceremonies on Jan. 7, 1969, which motion prevailed.

Rep. Streibel moved that the House be at ease to receive the Governor and the Senate in joint session, which motion prevailed.

Governor William L. Guy was escorted to the rostrum at this time, and addressed the Assembly as follows:

MESSAGE

to the

Organizational Session
41st Legislative Assembly

December 3, 1968

By Governor William L. Guy

We meet today in an historic session of the Legislature. We are gathering a month after your election, by authority of the recently adopted constitutional amendment, to organize for greater efficiency that we have ever been able to achieve in a legislative session before.

I congratulate each one of you for winning your legislative race. I know, from examining the results, that there were dozens of races won by a handful of votes in the last election. But whether you won by many votes or only a few votes, your responsibility is the same.

I thank you also for presenting yourself as a candidate to represent the citizens of your district. It is always tempting to let someone else seek the public responsibility of being a candidate or legislator. It is also becoming increasingly popular to be free of winter responsibility in order to visit warmer climates during our cold season. But there are compensations in public service. You will look back on your legislative careers as among the most profound and satisfying experiences of your lives.

It is the nature of man not to come to grips with the problems that plague him if the solutions to those problems require the agreement of a majority. We meet in this session to consider solutions for problems confronting people of our districts and of our state. We should not take ourselves too seriously, for if we do little or nothing in this session the affairs of state and man will continue on pretty much as before, and few voters, if any, would be lastingly critical. And if we excel in this session, the progress made will be accepted as a natural occurrence, and the credits will fade rapidly like an early morning fog.

But let there be no question that North Dakota does have problems. Many of these problems have been with us for decades. We have almost made ourselves comfortable with these problems. All of these problems have solutions.

I can detect no mandate, no public outcry, no swelling public opinion that is directing this legislative session toward greatness. As a matter of fact, this session is beset with fewer pressures than many of the past. It would be possible to have no more controversy in this session than to jockey over the makeup of committees.

But this session will be as we make it. There are challenges of major proportions lying ready for you if you wish to take them up in this session. There are decisions and solutions which have been ignored over the years, decisions still awaiting a session of lawmakers imaginative enough and bold enough to make them.

There are decisions which, when eventually made, will affect our people and our state for generations to come. These decisions could determine whether we will or will not expect a continually higher quality of life in the future in North Dakota.

There are decisions which must be made as to how much and what kind of local and state government is best for us. Will North Dakota

government continue in its present weak and proliferated form to occupy an ineffectual position in the federal system? Or will it join the parade of states that have come alive to compete for the right to be called progressive?

The youth of our nation are becoming increasingly aware of the hypocrisy of their elders who curse the inadequacies of our political system, but who do not lift a finger to improve matters. If North Dakota is to grow and progress, it must do things with a little more style and class than other states more naturally endowed. With our small population and with the absence of grave social problems plaguing other states, North Dakota is in excellent position to lead other states in strengthening its state and local government.

I will present to you shortly a proposed Executive Budget. This budget will be balanced as to proposed expenditures and anticipated revenue. This is a basic budget which, if approved, would continue our state government pretty much as it has been operated in the past, with few innovations.

There are many changes in our state government and in our state services that could be made without major budgetary change. There are other programs which, if adopted, would cause a need to raise new tax revenue. The fact that a program or a proposal is not budgeted for in this budget should not be construed as opposition to new programs by me.

The Attorney General has ruled that the Governor, during the legislative session, is not only the Chief Executive Officer of the state, but he is also a part of the legislative process. Everything that I have said in this short message relating to the Legislature and its challenges, its strengths and its weaknesses, I also apply to myself.

To some, this is your first legislative experience. To others, it is a familiar process. As far as I am concerned, I believe a legislative career is too important and too short to have to wait in the wings for seniority.

Therefore, I value the advice and counsel of you new legislators as well as that of the veteran legislators.

I have enjoyed the relationship that I have had with the Legislature in past sessions. I believe that we will get along well together and that we will look back upon the session starting in January as a very constructive and progressive session.

I welcome you to our Capital City and I give you my best wishes for a smooth organizational session."

The Speaker called on Rep. Aamoth to explain the daily routine of the House and Senate with reference to the orders of business, the rules book, the legislative handbook, and the calendar and related matters.

Speaker Johnson called on Rep. Giffey for an explanation of how a bill becomes a law with reference to sample bills, resolutions, subject matter, who may introduce and other matters having to do with the makeup and introduction of house bills.

Rep. Streibel moved that the joint session be now adjourned, which motion prevailed.

Speaker Johnson announced that the House would be on the eighth order of business.

Rep. Link moved that all reports, booklets, and like publications for distribution in the House of Representatives shall first be given to the Chief Clerk for checking of the identity of such material before distribution, which motion prevailed.

Rep. Sandness announced that the committee to notify the Senate that the House was ready to transact business had completed their work and asked to be discharged, which request was granted.

Rep. Dick announced that the committee to notify the Governor that the House was ready to transact business had completed their work and asked to be discharged, which request was granted.

Rep. Streibel moved that the Speaker appoint a temporary committee of Nine to serve as the Committee on Rules, which motion prevailed and the Speaker appointed as such committee: Reps. Bullis, Davis, Streibel, Strinden, Burke, Sandness, Aamoth, Link and Giffey.

Rep. Streibel moved that the House reconsider the action by which the amended rules of the fortieth session were adopted as the temporary rules of the forty-first session, which motion prevailed.

Rep. Streibel moved that the temporary rules of the forty-first legislative session be further amended in rule forty, page 24, line 5, strike the word "twenty-two" and insert in lieu thereof the word "nine", which motion prevailed.

Rep. Streibel moved that the rules of the fortieth legislative assembly, as further amended, be adopted as the temporary rules of the forty-first legislative assembly, which motion prevailed.

Rep. Streibel moved that the House stand recessed until 9:00 A.M. Dec. 4th, 1968, which motion prevailed and the House stood in recess.

ROY GILBREATH, Chief Clerk

FIRST DAY AFTER RECESS AND SECOND DAY

Bismarck, December 4, 1968

The House reconvened at nine o'clock a.m. Dec. 4, 1968 with Speaker Johnson presiding.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

SECOND DAY

The House convened with Speaker Johnson presiding.

Prayer was given by Rep. Claire Sandness.

The roll call was taken and there were 94 present, 4 absent as follows: Reps. Aas, Dahl, Kelsch, Wells.

Rep. Streibel moved that Rep. Dahl be excused from the organizational session because of being confined to the hospital, which motion prevailed.

Speaker Johnson announced that the House would be on the fourth order of business for the reading of a communication.

The Chief Clerk read the following communication:

ANSWER TO NOTICE TO CONTEST

IN THE MATTER OF THE CONTEST FOR A HOUSE SEAT FOR
THE TWENTY-SECOND LEGISLATIVE DISTRICT, STATE OF
NORTH DAKOTA.

Now comes the contestee, Wesley Belter, and for his answer to the Notice herein filed admits that he was a candidate in the general election of November 5, 1968, for the House of Representatives for the Twenty-second Legislative District, North Dakota, by reason of his nomination as a candidate thereto by the Republican Party in the preceding primary; that on November 8, 1968, the regularly organized Board of Canvassers of the Twenty-second Legislative District, North Dakota, announced the election of said contestee, Wesley Belter, to said office.

The contestee, Wesley Belter, for his answer to the Notice dated November 27, 1968, and signed by Florence Thompson, District Chairman of the Twenty-second District Democrat Party, respectfully alleges:

1.

The contestee denies generally each and every allegation and thing contained in contestant's Notice, except so much thereof as is hereinafter specifically admitted, qualified or explained.

2.

The contestee does not have sufficient knowledge or information on which to base a belief as to the truth of the allegations contained in paragraphs one (1) and three (3) and, therefore, denies the same and places the contestant on her proof thereof.

3.

The contestee denies that the allegation contained in paragraph two (2) of contestant's Notice is material to the seating of Wesley Belter as a Representative from the Twenty-second Legislative District.

4.

The contestee alleges that even if the errors as cited in contestant's Notice were made by the election boards of the City of Page and Dows Township, Wesley Belter is entitled to be seated in the North Dakota House of Representatives.

5.

The contestee alleges further that an error was made by the Board of Canvassers in certifying the votes in the City of Buffalo, North Dakota, wherein the figure for the candidates herein were incorrect and listed as Belter, forty-seven (47) and Powers, seventy-two (72), whereas said vote as certified by the election board of the City of Buffalo, was Belter, seventy-four (74) and Powers forty (40), and error of fifty-nine (59) votes in favor of Powers.

6.

And for a further and separate defense herein, the contestee alleges that the Notice as filed herein on the 27th day of November, 1968, did not comply with Section 16-14-01 of the North Dakota Century Code governing contests of legislative assembly elections, which requires that a written notice be given to the member whose seat is contested within ten (10) days after the result of the election has been determined by the Board of Canvassers; said certification of the Board of Canvassers having been issued on November 8, 1968.

WHEREFORE, contestee, Wesley Belter, prays that the House of Representatives of the State of North Dakota reject contestant's petition and seat said Wesley Belter as the duly elected representative from the Twenty-second District, North Dakota.

Dated at Bismarck, North Dakota, this 4th day of December, 1968.

WESLEY BELTER

State of North Dakota

County of Burleigh

} ss.

Wesley Belter, being first duly sworn, deposes and says that he is the contestee in the above matter; that he has read the within Answer and knows the contents thereof; that the same is true to the best of his knowledge.

WESLEY BELTER

Subscribed and sworn to before me this 4th day of December, 1968.

JAMES D. SCHLOSSER, Notary Public
Burleigh County, North Dakota
My Commission expires: 9-27-74

(SEAL)

MOTIONS

Rep Streibel moved that the House be at ease to receive the Senate in joint session, which motion prevailed.

Speaker Johnson called Rep. Boustead to the Chair to preside over the Joint session.

The joint session was called to order and the Director of the Legislative Research Committee, Mr. Emerson Murry, addressed the joint session on the division of the powers and duties among the three branches of government — the responsibilities of the legislative branch with reference to governmental organization chart and state constitution and the movement toward legislative improvements.

On the conclusion of Mr. Murry's address, Senator Frank Wenstrom advised the Assembly on the services and facilities available to the

members such as the Legislative Research Committee staff and functions, the legislative Audit and Review Committee, the Attorney General, the legislative employees, the reports on bill status, and budget status, the budget office and documents.

Acting Speaker Boustead announced a fifteen minute recess.

The House re-convened at the expiration of the recess.

Acting Speaker Boustead introduced Allen I. Olson, Asst. Director of the L.R.C. who spoke on the use of the session laws and the North Dakota Century Code.

The next speaker was Senator Herbert Meschke, whose subject was the purpose and use of the legislative documents such as bills, resolutions, journals, calendars, committee reports, L.R.C. reports, standing committee reports, and the legislative handbook.

Rep. Oscar Solberg was introduced by Acting Speaker Boustead.

Rep. Solberg's subject was: Interim structure and responsibility of Legislative Assembly (Legislative Research Committee, Legislative Audit and Fiscal Review Committee, Capitol Grounds Planning Commission, special interim committees, comments on North Dakota's interstate activities, explanation of pre-filing of bills.)

Rep. Streibel moved that the House now recess until 1:30 p.m. which motion prevailed.

The House reconvened at 1:30 p.m. at the expiration of the recess.

Rep. Streibel requested that the House be on the ninth order of business for the introduction of a resolution, which request was granted.

FIRST READING OF A HOUSE RESOLUTION

House Resolution No. 1: A resolution relating to the election contest in the 23rd District.

Rep. Wagner introduced:

Which was read for the first time by the Chief Clerk.

Rep. Streibel moved that the rules be suspended and House Resolution No. 1 be read in its entirety at this time, which motion prevailed.

Rep. Streibel moved that House Resolution No. 1 be printed in its entirety in the House Journal and not in bill form, which motion prevailed.

Rep. Streibel moved that the rules be suspended and House Resolution No. 1 be placed on final passage at this time, which motion prevailed.

SECOND READING OF HOUSE RESOLUTION NO. 1

House Resolution No. 1. A Resolution relating to the election contest in the 23rd Legislative District, consisting of the Counties of Griggs, Steele, and part of Barnes.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 86; nays, 0; 11 absent and not voting and one contested seat.

Those voting in the affirmative were:

| | | | |
|------------|----------|-------------|-------------|
| Aamoth | Froelich | Kuehn | Sandness |
| Aas | Gackle | Lang | Sanstead |
| Anderson | Ganser | Larson, G. | Schaffer |
| Atkinson | Giffey | Larson, L. | Seibel |
| Backes | Glaspay | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Solberg, O. |
| Berg | Grant | Link | Stoltenow |
| Bernabucci | Halcrow | Matheny | Stone |
| Bier | Haugland | Metzger | Streibel |

| | | | |
|------------------------|-------------|--------------|-------------|
| Boustead | Henning | Miedema | Strinden |
| Bullis | Hensrud | Moquist | Swedlund |
| Bunker | Hentges | Mueller | Thompson |
| Burke | Hickle | Olienyk | Thorsgard |
| Connolly | Hoffner | Opedahl | Tweten |
| Davis | Hoghaug | Peterson, J. | Wagner |
| Dawson | Hougen | Peterson, R. | Weber |
| DeKrey | Jenkins | Powers | Welder |
| Diehl | Johnson, K. | Register | Wells |
| Eagles | Jones | Reimers | White |
| Emerson | Kelsch | Rivinius | Wilkie |
| Erickson, K. | Kingsbury | Rundle | Mr. Speaker |
| Freeman | Knudson | | |
| Absent and not voting: | | | |
| Aafedt | Dahl | Erickson, W. | Lundene |
| Austin | Dick | Hilleboe | McDonald |
| Boyum | Dornacker | Leibhan | |
| Contested | | | |
| Brakke | | | |

So the resolution passed and the title was agreed to.

Representative Streibel moved that the vote by which House Resolution No. 1 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

HOUSE RESOLUTION NO. 1

Rep. Wagner introduced:

House Resolution No. 1. A Resolution relating to the election contest in the 23rd Legislative District, consisting of the Counties of Griggs, Steele, and part of Barnes.

1 WHEREAS, Simon Simonson, a candidate for the office of repre-
 2 sentative for the 23rd Legislative District, State of North Dakota,
 3 has given notice and filed with the Secretary of State, a contest
 4 of the election of Thomas Brakke, wherein he challenges the right
 5 of Thomas Brakke to hold the office of representative for the 23rd
 6 Legislative District;

6a WHEREAS, such notice of contest has been forwarded to the
 7 House
 7a of Representatives and a committee having been appointed to
 8 examine
 8 the allegations set forth in the contest, and to investigate the
 9 election which is contested; and

10 WHEREAS, the demand for recount should be investigated by
 10a the
 11 House of Representatives; and

12 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
 12a REPRESENTATIVES
 13 OF THE STATE OF NORTH DAKOTA:

14 That such committee shall have all power and authority
 14a necessary

15 to investigate the allegations and charges contained in such notice
 16 of contest, which shall specifically include the following powers
 17 and authority:

- 18 1. Authority to subpoena witnesses;
- 19 2. Subpoena public and private records;
- 20 3. To administer oaths or affirmations to all witnesses;
- 21 4. To apply to the House for the punishment of any
 22 witnesses for contempt or for any disobedience of
 23 of a subpoena, a refusal to be sworn, or to answer
 24 as a witness;
- 25 5. To reduce the testimony to writing as the committee
 26 deems it advisable;

- 27 6. To conduct such hearing at such place or places as
 28 committee may deem necessary or convenient;
 29 7. That the committee be authorized to employ such
 30 personnel or other assistance as they deem
 31 necessary;
 32 8. To apply to the appropriate Court for necessary orders
 33 to make ballots of the precincts of the 23rd Legislative
 34 District available to the committee; and
 35 9. To take appropriate precautionary measures to safeguard
 36 the ballots while under its control and supervision.
 37 **BE IT FURTHER RESOLVED** that the expenses of such
 37a investigation
 38 as are authorized by the committee be paid from legislative funds,
 39 including subpoena fees and mileage and fees of subpoenaed
 39a witnesses
 40 at the rates provided for witnesses appearing in District Court.

MOTION

Rep. Streibel moved that the House be at ease to receive the Senate for a joint session, which motion prevailed.

Rep. Streibel moved that a committee of two be appointed to escort Senator Edwin C. Becker to the rostrum. The motion prevailed and the Speaker appointed Reprs. Henning and Freeman.

Senator Becker, having been elected as president of the National Council of State Government at San Francisco, Calif., on February 3, 1968, now addressed the House on many of the activities of the Council and the cooperation the North Dakota Legislature may receive from this group, through publications and other material.

Acting Speaker Boustead called Senator Unruh to the desk to preside over the afternoon session with the following program:

| | |
|-------------------------|------------------------------|
| Senator Rait | Natural Resources |
| Senator Longmire..... | State and Federal Government |
| Rep. Bier | Education |
| Senator Holand..... | Data Processing |
| Rep. Link..... | Procedure and Arrangements |
| Senator Guy Larson..... | Industry and Business |
| Rep. Reimers..... | Budget |
| Rep. Hensrud..... | Transportation |
| Senator Ringsak..... | Judiciary |

The joint session was declared adjourned and the House Assembly reconvened.

Rep. Streibel requested the House be on the ninth order of business which request was granted.

FIRST READING OF A HOUSE RESOLUTION

Rep. Dick introduced:

House Resolution No. 2. A Resolution relating to the election contest in the 22nd District.

Which was read for the first time by the Chief Clerk.

Rep. Streibel moved that the rules be suspended and House Resolution No. 2 be read in its entirety at this time, which motion prevailed.

Rep. Streibel moved that House Resolution No. 2 be printed in its entirety in the House Journal and not in bill form, which motion prevailed.

Rep. Streibel moved that the rules be suspended and House Resolution No. 2 be placed on final passage at this time, which motion prevailed.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 86; nays, 0; absent and not voting 11, one contested vote.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Register |
| Aamoth | Erickson, K. | Knudson | Reimers |
| Aas | Erickson, W. | Kuehn | Rundle |
| Anderson | Freeman | Lang | Sandness |
| Atkinson | Froelich | Larson, G. | Sanstead |
| Backes | Gackle | Larson, L. | Schaffer |
| Berg | Ganser | Leibhan | Seibel |
| Bernabucci | Giffey | Lillehaugen | Solberg, I. |
| Bier | Goodman | Linderman | Solberg, O. |
| Boyum | Grant | Link | Stoltenow |
| Brakke | Halcrow | Lundene | Stone |
| Bullis | Haugland | Matheny | Streibel |
| Bunker | Henning | Metzger | Strinden |
| Burke | Hensrud | Miedema | Swedlund |
| Connolly | Hentges | Moquist | Thompson |
| Davis | Hickle | Mueller | Thorsgard |
| Dawson | Hilleboe | Olienyk | Tweten |
| DeKrey | Hoghaug | Opedahl | Wagner |
| Dick | Hougen | Peterson, J. | Weber |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Jones | Powers | Mr. Speaker |
| Eagles | Kelsch | | |
| Absent and not voting: | | | |
| Austin | Glaspay | McDonald | Wells |
| Boustead | Hoffner | Rivinius | Wilkie |
| Dahl | Johnson, K. | Welder | |

Contested vote:

Belter

So the resolution passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Resolution No. 2 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

HOUSE RESOLUTION No. 2

Rep. Dick introduced:

House Resolution No. 2. A Resolution relating to the election contest in the 22nd Legislative District, consisting of part of the County of Cass.

A RESOLUTION relating to the election contest in the 22nd Legislative District, consisting of part of the County of Cass.

1. WHEREAS, Anna Powers, a candidate for the office of representative for the 22nd Legislative District, State of North
2. Dakota, through Florence Thompson, District Chairman, has given
3. notice and filed with the Secretary of State, a contest of the
4. election of Wesley Belter, wherein she challenges the right of
5. Wesley Belter to hold the office of representative for the 22nd
6. Legislative District;
7. WHEREAS, such notice of contest has been forwarded to the
8. House of Representatives and a committee having been appointed
9. to examine the allegations set forth in the contest, and to investigate the election which is contested; and
10. WHEREAS, the demand for recount should be investigated by
11. the House of Representatives; and
12. NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
13. REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

16 That such committee shall have all power and authority
17 necessary to investigate the allegations and charges contained
18 in such notice of contest, which shall specifically include
19 the following powers and authority:

- 20 1. Authority to Subpoena witnesses;
- 21 2. Subpoena public and private records;
- 22 3. To administer oaths or affirmations to all
23 witnesses;
- 24 4. To apply to the House for the punishment of
25 any witnesses for contempt or for any dis-
26 obedience of a subpoena, a refusal to be sworn,
27 or to answer as a witness;
- 28 5. To reduce the testimony to writing as the com-
29 mittee deems it advisable;
- 30 6. To conduct such hearing at such place or places
31 as the committee may deem necessary or convenient;
- 32 7. That the committee be authorized to employ such
33 personnel or other assistance as they deem necessary;
- 34 8. To apply to the appropriate Court for necessary
35 orders to make ballots of the precincts of the 22nd
36 Legislative District available to the committee; and
- 37 9. To take appropriate precautionary measures to safe-
38 guard the ballots while under its control and super-
39 vision.

40 BE IT FURTHER RESOLVED THAT the expenses of such
40a investigation
41 as are authorized by the committee be paid from legislative
41a funds,
42 including subpoena fees and mileage and fees of subpoenaed wit-
43 nesses at the rates provided for witnesses appearing in District
44 Court.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Select Committee appointed to Committee Room Arrangements has met and offers the following report and recommendations:

House Committees to be as follows:

| Committee | Meeting Days | Room |
|-----------------------------------|--------------|----------------------|
| Appropriations..... | M, T, W, Th | Atty. Gen. Lic. Off. |
| Finance and Taxation..... | M, T | G-5-6 |
| Education..... | M, T | Blue Room |
| State and Federal Government..... | M, T | West Balcony |
| Political Subdivisions..... | M, T | East Balcony |
| Agriculture..... | W, Th | West Balcony |
| Judiciary..... | W, Th | East Balcony |
| Industry and Business..... | W, Th | Blue Room |
| Transportation..... | W, Th | G-5-6 |
| Labor..... | F | West Balcony |
| General Affairs..... | F | East Balcony |
| Natural Resources..... | F | Blue Room |
| Social Welfare..... | F | G-5-6 |
| Veterans Affairs..... | F | 207 |
| Committee Clerks Room..... | | G-7 |

Stenos on House floor as last session.

We enclose an offer for large hearings in State Office and Highway building should any chairman need this space.

- Rep. Dornacker
- Rep. Solberg
- Rep. Schaffer

Rep. Schaffer moved that the report be adopted, which motion prevailed and the report was adopted.

Speaker Johnson announced that the House would be on the 17th order of business for the purpose of announcing the committee appointments.

APPROPRIATIONS COMMITTEE

41st Legislative Assembly

Mueller, L. C. Chairman

Tweten, Kenneth, Vice Chairman

Dick, Lawrence

Halcrow, Don

Diehl, Ralph

Reimers, Robert

Davis, Leonard

Wagner, Vernon

Connolly, James

Olienyk, Mike

Powers, Les

Bullis, Hal

Freeman, Carl

Jenkins, Clark

Kingsbury, Ralph

Peterson, James

Linderman, Dale

Opedahl, Olaf

Solberg, O.

FINANCE AND TAXATION COMMITTEE

Dornacker, Ed., Chairman

Aas, Lynn W., Vice Chairman

Aamoth, Gordon

Welder, Joe

Boustead, Carl H.

Gackle, William

Goodman, Glen

Bernabucci, Jack

Boyum, Arne

Dahl, Eugene R.

Dawson, Lyle L., Jr.

DeKrey, William

Larson, LeRoy M.

McDonald, Stuart J.

Stone, Grace

Backes, Richard

Lundene, Henry

Weber, Francis

Wilkie, Gerhart

EDUCATION COMMITTEE

Bier, Howard F., Chairman

Knudson, Kenneth, Vice Chairman

Eagles, Aloha

Froelich, Donald A.

Jones, Kent H.

Larson, Gordon

Liebhan, Joe B.

Moquist, Clifford

Peterson, Robert W.

Sandness, Claire A.

Seibel, Albert

Stoltenow, Carl

Hougan, James

Miedema, Ernest J.

Register, Winston

Giffey, Donald

Hoffner, S. F.
 Sanstead, Wayne
 Swedlund, Paul

POLITICAL SUB.

Schaffer, Emil E., Chairman
 Lang, Ted, Vice Chairman
 Ganser, Henry
 Austin, Milon
 Johnson, Karnes
 Aafedt, Ardean
 Bunker, A. G.
 Hoghaug, Fred
 Kelsch, William C.
 Kuehn, Duane A.
 Metzger, Edward
 Strinden, Earl S.
 Anderson, C. Morris
 Emerson, Gordon F.
 Thorsgard, Enoch
 White, Carl A.
 Brakke, Thomas J.
 Erickson, Kenneth
 Grant, Robert E.

STATE AND FEDERAL GOVERNMENT COMMITTEE

Hilleboe, Peter, Chairman
 Rivinius, Albert, Vice Chairman
 Haugland, Brynhild
 Hickle, Ralph
 Rundle, Earl
 Belter, Wesley
 Burke, Monty
 Hensrud, I. O.
 Lillehaugen, C. Arnold
 Wells, Robert P.
 Atkinson, Myron, Jr.
 Berg, Odell
 Henning, Glen
 Hentges, Richard A.
 Matheny, Gordon
 Erickson, William
 Glaspey, M. E.
 Solberg, Iver
 Thompson, Hayden

AGRICULTURE COMMITTEE

Johnson, Karnes, Chairman
 Jones, Kent, Vice Chairman
 Bier, Howard
 Welder, Joe
 Rivinius, Albert
 Belter, Wesley
 Burke, Monty
 Dawson, Lyle, Jr.
 Liebhan, Joe
 Lillehaugen, Arnold
 Larson, Gordon
 Wells, Robert
 Larson, LeRoy
 Matheny, Gordon
 Thorsgard, Enoch
 Erickson, Kenneth
 Erickson, William

Glaspey, M. E.
Solberg, Iver

INDUSTRY AND BUSINESS COMMITTEE

Aamoth, Gordon, Chairman
Bunker, Art, Vice Chairman
Haugland, Brynhild
Dornacker, Eldred
Hilleboe, Peter
Austin, Milon
Lang, Ted
Dahl, Eugene
Froelich, Don
Bernabucci, Jack
Hoghaug, Fred
McDonald, Stuart
Seibel, Albert
Strinden, Earl
Anderson, C. Morris
Backes, Richard
Sanstead, Wayne
Thompson, Hayden
Wilkie, Gerhart

JUDICIARY COMMITTEE

Kelsch, William, Chairman
Gackle, William, Vice Chairman
Rundle, Earl
Aas, Lynn W.
Eagles, Aloha
Knudson, Kenneth
Moquist, Clifford
Peterson, Robert W.
Sandness, Claire
Stoltenow, Earl
Stone, Grace
Atkinson, Myron
Henning, Glen
Hougen, James
Miedema, Ernest
Register, Winston
Brakke, Thomas
Lundene, Henry
Swedlund, Paul

TRANSPORTATION COMMITTEE

Boustead, Carl, Chairman
Hickle, Ralph, Vice Chairman
Ganser, Henry
Schaffer, Emil
Goodman, Glen
Aafedt, Ardean
DeKrey, William
Hensrud, I. O.
Kuehn, Duane
Metzger, Ed
Boyum, Arne
Berg, Odell
Emerson, Gordon
Hentges, Richard
White, Carl
Giffey, Donald
Grant, Robert E.
Hoffner, S. F.
Weber, Francis

GENERAL AFFAIRS COMMITTEE

Sandness, Claire, Chairman
Ganser, Henry, Vice Chairman
Bier, Howard
Tweten, Kenneth
Austin, Milon
Hickle, Ralph
Lang, Ted
Rivinius, Albert
Aas, Lynn
Boyum, Arne
Bunker, Art
Hoghaug, Fred
Stoltenow, Earl
Henning, Glen
Hougen, James
Matheny, Gordon
Brakke, Thomas
Linderman, Dale
Solberg, Oscar

LABOR COMMITTEE

Halcrow, Don, Chairman
Metzger, Edward, Vice Chairman
Connolly, James
Gackle, William
Bernabucci, Jack
Dahl, Eugene
Froelich, Don
Kuehn, Duane
McDonald, Stuart
Peterson, James
Stone, Grace
Larson, LeRoy
Anderson, C. Morris
Emerson, Gordon
White, Carl
Erickson, William
Opedahl, Olaf
Swedlund, Paul
Sanstead, Wayne

NATURAL RESOURCES COMMITTEE

Dick, Lawrence, Chairman
Burke, Monty, Vice Chairman
Mueller, L. C.
Davis, Leonard
Reimers, Robert
Diehl, Ralph
Schaffer, Emil
Johnson, Karnes
Powers, Les
Aafedt, Ardean
Bullis, Hal
Dawson, Lyle, Jr.
Kelsch, William
Lillehaugen, Arnold
Wells, Robert
Glaspey, M. E.
Solberg, Iver
Weber, Francis
Thompson, Hayden

SOCIAL WELFARE COMMITTEE

Haugland, Brynhild, Chairman
 Wagner, Vernon, Vice Chairman
 Aamoth, Gordon
 Dornacker, Eldred
 DeKrey, William
 Eagles, Aloha
 Belter, Wesley
 Hensrud, I. O.
 Kingsbury, Harley
 Larson, Gordon
 Peterson, Robert W.
 Seibel, Albert
 Atkinson, Myron
 Miedema, Ernest
 Thorsgard, Enoch
 Giffey, Donald
 Hoffner, S. F.
 Lundene, Henry
 Wilkie, Gerhart

VETERANS AFFAIRS COMMITTEE

Olienyk, Mike, Chairman
 Welder, Joe, Vice Chairman
 Boustead, Carl
 Hilleboe, Peter
 Rundle, Earl
 Goodman, Glen
 Freeman, Carl
 Jones, Kent
 Knudson, Kenneth
 Moquist, Clifford
 Strinden, Earl
 Jenkins, Clark
 Liebhan, Joe
 Berg, Odell
 Hentges, Richard
 Register, Winston
 Backes, Richard
 Erickson, Kenneth
 Grant, Robert E.

EMPLOYMENT COMMITTEE — HOUSE

41st Legislative Assembly

Dick, Lawrence, Chairman
 Froelich, Don
 Kingsbury, Harley
 Gackle, William
 Weber, Francis

RULES COMMITTEE

Bullis, Hal, Chairman
 Streibel, Bryce
 Strinden, Earl
 Davis, Leonard
 Burke, Monty
 Sandness, Claire
 Aamoth, Gordon
 Link, Arthur
 Giffey, Don

POLICY COMMITTEE

Johnson, Ernest
Streibel, Bryce
Strinden, Earl
Aamoth, Gordon
Bunker, Art
Peterson, Robert W.
Wagner, Vernon

Rep. Streibel moved that the House stand in recess until 9:00 a.m., Dec. 5, 1968, which motion prevailed.

ROY GILBREATH, Chief Clerk



SECOND DAY AFTER RECESS AND THIRD DAY

December 5, 1968

The House reconvened at nine o'clock a.m. pursuant to recess taken and with Speaker Johnson presiding.

Speaker Johnson announced that the House would be on the seventeenth order of business.

Three committee changes were made:

Milon Austin from Industry and Business to Judiciary; Glenn Henning from Judiciary to Industry and Business; Emil Schaeffer from Natural Resources to Labor Committee and Gordon Emerson from The Labor Committee to Natural Resources; Gordon Matheny from General Affairs to The Labor Committee and Morris C. Anderson from The Labor Committee to General Affairs Committee.

Rep. Streibel moved that the absent members be excused which move prevailed.

Rep. Streibel moved that the House stand recessed, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRD DAY

December 5, 1968

The House convened with Speaker Johnson presiding. Prayer was given by Rep. Siebel.

The roll was called and all were present except Rep. Dahl; Rep. Erickson, Mountrail; Rep. Peterson, Ward; Rep. McDonald and Rep. Rundle.

Speaker Johnson announced that the House would now be in joint session with the Senate.

The State Budget Director, Ralph Dewing, gave a report "Where Our Money Comes From and Where It Goes," and a specific report in regard to anticipated income and budget for 1969-1971 biennium.

A fifteen minute recess was taken with Rep. Bier presiding after the recess.

Chester Nelson, Budget Analyst for the LRC, reported on the audit process of the state.

C. Emerson Murry, State Budget Director, explained the needs and plans of the Planning Commission and the addition proposed to the present capitol building.

Speaker Johnson announced that the House would recess until 1:30 p.m.

The House reconvened at 1:30 p.m. with Speaker Johnson presiding.

Speaker Johnson announced that the House would be on the seventh order of business.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Select Committee appointed to recommend legislative rules has had the same under consideration and recommends that the Temporary Rules of the Forty-first Legislative Assembly be amended as follows,

PROPOSED HOUSE RULES CHANGES

- 1 It is moved that the temporary House Rules of the Forty-first
 2 Legislative Assembly Nos. 5, 8, 30, 45, 47, 62, and 63 be
 3 amended, Joint Rule No. 8 be amended, and Joint Rules Nos.
 4 16, 17, and 18 be created, to read as follows:
 5 SECTION 1.) House Rules Nos. 5, 8, 30, 45, 47, 62, and 63 are
 6 hereby amended as follows:
- 7 5. REFERENCE TO THE JOURNAL
- 8 The chief clerk shall each evening deliver to the printer,
 9 having the contract for printing the legislative journals a complete
 10 copy of the House Journal. Printed copies of the same in number,
 11 style, and on such grade of paper as may be determined by the
 11a joint
 12 printing committees of the House and Senate, shall be delivered
 13 before 9:00 a.m., of the following calendar day to the chief clerk,
 14 who shall cause a copy of the same to be placed immediately on
 14a the
 15a desk of each member. The committee on revision and correction
 16 of the
 16 journal shall before the beginning of the next legislative day,
 17 carefully examine and review the same. Any mistake therein
 17a shall be
 18 noted by the committee and reported to the House for action. An
 19 additional two hundred copies of the corrected daily journal shall
 20 be printed and upon termination of the legislative session these
 20a two
 21 hundred copies of the daily journal shall be assembled into two
 22 hundred sets to serve as the permanent journals. Twenty-five sets
 23 of the permanent journals shall be bound and sewed with hard
 23a covers,
 24 two sets of which shall be deposited and filed with the secretary
 24a of
 25 state, who shall preserve the same and attach his certificate
 25a thereto
 26 showing the date of delivery to him and attesting that such copies
 26a are
 27 identical and official journals as delivered to him. The secretary
 27a of
 28 state shall forward one of these twenty-five sets of the permanent
 29 journals to the supreme court library, law school library at the
 30 University of North Dakota, attorney general, legislative research
 31 committee, and each of the district judges. The
 32 remaining sets of the journal shall be distributed by the
 33 secretary of state as prescribed (((jointly))) by the
 34 (((House and Senate printing committees))) **Legislative**
 35 **Research Committee**, except that one set of the journal
 36 shall be sent to members of the legislative assembly,
 37 and to public officials upon their request if in the
 38 discretion of the secretary of state the public official
 39 needs such journal to carry on the functions of his office.
- 40 8. DUTIES OF CHIEF CLERK
- 41 The chief clerk of the House shall:
- 42 a. Keep correct journals of the proceedings of the
 42a House.
 43 b. Have the custody of all records, accounts and other
 44 papers committed to him.
 45 c. Prepare a bulletin board upon which shall be posted

- 46 a list of committee meetings and any other
47 announcements or notices.
- 48 **d. Prepare a short orientation program for House**
48a **employees**
49 **which shall be carried on within the first ten days**
50 **of each session.**
- 51 ((d.)) e. Neither the chief clerk nor his assistants shall
52 permit any records or papers belonging to the House
53 to be taken out of their custody otherwise than in the
54 regular course of business. The chief clerk shall
55 report all missing bills, resolutions and papers to
56 the Speaker; he shall have general supervision of all
57 clerical duties appertaining to the business of the
58 House, shall perform under the direction of the
59 Speaker all duties pertaining to the office, and shall
59a also
60 keep a book showing the situation and progress of all
61 the bills, memorials and joint resolutions, including
62 a complete record of all actions taken thereon and
63 shall prepare, have printed and distributed to the
64 members a daily calendar detailing the action had
65 and pending on all measures.
- 66 ((e.)) f. At the close of each session, he shall deposit for
67 safekeeping in the office of the Secretary of State,
68 all books, bills, documents, resolutions and papers
69 in the possession of the House, correctly labeled,
70 folded and classified. The journal need not be
71 deposited until it is completed fully and is indexed;
72 and
- 73 ((f.)) g. Perform such other duties as shall be assigned him
74 by the House.
- 75 ((g.)) h. Make available identification badges for all members
76 of the House and employees thereof as soon as such
77 persons have been determined.
- 78 **30. WHEN INTRODUCED**
79 No bill shall be introduced after the ((twentieth))
80 **fifteenth legislative** day, nor shall any resolution be
81 introduced after the thirty-fifth day, except upon the
82 approval of a majority of the Committee on Delayed Bills or
83 upon two-thirds vote of the House.
- 84 **45. DISPOSITION OF MEASURES**
85 ((Every bill, or resolution referred to a committee,
86 except appropriation bills must be returned to the House with
87 the committee report thereon, not later than the tenth day
88 after it is referred, or twenty days after the session
88a commences,
89 whichever is later unless upon application of the committee,
90 an extension of time is granted within which to consider it.
90a In
91 case the same is not reported as required by this rule and
92 such time is not extended, it shall automatically go on the
93 calendar of bills without recommendation. The same rule
93a shall
94 apply to House bills not reported back by the forty-first and
95 Senate bills not reported back by the fifty-seventh day.))
- 96 **No bill or resolution, except an appropriation measure, may be**
97 **held in a Committee for more than fourteen legislative days after**
97a **it is**
98 **referred to the Committee unless an extension of time is granted**
98a **by the**
99 **House. All such House bills and resolutions, other than**
99a **appropriations**
100 **bills, shall be reported back to the House no later than the thirty-**

101 eighth legislative day, and if not so reported back shall
 101a automatically
 102 be placed on the calendar without recommendation. The same
 102a rule shall
 103 apply to Senate bills and resolutions not reported to the House
 104 by the fifty-seventh legislative day.

105 47. REPORT OF COMMITTEES

106 The report of a committee shall be for passage, for indefinite
 107 postponement, for amendment or without recommendation. If for
 107a amendment,
 108 the proposed amendment shall be fully set forth in the report. If
 108a such
 109 report is adopted, the bill shall thereupon go on the calendar for
 109a the
 110 next legislative day for action of the House as to amendment
 110a under the
 111 Sixth Order of Business, when the House, by a majority vote of
 111a the
 112 members present may adopt or reject such amendments or may
 112a commit the
 113 bill to the committee of the whole. No action shall be taken upon
 114 amendments until a full mimeographed or printed copy of the
 114a report is
 115 in the hands of the members. Upon receiving the report, the
 115a Chief Clerk
 116 shall cause copies thereof to be made and placed on the desk of
 116a each
 117 member. Provided, however, that upon a two-thirds vote of the
 117a members-
 118 elect, this ((rule)) may be suspended, and the amendment
 118a acted on
 119 immediately after the report of the committee.

120 If a report or motion recommending a bill for passage without
 121 amendment is adopted, the bill shall go on the calendar for the
 121a next
 122 legislative day for second reading and final passage.

123 If a report or motion for indefinite postponement is adopted, it
 124 shall have the effect of entirely removing the bill or resolution
 124a from
 125 before the House for that session, unless revived by a motion to re-
 126 consider. The passage of a motion for the adoption of a report
 127 recommending amendments has the effect of adopting the report
 127a but
 128 not the amendments.

129 If the committee report is not divided, it is in order for any
 130 member to move that a report for passage, for indefinite
 130a postponement,
 131 for amendment, or without recommendation be substituted for the
 131a regular
 132 committee report and if such motion carries, it shall be substituted
 133 for the regular committee report.

134 62. NOTICE OF INTENTION TO RECONSIDER

135 Except on the ((forty-fifth)) fortieth and sixtieth
 135a legislative
 136 days of the session, when notice or intention to move the
 136a reconsidera-
 137 tion of any bill or joint resolution shall be given by a member, the
 138 clerk of the House shall retain the said bill or joint resolution
 138a until
 139 the end of the next legislative day, excluding Sundays, unless the
 140 same has previously been disposed of. When a member, in
 140a explaining
 141 his vote, states to the House that his vote is for the purpose of re-

142 consideration, such statement shall be deemed to be notice of such
143 intention.

144 63. (((WHO MAY MOVE))) **MOTION FOR**

144a **RECONSIDERATION**

145 Any member who votes on the prevailing side of a question,
146 ("prevailing side of a question" shall be that side which voted
147 "Aye" on a question that passed, and "Nay" on a question that
148 failed), or who did not vote on the question, may move a

148a reconsidera-
149 tion of the (((same))) **question**, which motion shall be decided
149a by a

150 majority vote of the members-elect. In case of a bill, joint
150a resolution,

151 or amendment to the Constitution, (((such))) **the motion to**

151a **reconsider,**

152 if made after the end of the next legislative day, shall require a
153 two-thirds vote of the members-elect. No (((such action)))

153a **motion to**
154 **reconsider** may be (((taken))) **made** unless the (((measure)))
154a **matter**

155 is in possession of the House.

156 **SECTION 2.)** Joint Rule No. 8 is hereby amended as follows:

157 **8. LIMITATION OF MESSAGING BILLS**

158 Whenever a time shall have been previously fixed for an
158a adjourn-

159 ment of the Legislature before the constitutional limitation thereof
160 no bill that shall have passed one House shall be sent for

160a concurrence

161 to the other on (((either))) **any** of the last four **legislative** days
162 of the session, and in case no such time for adjournment is fixed,

163 other than the constitutional limitation, no bill that shall have

164 passed one House shall be sent to the other for concurrence after
164a the

165 (((forty-third))) **fortieth legislative day** of the session except
165a bills

166 introduced after the first (((twenty))) **fifteen** days of the session
167 by the Committee on Delayed Bills or introduced with the

167a concurrence

168 of two-thirds or more of the members of the House of introduction.

169 **SECTION 3.)** Joint Rules Nos. 16, 17, 18, and 19 are hereby
169a created

170 to read as follows:

171 **16. UNCONTESTED BILLS — CONSENT CALENDAR**

172 **Each standing committee may report an uncontested bill or**
173 **resolution out of committee and may include in its committee**

173a **report a**

174 **recommendation that it be placed on the consent calendar. As**

174a **used in**

175 **this rule, "uncontested bill" (or "resolution") means any bill or**
176 **resolution, except those containing appropriations, which receives**

177 **a do-pass or do-pass-as-amended recommendation from the**

177a **committee to**

178 **which it is referred, by unanimous vote of the members present**

178a **provided**

179 **a quorum is present.**

180 **Following the adoption of a committee report, or the adoption**
180a **of**

181 **committee amendments thereto if any, all bills or resolutions**

181a **reported**

182 **by the committee as uncontested shall be placed on the consent**

182a **calendar**

183 **by the Secretary of the Senate or the Chief Clerk of the House,**

183a **and**

184 **shall be known as "consent calendar bills" (or "resolutions").**

184a Any
 185 consent calendar bill or resolution which is amended from the
 185a floor
 186 shall cease to be a consent calendar bill or resolution and shall be
 187 placed on the regular calendar. Upon objection of any member
 187a to the
 188 placement or retention of any bill or resolution on the consent
 189 calendar, such shall cease to be a consent calendar bill or
 189a resolution and
 190 shall be placed on the regular calendar. No consent calendar bill
 191 or resolution shall be considered for adoption on the same
 192 legislative day it is placed on the consent calendar.
 193 **17. CONSIDERATION OF BILLS ON CONSENT CALENDAR**
 194 Bills or resolutions on the consent calendar are not
 195 debatable, except that the President of the Senate or the Speaker
 196 of the House shall allow a reasonable time for questions from the
 197 floor and shall permit the proponents of such bills or resolutions
 198 to answer such questions. The question of the final passage of
 198a more
 199 than one bill or resolution contained in the consent calendar may
 200 be voted upon in a single roll call vote provided that such roll
 201 call vote is upon either bills or resolutions and not upon both
 202 in the same roll call vote. Immediately prior to voting on the
 203 first consent calendar bills or resolutions, the President of the
 204 Senate or the Speaker of the House shall call to the attention
 205 of the members the fact that the next roll call will be the roll
 206 call on the bills or resolutions on the consent calendar.
 207 The consent calendar shall be considered immediately
 208 prior to the consideration of bills and resolutions on second
 208a reading
 209 and final passage in the regular calendar.
 210 **18. JOINT SESSIONS**
 211 Joint sessions of the House and Senate shall be allowed
 212 only for the inauguration ceremony, the inaugural address by the
 213 newly elected governor, an address by the retiring governor, if
 213a any,
 214 and such other legislative business as may arise from time to time.
 215 Joint sessions honoring or memorializing persons other than
 215a members
 216 of the Legislative Assembly shall not be called.
 217 **19. SUNDAY NOT LEGISLATIVE DAY**
 218 Sunday shall not be counted as a Legislative day unless
 219 legislative business is conducted on that day.

REP. HAROLD BULLIS, Chairman

Representative Bullis moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Kelsch moved that the rules be suspended for the purpose of further amending the rules, which motion prevailed.

Rep. Kelsch moved that the temporary rules of the forty-fifth legislative assembly be further amended as follows:

In line 130, after the comma following the word "passage" insert the word "or", which motion prevailed.

Rep. Bullis moved that the temporary rules of the forty-fifth legislative assembly be further amended as follows:

In section 18 of the joint rules, strike the word "retiring" and "if any" and the commas, which motion prevailed.

Rep. Streibel moved that the temporary rules of the forty-first legislative assembly, as amended, become the permanent rules of the 41st legislative session, which motion prevailed.

Rep. Streibel moved that all reference to "an inauguration committee" be expunged from the House Journal, which motion prevailed.

Rep. Streibel moved that Reps. Kelsch, Atkinson and Sanstead compose a committee to be known as a Committee to arrange a joint session for the inauguration of state officials to meet with a like committee from the Senate, which motion prevailed.

The Speaker announced that the Delayed Bills Committee would consist of Reps. Streibel, Strinden, Reimers, Link and Giffey.

The Enrolling and Engrossing Committee: Reps. Ganser, Hensrud, Aafedt, Eagles and Swedlund.

The Legislative Research Resolutions Committee: Reps. Davis, Diehl, Froelich, Solberg of Rolette and Sanstead.

Speaker Johnson announced the desk was clear and Rep. Streibel moved that the House stand recessed until twelve o'clock noon on January 7, 1969 which motion prevailed.

ROY GILBREATH, Chief Clerk

Bismarck, January 7, 1969

The House reconvened at 11:45 a.m. pursuant to recess taken in the Organizational and Orientation Session, with Speaker E. Johnson presiding.

Speaker E. Johnson then made the following announcement:

ANNOUNCEMENTS

Ruth Smith, a long time employee of this body, has asked to be relieved of her duties as Desk Reporter. This request was made personally to your Speaker.

I am sure that I speak for every member of this body when I say that Ruth's absence in the family of legislators will be just as noticeable as would any member of our body being absent after an equally long tenure of service as that of Ruth Smith.

I also speak for every member when I say that her many years of service have been so useful to all that have worked with her, including the many who, over the years, have been on the Desk Force.

I do want to express my thanks, along with all of the members of this body to Ruth Smith, for her many years of faithful and dedicated service.

So, at this point, the body will have to elect a Desk Reporter.

The Speaker announced the next order of business would be the election of Desk Reporter.

Rep. Davis: "Mr. Speaker and Members of the House, it is an extreme bit of good fortune on my part that the Williams County Delegation is not present at this time, and I am sure we all agree with Speaker Johnson on his comments about Ruth Smith and those of us who have served several sessions recognize her ability at the Desk, her helpfulness and we all enjoyed working with her. It is my privilege at this time to place in nomination for the office of Desk Reporter the lady who I am sure all of you, as you become acquainted with her, will find to be extremely able and efficient in her performance at the Desk. It gives me great pleasure at this time to place in nomination the name of Barbara King as Desk Reporter.

Rep. Strinden moved that nominations be closed, which motion prevailed.

ROLL CALL

The question being on the election of a Desk Reporter was called, and there were: 82 aye votes, 13 absent and not voting, and 3 not having taken the oath.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|----------|
| Aamoth | Erickson, W. | Kelsch | Rivinius |
| Atkinson | Freeman | Kingsbury | Rundle |
| Austin | Froelich | Kuehn | Sandness |
| Backes | Gackle | Lang | Sanstead |
| Berg | Ganser | Larson, G. | Schaffer |
| Bernabucci | Giffey | Larson, L. | Seibel |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Bier | Glaspey | Leibhan | Solberg, I. |
| Boustead | Goodman | Lillehaugen | Solberg, O. |
| Boyum | Grant | Linderman | Stoltenow |
| Bunker | Halcrow | Link | Streibel |
| Burke | Haugland | Lundene | Strinden |
| Connolly | Henning | Matheny | Swedlund |
| Dahl | Hentges | McDonald | Thompson |
| Davis | Hickle | Metzger | Wagner |
| Dawson | Hilleboe | Miedema | Weber |
| DeKrey | Hoffner | Mueller | Welder |
| Dick | Hoghaug | Olienyk | Wells |
| Diehl | Hougen | Peterson, J. | White |
| Dornacker | Jenkins | Powers | Wilkie |
| Eagles | Johnson, K. | Register | Mr. Speaker |
| Erickson, K. | Jones | Reimers | |
| Absent and not voting: | | | |
| Aafedt | Bullis | Moquist | Stone |
| Aas | Emerson | Opedahl | Thorsgard |
| Anderson | Hensrud | Peterson, R. | Tweten |
| Belter | Knudson | Simonson | |

So Barbara King was declared elected as Desk Reporter and sworn in by the Speaker E. Johnson.

The Speaker announced the House would be on the 18th order of business for the announcement of a committee.

REVISION AND CORRECTION OF THE JOURNAL COMMITTEE

Stone, Chairman
 Belter
 Rivinius
 Erickson, William
 Linderman

The Speaker announced the House would be on the 9th order of business.

FIRST READING OF HOUSE BILLS

Committee on Appropriations introduced:

House Bill No. 1. A Bill for an Act to appropriate money for the expenses of the executive department of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 2. A Bill for an Act to appropriate money for the expenses of the educational departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 3. A Bill for an Act to appropriate money for the expenses of the regulatory departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations

conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 4. A Bill for an Act to appropriate money for the expenses of departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 5. A Bill for an Act to appropriate money for the expenses of the judicial branch of government, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 6. A Bill for an Act to appropriate money for the expenses of the legislative branch of government, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 7. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the school for the blind at Grand Forks, North Dakota.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 8. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment of the school for the deaf at Devils Lake, North Dakota.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 9. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the Grafton state school at Grafton, North Dakota.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 10. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment for the tuberculosis sanatorium at San Haven, North Dakota.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 11. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the state hospital at Jamestown, North Dakota.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 12. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects for the state industrial school at Mandan, North Dakota.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 13. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, of the state penitentiary and state farm.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 14. A Bill for an Act making an appropriation for the general maintenance and operation of the tag and sign plant at the state penitentiary.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 15. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the North Dakota twine and cordage plant at the state penitentiary.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 16. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the gasoline tax division in the office of the state tax commissioner.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 17. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state fire and tornado fund.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 18. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state bonding fund.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 19. A Bill for an Act making an appropriation to the state board of public school education for the administration and supervision of grants for vocational agriculture, office and dis-

tributive education, vocational home economics, trade and industrial education, manpower development and training, rural area redevelopment, and work study.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 20. A Bill for an Act making an appropriation for salaries and expenses of the division of vocational rehabilitation for rehabilitating disabled persons.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 21. A Bill for an Act making an appropriation to the department of public instruction for the purpose of paying salaries and other expenses of the director of surplus property.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 22. A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the division of supervised correspondence study.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 23. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the state of North Dakota, for which there are no facilities in the state.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 24. A Bill for an Act making an appropriation for salaries and expenses for the state seed department.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 25. A Bill for an Act making an appropriation for the maintenance of the North Dakota national guard as provided for by title 37 of the North Dakota Century Code.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 26. A Bill for an Act making an appropriation for salaries and expenses of the state library commission.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 27. A Bill for an Act making an appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 28. A Bill for an Act making an appropriation for salaries and other expenses for administering the provisions of Chapter 39-17 of the North Dakota Century Code.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 29. A Bill for an Act making an appropriation for salaries and expenses for predatory animal control to the commissioner of agriculture.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 30. A Bill for an Act making an appropriation to the state outdoor recreation agency for funding the planning, acquisition and development of outdoor recreation agencies and activities.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 31. A Bill for an Act making an appropriation to the North Dakota trade commission in accordance with North Dakota Century Code 51-10.

Was read the first time and referred to the committee on Appropriations.

Reps. Connolly, Davis, Dick, Glaspey, Jenkins, Mueller, J. Peterson, Reimers, Streibel, Tweten and Wagner introduced:

House Bill No. 32. A Bill for an Act providing coordination by the board of administration of institution farm activities, authorizing the board to employ a farm manager to assist institutions, providing for transfer of products between institutions, and requiring a biennial report to the governor and legislature.

Was read the first time and referred to the committee on Agriculture.

Reps. Connolly, Davis, Dick, Jenkins, Mueller, J. Peterson, Reimers, Streibel, Tweten, and Wagner introduced:

House Bill No. 33. A Bill for an Act directing the board of administration to sell, convey, and transfer certain real property owned by the state of North Dakota for the use and benefit of the state industrial school, and declaring an emergency.

Was read the first time and referred to the committee on Agriculture.

Reps. Connolly, Davis, Dick, Glaspey, Jenkins, Mueller, J. Peterson, Reimers, O. Solberg, Streibel, Tweten, Wagner, and Wilkie introduced:

House Bill No. 34. A Bill for an Act directing the board of administration to sell certain real property owned by the state for the benefit of the state penitentiary and authorizing the state health department to exchange certain property owned by the state for the benefit of the state hospital, and declaring an emergency.

Was read the first time and referred to the committee on Agriculture.

Reps. Bier, W. Erickson, Giffey, E. Johnson, Jones, Lang, Link, R. Peterson, and Stone introduced:

House Bill No. 35. A Bill for an Act making an appropriation to the state board for vocational education for the purpose of implementing and supplementing training programs in basic occupational and trade skills at the community colleges at Bismarck, Devils Lake and Williston.

Was read the first time and referred to the committee on Education.

Reps. Bier, Giffey, E. Johnson, Lang, R. Peterson, Sanstead and Stone introduced:

House Bill No. 36. A Bill for an Act to create and enact section 15-53-13.2, and to amend and reenact sections 15-27-04, 15-27-05, subsection 2 of section 15-53-02, and sections 15-53-05, 15-53-06, 15-53-06.1, 15-53-07, 15-53-08, 15-53-09, 15-53-10, 15-53-11, 15-53-12, 15-53-13, 15-53-16, 15-53-18, 15-53-20, 15-53-21, 15-53-22, 15-53-23, 15-53-25, 15-53-26, 15-53-29, and 15-53-32 of the North Dakota Century Code, relating to changing the county committee to a regional committee for school district reorganization.

Was read the first time and referred to the committee on Education.

Reps Bier, Belter, W. Erickson, Giffey, E. Johnson, Lang, R. Peterson, Sanstead and Stone introduced:

House Bill No. 37. A Bill for an Act relating to school district reorganization and the effect thereon of new construction by school districts, and temporarily providing the superintendent of public instruction and, in case of appeal, the board of public school education with authority to limit certain school construction projects.

Was read the first time and referred to the committee on Education.

Reps. Backes, Boustead, Dornacker, Gackle, K. Johnson and Powers introduced:

House Bill No. 38. A Bill for an Act to amend and reenact section 12-45-07 of the North Dakota Century Code, relating to the disposal of effects of deceased persons by the warden of the penitentiary and the superintendent of the state training school.

Was read the first time and referred to the committee on General Affairs.

Reps. Backes, Boustead, Dornacker, Gackle and K. Johnson introduced:

House Bill No. 39. A Bill for an Act to amend and reenact sections 57-28-17 and 57-28-21 of the North Dakota Century Code, relating to the removal of general taxes, hail indemnity taxes, and special assessments of record when tax delinquent land is sold by the county.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Backes, Bernabucci, Bunker, Burke, Dahl, Froelich, Halcrow, Hoghaug, Kingsbury, McDonald and Strinden introduced:

House Bill No. 40. A Bill for an Act to amend and reenact section 40-57-17 of the North Dakota Century Code, relating to exemption from taxation of projects under the Municipal Industrial Development Act.

Was read the first time and referred to the committee on Industry and Business.

Reps. Aamoth, Bullis, Eagles, Freeman, Kelsch, Sanstead and Strinden introduced:

House Bill No. 41. A Bill for an Act to provide for the establishment of home rule in cities under section 130, Constitution of the state of North Dakota.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Aamoth, Link and Streibel introduced:

House Bill No. 42. A Bill for an Act relating to the disposal of surplus chairs from the house and senate chambers.

Was read the first time and referred to the committee on General Affairs.

Reps. Aamoth, Link, Streibel introduced:

House Bill No. 43. A Bill for an Act to provide a code of fair procedure to be followed by legislative investigating committees, and providing a penalty.

Was read the first time and referred to the committee on Judiciary.

Reps. Aamoth, Link and Streibel introduced:

House Bill No. 44. A Bill for an Act to create and enact sections 54-03-02.1 and 54-03-20.1 of the North Dakota Century Code, to amend and reenact sections 54-03-02, 54-03-03, 54-03-04, 54-03-08, 54-03-20, 54-03.1-02, and 54-03.1-03 of the North Dakota Century Code, and to repeal sections 54-03.1-01 and 54-03.1-04 of the North Dakota Century Code, all relating to the legislative assembly.

Was read the first time and referred to the committee on Judiciary.

Reps. Aamoth, Ganser, Haugland, Hilleboe, Leibhan, Opedahl, Rundle, I. Solberg, Stoltenow, Tweten, Wells introduced:

House Bill No. 45. A Bill for an Act to provide for a central youth authority for the treatment and rehabilitation of juveniles, for the placing of juveniles into custody, for contracting with other states, and to amend and reenact section 27-16-21 of the North Dakota Century Code, relating to decrees rendered by the juvenile courts.

Was read the first time and referred to the committee on Judiciary.

Reps. Aamoth, Ganser, Hilleboe, Leibhan, Opedahl, Rundle, I. Solberg, Stoltenow, Tweten and Wells introduced:

House Bill No. 46. A Bill for an Act to amend and reenact sections 12-06-13, 12-30-17, 12-30-09, 12-46-13, and subsection 1 of section 12-51-07 of the North Dakota Century Code, relating to incarceration of 18 to 21-year-old criminal offenders.

Was read the first time and referred to the committee on Social Welfare.

Reps. Bernabucci, Boyum, Giffey, Hensrud, Moquist, Schaffer and Weber introduced:

House Bill No. 47. A Bill for an Act to amend and reenact section 39-21-48 of the North Dakota Century Code, relating to requiring eye protection for operators of motorcycles.

Was read the first time and referred to the committee on Transportation.

Reps. Bernabucci, Boyum, DeKrey, Giffey, Hensrud, Moquist, Schaffer and Weber introduced:

House Bill No. 48. A Bill for an Act relating to the supervision of commercial driver training schools, and providing a penalty.

Was read the first time and referred to the committee on Transportation.

Reps. Bernabucci, Boyum, DeKrey, Giffey, Hensrud, Moquist, Schaffer and Weber introduced:

House Bill No. 49. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07 of the North Dakota Century Code, requiring a birth certificate or other acceptable evidence of birth date with applications for motor vehicle operators' licenses.

Was read the first time and referred to the committee on Transportation.

Reps. Davis, Giffey, Opedahl and Wagner introduced:

House Bill No. 50. A Bill for an Act to amend and reenact subsection 2 of section 54-10-01 of the North Dakota Century Code, relating to the powers of the state auditor.

Was read the first time and referred to the committee on State and Federal.

Reps. Davis, Giffey, Opedahl and Wagner introduced:

House Bill No. 51. A Bill for an Act to provide a method for paying counties amounts equal to taxes canceled upon university and school lands, and to amend sections 15-07-18, 15-08-13, and 15-08-18.3 of the North Dakota Century Code, relating to the assignment of contracts and to the cancellation of taxes, and providing an appropriation for the "in lieu" payments of canceled taxes.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Davis, Giffey and Wagner introduced:

House Bill No. 52. A Bill for an Act to provide the director of the department of accounts and purchases with authority to withhold from the compensation of state employees amounts as required by law and authorizing withholding of compensation for the purchase of United States savings bonds.

Was read the first time and referred to the committee on State and Federal.

Reps. Giffey and Wagner introduced:

House Bill No. 53. A Bill for an Act to amend and reenact section 15-61-05 of the North Dakota Century Code, relating to the disposition or exchange of state surplus property.

Was read the first time and referred to the committee on State and Federal.

Reps. Davis, Giffey, Opedahl and Wagner introduced:

House Bill No. 54. A Bill for an Act to amend and reenact section 4-02.1-15 of the North Dakota Century Code, relating to the state fair operating fund.

Was read the first time and referred to the committee on State and Federal.

Reps. Davis, Giffey, Opedahl and Wagner introduced:

House Bill No. 55. A Bill for an Act to amend and reenact sections 54-21-19 and 54-21-24 of the North Dakota Century Code, relating to the maintaining of state offices.

Was read the first time and referred to the committee on State and Federal.

Reps. Davis, Giffey and Wagner introduced:

House Bill No. 56. A Bill for an Act to amend and reenact section 6-05-04 of the North Dakota Century Code, relating to required deposits to be made before entering into or engaging in the activities of an annuity, safe deposit, surety, and trust company, and to provide for a right of action against the deposits.

Was read the first time and referred to the committee on Industry and Business.

Rep. Aamoth introduced:

House Bill No. 57. A Bill for an Act to amend and reenact subsection 2 of section 54-27-19 of the North Dakota Century Code, relating to the eligibility of cities for their share of the highway tax distribution fund.

Was read the first time and referred to the committee on Transportation.

Rep. Aamoth introduced:

House Bill No. 58. A Bill for an Act to amend and reenact section 27-11-22 of the North Dakota Century Code, relating to annual licenses to practice law — requirement — issuance — fees — exception.

Was read the first time and referred to the committee on Judiciary.

Rep. Aamoth introduced:

House Bill No. 59. A Bill for an Act to amend and reenact section 35-20-08 of the North Dakota Century Code, relating to attorneys' liens.

Was read the first time and referred to the committee on Judiciary.

Rep. Aamoth introduced:

House Bill No. 60. A Bill for an Act to create and enact subsection 4 of section 57-37-29 of the North Dakota Century Code, relating to the transfer of securities to certain trust companies acting as an executor or administrator of an estate.

Was read the first time and referred to the committee on Judiciary.

Rep. Aas introduced:

House Bill No. 61. A Bill for an Act to amend and reenact section 15-52-20 of the North Dakota Century Code, relating to scholarship loan conditions and repayment terms.

Was read the first time and referred to the committee on Education.

Rep. Bernabucci introduced:

House Bill No. 62. A Bill for an Act to repeal sections 57-38-58, 57-38-59, 57-38-60, 57-38-61, 57-38-62, 57-38-63, 57-38-64, and 57-38-65 of the North Dakota Century Code, relating to the withholding of income taxes from nonresidents.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Bernabucci introduced:

House Bill No. 63. A Bill for an Act to provide for the registration of passenger motor vehicles according to market value; to provide a method for the determination of market value; to amend and reenact subsection 2 of section 39-04-19 and section 39-04-24 of the North Dakota Century Code; to provide a special classification and rate for passenger motor vehicles; and to exclude passenger motor vehicles for which an ad valorem registration fee applies.

Was read the first time and referred to the committee on Transportation.

Rep. Bernabucci introduced:

House Bill No. 64. A Bill for an Act to amend and reenact section 51-10-06 of the North Dakota Century Code, relating to injunctive relief in unfair trade practices; and to repeal sections 51-10-09, 51-10-10, 51-10-11, 51-10-12, 51-10-13, 51-10-14, and 51-10-15 of the North Dakota Century Code, relating to the North Dakota trade commission.

Was read the first time and referred to the committee on Industry and Business.

Rep. Bernabucci introduced:

House Bill No. 65. A Bill for an Act to prohibit state agencies from purchasing, leasing, or accepting by gift, any aircraft.

Was read the first time and referred to the committee on State and Federal.

Rep. Bernabucci introduced:

House Bill No. 66. A Bill for an Act to amend and reenact section 39-10-19 of the North Dakota Century Code, relating to driving on divided highways, and providing a penalty.

Was read the first time and referred to the committee on Transportation.

Rep. Connolly introduced:

House Bill No. 67. A Bill for an Act to amend and reenact subsection 2 of section 50-22-01 of the North Dakota Century Code, relating to the definition of charitable organizations.

Was read the first time and referred to the committee on Social Welfare.

Rep. Hilleboe introduced:

House Bill No. 68. A Bill for an Act to amend and reenact section 16-20-04 of the North Dakota Century Code, relating to the filing of itemized statements of campaign expenses.

Was read the first time and referred to the committee on Judiciary.

Rep. Link introduced:

House Bill No. 69. A Bill for an Act to amend and reenact section 16-18-06 of the North Dakota Century Code, relating to the application for absentee ballots.

Was read the first time and referred to the committee on Judiciary.

Reps. Stoltenow and Bullis introduced:

House Bill No. 70. A Bill for an Act to authorize the state board of higher education to construct a stadium on the campus of the North Dakota state school of science with private or federal funds.

Was read the first time and referred to the committee on Appropriations.

Rep. Wagner introduced:

House Bill No. 71. A Bill for an Act to amend and reenact section 14-03-17 of the North Dakota Century Code, relating to the examination of persons upon oath when making application for a marriage license.

Was read the first time and referred to the committee on Social Welfare.

Rep. Weber introduced:

House Bill No. 72. A Bill for an Act to provide for redistricting of counties, and to repeal chapter 11-07 of the North Dakota Century Code, relating to the redistricting of counties.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Boustead and Kelsch introduced:

House Bill No. 73. A Bill for an Act to amend and reenact section 43-12-13 of the 1967 Supplement to the North Dakota Century Code, relating to examination of professional nursing applicants.

Was read the first time and referred to the committee on Social Welfare.

Rep. Wagner introduced:

House Bill No. 74. A Bill for an Act to repeal chapter 4-18.1 of the North Dakota Century Code, relating to the milk stabilization board.

Was read the first time and referred to the committee on Agriculture.

Rep. Dornacker introduced:

House Bill No. 75. A Bill for an Act to amend and reenact section 57-02-21 of the North Dakota Century Code, relating to personal property tax exemption for certain persons with minimum income.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Dornacker introduced:

House Bill No. 76. A Bill for an Act to amend and reenact subsection 19 of section 57-02-08 of the North Dakota Century Code, relating to property exempt from taxation.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Stoltenow and Bullis introduced:

House Bill No. 77. A Bill for an Act to permit the destruction or removal of certain buildings at the North Dakota state school of science and providing for the cost of removal or the disposition of any proceeds from the sale thereof.

Was read the first time and referred to the committee on Appropriations.

Reps. Bunker and White introduced:

House Bill No. 78. A Bill for an Act to amend and reenact section 32-29-01 of the North Dakota Century Code, relating to the submission of controversies to arbitration.

Was read the first time and referred to the committee on Labor.

Rep. Weber introduced:

House Bill No. 79. A Bill for an Act to amend and reenact section 63-03-06 of the North Dakota Century Code, relating to the amount charged for failure to destroy weeds.

Was read the first time and referred to the committee on Agriculture.

Rep. E. Johnson introduced:

House Bill No. 80. A Bill for an Act to amend and reenact sections 15-18-07 and 15-18-08 of the North Dakota Century Code, limiting state aid to only those junior colleges eligible to receive such aid on July 1, 1969.

Was read the first time and referred to the committee on Education.

Reps. Connolly, Davis, Dick, Glaspey, Jenkins, Mueller, J. Peterson, Reimers, Streibel, Tweten and Wagner introduced:

House Concurrent Resolution No. 1. A Concurrent Resolution directing the Board of Administration, State Health Department, and the Board of Trustees of the State Soldiers' Home to improve the efficiency of farm operations of institutions under their control, to dispose of certain surplus property, and to discontinue certain farm operations.

Was read the first time and referred to the committee on Agriculture.

Reps. Aamoth, Ganser, Haugland, Hilleboe, Leibhan, Opedahl, Rundle, I. Solberg, Stoltenow, Tweten and Wells introduced:

House Concurrent Resolution No. 2. A Concurrent Resolution directing the legislative research committee to carry out a comprehensive study of the feasibility of merging the highway patrolmen's retirement fund and the teachers' retirement fund with the state employees' retirement fund.

Was read the first time and referred to the committee on State and Federal.

Rep. Aamoth introduced:

House Concurrent Resolution No. 3. A Concurrent Resolution urging the President and the Congress of the United States to provide for federal participation in welfare payments to nonresidents within the state of North Dakota.

Was read the first time and referred to the committee on Social Welfare.

Rep. Wagner introduced:

House Concurrent Resolution No. 4. A Concurrent Resolution directing a study by the Legislative Research Committee for the purpose of determining the feasibility of consolidating the various state health and welfare agencies.

Was read the first time and referred to the committee on State and Federal.

Reps. Dick and Wagner introduced:

House Concurrent Resolution No. 5. A Concurrent Resolution authorizing payment of the mileage and uncompensated expenses of the members of the special committees on contested elections.

Was read the first time and referred to the committee on General Affairs.

Reps. Boustead and Aamoth introduced:

House Concurrent Resolution No. 6. A Concurrent Resolution directing the legislative research committee to conduct a study and formulate a procedure for the consolidation of county and county seat city governments.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Streibel, Link, Atkinson, Boustead, Burke, Lang, Metzger and Wagner introduced:

House Resolution No. 3. A Memorial Resolution in memory of former Speaker of the House of Representatives, R. Fay Brown.

Was read the first time and referred to the committee on General Affairs.

Rep. Streibel moved that the Organizational and Orientation Session be adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk



"Buy North Dakota Products"

Journal of the House



Forty-First Legislative Assembly

FIRST DAY

Bismarck, January 7, 1969

At the hour of twelve o'clock noon of the seventh day of January, 1969, according to the Constitution of the State of North Dakota, the North Dakota House of Representatives convened in its regular session, Speaker E. Johnson presiding.

Prayer by Chaplain Emanuel Wolff, The Baptist Home, Bismarck.

Roll was called and all members were present except Reps. Anderson, Emerson, Hensrud, Knudson, Moquist, Opedahl, R. Peterson, Thorsgard, Tweten.

A quorum was declared by the Speaker.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Organizational and Orientation Session and recommends that the same be corrected as follows:

On line 24 of page 24 change the word "paid" to "laid."

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed.

REPORT OF SELECT COMMITTEE

Mr. Speaker:

Your House Election Contest Committee relating to the election contest in the 22nd Legislative District, composed of part of the County of Cass, North Dakota, respectfully reports the following:

That a special House Election Contest Committee was appointed by the Speaker of the House pursuant to House Resolution No. 2 of the Forty-first Legislative Assembly, consisting of Representatives Dick, Chairman, Powers, Burke, Lundene, W. Erickson, (Representative Eagles was duly appointed by Speaker Johnson to replace Representative Powers, who was unable to serve), to investigate the charges made by Florence Thompson, District Chairman of the 22nd District, Democrat-NPL, on behalf of Anna Powers, candidate for the House of Representatives for the 22nd Legislative District, contesting the right of Wesley Belter to hold that House seat for the following reasons:

1. That five votes in the City of Page, North Dakota, were not counted for Anna Powers by the election board.
2. That at Tower City, North Dakota, two more votes were cast for the President of the United States than voters who voted at the polls.
3. That one vote in Dows Township was not counted for Anna Powers.

4. That the closeness of the total vote and the likelihood of errors in counting and accepting or rejecting of ballots requires a re-examination of all ballots by the House of Representatives.

That the special House Election Contest Committee met and subpoenaed the ballots, poll books, and tally sheets of the general election held November 5, 1968, of the 22nd Legislative District.

That the House Election Contest Committee examined the poll books and tally sheets and made a recount of all the ballots cast in such district in the election and the results of the recount are as follows:

| Townships | Powers | Belter |
|------------------|---------------|---------------|
| Addision | 13 | 41 |
| Amenia | 25 | 31 |
| Ayr | 13 | 27 |
| Berlin | 28 | 37 |
| Buffalo | 35 | 33 |
| Casselton | 35 | 30 |
| Clifton | 29 | 24 |
| Cornell | 20 | 33 |
| Davenport | 39 | 56 |
| Dows | 38 | 8 |
| Durbin | 23 | 30 |
| Eldred | 35 | 24 |
| Empire | 29 | 35 |
| Erie | 54 | 41 |
| Everest | 38 | 39 |
| Gill | 33 | 24 |
| Harmony | 23 | 41 |
| Harwood | 62 | 90 |
| Highland | 31 | 31 |
| Hill | 13 | 34 |
| Howes | 37 | 14 |
| Lake | 12 | 15 |
| Leonard | 46 | 40 |
| Maple River | 52 | 47 |
| Mapleton | 21 | 33 |
| Normanna | 69 | 69 |
| Page | 17 | 20 |
| Pleasant | 86 | 35 |
| Pontiac | 38 | 40 |
| Raymond | 23 | 68 |
| Rich | 13 | 34 |
| Rochester | 17 | 31 |
| Rush River | 24 | 50 |
| Stanley | 200 | 68 |
| Tower | 10 | 21 |
| Walburg | 47 | 76 |
| Warren | 35 | 41 |
| Watson | 30 | 51 |
| Wheatland | 52 | 36 |
| Cities | | |
| Alice | 25 | 18 |
| Amenia | 19 | 10 |
| Argusville | 25 | 13 |
| Ayr | 10 | 9 |
| Buffalo | 39 | 72 |
| Davenport | 30 | 26 |
| Horace | 50 | 17 |
| Leonard | 70 | 47 |
| Mapleton | 33 | 43 |
| Tower City | 38 | 57 |

| | | |
|-------------------|-------|-------|
| City of Casselton | | |
| Ward No. 1 | 89 | 102 |
| Ward No. 2 | 108 | 117 |
| Ward No. 3 | 77 | 72 |
| Kindred | 120 | 129 |
| Page | 51 | 78 |
| Military absentee | 2 | 1 |
| | 2,231 | 2,309 |
| Totals | | |

That in regard to the specific charges brought on behalf of Anna Powers, it was found that:

1. As to paragraph 1 of the Notice to Contest, five votes from the City of Page precinct had in fact not been counted for Anna Powers, which error was corrected.
2. As to paragraph 2 of the Notice to Contest, the charge did not concern the election contest, but an error was noted by the Committee, increasing Anna Powers' vote from the Tower City precinct from 37 to 38.
3. As to paragraph 3 of the Notice to Contest, all votes for Anna Powers had been counted, but errors were noted by the Committee which reduced Anna Powers' votes from the Dows Township precinct from 40 to 38.
4. As to paragraph 4 of the Notice to Contest, it was found that there were certain errors in counting and accepting or rejecting of ballots by local election boards, and that the results of the recount show that Wesley Belter has received a majority of the votes cast at the general election held November 5, 1968, for the office of Representative for the 22nd Legislative District.

Therefore, the special House Election Committee respectfully recommends that Wesley Belter be seated without prejudice as a duly elected Representative from the 22nd Legislative District, composed of a part of the County of Cass, and that the contest of election by Florence Thompson on behalf of Anna Powers be dismissed; and that all of the ballots, poll books, and tally sheets subpoenaed be returned to the appropriate officers of Cass County, North Dakota, and that the special House Election Contest Committee be discharged.

Representative Erickson moved the report be adopted, which motion prevailed.

SELECT COMMITTEE REPORT

Mr. Speaker:

Your House Election Contest Committee relating to the election contest in the 23rd Legislative District, composed of Griggs, Steele, and part of Barnes Counties, North Dakota, respectfully reports the following:

That a special House Election Contest Committee was appointed by the Speaker of the House pursuant to House Resolution No. 1 of the Forty-first Legislative Assembly, consisting of Representatives Wagner, Dawson, Rundle, Backes, and Giffey, to investigate the charges made by Simon Simonson of the 23rd Legislative District, composed of Griggs, Steele, and part of Barnes Counties, North Dakota.

That the special House Election Contest Committee met and subpoenaed the ballots, poll books, and tally sheets of the general election held on November 5, 1968, of the 23rd Legislative District.

That the House Election Contest Committee examined the poll books and tally sheets and made a recount of all the ballots cast in such district in the election and the results of the recount are as follows:

| Griggs County | | |
|-----------------------|--------|----------|
| Precinct | Brakke | Simonson |
| Romnes | 22 | 27 |
| Lenora | 33 | 25 |
| Broadview | 16 | 16 |
| Washburn | 27 | 30 |
| Kingsley | 33 | 12 |
| Sverdrup | 26 | 61 |
| Cooperstown, 2nd Ward | 61 | 106 |
| Cooperstown, 1st Ward | 68 | 117 |
| Willow | 34 | 24 |
| Helena | 45 | 13 |
| Pilot Mound | 33 | 25 |
| Cooperstown Township | 18 | 38 |
| Hannaford | 53 | 60 |
| Mabel | 48 | 50 |
| Dover | 36 | 26 |
| Bryan | 23 | 9 |
| Rosendahl | 18 | 9 |
| Bartley | 22 | 15 |
| Cooperstown, 3rd Ward | 79 | 141 |
| Ball Hill | 33 | 36 |
| Addie | 20 | 28 |
| Binford | 51 | 43 |
| Tyrol | 31 | 47 |
| Clerrfield | 29 | 23 |
| Greenfield | 47 | 30 |
| Soldier's Ballots | 1 | 1 |
| Totals | 907 | 1,012 |

The following changes were noted by the Committee in GRIGGS COUNTY:

Romnes Township. Five ballots were not stamped and therefore not counted, two votes for Brakke and two votes for Simonson.

One ballot did not have a vote for either Brakke or Simonson.

Hannaford Township. Two ballots were not initialed and not counted. Simonson lost two votes.

Lenora. One ballot not initialed. Brakke lost one vote. Simonson had one more vote than poll book indicated. Net gain of two votes for Simonson.

Mabel. Brakke lost one vote. Count indicated one vote less than poll book.

Washburn. Brakke lost one vote. Ballot count indicated one less ballot than listed in poll book. (This was later determined to be a soldier's ballot which was eventually delivered to the committee and counted.)

Kingsley. One ballot was not stamped and discarded. Brakke lost one vote. Committee count showed Simonson had one vote less than tally book. No net change.

Bartley. One ballot discarded, not initialed. Simonson lost one vote.

Sverdrup. Simonson gained one vote. Count indicated one more vote than tally book.

Cooperstown, 2nd Ward. Brakke lost two votes. One ballot was not initialed and count indicated one more vote than tally book. Simonson lost one vote. Committee determined one ballot could not be counted.

Cooperstown, 3rd Precinct. Three ballots discarded, not initialed. No change in the totals. Election board evidently did not count ballots, either.

Ball Hill. Brakke gained one vote. Committee count showed one more vote than tally book.

Binford. Simonson gained one vote. Committee count indicated one more vote than poll book.

Steele County

| Precinct | Brakke | Simonson |
|----------------------------|--------|----------|
| Hugo | 46 | 20 |
| Finley City | 112 | 104 |
| Sharon | 36 | 15 |
| Carpenter | 38 | 23 |
| Westfield | 44 | 19 |
| Melrose | 45 | 18 |
| Primrose | 27 | 31 |
| Edendale | 31 | 13 |
| Franklin | 34 | 19 |
| Sharon City | 72 | 50 |
| Riverside | 42 | 14 |
| Beaver Creek | 43 | 36 |
| Luverne City | 12 | 26 |
| Finley Township | 31 | 24 |
| Colgate Precinct | 47 | 24 |
| Hope | 82 | 88 |
| Willow Lake, 20th Precinct | 35 | 14 |
| Golden Lake | 38 | 22 |
| Finley 2nd Precinct | 93 | 70 |
| Greenview | 22 | 27 |
| Easton | 27 | 39 |
| Broadlawn | 26 | 21 |
| Enger | 37 | 24 |
| Newburgh | 25 | 55 |
| Sherbrooks | 39 | 20 |
| Totals | 1,084 | 816 |

The following changes were noted by the committee in STEELE COUNTY:

Finley, 2nd Precinct. Simonson gained one vote. Committee counted one ballot more than tally book.

Franklin No. 23. Simonson gained one vote. The local election board voided an entire ballot because two votes were cast for one other office. The committee counted the ballot because the vote for the office of representative was in order.

City of Sharon. Brakke gained one vote. Count indicated poll and tally sheet was one vote short.

Inger Township. Simonson gained one vote. Committee count indicated one more vote than tally sheet.

Luverne City. Brakke lost one vote. Ballot not initialed and discarded.

Sherbrook Precinct. Simonson gained one vote. Committee count indicated one more vote than tally book.

Barnes County, Part of

| Precinct | Brakke | Simonson |
|-------------|--------|----------|
| Precinct 17 | 11 | 30 |
| Precinct 10 | 21 | 31 |
| Precinct 8 | 16 | 24 |
| Precinct 9 | 10 | 25 |
| Precinct 12 | 17 | 41 |
| Precinct 11 | 13 | 27 |
| Precinct 18 | 23 | 9 |
| Precinct 50 | 46 | 69 |

| | | |
|-------------------------|-----|-----|
| Precinct 56 | 6 | 22 |
| Precinct 55 | 11 | 7 |
| Precinct 64 | 5 | 5 |
| Precinct 7 | 30 | 22 |
| Precinct 3 | 14 | 36 |
| Soldiers' Ballots | 0 | 2 |
| Dazey, 49th Precinct | 15 | 44 |
| Sanborn, 47th Precinct | 29 | 38 |
| Potter, 20th Precinct | 19 | 16 |
| Eckelson, 19th Precinct | 40 | 17 |
| Pierce, 6th Precinct | 24 | 17 |
| Lake Town, 5th Precinct | 20 | 14 |
| Precinct 1 | 14 | 34 |
| Precinct 52 | 8 | 16 |
| Precinct 4 | 18 | 20 |
| Baldwin, 2nd Precinct | 10 | 20 |
| Totals | 420 | 586 |

The following changes were noted by the committee, part of BARNES COUNTY:

- Precinct 50, Wimbledon. Brakke gained one vote. Committee counted one ballot that election board did not count.
- Precinct 52. Six ballots unstamped. Brakke lost one vote. Simonson lost three votes.
- Precinct 3. Simonson added one vote. Count indicated one more vote than tally book.

Summary By Counties

| | Brakke | Simonson |
|-----------------|--------|----------|
| Griggs | 907 | 1,012 |
| Steele | 1,084 | 816 |
| Barnes, part of | 420 | 586 |
| Totals | 2,411 | 2,414 |

That the results of the recount show that Simon Simonson has received a majority of the votes cast at the general election held November 5, 1968, for the office of Representative for the 23rd Legislative District, composed of Griggs, Steele, and part of Barnes Counties, North Dakota.

Therefore, the Special House Election Committee respectfully recommends that the House rescind its action in the conditional seating of Representative Brakke, and that Mr. Simon Simonson be seated without prejudice as a duly elected Representative from the 23rd Legislative District, composed of Griggs, Steele, and part of Barnes Counties, North Dakota, and all of the ballots, poll books, and tally sheets subpoenaed be returned to the appropriate officers of Griggs, Steele, and part of Barnes Counties, North Dakota, and that the special House Election Contest Committee be discharged.

REP. WAGNER, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed.

Rep. Wagner: "I request that the remarks I am about to make be printed in the Journal."

Rep. Wagner:

"Mr. Speaker:

I believe a few comments regarding the election contest in the 23rd district should be made.

"Immediately after appointment, the committee had to determine how the contest could be resolved. There was disagreement among

the members, but by a three to two vote the committee decided to proceed with a recount.

"The Attorney General's office was contacted and the necessary court orders and other legal instruments were prepared. This was necessary in order to enable the Chief Clerk to pick up and deliver the ballots to the Capitol.

"The Attorney General's office was asked to prepare guidelines to be used by the committee. This included points of law which were to be considered in determining whether certain ballots should be accepted or rejected.

"The committee then hired four clerks to assist in the recount. The majority members of the committee selected two, and two were selected by the minority members.

"To expedite the count two teams were formed, with one Democrat committee member and clerk and one Republican member and clerk on each team. The two committee members on each team examined each ballot and reported the vote to the two clerks.

"When the count for a precinct was completed, the two clerks compared their totals. If the totals checked they were then compared with the precinct total recorded in the poll books. If these totals did not agree, the committee again counted the votes. No change was made in any precinct without a double check.

"Several ballots had to be discarded. The most prevalent reason was that the ballot was not stamped and initialed, or the ballot was stamped but not initialed. The law is quite specific on this point.

"Some ballots were discarded because three votes were cast for the office of representative when only two were allowed. Others were discarded because the committee could not determine the intent of the voter.

"When voter intent was a question the whole committee acted. This was probably the most difficult task the committee had. Considerable time was spent on several ballots.

"I believe it is significant to note that in not one single case where there was disagreement among the members as to the acceptability of a ballot, was the final vote on a partisan basis. In every case where the committee vote was divided, at least one member of each party was on each side of the question.

"The contestants were represented by counsel during the entire proceeding, and were allowed to examine questionable ballots.

"We found several errors in the total vote the election boards had reported. This can possibly be excused because of the long hours and tremendous work load of the election officials. However, I do not believe that there is any excuse for an election board not to stamp and initial a ballot. This carelessness deprives the person of one of the greatest rights we have in our country, the right to have his vote counted when determining who shall represent him in government.

"We must emphasize a better, stronger educational program for election officials. If a person exercises his right to vote, it should not be denied.

"I wish to thank the members of the committee, Rep. Giffey, Rep. Backes, Rep. Rundle, and Rep. Dawson. Their sense of fairness, diligence, and hard work in performing a sometimes unpleasant task is to be commended.

"The working papers and minutes of the committee are on file in the Legislative Research Committee office. This is done not only for the purpose of having a record of this committee's activity, but also to give a historical record and guideline for any future election contest committee. We hope this will not be necessary for many years."

MOTION

Rep. Wagner: "Mr. Speaker: I move that, as recommended by the report of the Special House Election Committee in the matter of the election contest in the 23rd Legislative District, the House rescind its action in the conditional seating of Rep. Brakke, and that Mr. Simon Simonson be seated without prejudice as a duly elected Representative from the 23rd Legislative District, composed of Griggs, Steele, and part of Barnes Counties."

The question being on the motion of Rep. Wagner, which motion prevailed.

MOTION

Rep. Burke: "Mr. Speaker: I move that, as recommended by the report of the Special House Election Committee in the matter of the election contest in the 22nd Legislative District, that Rep. Wesley Belter be seated without prejudice as a duly elected Representative from the 22nd Legislative District, composed of part of Cass County."

The question being on the motion of Rep. Burke, which motion prevailed.

The Speaker then administered the oath of office to Reps. Belter, Dahl and Simonson.

REPORT OF SELECT COMMITTEES

Mr. Speaker: Your Select Committee appointed to consider Rules has had the same under consideration and recommends that the Rules of the House of Representatives for the Firty-first Legislative Assembly be amended as follows:

SECTION 1.) House Rule No. 86 is hereby amended to read as follows:

86. OFFICERS AND EMPLOYEE POSITIONS OF THE HOUSE OF REPRESENTATIVES

The following offices and employee positions shall be established and the number, title, and manner of selection for each position shall be as hereinafter indicated or stated;

| Title of Position | Number of Positions |
|---------------------------|---------------------|
| GROUP A | |
| Chief Clerk | 1 |
| Desk Reporter | 1 |
| Sergeant - at - Arms..... | 1 |

Persons holding Group A positions shall be elected thereto by a majority of the members-elect and the vote shall be recorded in the Journal.

GROUP B

| | |
|---|---|
| Assistant Chief Clerk | 1 |
| Assistant Desk Reporter | 1 |
| Bill Clerk | 1 |
| Chief Stenographer and Payroll Clerk..... | 1 |
| Chief Committee Clerk | 1 |
| Calendar Clerk | 1 |
| Enrolling and Engrossing Clerk | 1 |
| Chief Page | 1 |

Persons holding Group B positions shall be appointed thereto by the party having a majority of the members-elect acting by and through the committee on employment.

GROUP C

| | |
|--|---|
| Secretary to the Speaker | 1 |
| Secretary to Majority Floor Leader | 1 |
| Secretary to Minority Floor Leader | 1 |

The Speaker and the Majority and Minority Floor Leaders shall appoint their respective secretaries to such position, acting by and through the committee on employment.

GROUP D

| | |
|---|--------|
| Supply Room Clerk | 1 |
| Deputy Sergeant-at-Arms | 1 |
| Assistant Sergeant-at-Arms | 4 |
| Bill Room Clerks | 2 |
| Stenographers | 6 |
| Typists | 3 |
| Appropriations Committee Clerk | 1 |
| Committee Clerks | 5 |
| Assistant Enrolling and Engrossing Clerk.... | 1 |
| Pages | ((5))9 |
| Postmaster | 1 |
| Telephone Attendants | 2 |
| Bill Book Clerks | 4 |
| Information Desk Attendant | 1 |
| Journal Room Clerks | 2 |
| Parking Lot Attendant | 1 |
| Journal Proofreaders | 2 |
| Chief in Charge of Journal Room and Bill Room Clerks | 1 |

The employee positions of Group D shall be allocated to the majority and minority parties in proportion to each party's percentage of the total number of the members-elect and each party shall appoint the persons to the positions allocated to them, acting by and through the committee on employment except, however, that in allocating the positions of stenographers and typists the minority party shall be allocated not less than one of each of these positions. The majority party shall have the first right to select those positions of this Group until their allocation is filled. The Chief in charge of the Journal Room and Bill Room Clerks shall be appointed alternately by the Senate and House of Representatives.

The powers, duties, and qualifications for each officer or employee shall be as specifically provided by law, these rules, and as provided in the Legislative Employees' Handbook for such positions.

REP. BULLIS, Chairman

Rep. Davis moves that the Committee Report and the amendments to the Rules as contained therein be adopted, which motion prevailed.

Speaker announced we would be on Election of Sergeant-at-Arms.

Rep. Streibel placed in nomination the name of Col. Ernest Benser as Sergeant-at-Arms.

Rep. Aamoth moved that nominations be closed, which motion prevailed.

ROLL CALL

The question being on the election of Sergeant-at-Arms, the roll was called and there were ayes, 78; nays, none; absent and not voting, 20.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Sandness |
| Aamoth | Eagles | Kuehn | Sanstead |
| Aas | Emerson | Lang | Schaffer |
| Atkinson | Erickson, K. | Larson, G. | Seibel |
| Austin | Erickson, W. | Larson, L. | Simonson |
| Backes | Froelich | Leibhan | Solberg, I. |
| Belter | Ganser | Lillehaugen' | Solberg, O. |
| Berg | Giffey | Linderman | Stoltenow |
| Bernabucci | Glaspey | Link | Streibel |
| Boustead | Goodman | Matheny | Swedlund |
| Boyum | Grant | McDonald | Thompson |
| Bullis | Halcrow | Miedema | Thorsgard |
| Bunker | Hensrud | Mueller | Wagner |

| | | | |
|----------|-------------|--------------|-------------|
| Burke | Hentges | Olienyk | Weber |
| Connolly | Hickle | Peterson, R. | Welder |
| Davis | Hilleboe | Powers, R. | Wells |
| Dawson | Hoffner | Reimers | White |
| DeKrey | Hoghaug | Rivinius | Wilkie |
| Dick | Hougen | Rundle | Mr. Speaker |
| Diehl | Johnson, K. | | |

Absent and not voting:

| | | | |
|----------|-----------|---------|--------------|
| Anderson | Haugland | Knudson | Peterson, J. |
| Bier | Henning | Lundene | Register |
| Dahl | Jenkins | Metzger | Stone |
| Freeman | Jones | Moquist | Strinden |
| Gackle | Kingsbury | Opedahl | Tweten |

So Ernest Benser was declared elected at Sergeant-at-Arms and the oath of office was administered by the Speaker.

REPORT OF SELECT COMMITTEES

Rep. Dick: Mr. Speaker: Your Select Committee appointed to provide House Employees submits the following names for the positions specified below:

| | |
|---|-------------------------------|
| Bill Clerk..... | Delano Wawers, Fairmount |
| Calendar Clerk | Alfred Hetlund, Hope |
| Chief Stenographer and Payroll Clerk..... | Mavis Patchen, Bismarck |
| Stenographer..... | Darlyne Clausnitzer, Bismarck |
| Stenographer..... | Marie D. Enders, Bismarck |
| Stenographer..... | Mary Ann Schmaltz, Bismarck |
| Stenographer..... | Veronica Sauter, Bismarck |
| Stenographer..... | Gladys Van Vleet, Bismarck |
| Stenographer..... | Mrs. Byram Doran, Bismarck |
| Chief Page..... | Clara Wendt, Bismarck |
| Page..... | Eunice Weekes, Bismarck |
| Page..... | Tom Tudor, Bismarck |
| Page..... | Carol Ewald, Valley City |
| Page..... | Geri Kirschmann, Bismarck |
| Page..... | Karen Fay Thompson, Bismarck |
| Page..... | Robert Kilickowski, Minto |
| Bill Book Clerk..... | Kathleen Robey, Hankinson |
| Bill Book Clerk..... | Adaline Lee, Dodge |
| Bill Book Clerk..... | Mrs. Gary Cleveland |
| Committee Clerk..... | Lela Knudsen, Bismarck |
| Committee Clerk..... | Maude Grambs, Bismarck |
| Committee Clerk..... | LuGale Backlin, Bismarck |
| Committee Clerk..... | Helen Soma, Bismarck |
| Committee Clerk..... | Alice Zako, Bismarck |
| Committee Clerk..... | Louise Ebert, Bismarck |
| Bill Room Clerk..... | Pearl Andre, Hope |
| Information Desk Attendant..... | Frances V. Froeschle, Lisbon |
| Journal Proofreader..... | Frieda Borth, Bismarck |
| Supply Room Attendant..... | Jack Tully, Bismarck |
| Telephone Attendant..... | Enola Eck, Bismarck |
| Telephone Attendant..... | Iola Langord, Grand Forks |
| Postmistress..... | Ruth McCormack, Bismarck |
| Secretary to the Speaker..... | Dorothy Litchfield, Bismarck |
| Secretary to the Majority Floor Leader..... | Marlys Fleck, Bismarck |
| Secretary to the Minority Floor Leader..... | Corliss Mushik, Mandan |
| Typist..... | Dorothy Pederson, Bismarck |
| Typist..... | Ailon Norton, Bismarck |
| Appropriation Committee Clerk..... | ElaNor Weber, Bismarck |
| Assistant Chief Clerk..... | E. A. Tough, Strasburg |

Rep. Dick moved that the report be adopted.

ROLL CALL

The question being on the motion of Rep. Dick, roll was called and there were ayes, 72; nays, 0; absent and not voting, 26.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Sandness |
| Aas | Emerson | Kuehn | Sanstead |
| Atkinson | Erickson, K. | Lang | Seibel |
| Austin | Erickson, W. | Larson, G. | Simonson |
| Belter | Froelich | Larson, L. | Solberg, I. |
| Berg | Gackle | Leibhan | Solberg, O. |
| Boustead | Ganser | Lillehaugen | Stoltenow |
| Boyum | Giffey | Linderman | Stone |
| Bullis | Glaspey | Link | Streibel |
| Bunker | Goodman | Matheny | Swedlund |
| Burke | Grant | McDonald | Thorsgard |
| Connolly | Halcrow | Miedema | Wagner |
| Davis | Hensrud | Olienyk | Weber |
| Dawson | Hentges | Peterson, J. | Welder |
| DeKrey | Hickle | Peterson, R. | Wells |
| Dick | Hilleboe | Powers | White |
| Diehl | Hougen | Register | Wilkie |
| Dornacker | Johnson, K. | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Aamoth | Haugland | Knudson | Reimers |
| Anderson | Henning | Lundene | Rundle |
| Backes | Hoffner | Metzger | Schaffer |
| Bernabucci | Hoghaug | Moquist | Strinder |
| Bier | Jenkins | Mueller | Thompson |
| Dahl | Jones | Opedahl | Tweten |
| Freeman | Kingsbury | | |

Speaker then administered the oath of office to the above-named employees.

COMMITTEE CHANGES

The Speaker announced the following committee changes:

Rep. Simonson will serve on the State and Federal Government, Industry and Business and Social Welfare Committees.

Rep. Glaspey moves from State and Federal Government to Political Subdivisions.

Rep. Gerhart Wilkie moves from Industry and Business Committee to Judiciary.

Rep. Hoffner moves from Social Welfare Committee to General Affairs Committee.

Speaker announced the House would be on the 9th order.

FIRST READING OF HOUSE BILLS

Reps. Bunker, Aamoth, Eagles, Hentges, Jenkins and White introduced:

House Bill No. 81. A Bill for an Act to amend and reenact sections 15-51-01 and 15-51-02 of the North Dakota Century Code, relating to the holding of school district elections in conjunction with city elections in the city of Fargo.

Was read the first time and referred to the committee on Political Subdivisions.

Committee on Appropriations introduced:

House Bill No. 82. A Bill for an Act making an appropriation for paying the salaries and other expenses of the state tax commissioner.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 83. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of public instruction.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 84. A Bill for an Act making an appropriation for the purpose of paying salaries and other expenses of the upper great plains transportation institute.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 85. A Bill for an Act making an appropriation for the expenses of the operation of the centralized data processing system.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 86. A Bill for an Act making an appropriation for the operation of the state employees' retirement program.

Was read the first time and referred to the committee on Appropriations.

Committee on Appropriations introduced:

House Bill No. 87. A Bill for an Act making an appropriation for paying the salaries and other expenses of the milk stabilization board.

Was read the first time and referred to the committee on Appropriations.

Rep. Aamoth introduced:

House Bill No. 88. A Bill for an Act to provide a deadline for redistricting and to amend and reenact sections 11-07-01, 11-07-02, 11-07-03, and 11-07-04, of the North Dakota Century Code, relating to the redistricting of counties and the election of county commissioners.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Aas and Backes introduced:

House Bill No. 89. A Bill for an Act to amend and reenact sections 11-13-12, 11-18-02, 11-18-03, 57-20-25, 57-21-09, 57-22-01, 57-22-02.1, 57-22-03, 57-22-04, 57-22-07, 57-22-09, 57-22-11, 57-22-16, 57-22-21, 57-22-21.2, 57-22-32, 57-22-33, 57-24-02, 57-24-03, 57-24-04, 57-24-06, 57-24-07, 57-24-09, 57-24-12, 57-24-13, 57-24-14, 57-24-19, 57-24-20, 57-24-21, 57-24-22, 57-24-23, 57-24-24, 57-24-25, 57-24-26, 57-24-27, 57-24-28, 57-25-05, 57-26-02, 57-26-06, 57-27-01, 57-27-07, 57-27-10, 57-28-01, 57-29-05, 57-55-01, 57-55-02, 57-55-03, 57-55-04, 57-55-06, and 57-55-08 of the North Dakota Century Code, relating to the procedures for the collection of real estate, personal property, and mobile home taxes; to repeal sections 57-22-02, 57-22-08, and 57-22-12 of the North Dakota Century Code, relating to the collection of delinquent personal property taxes; and to provide an effective date thereof.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Jones introduced:

House Bill No. 90. A Bill for an Act to amend and reenact section 15-39-15 of the North Dakota Century Code, relating to crediting of

out-of-state teaching years for teachers' insurance and retirement benefits.

Was read the first time and referred to the committee on Education.

Reps. W. Erickson and Lundene introduced:

House Bill No. 91. A Bill for an Act to amend and reenact section 16-13-02 of the North Dakota Century Code, relating to the location of the precinct vote canvass.

Was read the first time and referred to the committee on General Affairs.

Speaker announced the House would be on the 9th order.

FIRST READING OF HOUSE RESOLUTION

Reps. Streibel and Link introduced:

House Resolution No. 4. A Resolution commending Mrs. Ruth Smith for her service to the Legislative Assembly of the State of North Dakota.

Was read the first time.

Rep. Streibel moved that the rules be suspended and that House Resolution No. 4 be adopted, and House Resolution No. 4 was adopted by unanimous vote.

1 WHEREAS, Mrs. Ruth Smith has retired after having served the
2 Legislative Assembly of the State of North Dakota continuously
3 since 1927; and

4 WHEREAS, her loyalty, dedication, fairness, and accuracy in
5 the performance of her many duties as desk reporter have
5a materially

6 contributed to the efficient functioning of the House of
7 Representatives; and

8 WHEREAS, it is the desire of the House of Representatives to
9 formally recognize the respect, the high esteem, and the affection
10 in which Mrs. Smith is held by all its members and express the
11 appreciation of the House of Representatives to Mrs. Smith;

12 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
13 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:

14 That Mrs. Ruth Smith be commended for her many years of
15 efficient and outstanding service to the Legislature and to the
16 citizens of North Dakota; and

17 BE IT FURTHER RESOLVED, that former Speakers, Reps.
17a Aamoth

18 and Link personally deliver the original copy of this Resolution to
19 Mrs. Ruth Smith.

The Speaker then instructed Rep. Aamoth and Rep. Link to so deliver House Resolution No. 4.

Rep. Streibel moved that the House recess for the Joint Session.

JOINT SESSION

The joint session of House and Senate convened at 2:30 with Speaker E. Johnson calling the session to order.

Rep. McDonald moves that the Speaker appoint a committee of two to escort Lieutenant Governor Larsen to the Rostrum, which motion prevailed. The Speaker appoints on the committee Rep. Giffey and Rep. McDonald.

The Speaker presents Lieutenant Governor Larsen to the Assembly and turns over the gavel.

Rep. Wagner moves that a committee of two be appointed to escort Reverends Garvin and Jurgensen to the Rostrum, which motion prevailed. The Chair appoints Rep. Wagner and Senator Meschke.

Senator Pyle moves that a committee of four be appointed to escort Mrs. Guy, Mrs. Larsen, Mrs. Johnson and Mrs. William Guy,

Sr., to special reserved seats in the Assembly, which motion prevailed. The Chair appoints Senator Pyle, Senator Berube, Rep. Glaspey and Rep. Haugland.

Senator Wenstrom moves that a committee of three be appointed to escort Mr. S. G. Mason, Mrs. Chester Olson and Mr. and Mrs. John Guy to special reserved seats in the Assembly, which motion prevailed. The Chair appoints Senator Wenstrom, Rep. Davis and Rep. Stone.

Senator Luick moves that a committee of four be appointed to escort the State Officials to the Rostrum, which motion prevailed. The Chair appoints Senator Luick, Senator L. Larson, Rep. Leibhan and Rep. W. A. Erickson.

Rep. Reimers moves that a committee of four be appointed to escort Associate Justices Erickstad, Knudson, Paulson and Strutz of the Supreme Court to the Rostrum, which motion prevailed. The Chair appoints Rep. Reimers, Rep. Sanstead, Senator Van Horn and Senator Robinson.

Senator Kuehn moves that the Chair appoint a committee of two to escort Chief Justice Teigen to the Rostrum, which motion prevailed. The Chair appoints Senator Kuehn and Rep. O. Solberg.

Senator Longmire moves that a committee of two be appointed to escort Governor William L. Guy to the Rostrum, which motion prevailed. The Chair appoints Senator Longmire and Rep. Link.

**JOINT SESSION
HOUSE CHAMBER
STATE CAPITOL**

1:30 P.M.

Music by Lakota High School Band, Mr. Richard Weber, Director

2:30 P.M.

Call to Order

3:00 P.M.

Inaugural Program:

Lieutenant Governor Richard F. Larsen, Presiding.

Posting of Colors by Eagle Scouts, Bismarck.

Invocation:

Rt. Rev. Msgr. William F. Garvin,
Cathedral of the Holy Spirit, Bismarck.

Selections by Minot High School Chorus,
The Governor's Chorus, Mr. Hardy Lieberg, Director.

Oath of Office administered to Elected State Officials by
Chief Justice Obert C. Teigen.

Selections by Chancel Choir of the Bismarck Presbyterian Church.

Oath of Office administered to Governor William L. Guy by
Chief Justice Obert C. Teigen.

Message by Governor William L. Guy.

Selections by University of North Dakota Symphonic Band,
Mr. Michael Polovitz, Director.

Benediction — The Reverend L. Richard Jurgenson,
Lutheran Campus Pastor, Minot State College, Minot.

REMARKS TO THE OPENING SESSION

41st Legislative Assembly

January 7, 1969

By Governor William L. Guy

These are fast-changing times. During the past eight years, you and I have been witnesses to unbelievable and often unpredictable changes. These changes are affecting every facet of our lives. In eight years in office, I have seen North Dakota oil marketing shift from tank cars to an interstate pipeline.

During this period, we have watched miles of narrow-shouldered asphalt roads give way to four-lane concrete interstate highways.

We heaved a sigh of relief as sooty smoke stacks of central city steam-driven electric generators shut down when their efficiency did not compete with huge, coal field, thermo electric generators sending electric power as far as 500 miles to consumers.

A few years ago, I helped dedicate a gigantic North Dakota air base and rode in the first B52 Bomber to land on its runways. But I have seen those bombers fade as a war deterrent as they were replaced by a spider web of interconnected intercontinental ballistic missiles. I watched with interest as North Dakota changed from a isolationist inland state to an involved state on the front line of defense, containing more destructive nuclear power than any other.

I watched the caving clay banks of our huge, new, man-made Lake Sakakawea gradually build new and inviting sand beaches along hundreds of miles of North Dakota shoreline.

I visited state parks that were virtually vacant a few years ago, but I've counted more than 200 trailer-type camping units a night in those same parks in 1968.

I watched the trains take off passenger coaches, while at the same time our airport runways were lengthened or rebuilt to handle first the Electra, then the 707 Jet, and now the 727 Jet.

I inspected the earth-covered dutch ovens that were built for our Air National Guard in Fargo to house and service air-to-air atomic warhead rockets to be carried by our Air National Guard interceptors. I saw these same rockets become obsolete and abandoned because of new aircraft three years later.

We took part in a Pembina bus assembly plant dedication and were thrilled to see them triple their plant size a few years later.

In these past eight years, we saw our entire grain handling industry, with its bursting bins trying to contain a staggering national grain surplus, suddenly have to switch their mission because of empty bins and tanks. Today they struggle to find their proper role in grain marketing.

We have seen 1,351 school districts just eight years ago shrink to 499 school districts today

We sighed with relief as the 80 pound bags of commercial fertilizer gave way to gleaming liquid fertilizer tanks and the plastic hoses.

We watched with almost helpless dismay as one by one 10,000 farms ceased to exist these past eight years.

I felt great satisfaction and relief when many of our most poverty-stricken Indian citizens in North Dakota took the gigantic step from pitiful hovels, heated by wood fires in oil drum stoves, to comfortable, modern, electrically-heated apartments.

I remember that eight years ago, not a single psychiatrist lived in our state, but today there are 22.

We saw the "in thing" in North Dakota sports change from motor-scooters to snowmobiles, and from motor boats and row boats to sailboats and plush pontoon cruisers.

We watched the huge Oahe Lake as it formed, inundating and killing thousands of acres of bottomland trees as it opened a great new recreational area.

We noted the change in college newspapers where our youth once practiced the profession of journalism but now use journalism to probe the new outer limits of permissiveness.

We have seen the horizon of education broadened by Educational TV these past few years. I watched a North Dakota high school using its own TV filmed events.

We observed with satisfaction the new intensive care heart units being established at our large hospitals.

I was present at the dedication of a North Dakota Neuropsychiatric Institute.

I watched the foundations being built for a new Child Psychiatric Treatment Center at the State Hospital in Jamestown.

I laid a cornerstone at a new nursing home in 1961. Since then, we have seen 2,357 nursing home beds built across the state.

We observed an interstate highway being constructed as a multi-purpose project to impound recreational water. I caught some two-pound trout in that body of water only three years later.

You and I have seen the mail taken from the baggage cars of trains and given to trucks and now airplanes to deliver.

I was present at a library dedication at the University of North Dakota in 1961. Since then, more than \$41 million of new dormitories, classrooms, research facilities and student centers have been built at our state colleges, changing the appearances of campuses in a manner which is startling to returning alumni.

We watched train depots and bus stations close these past eight years while new and larger and more elaborate gas stations were opened.

We observed telephone lines going underground and farm yard lights that stay on all night.

We have seen our monthly paychecks change from paper slips to computer cards that warn against folding or spindling.

We cheered when a dilapidated, 19th century streetcar barn was razed to make way for a beautiful new Highway Department Building.

I watched the days of delay in tracing stolen automobiles give way to a three-minute answer from the FBI computer in Washington.

We have seen the growing concern that not all youth can benefit from a college education, and that in this world of technology it will take far more vocational-educated technicians that we have been able to supply.

We watched the box cars of grain moving east to market, until a few years ago when the flow reversed to the point that nearly one-third of our wheat production moves west to markets in the Orient.

We have seen a new awakening among North Dakotans that national problems such as crime, racial unrest, and poverty are parts of our responsibility as Americans.

Yes, you and I have seen vast changes take place these past eight years. They were changes over which we had full control in some instances, and no control in others. We found that we must keep up or be overwhelmed.

And in this matter of rapid change, we have not now reached a plateau, nor will we ever reach a plateau where we can sit back and rest, insulated from the exhausting and bewildering efforts needed to keep abreast of change. The tempo of change will increase rather than diminish.

We, as legislators and state officials, can respond to change or we can waste great quantities of time, effort and tax money worshipping at the altars of the past. It is far better that we move ahead and sometimes be wrong than it would be to do nothing and be assured of mediocrity or inadequacy.

To those who seek a perfect time and a perfect solution before they will act, we will someday sympathize with them when their turn is past and they look back at what might have been.

Let us pull together, you and I, to do all we can in this session to keep out state and local government in step with change, for in this way we can create and enhance opportunity for those who seek the good life in North Dakota.

GOVERNOR'S MESSAGE TO THE
41st LEGISLATIVE ASSEMBLY

January 7, 1969

By Governor William L. Guy

INTRODUCTION

Ladies and gentlemen of this 41st Legislative Assembly, and officers of the Executive and Judicial Branches of our state government, citizens and friends:

Each of us is honored and privileged to be elected by our fellow citizens to represent them in our democratic system of self-government. This session is the biennial test of how we as free people can effectively govern ourselves.

There is a constant vacuum of human need in this country. This human need is met various ways. It is met in part by our free enterprise economy, by private organizations and individuals, by our churches, and by the federal system within which our state and local governments play their roles.

It is fashionable to say that our federal government is moving too swiftly and too deeply into this continuing vacuum of human need and, in so doing, is encroaching on the rights of state and local government and private efforts.

Is it really true that the federal government is encroaching upon the rights of local and state government? To answer this, I think we need to realize that rights rest with people and not levels of government. It is responsibility with adequate authority that rests with the levels of government in our federal system. I know of no responsibilities or authority that have been taken over by the federal government where state and local government were effectively carrying out their responsibilities and authority.

Is our state and local government becoming weaker because of the federal government? If state and local government is becoming weaker, it is the fault of we the people and not the fault of the federal government. Our state and local governments will be only as strong and responsible as we citizens of North Dakota are willing to make them.

Today, we meet in one of the most splendid legislative chambers in the nation. The color and pageantry of this occasion staged in the elegant but dignified surroundings of this chamber must cause a tremor of excitement to run through all of us. I congratulate each and every one of you upon your election to this assembly.

You will find that each person elected to this Legislature brings with him or her some unique qualities that caused the voters of his or her district to place their confidence in them. There will be many warm friendships made in this session. Reputations will be built on actions taken here in this session.

I invite the counsel and friendship of all of you in these coming weeks. I will meet with the Republican and Democratic-NPL leaders as often as is possible so that we can reach timely understanding on proposed legislation.

Our North Dakota Constitution in Section 75 requires me to communicate to the Legislative Assembly by message, information on the condition of the state and recommend such measures as I shall deem expedient.

I wish to emphasize that the message to you is the result of consultation with many of you on both sides of the political aisle over the past months. In many instances, recommendations in this message are affirmations of proposals by the Legislative Research Committee or other boards, commissions and committees.

It would be impossible for me to mention all worthwhile bills that will be proposed in this session. I will, however, endeavor to set a tone for progress in this session by making as many general recommendations as I feel are required, without necessarily proposing any one of several alternate solutions to individual problems.

The important thing is that we do not procrastinate in seeking solutions to problems. I believe it would be far better that imperfect solutions be enacted into law than that the problem be permitted to exist for lack of the perfect solution.

CREATING AND ENHANCING OPPORTUNITY IN NORTH DAKOTA

The United States is a young nation — and North Dakota is an even younger state — so engrossed in growing up that we have scarcely paused to take stock or make plans for the future. If we were a nation which had reached its population peak and had leveled off, our national problems might be considered benign. But the opposite is true; our population continues to expand rapidly in America.

Across our nation, there are symptoms of very grave social diseases — air and water pollution, rising crime rates, extreme poverty, mountains of garbage, congested airways and highways, inadequate facilities for vocational and higher education, a health service system which can transplant hearts but provides absolutely no care for 30 million Americans, inadequate recreational facilities for young and old, and a federal government and Congress which are bogged down in bureaucracy, seniority and inertia.

These are the United States' problems of 1969 with a nation of only 200 million people. What will be the quality of life in America in the year 2000, when we have added an additional 100 million people to give us a population of 300 million?

Nearly all of our grave social problems are caused by overcrowding or underpopulation. Obviously, very soon our country must come to grips with the need for population distribution.

But how does this affect North Dakota, you ask. It affects us very directly. We have today very few of, and to only a very slight degree, the major social ills that plague the over-populated states. But North Dakota's underpopulation has its social ills, too. They are the other side of the coin of the social problems of overpopulation.

We lose highly productive people from North Dakota who move to other states. When we lose them, we lose a part of our tax base so necessary to provide increased governmental services demanded for greater quality in living. Our loss of population diminishes the need for and the effectiveness of such institutions as churches, schools and hospitals.

North Dakota has a grave concern that America do establish a national policy and the necessary programs needed to influence a wise population distribution in this country.

Is population growth really desirable in our state? Yes, I think we need to seek a growing population. But let's put it in more realistic terms. It is not people we seek, but rather we seek more job opportunities to be filled by people, especially our own youth who would want a career and home in North Dakota.

For many years, Florida sought an increased population. Then suddenly they were deluged by 600,000 Cuban refugees. It was then that Florida realized that it was job opportunities for people rather than people alone it sought.

What underlies any effort we might make in stimulating population growth in North Dakota? The key phrase is our need to create and enhance opportunity — North Dakota opportunity. One of the most

important opportunities sought is that of a job paying a good salary or wage.

What is required to establish new job opportunities? The basic ingredient is the opportunity for profitable investment. Without investment, there are no jobs. We must constantly push ourselves as a state or as communities to create and enhance opportunities for profitable investment. And if we are successfully creating and enhancing opportunity for profitable investment and jobs, is this enough to hold our youth here? No, it is not enough.

In North Dakota, there is far more to this word "opportunity" than profitable investments or new jobs. We live in an age when people seek more than profit or work. They are seeking other types of opportunities as well. They will move to obtain these other types of opportunities. People move easily now a days. A person could quit his job in the morning on one side of the continent and be punching a time clock at a new job or enrolling in a school on the other side of the continent that evening.

Let's look at the other important opportunities other than work and investment. People seek opportunities for education — all kinds of education for themselves and their children. They want kindergarten, vocational training, primary and secondary education, special education, higher education, and educational television and radio. Are we in our communities and in our state doing our best to provide educational opportunities? Will people move here or stay here seeking educational opportunities?

Then there is the opportunity to obtain health services. People will move to be able to have medical or dental care, to be near nursing homes or hospitals, to have the benefit of psychiatric clinics or rehabilitation service. Are our North Dakota systems of health care as complete and as well organized in each community and in the state as they should be?

With the leisure time and vacations of today, people seek out opportunities for recreation. They want parks, swimming pools, hunting and fishing, golfing, bowling, and camping. Are we keeping up with this demand in our state and in our communities? We have so much going for us in outdoor recreation in North Dakota.

And last, but not least to many people, is the need for opportunity for cultural and spiritual enrichment. Many want to participate in or enjoy music, the theatre, libraries, art, their church activities. We should look around us to see if we could do more in North Dakota to provide or enhance opportunity for cultural enrichment and spiritual growth.

I have talked of the other opportunities that must be considered, in addition to profitable investment and job opportunities, if we are to provide an attraction to people seeking a place in which to live. The high mobility of people makes every community in our state and the state itself competitive with all other states and their communities.

I have stressed the word "opportunity." I do not want to leave the impression that what is desired by one person would necessarily be attractive to another. No one should be coerced or regimented to do anything. Only the opportunity should be there for those who would reach out and avail themselves of that opportunity.

Perhaps I am leaving the impression that population distribution and distribution of opportunity is a sole responsibility of government. This, of course, is not true. It is the responsibility of the private sector and of each community as well as of all units and levels of government.

What is the prime essential in creating and enhancing opportunity of all kinds? **That prime essential is planning.** Planning is perhaps the most misunderstood and maligned word in relating government, communities and private sector to the enhancement and creation of

opportunity. Yet, there is nothing so essential as planning. Nearly all of our social and economic ills of this country and this state can be laid to a lack of, or faulty planning. Nearly all of our successes and achievements can be credited to skillful planning.

This session has many important pieces of legislation which it could take up regarding such things as constitutional revision, strengthening state government through reorganization, and education.

But it is my hope that this session can carve its place in legislative history as the session which concerned itself deeply with the creation and enhancement of all phases of opportunity for North Dakotans.

Opportunities for Profitable Investment and Opportunities for Jobs

We seek in every way, and there are many ways, to create and enhance the opportunity for profitable investment in North Dakota. Only in this way can we expect to have more job opportunities in this state. It would be difficult to list all the factors that affect profitable investment in this state, but I will touch on some general categories of activity.

Credit

Sufficient credit at fair interest rates is required. Our state now has a hodgepodge of maximum interest rates under our usury laws. These rates range from a high of 30% for small loans, 18% for revolving charge accounts, 12% for Savings and Loans Association, 11+ % for installment loans, and 7% for loans not covered in the other categories.

There is no denying that the rapidly rising inflation of the last two years and the failure of Congress to act swiftly to correct a sadly unbalanced federal budget have caused new and irresistible upward pressures on interest rates.

I have held several meetings to study the availability of credit for North Dakota. I have consulted in these studies representatives of the Federal Housing Administration, Production Credit Associations, Farmers Home Administration, Savings and Loan Associations, Insurance companies, Commercial banks, Small Business Administration, the State Investment Board, and the Bank of North Dakota. There is general agreement that we cannot hold the line on interest rates if we are to continue to obtain sufficient loan money to operate and expand our North Dakota economy.

I therefore recommend that any borrower, including corporations, partnerships, and individuals, be exempted from the protection of the usury law on loans above \$50,000. I also recommend that our interest ceiling be raised from 7%.

There might be merit in tying the maximum legal interest rate to the fluctuating legal maximum rate of interest paid on certificates of deposit. We need to also review the relationship of the maximum allowed interest rates of the various categories under our usury laws. I do not believe that the Savings and Loan Associations should be set aside as a class of lenders with its own maximum legal lending rate.

I come to these conclusions reluctantly because I realize that increased interest rates weigh more heavily on some borrowers than others. Some borrowers can pass on their increased cost of money by simply raising the price charged for their goods or services. Other borrowers have no place to pass the increased cost along and find higher interest rates a distasteful increase in the cost of living or doing business.

But it is apparent that many federal agencies and other lending institutions are circumventing our 7% ceiling to the disadvantage of those who do not circumvent that ceiling. It would be far better to be honest about our interest rate than to continue such subterfuges as discount points, service fees, and the like.

The Uniform Consumer Credit Code will be presented to this session. The truth in lending section of this code appears to be necessary for our state if we are to avoid coming under federal administration of this law as it becomes effective in federal law on July 1, 1969. There should be advantages in the states' working together to eliminate the patchwork of credit laws that have plagued interstate business. I recommend passage of the Uniform Consumer Credit Code.

The Bank of North Dakota can be made more responsive to industrial development credit needs. The Bank of North Dakota should be authorized to participate in local development corporations. It should also be directed to develop a special industrial loan insurance program through local development corporations.

We also need a coordinator at the Bank of North Dakota to assist business and industry with its financing. Such a coordinator would keep abreast of the many federal programs of finance, in addition to being in constant contact with major sources of financing such as large insurance companies, Savings and Loan Associations, commercial banks and the large financial centers.

The state trust funds administered by the Investment Board are being used more effectively to promote North Dakota economic activity than ever before. Major credit for this must go to the Director of Investments and the Investment Department of the Bank of North Dakota. Some day, through constitutional revision, the investment activity of the State Land Department should be included under the Investment Board.

Taxation

Our tax structure is a factor in profitable investment. Our personal property tax first enacted at the turn of the century, when everyone was either a shopkeeper or a farmer, continues to penalize those who are willing to invest their money to create jobs for others. Investors weigh the advantages of alternate investments available to them. If an investor wished to avoid the penalty of a personal property tax and the risk that comes with providing jobs for others, he could invest his money in an out-of-state corporation. His worries would be reduced, no new North Dakota jobs would develop, and he would have to pay a tax only on his dividend income. Should that same investor decide to invest in municipal bonds, he could avoid personal property taxes and all other taxes since income from these bonds is tax exempt.

Personal property taxes have always in the past and will continue in the future to weigh heavily on those taxpayers who need to own personal property in order to obtain a living. Personal property owners will continue to subsidize those citizens who earn their income without the need to own productive personal property.

Our personal property tax has retarded the growth of industry in this state and will continue to do so as long as it is in effect.

Business and industry want to pay their fair share of taxes, but no more.

The equalization between various classes of property should be continued through the refinement of the sales ratio study and the adoption of a mandatory county tax assessor supervisor.

Our citizens would have a better understanding of their taxes if we would eliminate the subterfuge of levying taxes against a percentage of assessed valuation and instead levied taxes against 100% true value. We would, of course, have to protect the taxpayers from tax increases at the time we adjusted to 100% true value.

We need to ask ourselves if real estate taxes and personal property taxes have sufficient flexibility and growth potential to provide revenues in a state with a growing economy and an increasing demand for government services. Other types of taxes have much more growth potential and move up and down with inflation and deflation.

Tax reform should be a part of any tax increase program which might be found necessary in this session.

Labor

We need to be concerned about wage levels and working conditions because our own youth are judging us in comparison to what is available to them outside of our state. North Dakota labor law has not adequately recognized the desirability of working people gathering together to take action to improve their lot. The industrial states have recognized the rights of their working citizens.

One of the myths that still prevails in some quarters in our state is that industry will seek to locate where substandard wages are paid and where working people are discouraged from organizing. Nothing could be further from the truth. We have tried that philosophy for nearly 80 years of North Dakota's existence; yet, we still find ourselves the least industrialized state in the union. If low wages and weak labor laws protecting the rights of workers could attract industry, then we should be one of the most industrial of all states.

I recommend that we start to rectify this oversight by repealing that law which now denies the majority of working people in an industry to contract with their employers for certain contract collective bargaining provisions. Our State Right to Work Law has protected no one but is driving our youth from this state to states where they can have such protection.

Our minimum wage laws continue to be unrealistic.

I believe the time has come when we should set an example in labor relations by permitting state and local government employees to legally organize to seek the same employment advantages as are available in competitive industry.

Economic Development Commission

In view of the very small annual appropriation that has been made to the North Dakota Economic Development Commission and recognizing the immensity of its mission, I have nothing but praise for it. I do not believe it could be made more effective by cutting down on its appropriation or by narrowing its mission. It has been bipartisan with majority control resting with the elected administration, as good government requires.

The commission has reached out to all special interests directly or indirectly involved in economic expansion in this state. Twice, a very well attended statewide conference has been held to get the best thinking possible from experts in all the sectors of our state's economy. We have followed up all reasonable recommendations that have been made seeking to improve the effectiveness of the commission.

Before we can evaluate our North Dakota Economic Development Commission, we must first be sure that we place all of the factors which affect North Dakota economic growth in proper perspective. Since statehood, we have tried several alternatives in stimulating economic growth. In the early years, we left this responsibility entirely to the private sector. Then a state government research department was established. The Economic Development Commission was implemented in 1957. Of all the methods attempted in the past, the Economic Development Commission seems to be the most adaptable to the requirements of 1969.

Tourism

No other industry has the potential for rapid growth in this state as does the tourism industry. Our highways, parks, reservoirs, historical attractions, tourist loops, Travel Division, Highway Patrol, Game and Fish Department, Outdoor Recreation Agency and others all have a major role to play in increasing the flow of tourists within and through our state. Dramatic progress has been achieved. A

significant part of the progress made in tourism, but certainly not all of it, must be assigned to the Travel Division of the State Highway Department.

But in our enthusiasm to increase tourism by spending tax money for promotion, let us not overlook the other agencies that are an essential part of providing services and facilities for the traveling public. Tax dollars spent to develop tourism are probably recovered through increased tax revenues from new wealth generated by increased tourist spending.

Opportunities in Education

Education means many things to many people, but to most it means unlocking the door leading to a more satisfying life. Adult education, kindergarten, higher education, and vocational education are examples of the wide sweep of education in our lives. The opportunity to obtain education is one of the most compelling motivations in influencing people in their selection of a community in which to live.

We have made great progress in education in North Dakota, but we can do more. The Head Start Program has emphasized the value of kindergarten. The mounting demand for skilled craftsmen has underlined the need for vocational education. The great progress in Educational Television in other states seems to magnify our lack of progress here. We are told that in the years ahead, our adult working force will be retrained several times over. Yet, to find what agency is responsible for adult education in North Dakota only brings shoulder shrugs.

What can we do that is within our manpower and tax revenue capability to improve education in our state? There are many seemingly small actions which, if taken, would have a cumulative positive effect.

Regional school reorganization boards are recommended.

We need to reward accredited high schools in some manner in order to encourage accreditation.

All real property should support some high school district.

We need to protect the transportation rights of rural students taken into city schools by annexation.

We should make our Foundation Program more responsive by moving the school enrollment census date up to the current year in computing payments.

We should reduce the power of a few to thwart the wishes of the many by reducing the percentage required for approval in school bond and increased levy elections.

Ever larger school districts will create more instances where there will be a need to raise the upper limit of the state construction fund.

Our children should be allowed to go to a high school in any district without the payment of tuition if the receiving school district does not require it.

There is a growing demand for vocational education at the secondary level, as well as the adult and higher education levels. But unless a means is devised to coordinate and direct vocational education between these various levels, we can expect proliferation and a dilution of our efforts in vocational education. Some agency needs to have the prime responsibility for direction over all vocational education.

The slow growth of educational television in North Dakota reflects much of the same weakness of disorganization becoming apparent in our vocational education program. One state agency should be given prime responsibility over ETV. Under this agency, an administrative ETV Board might be made up of equal representation from the State Board of Public School Education and the Board of Higher Education, with an additional member or members representing other

interests. Federal grants are available for ETV once a state agency is designated to apply for and receive them.

The State Library Commission has long been a concern of mine. It does not belong as a division under the Board of Administration. It would be better off as a division of an education-related department. The salaries needed to obtain an adequate State Library Commission staff would be seen in better perspective if the commission were a part of a department in which the staff is now being paid competitive salaries.

There will be objections to any movement of the Library Commission by those who view the activities of the Library Commission to be oriented to public libraries rather than school libraries. While this point is well taken, to fail to act now will delay the day of substantially improving the activity of the Library Commission. Large grants in federal funds are now handled by the Library Commission.

It has been said that North Dakota has more colleges and universities per capita than any other state. If this is true, it would have to be judged a mixed blessing. With the rapidly expanding knowledge that will be taught, it becomes imperative that careful curriculum planning and adjustment between institutions be undertaken. It is not only desirable to share curricula responsibilities between our North Dakota institutions of higher education, but we should also negotiate agreements with colleges in adjacent states. The interchange of college students across our state lines without the payment of out-of-state tuition is recommended.

The non-teaching employees of our educational institutions are too often overlooked. Without them, we could not open a school or college for business. The same concern expressed for teaching and administrative staffs in matters of income and working conditions should also be applied to the operating employees.

Education is an opportunity we seek. It is the responsibility of everyone, at the private level, local level and state level.

These recommendations to you have been made after discussing educational needs with representatives of the Legislative Research Committee, the various state agencies involved in education, and with members of professional associations and employee union groups made up of people in the field of education.

Opportunities for Cultural Enrichment

Perhaps it is because we are a young state, or perhaps it is the residual effect of our rugged western heritage, that has caused us to minimize the importance of cultural enrichment for our citizens. It is readily apparent, however, that North Dakotans, in ever increasing numbers, are seeking participation in the arts.

The Council on the Arts and Humanities deserves our continued support. There are many ways we can help to satisfy the hunger to refine the quality of our lives. We can encourage music, the dance, painting, photography, theatre, and other art forms in many ways as we consider education, library, historic preservation, and other legislation.

Many of our youth will move to a state or community which recognizes and provides opportunity for cultural enrichment.

Opportunities for Health Services

There are few things more important to our citizens than the enjoyment and protection of good health. Health service includes many things that are often ignored until the moment we need them. We must consider our medical college, our nurses schools, and nurse's aides training programs as essential. Smaller community hospitals, as well as larger city training and specialized treatment hospitals, must be provided.

Private practitioners in dental, medical, psychiatric and other healing arts must be available to the public. Clinics and psychiatric centers, as well as Welfare Social Service Centers, all provide a form of health care. Nursing homes and homes for the aged must be included in our health care system. Then, of course, there are the health care services provided through government which includes our institutions at Jamestown, Grafton and Dunseith.

It becomes very obvious, as we consider our citizens' health care needs in this land of space and low density population, that careful planning and organization of our health care system is required. To fail to plan is to leave serious deficiencies or force health costs to unnecessary heights.

We should **regionalize** our planning. This concept is already well under way. It should be our goal **to provide as complete a spectrum of health care services in each region as soon as possible.**

Closely related to health care services is environmental health. We suffer little as yet from air and water pollution. **It would be much easier to establish stringent pollution control laws now than to do so after abuses have become established.**

I am dismayed that in North Dakota, consumer protection in food processing and preparation varies widely from one community to another. **There is serious dilution of effort and authority now spread among such agencies as district health units and local health units, the Department of Health, the Livestock Sanitary Board, the State Laboratories Department and the Dairy Division.** This whole subject of consumer protection in this field needs careful scrutiny and correction.

We will be considering whether or not the state wishes to forestall federal meat inspection in North Dakota. On December 15, 1969, the federal meat inspection law becomes operative nationwide. We must decide in this session whether the state wishes to maintain control of meat inspection or turn it over to federal authorities by default. I do not believe that our state can supply the veterinarians or funds that would be required for state control of meat inspection.

The opportunity for Health Care in North Dakota is an essential if we are to hold our youth here or if we are to attract investments and new jobs to our state.

Opportunities in Recreation

There are those who believe you can build a tourist industry by advertising in The New York Times. There are those who believe that almost any new industry is waiting to come to North Dakota as soon as they receive a personal invitation delivered by hand at their home office. There are those who believe that our younger generation of North Dakotans should be satisfied with the same recreational facilities that satisfied their parents.

But none of these statements is true. A tourist industry will build as we provide facilities for recreation to attract people to travel in our state. We also know that the availability of recreation for employees and executives is one of the requirements that industry seeks before they select a new site for an industrial plant. We know, too, that in this generation of youthful affluence, shorter work weeks, and longer vacations, the demand for recreational opportunities of all kinds is mounting rapidly, especially among young people.

Recreation is a responsibility of many agencies in state government. They include such diverse activities as Highway Department rest areas, Game and Fish Department fish stocking, Water Commission water impoundment, Park Service picnic areas, State Forester-owned primitive camping and hiking areas, and Historical Society restored forts

Our communities must keep up with the demand for swimming pools, golf courses, skating rinks, ski slopes and public parks.

The Outdoor Recreation Agency has struggled to bring some coordination between these agencies and to develop a systematic process of upgrading recreational facilities. The Outdoor Recreation Agency also attempts to aid county park boards and municipalities in developing their local recreational facilities.

I recommend that the Outdoor Recreation Agency be continued and that they be given a grant of funds that could be allocated, as the need is demonstrated, among various state agencies. Some state agencies might feel justified in asking for their own recreation development funds to match with federal funds. In some instances, this may be justified. Generally speaking, however, I believe one large development fund serving several state agencies will provide for a more coordinated use of limited tax dollars.

We have great natural resources in outdoor recreation. We should not hesitate to improve on these resources. They are an important opportunity as we seek more quality in our everyday lives.

REVISING OUR CONSTITUTION AND REORGANIZING STATE GOVERNMENT

Our system of North Dakota state and local government is barely adequate in this day and age. We could improve it immensely. We could make it more efficient, more economical, more responsive to changing needs, and more responsible to the voters and taxpayers.

There are those who deplore what they believe to be growing encroachment by the federal government into state and local affairs. Yet, many of these same people do not understand that it is not the federal government which weakens states, but rather it is the state which determines its own strength and effectiveness.

State and local government can be strong and essential in the federal system if we decide that the time is now to make it so.

Strengthening state and local government can be done by two methods: (1) Constitutional revision and (2) Statutory change. Both methods are needed to do an adequate job. Neither of the two methods is necessarily dependent on the other. Revising our constitution does not require that we first change our statutes. And reorganization of state government does not necessarily require a change in our constitution.

I rate the modernization and streamlining of our North Dakota state constitution as a high priority project. There is no justification for our state to stagger under the millstone of our obsolete constitution when new states such as Hawaii and Alaska amply demonstrate what the advantages of a modern constitution are.

Our efforts at constitutional revision in North Dakota since 1960 reveal a dismal record in which only a handful of amendments have been accepted by the voters.

Apathy and failure to understand the need to revise our constitution have been the enemies of success.

I urge the Legislature to direct the call of a 98-person Constitutional Assembly of politically balanced representation from each legislative district. Their revision should then be submitted in total to the voters by initiation at a special election called only to consider the new constitution. A suitable plan must be devised to inform the voters of the need for constitutional revision and the proposed changes in our basic legal document. The constitutional revision, as agreed upon by the Constitutional Assembly, should not have to be submitted to the Legislature for approval before it is presented to the voters. To do so would destroy the worth of the Constitutional Assembly.

This suggestion on a procedure to obtain constitutional revision is the result of conversations with majority and minority party legis-

lative leaders and other interested and informed North Dakotans.

A large quantity, but not all, needed statutory state government reorganization can take place without constitutional revision preceding it. We can go back to an excellent study on the subject by Governor John Moses, State Senator Milton Young and Representative Targie Trydahl in 1942. Generally, the recommendations of 27 years ago hold true today.

In reorganizing state government, there are several basic principles to guide us. We need desperately to match legal **authority** for officials to act with the legal or implied **responsibility** to act. The insulation of departments of state government away from the influence or direction of elected officials is not only an affront to democratic process, but it causes a breakdown in coordination, communication and efficiency of a state administration. Many boards, commissions, agencies and departments can and do ignore the citizenry as well as state elected executive officers because the law places them aloof from having to be responsible to anyone but themselves. State government is shot through and through with dozens of these situations.

As a general principle, all departments and agencies should be made a part of and responsible to the administration elected to power by the voters. And as a general principle, each agency and commission should be a division of a closely related department. Thus, agencies such as the Wheat Commission, State Seed Department, and the Livestock Sanitary Board should be divisions of the State Department of Agriculture. The State Library Commission should be a division of one of the departments of education. These are but examples of dozens of similar situations.

The reorganization of state government is decades overdue, and the specific proposals that could be made would be more than a single session of the Legislature could be expected to accomplish.

If we are sincere in wanting state government to be strong within the federal system, we need to make our state executive branch of government stronger. Any action to weaken the authority of a state's chief executive officers, or to permit the bypassing of these officers, is only to admit that the democratic process does not work and the demise of the state would be a good thing. I strongly oppose this kind of thinking.

I do not seek further power or authority for myself personally as Governor. Feel free to delay strengthening the hand of the Governor until 1973 if there is any misgiving about having it take place sooner. But state government reorganization should not be based on personalities or short-run political expediency.

Some students of government maintain that North Dakota has more local units of government per capita than any other state. Whether we can claim this dubious distinction does not matter, but it can safely be said that we have more local units of government than we need. We have more school districts than are needed, more townships than are needed, and more counties than are needed. We have made progress in school district reorganization, but there is no progress in township and county reorganization.

The 36-section township unit of government is as outmoded as the kerosene lamp. Local government such as township government should fill a need. If the need is nonexistent, the township should be abolished. There are large areas of North Dakota that have no organized townships at all.

Township government is justified as a unit of government by which property is assessed for taxation, roads and bridges are built and maintained, snow is removed from roads, and other projects such as weed and insect control are carried out.

The major reason for local tax assessment and the building and maintaining of local roads is to serve the needs of a school district. The continued growth of school districts, which often include all or parts of several townships, makes the 36-section township so obsolete that its continued existence works against the very justification for its existence.

Townships should be reorganized to coincide with school district boundaries and should grow simultaneously with school districts. In this manner, a separate set of officials would conduct township business in a manner which would take into consideration the needs of the school district. The school board, of course, would continue to operate the school district. It is impossible to obtain economical, broadly planned and equitably assessed local government under our present outdated township system.

Counties should join together for economy and greater service. County lines should be just as flexible and changeable as the school district boundaries they encompass.

The delivery of services on a regional basis at regional centers within the state is our greatest hope for bringing together the joint blessings of greater per capita governmental service at least per capita tax cost. As this takes place and there is no doubt of the trend toward regionalization, the need for the existence of counties will diminish.

There will be a move to extend the one man-one vote concept to county government. I would also suggest that the one man-one vote concept be applied to multi-senate seat legislative districts. These districts should be subdivided into single senator legislative districts. Political expediency should be subordinated to the integrity of democratic process.

STATE BUILDINGS

Section 54-44.1-03 of the North Dakota Century Code requires that the director of the budget develop a long term capital improvement budget for consideration by the Legislature.

Our state must be engaged in a constant replacement of obsolete buildings and the construction of new buildings to meet changing needs. The beautiful new Highway Department Building, the Administration Building at UND, and the Child Psychiatric Treatment Center at Jamestown are examples of state construction in recent years.

To fail to carry out a continuing program of building from one biennium to the next is to shift an unnecessary burden on future taxpayers, or it might mean that our state would be relegated to sub-standard performance for years to come.

We know of and recognize the need to keep current on college building construction. But there are other state services which must be served by construction.

I place the highest priority on the need for a new Bank of North Dakota building. Several Legislatures of the past have recognized the need by ordering architectural planning for a bank building. We have reached the point where this very valuable state institution is being retarded by the inefficiencies of its physical plant. The advent of electronic devices in banking calls for us to make substantial equipment changes that would be most efficiently adapted to a new building.

A building of second priority, in my judgment, is the proposed Highway Patrol Academy Building. With the increasing emphasis on law enforcement as a profession and with federal help available, I believe the time is here to construct a law enforcement training facility at Fraire Barracks. This building could be financed by a one time levy of 50 cents per driver when driver's licenses are issued.

A third building which deserves your attention is the proposed legislative wing.

A fourth project that deserves your support is the All Faiths Chapel at Grafton. Nongovernmental interests have labored valiantly to collect funds for the Chapel. I believe you should authorize state support for the remainder of the funds required.

A fifth project which is several years away is the construction of a Heritage Center on our Capitol Grounds. I believe that this building should eventually be the result of private as well as public funds. We need a center where the natural history, as well as the history of settlement and development of North Dakota, can not only be shown but interpreted to the public. Such a Heritage Center would be inspirational and educational, as well as a prime attraction for travelers from in and out of state.

There will be the question of how to finance buildings. Since buildings are quite permanent and do enhance the value of the state, I suggest that the State Board of Equalization be instructed to levy enough each year under the allowable four mill levy on real and personal property to finance state construction.

It is quite apparent that the problem of inflation will be with us for some years to come. Inflation is driving construction costs up at such a rapid rate that to delay constructing required buildings can result in a heavy penalty against budgets of the future.

PLANNING

Planning has been done in varying degrees for centuries. Some of it has been thorough and good, but too much of it has been sketchy and bad. The word "planning" strikes a discordant note with some people because they think of the Russian Five Year Plan, or they think of regimentation. To be opposed to government planning for reasons such as these is to fail to understand planning.

We are in greater need of planning in America today than ever before, because of our exploding population and accompanying congestion on the one hand, and the sweeping momentum of technology which is tumbling us around beyond our control on the other hand. North Dakota needs planning for the same reasons as do other states, but especially we need planning to increase our quality of life in this land of space, low population and limited resources.

Never before have we known as much about the science and technique of the growing discipline of planning as we do today. The computer has not only refined planning but presses us to undertake planning.

Planning as it is understood today means different things to different people. Some people see it as physical planning such as that done by engineers and architects as they plan cities, laying out streets, locating schools and parks, and providing for the right size water mains and sewer lines.

Other people believe it is program planning as is done by sociologists or educators as they lay out future programs to take care of increasing welfare needs, or prepare to teach an expanded curriculum to accommodate the ever-burgeoning store of knowledge.

Still others look at planning as the long range campaign to increase economic wealth in order to increase our gross product or per capita income. They see economists and business administrators engaged in such economic development planning.

Other people see planning as that new thing required by nearly all federal matching programs which must be accomplished before a state can qualify for federal dollars. They see the planners as lawyers or political scientists.

Planning, of course, is all of these things and more. But the quality of the results of planning depends upon the number of al-

ternate solutions examined and compared, the accuracy and adequacy of basic data, the professional competence of the planner, as well as the availability and use of electronic planning devices such as the computer.

North Dakota state government needs to improve its ability to plan. Our state is very weak in this respect. The Division of State Planning in our state should be a division along with the Division of the Budget in the Department of Accounts and Purchases. A professional planner and a professional budget officer would complement each other. Such a division of planning should be responsible to the Governor. The division should be responsible for directing and coordinating the planning activities of state agencies, departments and institutions, as well as training personnel in the practice of planning. The State Planning Division should also be available for projects assigned by the Legislature.

There are very few professionally qualified planners in the Midwest. There may be as few as none in North Dakota. One of the gravest professional deficiencies in the under-populated states is the absence of qualified planners who understand the nature of space, small towns and rural countrysides.

I recommend that a graduate school in planning be established at one of our universities. In time this graduate school should be expanded to provide a complete undergraduate major in the discipline of planning.

We will not in the foreseeable future train and educate enough planners to satisfy the expanding needs of business, industry and government. Planning would permit us to anticipate problems before they occur instead of moving from crisis to crisis. Planning could save us tax dollars. It would raise the level of our vision from our shoe laces to the horizon.

CONCLUSION

The question of taxes will cast a pall over the activities of this legislative session. This has been true of every session since statehood. It is not unique to the 1960's. But when we look around us at the progress that we oftentimes take for granted, we must admit that it took some courage on the part of past legislators to levy taxes to bring about this progress. There were even years of desperation when a two cent sales tax was levied as a temporary measure to keep government functioning. Yet, we survived.

Each year, this nation and this state set aside a portion of each of our daily labors as a percentage of the national gross product to invest as tax money to improve our everyday lives. The control towers at the airports, our schools, the Interstate Highway system, the Federal Bureau of Investigation, the county welfare programs, are all examples of the many things we do together by contributing tax money through our system of government.

We must seek economy and efficiency in government, but we should not let a sense of austerity so warp our aspirations that we forego our need to progress. Though I have given you a proposed budget to carry state government on at its present level, I recognize its inadequacies. I will, therefore, support your efforts to save public funds where such can be done without damage to an essential public service. I also will support increased taxation if and where it can be shown that such public expenditures will either return far more in subsequent tax revenue or will substantially raise the quality of what is already a good life in North Dakota.

Rep. Strinden moves that the Joint Session now be dissolved, which motion prevailed, and Joint Session was dissolved.

HOUSE RECONVENES

The House reconvened pursuant to recess taken, Speaker Johnson presiding.

Rep. Streibel moves that the House recess until 1:30 P.M., January 8, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIRST DAY AFTER RECESS AND SECOND DAY

Bismarck, January 8, 1969

The House reconvened at 1:30 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
Executive Office

Bismarck, January 7, 1969

The Honorable Ernest Johnson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

Chapter 364 (P. 884) of the 1967 Session Laws establishes the Capitol Grounds Planning Commission with the Governor as Chairman, the President of the Senate appointing three senators, and the Speaker of the House of Representatives appointing three representatives.

The three House members who have served for the past two years are Representative Carl Boustead, Representative Donald Giffey and Representative Stanley Saugstad.

We have scheduled a meeting of the Capitol Grounds Planning Commission for 3:00 Thursday afternoon, January 9 in the Governor's office. I am alerting you to this meeting in order that you might appoint a member of the House to succeed Mr. Saugstad at this time, should you want to do so.

Sincerely,
WILLIAM L. GUY
Governor

Rep. Bunker requested that House Bill No. 78 be withdrawn, which request was granted.

Rep. Streibel moved that House Concurrent Resolution No. 5 be returned to the floor from the General Affairs Committee, which motion prevailed.

Rep. Streibel moved that the House Rules be suspended and that House Concurrent Resolution No. 5 be placed on Second Reading and Final Passage, which motion prevailed.

SECOND READING OF
A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 5. A Concurrent Resolution authorizing payment of the mileage and uncompensated expenses of the members of the special committees on contested elections.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Kuehn | Rundle |
| Anderson | Freeman | Lang | Sandness |
| Atkinson | Froelich | Larson, G. | Sanstead |
| Austin | Gackle | Larson, L. | Schaffer |
| Backes | Giffey | Leibhan | Seibel |
| Belter | Glaspay | Lillehaugen | Simonson |
| Berg | Goodman | Linderman | Solberg, I. |
| Bernabucci | Grant | Link | Solberg, O. |
| Bier | Halcrow | Lundene | Stoltenow |
| Boustead | Haugland | Matheny | Stone |
| Boyum | Henning | McDonald | Streibel |
| Bullis | Hensrud | Metzger | Strinden |
| Bunker | Hentges | Miedema | Swedlund |
| Burke | Hickle | Moquist | Thompson |
| Connolly | Hilleboe | Mueller | Thorsgard |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| Dawson | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|--------|---------|--------|-------|
| DeKrey | Knudson | Tweten | Wells |
| Ganser | | | |

So the resolution passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Concurrent Resolution No. 5 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Streibel moved that the rules be suspended and that House Concurrent Resolution No. 5 be messaged to the Senate immediately, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 8, 1969

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 5

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

ANNOUNCEMENTS

Speaker E. Johnson announced that Rep. Olienyk will replace Rep. Saugstad on the Capitol Grounds Planning Commission.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

SECOND DAY

Bismarck, January 8, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Dan Black of the Bismarck Church of God.

Roll was called and all members were present except Reps. Aamoth, DeKrey, Knudson and Tweten.

A quorum was declared by the Speaker.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the third day after recess of the Organization and Orientation Session and the first day of the regular session and find the same to be correct.

REP. STONE, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed.

House was at ease pursuant to the Committee on Employment Report.

Speaker E. Johnson appointed Rep. Aamoth to preside.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Select Committee appointed to provide House Employees submits the following names for the positions specified below:

| | |
|-------------------------------|----------------------------|
| Mildred Weishaar, Elgin..... | Page |
| Sam Labrenz, Jamestown..... | Journal Room Clerk |
| Julius Sukut, Wishek..... | Journal Room Clerk |
| Richard Wittmayer, Hazen..... | Journal Room Clerk |
| Emma Dickey, Bismarck..... | Assistant Postmistress |
| Hazel Common, Wahpeton..... | Bill Room Clerk |
| Mary Hausauer, Bismarck..... | Typist |
| J. J. Cummins, Fessenden..... | Assistant Sergeant-at-Arms |

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Speaker E. Johnson then administered the oath to the employees listed above.

Rep. Streibel moved that the House Journal show that Mrs. Byram Doran, hired as a Stenographer, has resigned, which motion prevailed.

Rep. Streibel moved that the House now stand recessed until 1:30 P.M., January 9, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk



SECOND DAY AFTER RECESS AND THIRD DAY

Bismarck, January 9, 1969

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

FIRST READING OF HOUSE BILLS

Reps. Goodman, Giffey and Jones introduced:

House Bill No. 92. A Bill for an Act to amend and reenact section 15-60-04 of the North Dakota Century Code, relating to limitations of purposes and amount expended in the state school construction fund.

Was read the first time and referred to the committee on Education.

Reps. J. Peterson, Haugland, Sanstead, Aas, Anderson, Emerson and Backes introduced:

House Bill No. 93. A Bill for an Act authorizing the state board of higher education to construct an outdoor amphitheater on the campus of Minot state college with private funds and student fees and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

Reps. Dawson and Sanstead introduced:

House Bill No. 94. A Bill for an Act to provide the designation in a petition for adoption of the person to be adopted.

Was read the first time and referred to the committee on Social Welfare.

Rep. Aamoth introduced:

House Bill No. 95. A Bill for an Act to provide a method of valuation of assets distributed by a fiduciary to a surviving spouse in satisfaction of a bequest or transfer within the meaning of the marital deduction provisions of the federal internal revenue code.

Was read the first time and referred to the committee on Judiciary.

Rep. Dornacker introduced:

House Bill No. 96. A Bill for an Act to amend and reenact subsection 4 of section 57-02-01 of the North Dakota Century Code, relating to the definition of "true and full value".

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Dornacker introduced:

House Bill No. 97. A Bill for an Act to create and enact subsection 25 of section 57-02-08 of the North Dakota Century Code, relating to the elimination of personal property taxes on personal property not required to be assessed by the state board of equalization; to provide for the levying and collection of an adjusted gross income tax on individual, business, and corporation income in lieu

of personal property taxes; to provide exemptions for persons sixty-five years of age or older; to allocate moneys to counties and their political subdivisions; to amend and reenact sections 15-40-02, 57-39.2-02, subsection 10 of section 57-39.2-04, subdivision a of subsection 6 of section 57-40.2-01, subsection 4 of section 57-40.2-04, and sections 57-55-03 and 57-55-04 of the North Dakota Century Code, relating to broadening the sales and use tax base, excluding certain items from the exemptions, and deleting references to the per capita school tax; and to repeal sections 18-03-09, 37-01-27, 57-15-23, and 57-39.2-03 and chapter 57-03 of the North Dakota Century Code.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Eagles, Boyum, Dick, Goodman, K. Johnson, McDonald, Boustead and Aafedt introduced:

House Bill No. 98. A Bill for an Act to amend and reenact section 20-08-02 of the North Dakota Century Code, relating to bag limit on upland game and migratory waterfowl.

Was read the first time and referred to the committee on Natural Resources.

Reps. Aamoth, Wagner, White, Bier, E. Johnson, Halcrow, Bunker, Register, Strinden, Davis, Reimers, Giffey and Opedahl introduced:

House Bill No. 99. A Bill for an Act relating to the authority of the board of higher education to maintain law and order at and to regulate the use of the facilities of the state colleges and universities.

Was read the first time and referred to the committee on Education.

Rep. Hoghaug introduced:

House Bill No. 100. A Bill for an Act to amend and reenact section 6-03-04 of the North Dakota Century Code, relating to bank director's oath of office and filing.

Was read the first time and referred to the committee on Industry and Business.

Rep. Hoghaug introduced:

House Bill No. 101. A Bill for an Act to amend and reenact section 6-03-15 of the North Dakota Century Code, relating to application to state banking board to establish stations.

Was read the first time and referred to the committee on Industry and Business.

Rep. Hoghaug introduced:

House Bill No. 102. A Bill for an Act to amend and reenact section 6-03-46 of the North Dakota Century Code, relating to exchange of preferred stock for capital notes or debentures.

Was read the first time and referred to the committee on Industry and Business.

Reps. Bier, Halcrow, and Weber introduced:

House Bill No. 103. A Bill for an Act to amend and reenact section 40-38-01 of the North Dakota Century Code, relating to the establishment and discontinuance of local library service.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Hilleboe introduced:

House Concurrent Resolution No. 7. A Concurrent Resolution directing the legislative research committee to study the membership, duties, and responsibilities of all statutory boards and commissions except occupational and professional licensing boards.

Was read the first time and referred to the committee on State and Federal Government.

REPORTS OF STANDING COMMITTEES

January 8, 1969

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 69 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

January 8, 1969

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 40 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, January 9, 1969

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 5

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the schedule for chaplains be printed in the Journal, which motion prevailed.

CHAPLAINCY SCHEDULE

Forty-First Legislative Assembly

State of North Dakota

Convening January 7, 1969

The following schedule is submitted on behalf of the Bismarck and Mandan Ministerial Associations and the local Roman Catholic Clergy for Chaplaincy service for the Forty-First Legislative Assembly. In case of failure of the designated person to present himself, telephone Rev. Clarence Stomp, 223-2202, or if unable to contact him, call Rev. Thomas Dolan, 255-4600.

| DATE | SENATE | |
|------------|--|----------|
| January 7 | Charles Backes, St. Joseph, Mandan..... | 663-9562 |
| January 8 | Richard Beckman, Lord of Life Lutheran..... | 255-0149 |
| January 9 | E. J. Becwar, Prin., St. Mary's Central H. School..... | 223-4113 |
| January 10 | Daniel Black, Church of God..... | 223-8541 |
| January 11 | Henry Bosch, Cathedral of Holy Spirit..... | 223-1033 |
| January 13 | Eugene Bova, Chap., State Industrial School, Mandan..... | 663-3444 |
| January 14 | Walter Brill, Messiah Lutheran, Mandan..... | 663-8545 |
| January 15 | Peter Brinckerhoff, United Church of Christ..... | 255-3301 |
| January 16 | J. F. Burdine, Jr., Supt. Missions (NDak) So. Baptist Conv..... | 255-4277 |
| January 17 | James M. Butler, First Presbyterian Church..... | 223-6091 |
| January 18 | James Campbell, Church of God of Prophecy..... | 223-0723 |
| January 20 | Ted Dockter, First United Methodist..... | 255-1343 |
| January 21 | Thomas J. Dolan, Church of Corpus Christi..... | 255-4584 |
| January 22 | A. Benjamin Dove First Presbyterian Church, Mandan..... | 663-5329 |
| January 23 | Walter Ellingson, St. George Episcopal Church..... | 223-2988 |
| January 24 | E. Walter Erdmann, First United Methodist..... | 223-0965 |
| January 25 | Robert A. Feehan, St. Mary's Church..... | 223-5562 |

| | | |
|-------------|--|----------|
| January 27 | Robert P. Fischer, Wesleyan United Methodist..... | 223-9008 |
| January 28 | S. A. Freeman, Church of Christ..... | 223-5134 |
| January 29 | A. J. Galowitsch, Christ the King, Mandan..... | 663-8842 |
| January 30 | William F. Garvin, Cathedral of Holy Spirit..... | 223-1033 |
| January 31 | E. O. Grunstead, McCabe United Methodist..... | 255-1604 |
| February 1 | Roger Grussing, First Presbyterian Church..... | 223-6091 |
| February 3 | Arno Gustin, President, Mary College..... | 255-4681 |
| February 4 | Gary Hansen, Intern, Faith Lutheran..... | 255-4623 |
| February 5 | Leonard Harbeson, Seventh Day Adventist..... | 255-2909 |
| February 6 | Gerhardt Harms, Bethel Lutheran Church..... | 255-1433 |
| February 7 | Hensel Hendrickson, Trinity Lutheran Church..... | 223-3560 |
| February 8 | James Hessler, Bethel Assembly of God, Mandan..... | 663-9766 |
| February 10 | Ira Herzberg, Calvary United Methodist..... | 255-0598 |
| February 11 | Charles Hill, First United Church of Christ..... | 223-7266 |
| February 12 | Donald Hill, St. Mary's Church..... | 223-5562 |
| February 13 | Ruby Hoffman, Salvation Army, Mandan..... | 663-9217 |
| February 14 | John Holten, Church of Cross Lutheran..... | 223-1001 |
| February 15 | R. W. Horn, Chap., St. Industrial School, Mandan..... | 663-3444 |
| February 17 | Roger Jespersen, McCabe United Methodist..... | 255-1160 |
| February 18 | Warren K. Johnson, First Lutheran Church..... | 223-4340 |
| February 19 | Lloyd Jorgenson, Assembly of God..... | 255-0500 |
| February 20 | David Knecht, McCabe United Methodist..... | 255-1160 |
| February 21 | Steve Knudsen, First Lutheran Church, Mandan..... | 663-5275 |
| February 22 | Edward Korte, St. Anne's Church..... | 223-1549 |
| February 24 | Thomas E. Kramer, Church of Corpus Christi..... | 255-4584 |
| February 25 | O. L. Langston, Capitol Heights Baptist..... | 223-5479 |
| February 26 | Sigismund Lica, Christ the King, Mandan..... | 663-8842 |
| February 27 | Oscar Lund, Lutheran Chaplain, Hospitals..... | 223-9439 |
| February 28 | Robert Lynne, Good Shepherd Lutheran..... | 255-1001 |
| March 1 | F. A. McCormick, Reformed Presbyterian..... | 255-4942 |
| March 3 | John McMullen, United Methodist Church..... | 663-3350 |
| March 4 | Stanley Malmgren, First Baptist Church..... | 223-8614 |
| March 5 | Gerald Mertz, Faith Lutheran Church..... | 223-2236 |
| March 6 | A. B. Meyer, Bismarck Reformed..... | 223-3304 |
| March 7 | John Miller, Baptist Temple, Mandan..... | 663-6232 |
| March 8 | Lester Myers, Church of the Nazarene, Mandan..... | 663-8975 |
| March 10 | Christian Nelson, Christ's Ch. Episcopal, Mandan..... | 663-5208 |
| March 11 | John Nicolai, Trinity Lutheran Church..... | 223-3560 |
| March 12 | O. L. Olsrud, Vis. Pastor, Amer. Lutheran Ch..... | 223-3699 |
| March 13 | David Otterness, Intern, First Lutheran Church..... | 223-4340 |
| March 14 | W. L. Powell, Salvation Army..... | 223-1885 |
| March 15 | Marvin Putz, Lutheran Ch. of Redeemer, Mandan..... | 663-3624 |
| March 17 | Alwin Reimnitz, Zion Lutheran Church..... | 223-8266 |
| March 18 | George Rothe, Our Savior's Evangelical..... | 255-1039 |

DATE

HOUSE

| | | |
|------------|---|----------|
| January 7 | Emanuel Wolff, Baptist Home..... | 223-4215 |
| January 8 | Gary Wyman, Church of God..... | 255-3178 |
| January 9 | Norman E. Winkelman, Calvary United Methodist..... | 255-4281 |
| January 10 | A. W. Weisser, Baptist Home..... | 223-3223 |
| January 11 | Gerald Walsh, Diocese of Bismarck..... | 223-1347 |
| January 13 | George Unruh, Lutheran Welfare..... | 223-1432 |
| January 14 | Frank Unruh, Mennonite Church..... | 223-0797 |
| January 15 | James Tuxbury, St. Joseph Church, Mandan..... | 663-9562 |
| January 16 | Harry Taplin, Church of Nazarene..... | 223-9292 |
| January 17 | Thomas Sullivan, St. Joseph Church, Mandan..... | 663-9562 |
| January 18 | Allan Strohschein, Bismarck Baptist Church..... | 223-4445 |
| January 20 | Clarence Stomp, House of Prayer Lutheran..... | 223-9754 |
| January 21 | Stanley Sticka, Annunciation Priory..... | 255-1520 |

| | | |
|-------------|--|----------|
| January 22 | Arnold Spain, St. Anne's Church..... | 223-1549 |
| January 23 | James Sorenson, Trinity Lutheran..... | 223-3560 |
| January 24 | E. C. Schumacher, Evangelical Free Church..... | 223-3330 |
| January 25 | Walter Schott, Good Shepherd, U. Methodist, Mandan..... | 663-3421 |
| January 27 | Frank Rumer, Methodist..... | 663-6114 |
| January 28 | George Rothe, Our Savior's Evangelical..... | 255-1039 |
| January 29 | Armour Roberts, Cathedral of Holy Spirit..... | 223-1033 |
| January 30 | Alwin Reimnitz, Zion Lutheran Church..... | 223-8266 |
| January 31 | Marvin Putz, Lutheran Church of Redeemer..... | 663-3624 |
| February 1 | W. L. Powell, Salyvation Army..... | 223-1885 |
| February 3 | David Otterness, Intern, First Lutheran..... | 223-4340 |
| February 4 | O. L. Olsrud, Vis. Pastor, Amer. Luth. Ch..... | 223-3699 |
| February 5 | John Nicolai, Trinity Lutheran Church..... | 223-3560 |
| February 6 | Christian Nelson, Christ's Ch. Episcopal, Mandan..... | 663-5208 |
| February 7 | Lester Myers, Church of Nazarene, Mandan..... | 663-8975 |
| February 8 | John Miller, Baptist Temple, Mandan..... | 663-6232 |
| February 10 | A. B. Meyer, Bismarck Reformed Church..... | 223-3304 |
| February 11 | Gerald Mertz, Faith Lutheran Church..... | 223-2236 |
| February 12 | Stanley Malmgren, First Baptist Church..... | 223-8614 |
| February 13 | John McMullen, First United Methodist, Mandan..... | 663-3350 |
| February 14 | F. A. McCormick, Reformed Presbyterian..... | 255-4942 |
| February 15 | Robert Lynne, Good Shepherd Lutheran..... | 255-1001 |
| February 17 | Oscar Lund, Lutheran Chaplain, Hospitals..... | 223-9439 |
| February 18 | Sigismund Lica, Christ the King, Mandan..... | 663-8842 |
| February 19 | O. L. Langston, Capitol Heights Baptist..... | 223-5479 |
| February 20 | Thomas E. Kramer, Church of Corpus Christi..... | 255-4584 |
| February 21 | Edward Korte, St. Anne's Church..... | 223-1549 |
| February 22 | Steve Knudsen, First Lutheran Church, Mandan..... | 663-5275 |
| February 24 | David Knecht, McCabe United Methodist..... | 255-1160 |
| February 25 | Lloyd Jorgenson, Assembly of God..... | 255-0500 |
| February 26 | Warren K. Johnson, First Lutheran Church..... | 223-4340 |
| February 27 | Roger Jespersion, McCabe United Methodist..... | 255-1160 |
| February 28 | R. W. Horn, Chap., St. Industrial School, Mandan..... | 663-3444 |
| March 1 | John Holten, Church of Cross Lutheran..... | 223-1001 |
| March 3 | Ruby Hoffman, Salvation Army, Mandan..... | 663-9217 |
| March 4 | Donald Hill, St. Mary's Church..... | 223-5562 |
| March 5 | Charles Hill, First United Ch. of Christ..... | 223-7266 |
| March 6 | Ira Herzberg, Calvary United Methodist..... | 255-0598 |
| March 7 | James Hessler, Bethel Assembly of God, Mandan..... | 663-9766 |
| March 8 | Hensel Hendrickson, Trinity Lutheran Church..... | 223-3560 |
| March 10 | Gerhardt Harms, Bethel Lutheran Church..... | 255-1433 |
| March 11 | Leonard Harbeson, Seventh Day Adventist..... | 255-2909 |
| March 12 | Gary Hansen, Intern, Faith Lutheran Ch..... | 255-4623 |
| March 13 | Arno Gustin, President, Mary College..... | 255-4681 |
| March 14 | Roger Grussing, First Presbyterian Church..... | 223-6091 |
| March 15 | E. O. Grunstead, McCabe United Methodist..... | 255-1604 |
| March 17 | William F. Garvin, Cathedral of Holy Spirit..... | 223-1033 |
| March 18 | S. A. Freeman, Church of Christ..... | 223-5134 |

REPORTS OF STANDING COMMITTEES

January 9, 1969

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 47 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

January 9, 1969

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 48 has had the same under consideration and recommends that the same be amended as follows:

In line 50 before the word "five" delete the word and the dash "twenty-".

In line 52 delete the word "five" and insert the word "two" in lieu thereof.

In line 67 after the word "full" and before the dash insert the words "or part".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

January 9, 1969

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 49 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Schaffer moved that the report be adopted, which motion prevailed and the report was adopted.

January 9, 1969

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 66 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Giffey moved that the report be adopted.

Rep. Streibel made a substitute motion that action on the report of the Transportation Committee on House Bill No. 66 be laid over until sponsor of the bill, Rep. Bernabucci, is able to be present and who is now absent because of a death in his family. Motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRD DAY

Bismarck, January 9, 1969

The House convened at 2:00 P.M. with Speaker E. Johnson presiding.

Prayer was offered by Rev. Norman E. Winkelman, Calvary United Methodist Church, Bismarck.

Roll was called, and all members were present except Reps. Bernabucci, Jones and Olienyk.

A quorum was declared by the speaker.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the first day after recess and the second day and finds the same to be correct.

Further, your Committee on Revision and Correction of the Journal has re-examined the Journal of the First Day of the Organizational and Orientation Session and recommends that the same be corrected as follows:

Delete the last two lines on page 17 and the lines 1 and 2 on page 18.

Further, your Committee on Revision and Correction of the Journal recommends that the Journal of the First Day of the Forty-First Legislative Assembly be corrected as follows:

Page 66, line 22, change "Hedlund" to "Hetland".

Page 70, line 15, delete "Senator" and substitute "Rep."

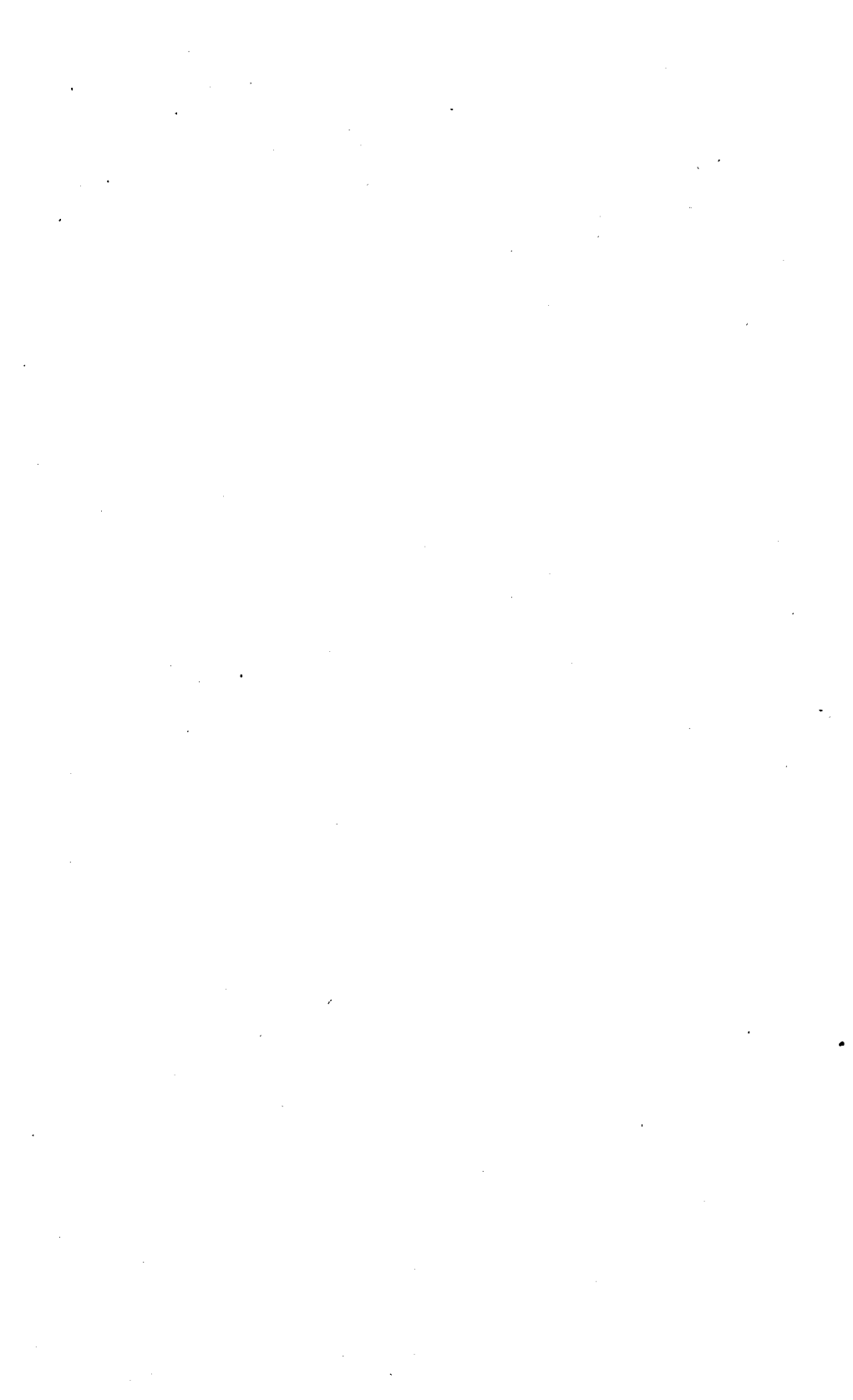
And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed.

Rep. Streibel moved that the House now stand recessed until 1:30 P.M., January 10, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk



THIRD DAY AFTER RECESS AND FOURTH DAY

Bismarck, January 10, 1969

The House reconvened at 1:30 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Select Committee appointed to provide House Employees submits the following names for the positions specified below:

| | |
|---------------------------------|--------------------------------|
| Gloria Farnstrom, Bismarck..... | Stenographer |
| Jonas Johnson, Hettinger..... | Deputy Sergeant-at-Arms |
| Olger Sandven, Esmond..... | Assistant Sergeant-at-Arms |
| Oluf Grundstad, Ambrose..... | Assistant Sergeant-at-Arms |
| Henry Benson, Flasher..... | Assistant Sergeant-at-Arms |
| Gertrude Learn, Bismarck..... | Journal Proofreader |
| Shirley Shaw, Bismarck..... | Enrolling and Engrossing Clerk |
| Ruth Harter, Bismarck..... | Enrolling and Engrossing Clerk |
| Keith Morken, Osnabrock..... | Bill Book Clerk |

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

The Speaker then administered the oath of office to the above-named employees, except Gloria Farnstrom.

FIRST READING OF
HOUSE BILLS, MEMORIALS AND RESOLUTIONS

Reps. Sanstead, Hentges, and G. Larson introduced:

House Bill No. 104. A Bill for an Act to amend and reenact subsection 5 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Jenkins, Eagles, Bunker, Giffey, Freeman, Bullis and Strinden introduced:

House Bill No. 105. A Bill for an Act authorizing the state board of higher education to enter into agreements with institutions of higher education within this state and in contiguous states, governing the education and admission of certain students on a reciprocal basis.

Was read the first time and referred to the committee on Education.

Reps. Giffey, Opedahl, Goodman, and Ganser introduced:

House Bill No. 106. A Bill for an Act to amend and reenact sections 58-02-14, 58-02-21, 58-04-01, and 58-04-19 of the North Dakota Century Code, relating to the places in which township meetings and elections may be held.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Tweten, Haugland and O. Solberg introduced:

House Bill No. 107. A Bill for an Act to appropriate moneys to the public welfare board of North Dakota to supplement its budget for the 1967-1969 biennium to pay reasonable costs to hospitals and nursing homes for services rendered to welfare recipients and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

Rep. Aamoth introduced:

House Bill No. 108. A Bill for an Act to amend and reenact section 6-03-42 of the North Dakota Century Code, relating to capital notes or debentures included in capital - retirement of banking associations.

Was read the first time and referred to the committee on Industry and Business.

Rep. Hoghaug introduced:

House Bill No. 109. A Bill for an Act to provide for motor vehicle excise tax refunds, for a procedure for refunding, and making an appropriation.

Was read the first time and referred to the committee on Transportation.

Rep. Hoghaug introduced:

House Bill No. 110. A Bill for an Act to provide for the refund of such amount of motor vehicle excise tax paid by James L. Schiele that may have been paid in error, and providing an appropriation.

Was read the first time and referred to the committee on Appropriations.

Reps. Bunker, Hilleboe, Thompson, and Lang introduced:

House Bill No. 111. A Bill for an Act to repeal chapter 6-04 of the North Dakota Century Code, relating to savings banks.

Was read the first time and referred to the committee on Industry and Business.

Reps. J. Peterson, Backes, Haugland, Anderson, Aas and Emerson introduced:

House Bill No. 112. A Bill for an Act to amend and reenact sections 43-07-02, 43-07-04, 43-07-07, 43-07-10, 43-07-13, and to repeal section 43-07-11 of the North Dakota Century Code, relating to the licensing of contractors and enforcement of the chapter.

Was read the first time and referred to the committee on General Affairs.

Rep. Dahl introduced:

House Bill No. 113. A Bill for an Act to amend and reenact section 6-03-13 of the North Dakota Century Code, relating to conversion to national bank, sale of bank, and removal to new location.

Was read the first time and referred to the committee on Industry and Business.

Rep. Dahl introduced:

House Bill No. 114. A Bill for an Act to amend and reenact subsection 5 of section 6-03-02 of the North Dakota Century Code, relating to powers of banking associations.

Was read the first time and referred to the committee on Industry and Business.

Reps. Davis and Kelsch introduced:

House Bill No. 115. A Bill for an Act to amend and reenact section 18-10-04 of the North Dakota Century Code, relating to the board of directors and officers of rural fire protection districts.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Kingsbury and Berg introduced:

House Bill No. 116. A Bill for an Act making an appropriation to reimburse Miss Cora Dahl, Walsh County, North Dakota, in the sum of \$1,200.00 for a barn which was destroyed by inmates of the Grafton state school, and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

Reps. Hoghaug and Jones introduced:

House Bill No. 117. A Bill for an Act to provide for the lease of lands managed and controlled by the school for the deaf and dumb of North Dakota to the Devils Lake public school district number one for the use of the Lake Region Junior College.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Eagles, Boyum, Goodman, Hensrud, Aafedt and Dick introduced:

House Bill No. 118. A Bill for an Act to amend and reenact section 20-07-02 of the North Dakota Century Code, relating to the protected list of fur-bearing animals.

Was read the first time and referred to the committee on Natural Resources.

Reps. Kingsbury, Berg, Lillehaugen and Lundene introduced:

House Bill No. 119. A Bill for an Act authorizing the board of administration to lease certain property owned by the state and currently a part of the Grafton state school properties.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Backes, Sanstead and J. Peterson introduced:

House Bill No. 120. A Bill for an Act to amend and reenact section 6-01-12 of the North Dakota Century Code, relating to bonds of state examiner and deputies.

Was read the first time and referred to the committee on Industry and Business.

Rep. Aamoth introduced:

House Bill No. 121. A Bill for an Act to provide for the financing of parking projects and facilities by municipal parking authorities; to amend and reenact sections 40-61-01, 40-61-02, 40-61-03, 40-61-09, 40-61-10, and 40-61-12 of the North Dakota Century Code, relating to definitions, powers, and financing procedures of municipal parking authorities; and to repeal section 40-61-18 of the North Dakota Century Code, relating to termination of municipal parking authorities; and declaring an emergency.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Backes, Sanstead and J. Peterson introduced:

House Bill No. 122. A Bill for an Act to amend and reenact section 6-01-13 of the North Dakota Century Code, relating to state examiner and appointment of deputies.

Was read the first time and referred to the committee on Industry and Business.

REPORT OF A STANDING COMMITTEE

January 10, 1969

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 38 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. SANDNESS, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Boustead moved that the amendments to House Bill No. 48, as recommended by the Committee on Transportation as printed on page 98 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 40. A Bill for an Act to amend and reenact section 40-57-17 of the North Dakota Century Code, relating to exemption from taxation of projects under the Municipal Industrial Development Act.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Kingsbury | Sandness |
| Aas | Freeman | Kuehn | Schaffer |
| Atkinson | Gackle | Lang | Seibel |
| Austin | Ganser | Larson, G. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boyum | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Mueller | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Diehl | Hougen | Powers | Wells |
| Dornacker | Jenkins | Register | White |
| Eagles | Jones | Rivinius | Wilkie |
| Emerson | Kelsch | Rundle | Mr. Speaker |
| Erickson, K. | | | |

Absent and not voting:

| | | | |
|------------|-------------|------------|--------------|
| Aafedt | Dick | Knudson | Peterson, J. |
| Anderson | Froelich | Larson, L. | Reimers |
| Bernabucci | Johnson, K. | Olienyk | Sanstead |
| Boustead | | | |

So the bill passed and the title was agreed to.

House Bill No. 49. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07 of the North Dakota Century Code, requiring a birth certificate or other acceptable evidence of birth date with applications for motor vehicle operators' licenses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 10; absent and not voting 12.

Those voting in the affirmative were:

| | | | |
|----------|----------|------------|-------------|
| Aamoth | Ganser | Kuehn | Schaffer |
| Atkinson | Giffey | Lang | Seibel |
| Austin | Glaspey | Larson, G. | Simonson |
| Belter | Goodman | Leibhan | Solberg, I. |
| Berg | Grant | Linderman | Solberg, O. |
| Bier | Halcrow | Link | Stone |
| Boyum | Haugland | Lundene | Streibel |

| | | | |
|--------------|-----------|--------------|-------------|
| Bunker | Henning | Matheny | Strinden |
| Burke | Hensrud | McDonald | Swedlund |
| Dawson | Hentges | Metzger | Thompson |
| DeKrey | Hickle | Miedema | Thorsgard |
| Dick | Hilleboe | Moquist | Tweten |
| Diehl | Hoffner | Opedahl | Wagner |
| Dornacker | Hoghaug | Peterson, R. | Weber |
| Eagles | Hougen | Powers | Welder |
| Emerson | Jenkins | Register | Wells |
| Erickson, K. | Jones | Rivinius | White |
| Freeman | Kelsch | Rundle | Wilkie |
| Gackle | Kingsbury | Sandness | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|----------|--------------|-----------|
| Aas | Connolly | Erickson, W. | Mueller |
| Backes | Dahl | Lillehaugen | Stoltenow |
| Bullis | Davis | | |

Absent and not voting:

| | | | |
|------------|-------------|------------|--------------|
| Aafedt | Boustead | Knudson | Peterson, J. |
| Anderson | Froelich | Larson, L. | Reimers |
| Bernabucci | Johnson, K. | Olienky | Sanstead |

So the bill passed and the title was agreed to.

House Bill No. 69. A Bill for an Act to amend and reenact section 16-18-06 of the North Dakota Century Code, relating to the application for absentee ballots.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aas | Erickson, W. | Kuehn | Sandness |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Solberg, O. |
| Bier | Goodman | Link | Stoltenow |
| Boyum | Grant | Lundene | Stone |
| Bullis | Halcrow | Matheny | Streibel |
| Bunker | Haugland | McDonald | Strinden |
| Burke | Henning | Metzger | Swedlund |
| Connolly | Hensrud | Miedema | Thompson |
| Dahl | Hentges | Moquist | Thorsgard |
| Davis | Hickle | Mueller | Tweten |
| Dawson | Hilleboe | Opedahl | Wagner |
| DeKrey | Hoffner | Peterson, J. | Weber |
| Dick | Hoghaug | Peterson, R. | Welder |
| Diehl | Hougen | Powers | Wells |
| Dornacker | Jenkins | Register | White |
| Eagles | Jones | Rivinius | Wilkie |
| Emerson | Kelsch | Rundle | Mr. Speaker |
| Erickson, K. | Kingsbury | | |

Absent and not voting:

| | | | |
|----------|------------|-------------|----------|
| Aafedt | Bernabucci | Johnson, K. | Olienky |
| Aamoth | Boustead | Knudson | Reimers |
| Anderson | Froelich | Larson, L. | Sanstead |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FOURTH DAY

Bismarck, January 10, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. A. W. Weisser, The Baptist Home, Bismarck.

Roll was called, and all members were present except Reps. Aafedt, Aamoth, Anderson, Bernabucci, Boustead, Froelich, K. Johnson, Knudson, L. Larson, Olienyk, Reimers, and Sanstead.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Second Day after recess and the Third Day and finds the same to be correct.

And recommends that the same be approved.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 10, 1969

Mr. President: I have the honor to transmit:

House Bill No. 40

House Bill No. 49

House Bill No. 69

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House now stand recessed until 1:55 P.M., January 11, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

FOURTH DAY AFTER RECESS AND FIFTH DAY

Bismarck, January 11, 1969

The House reconvened at 1:55 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

FIRST READING OF HOUSE BILLS

Rep. Kelsch introduced:

House Bill No. 123. A Bill for an Act to provide for release of medical records on patient approval.

Was read the first time and referred to the committee on General Affairs.

Reps. Aas, Tweten, Haugland, J. Peterson, Sanstead, Emerson, Bullis and R. Peterson introduced:

House Bill No. 124. A Bill for an Act to amend and reenact section 54-24-01 of the North Dakota Century Code, relating to the appointment, compensation, and terms of office of members of the state library commission.

Was read the first time and referred to the committee on State and Federal Governments.

Reps. Haugland, Backes, Strinden, Aas, Wagner, Emerson, Bullis, Boyum, O. Solberg, J. Peterson, Freeman, Aamoth, Opedah, Dornacker and Kingsbury introduced:

House Bill No. 125. A Bill for an Act making a deficiency appropriation to the public welfare department for the purpose of making payments to vendors of medical services and grants for and to recipients.

Was read the first time and referred to the committee on Appropriations.

Reps. Kelsch and Kuehn introduced:

House Bill No. 126. A Bill for an Act to amend and reenact section 18-10-10 of the North Dakota Century Code, relating to rural fire departments.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Hilleboe, Metzger, McDonald, Stone, Hensrud, Hentges, White, Eagles, Giffey, Boyum, Seibel, Larson, Strinden, Aas, Bunker and Boustead introduced:

House Bill No. 127. A Bill for an Act to repeal sections 19-05-05, 19-05-06, 19-05-07, 19-05-08, 19-05-09, 19-05-10, 19-05-11, 19-05-13, 19-05-14, 19-05-15, 19-05-18, and 19-05-19 of the North Dakota Century Code, requiring licenses of persons dealing with the product oleomargarine and imposing a tax upon oleomargarine.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Hilleboe, Metzger, Hentges, Boustead, McDonald, Hensrud, Stone, White, Aamoth, Wagner, Giffey, Boyum, Seibel, Larson, Aas, Eagles, Bunker and Strinden introduced:

House Bill No. 128. A Bill for an Act to repeal chapter 54-25 of the North Dakota Century Code, relating to the regulation as to sale and use of dairy products by state institutions.

Was read the first time and referred to the committee on Agriculture.

Rep. Dornacker introduced:

House Bill No. 129. A Bill for an Act to amend and reenact section 57-05-08 of the North Dakota Century Code, relating to report by railroad corporations to the state tax commissioner.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Burke, Metzger, Atkinson, Boustead, Wagner and Lang introduced:

House Bill No. 130. A Bill for an Act to authorize the director of the department of accounts and purchases to withhold or deduct from compensation to state employees such amounts as the employer and employee may determine to participate in those tax-favored or tax-sheltered annuities authorized by the internal revenue code.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Dornacker introduced:

House Bill No. 131. A Bill for an Act to create and enact section 16-04-01.1 of the North Dakota Century Code, providing for a presidential preference primary election; and to amend and reenact sections 16-04-01, 16-04-02, 16-04-11, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to primary elections.

Was read the first time and referred to the committee on Judiciary.

Rep. Dornacker introduced:

House Bill No. 132. A Bill for an Act to provide for a homestead credit for persons sixty-five years of age or older with a limited income, and providing a penalty.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Dornacker introduced:

House Bill No. 133. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to maximum contract rates of interest and usury.

Was read the first time and referred to the committee on Industry and Business.

Rep. Dornacker introduced:

House Bill No. 134. A Bill for an Act to amend and reenact section 57-32-03 of the North Dakota Century Code, relating to the due date, delinquency, penalties and certification to state treasurer of taxes assessed against car line, express and air transportation companies.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Dornacker introduced:

House Bill No. 135. A Bill for an Act to amend and reenact subsection 2 of section 19-05-05 and subsection 1 of section 19-05-08 of the North Dakota Century Code, relating to the definition of doing business in this state for the purposes of licensing oleomargarine wholesalers and relating to the size of bulk containers in which oleomargarine may be sold.

Was read the first time and referred to the committee on Agriculture.

Rep. Wagner moved that the absent members be excused, which motion prevailed.

Rep. Wagner moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTH DAY

Bismarck, January 11, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

The Prayer was offered by Rev. Gerald Walsh, Diocese of Bismarck.

The roll was called and all members were present except Reps. Aafedt, Aamoth, Aas, Anderson, Atkinson, Backes, Bernabucci, Bier, Boyum, Bullis, Bunker, Connolly, Dahl, Davis, Dawson, DeKrey, Dick, Diehl, Eagles, Emerson, K. Erickson, Freeman, Froelich, Ganser, Giffey, Goodman, Grant, Haugland, Henning, Hentges, Hickle, Hoffner, Hoghaug, Hougen, Jenkins, K. Johnson, Jones, Kelsch, Knudson, Kuehn, Lang, G. Larson, L. Larson, Leibhan, Linderman, Link, Matheny, McDonald, Miedema, Olienyk, Opedahl, J. Peterson, R. Peterson, Powers, Register, Reimers, Rivinius, Sandness, Sanstead, Schaffer, Stoltenow, Stone, Streibel, Strinden, Swedlund, Thompson, Thorsgard, Welder, Wells, White, Belter.

Speaker E. Johnson declared the House lacked a quorum.

Rep. Wagner moved that the House stand recessed until 1:30 p.m., January 13, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTH DAY AFTER RECESS AND SIXTH DAY

Bismarck, January 13, 1969

The House reconvened at 1:30 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

Quorum call discloses 93 members present, so a quorum was declared present.

REPORTS OF SELECT COMMITTEES

Mr. Speaker:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 48

And find the same correctly engrossed.

REP. GANSER, Chairman

Representative Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Select Committee appointed to provide House Employees submits the following names for the positions specified below:

Barbara Wadeson, Fingal,.....Page
Ann Bahmer, Bismarck.....Journal Room Clerk

REP. DICK, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Speaker E. Johnson then administered the oath of office to the above named employees.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Third Day after recess and the Fourth Day, and finds the same to be correct.

And recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

January 13, 1969

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 39 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

January 10, 1969

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 44 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title following the word "assembly", insert the following words: "and declaring an emergency".

In line 108 following the period insert the following new sentences: **"No member of the legislative assembly shall make claim for reimbursement for more than three trips to and from the place of meeting of the legislative assembly during any regular session".**

In line 144 place triple parentheses before and after the words "nominee for".

Following line 152 insert the following new section: **SECTION 11. EMERGENCY.) This measure is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval.**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

January 10, 1969

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 46 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Gordon Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

January 13, 1969

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 50 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. William Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

January 13, 1969

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 51 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

January 13, 1969

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 54 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Earl Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

January 10, 1969

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 67 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. HAUGLAND, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

January 10, 1969

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 73 has had the same under consideration and

recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. HAUGLAND, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

January 13, 1969

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 4 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

January 13, 1969

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 2 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Wells moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Rep. Hilleboe introduced:

House Bill No. 136. A Bill for an Act to repeal chapter 54-30, 54-31, and 54-32 of the North Dakota Century Code, relating to real estate bonds of North Dakota, mill and elevator bonds, and mill and elevator refunding bonds.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Freeman introduced:

House Bill No. 137. A Bill for an Act to amend and reenact subsection 1 of section 21-03-06 of the North Dakota Century Code, relating to the bonding limitations of counties.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Freeman and Hoghaug introduced:

House Bill No. 138. A Bill for an Act to amend and reenact subsection 4 of section 41-09-34 (9-313) of the North Dakota Century Code, relating to priority of security interests in fixtures.

Was read the first time and referred to the committee on Industry and Business.

Reps. Bunker, Atkinson, Ganser, Kelsch, Bullis, Aas and Register introduced:

House Bill No. 139. A Bill for an Act to amend and reenact section 27-06-02 of the North Dakota Century Code, relating to salary and expenses of court reporter.

Was read the first time and referred to the committee on General Affairs.

Reps. Lang and Metzger introduced:

House Bill No. 140. A Bill for an Act to amend and reenact section 26-02-35 of the North Dakota Century Code, relating to non-liability of parties for disclosure of reasons for cancellation or nonrenewal of insurance policies.

Was read the first time and referred to the committee on Industry and Business.

Rep. Bier introduced:

House Bill No. 141. A Bill for an Act to amend and reenact sections 15-29-14 and 21-06-06 of the North Dakota Century Code, relating to the destruction of school district warrants and documents.

Was read the first time and referred to the committee on Education.

Rep. Bier introduced:

House Bill No. 142. A Bill for an Act to amend and reenact section 15-47-15 of the North Dakota Century Code, relating to school contracts.

Was read the first time and referred to the committee on Education.

Reps. Olienyk and Freeman introduced:

House Bill No. 143. A Bill for an Act to amend and reenact section 37-14-07 of the North Dakota Century Code, relating to repayments of loans to the veterans' aid fund and forgiveness due to death.

Was read the first time and referred to the committee on Veterans Affairs.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTH DAY

Bismarck, January 13, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Clarence Stomp, House of Prayer Lutheran Church, Bismarck.

Roll was called, and all members were present except Reps. Bernabucci, Davis, Hoghaug, K. Johnson, Kelch and Thompson.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fourth Day after recess and the Fifth Day, and finds the same to be correct.

And recommends that the same be approved.

REP. STONE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS ON CONSENT CALENDAR

House Bill No. 38. A Bill for an Act to amend and reenact section 12-45-07 of the North Dakota Century Code, relating to the disposal of effects of deceased persons by the warden of the penitentiary and the superintendent of the state training school.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Emerson | Knudson | Rundle |
| Aamoth | Erickson, K. | Kuehn | Sandness |
| Aas | Erickson, W. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Atkinson | Froelich | Larson, L. | Seibel |
| Austn | Gackle | Leibhan | Simonson |

| | | | |
|-----------|-----------|--------------|-------------|
| Backes | Ganser | Lillehaugen | Solberg, I. |
| Belter | Giffey | Linderman | Solberg, O. |
| Berg | Glaspey | Link | Stoltenow |
| Bier | Goodman | Lundene | Stone |
| Boustead | Grant | Matheny | Streibel |
| Boyum | Halcrow | McDonald | Strinden |
| Bullis | Haugland | Metzger | Swedlund |
| Bunker | Henning | Miedema | Thorsgard |
| Burke | Hensrud | Moquist | Tweten |
| Connolly | Hentges | Mueller | Wagner |
| Dahl | Hickle | Olienyk | Weber |
| Dawson | Hilleboe | Opedahl | Weider |
| DeKrey | Hoffner | Peterson, J. | Wells |
| Dick | Hougen | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kingsbury | Rivinius | |

Absent and not voting:

| | | | |
|------------|-------------|--------------|----------|
| Bernabucci | Hoghaug | Kelsch | Thompson |
| Davis | Johnson, K. | Peterson, R. | |

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

House Bill No. 48. A Bill for an Act relating to the supervision of commercial driver training schools, and providing a penalty.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 77; nays, 16; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Sandness |
| Aas | Erickson, W. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Gackle | Lang | Simonson |
| Austin | Ganser | Larson, G. | Solberg, I. |
| Backes | Giffey | Larson, L. | Solberg, O. |
| Belter | Glaspey | Leibhan | Stone |
| Berg | Goodman | Lillehaugen | Streibel |
| Bier | Grant | Linderman | Strinden |
| Boustead | Halcrow | Link | Swedlund |
| Boyum | Haugland | Lundene | Thompson |
| Bunker | Henning | Matheny | Thorsgard |
| Burke | Hensrud | Metzger | Tweten |
| Dahl | Hentges | Miedema | Wagner |
| DeKrey | Hickle | Moquist | Weber |
| Dick | Hilleboe | Mueller | Wells |
| Diehl | Hoffner | Opedahl | White |
| Dornacker | Hougen | Peterson, R. | Wilkie |
| Eagles | Jones | Register | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|----------|----------|--------------|-----------|
| Aamoth | Froelich | Peterson, J. | Rundle |
| Bullis | Jenkins | Powers | Seibel |
| Connolly | McDonald | Reimers | Stoltenow |
| Dawson | Olienyk | Rivinius | Weider |

Absent and not voting:

| | | | |
|------------|---------|-------------|--------|
| Bernabucci | Hoghaug | Johnson, K. | Kelsch |
| Davis | | | |

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, January 13, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 36

Senate Bill No. 90

Senate Bill No. 100

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that a column by Wayne Lubenow of the FARGO FORUM containing a letter from Marine Dan Neuschwander to his parents, Mr. and Mrs. Roger Neuschwander, Fessenden, prior to his death in Vietnam on May 15, 1968, be printed in its entirety in the House Journal, which motion prevailed.

**LET DANNY SAY SOMETHING
TO US ALL — POSTHUMOUSLY**

Danny Neuschwander was a different kind of kid.

I mean, he lived with his parents, Mr. and Mrs. Roger Neuschwander, at Fessenden, N. D., and he was graduated from high school there and then he went to Grand Forks to attend the University of North Dakota.

Nothing different about that. Except at UND Danny contacted mononucleosis, was classified by his draft board as unfit for service.

That would be a big out for some guys. Not Danny. He came to Fargo, got all that changed, promptly enlisted in the Marine Corps.

And on 15 May, as the service puts it, Danny got zapped in Vietnam — killed down in a firefight in the I Corps north.

And shortly after, his parents got a letter from Danny — dated 8 May.

Let Danny tell it:

"Dear Mother and Dad and everyone,

"I haven't been able to write as I have been busy — too busy. Everything over here is fine. We didn't move and will probably stay in this area for quite awhile. The place is kind of — hot.

I have a new job — carry a M.79 grenade launcher. It looks like a sawed-off shot gun. (Picture in March Leatherneck ROTC). Decent weapons, put me next to the squadleader in the chain of command.

Everything has been happening lately. Guess a battalion of N. Va. (North Viet Army) moved in so am playing nighttime games with them. I guess that I've been getting too bored lately and enjoy the little action, keeps me awake. Captured a pair of NVA tennis shoes and other gear which I can send home. The shoes should fit Tom, so get some stamps over here and I will send them. They're pretty beat up but might be good for running around in (swimming) and a good conversation piece.

Also will have something for all (nephews and nieces) in about a week, so have them wait on a few packages. I'll probably send them to Fessenden and let you distribute them. (Send me the birthday list right away). Also have two special packages in July. Excuse my pen and writing.

Everyone — I am not writing this letter to scare you. Believe me, I am fine. I feel better than I ever have and I have found muscles and strength which I never had. We Marines just say guts and I have that too. I will definitely be home (8 months and?). No doubt and I will come home changed but changed only in a good way and because of all of you. I know what (because of dad and mom and all of you) what Americanism means.

Also Fessenden, N. D., must be the most beautiful city in the world as I can remember everyone I've ever met there and I remember almost every moment I've spent there. I grow older (mature) and the children are born and everything stays the same or improves.

I am making everyone a promise — that is why I am here — to promise Tom — Jerry — Mark — etc. Every young person in America, that they will never have to come here or anyplace similar. When we and the thousands with me finish up we will have peace and it will last for a long time.

There is no "Pepsi Generation" in the states when the chips are down. It's more like raise hell — love God, respect authority and give all for country. Go ahead and talk about the teen-agers and the young hippies and all the problems of youth and include the nuclear weapon.

I know I'll never be able to explain as to why I am here to all of you but only hope that you understand. I like it here, which is even harder to understand. Just guess I lost my temper listening to all the draft dodgers and the doves and 'Reds' saying that the U. S. couldn't fight ground warfare and also lost a lot of friends proving we could fight and can hate (Communists).

I'm also learning and growing. I know what it means to go to school without it being blown up the next day. To be able to drive down the highway without a weapon and security. To have one's own religion and not be afraid and to vote without the poll box exploding.

And I'm proud to be up north, to be where "the action is," and I'm proud and surprised to go without food and water and sleep for days. Got 15 hours sleep the last seven days, but we go on and fight and go on and go on.

Because this thing will end and we will win. And at the same time I am scared. Scared that the election will vote in a "dove," put in one and make all our efforts futile. I as much as anyone want this war to end, but don't end this war by quitting. If we quit all of us, (Marines, Army, Navy, Air Force) Americans — parents have done our job in vain — Republicans, Democrats, non-party, anyone who wants withdrawal will not get my vote and I will vote because I can vote!

Morality, society, religion, true freedom, tradition, never will you find a life like ours. I hope that you make sense in all of this. Just respect all of us (new generation). Forgive our social mores and believe in our future. You've probably figured out by now that most of the Marines here are 18-19 year old adults.

Look forward — look at the good future. It is there, I know — believe me. Well, enough of this.

I received your package, toothbrush, banana bread, brownies, etc. Packs take about a month, so the one mailed the 14 of April, might be here in two weeks. My requests for packages are crazy (escapism) but are appreciated. My check \$525 is mixed up and delayed (maybe a month) no sweat.

I am fine — waiting for mail call and chow.

All my love,
Dan

ANNOUNCEMENTS

Speaker E. Johnson then announced the following:

- Last day for introduction of House Bills — Jan. 24, before 2 P.M.
 - Last day for introduction of Resolutions — Feb. 17, before 2 P.M.
 - House Bills must be out of Committee — Feb. 20, before 2 P.M.
 - House bills must be over to Senate — Feb. 22, before 2 P.M.
- All bills out of Committee and on calendar — Mar. 14, before 2 P.M.
- Rep. Streibel moved that the House now stand recessed until 1:30 P.M., January 14, 1969, which motion prevailed

ROY GILBREATH, Chief Clerk

SIXTH DAY AFTER RECESS AND SEVENTH DAY

Bismarck, January 14, 1969

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

CONSIDERATION OF AMENDMENTS

Rep. Gackle moved that the amendments to House Bill No. 44, as recommended by the Committee on Judiciary as printed on pages 111 and 112 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 37 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 41 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 53 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 62 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. McDonald moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 80 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 81 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. SCHAFFER, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 119 has had the same under consideration and recommends that the same be amended as follows: In line 4 of the Bill, delete the word "profitably".

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 7 has had the same under consideration and recommends that the same do pass.

And to be re-referred to the Legislative Research Resolution Committee.

REP. HILLEBOE, Chairman

Rep. Wm. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Streibel moved that the Committee Report on House Bill No. 66 be placed on the 5th Order, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 66 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Giffey moved that the report be adopted.

Rep. Bernabucci requested a division, which request was granted.

The question being on the motion of Rep. Giffey, which motion prevailed.

FIRST READING OF HOUSE BILLS AND A CONCURRENT RESOLUTION

Reps. Strinden, Froelich and Emerson introduced:

House Bill No. 144. A Bill for an Act to amend and reenact section 48-09-03 of the North Dakota Century Code, relating to security requirements of a successful bidder for a concession on public buildings and grounds.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Strinden, Froelich and Emerson introduced:

House Bill No. 145. A Bill for an Act to amend and reenact section 40-01-12 of the North Dakota Century Code, relating to audit of claims and accounts against municipalities.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Strinden, Froelich and Emerson introduced:

House Bill No. 146. A Bill for an Act to amend and reenact sections 21-04-13 and 21-04-14 of the North Dakota Century Code, relating to designation and proposals for deposit of depositories of public funds.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Aamoth introduced:

House Bill No. 147. A Bill for an Act to amend and reenact section 32-15-23 of the North Dakota Century Code, relating to the time when the right to damages accrues in eminent domain cases.

Was read the first time and referred to the committee on Judiciary.

Rep. Aamoth introduced:

House Bill No. 148. A Bill for an Act to amend and reenact subsection 5 of section 28-26-06 of the North Dakota Century Code, relating to expert witness fees and to permit fees for initial appraisals in eminent domain cases.

Was read the first time and referred to the committee on Judiciary.

Reps. Metzger, Kuehn, Burke, Atkinson, Gackle and Weber introduced:

House Bill No. 149. A Bill for an Act to amend and reenact sections 39-18-03 and 57-55-01 of the North Dakota Century Code, relating to the exemption of certain sleeping trailers from personal property and mobile homes taxes.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Hilleboe introduced:

House Bill No. 150. A Bill for an Act to create and enact subsection 11 of section 10-04-06 of the North Dakota Century Code, relating to exempt transactions in the securities act; and to amend and reenact subsections 8, 9, and 10 of section 10-04-06, subsection 1, 2, 3, and 5 of section 10-04-10 of the North Dakota Century Code, relating to division designations and to require certain applicants to be twenty-one years or older.

Was read the first time and referred to the committee on Industry and Business.

Reps. Sanstead, Hougen, R. Peterson and Sandness introduced:

House Bill No. 151. A Bill for an Act to create and enact subsection 6 and to amend and reenact section 21-03-07 of the North Dakota Century Code, relating to bond authorization for school districts.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Knudson, Olienyk and Froelich introduced:

House Bill No. 152. A Bill for an Act to repeal section 15-28-11 of the North Dakota Century Code, relating to the publication of school board proceedings.

Was read the first time and referred to the committee on Education.

Reps. Aamoth, Hentges and White introduced:

House Bill No. 153. A Bill for an Act to amend and reenact section 18-11-14 and section 18-11-20 of the North Dakota Century Code, relating to benefits under alternate firemen's relief association plan.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Hilleboe, White, Burke, Aas, Aamoth, Strinden, Seibel, Simonson and Hentges introduced:

House Bill No. 154. A Bill for an Act to amend and reenact sections 15-02-01 and 15-02-02 of the North Dakota Century Code, relating to the commissioner of university and school lands, his appointment, qualifications, and term of office.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Freeman, Thompson, and O. Solberg introduced:

House Bill No. 155. A Bill for an Act to permit the board of higher education to exchange lands with the United States.

Was read the first time and referred to the committee on Agriculture.

Reps. Weber, Gackle, Dick and Jenkins introduced:

House Bill No. 156. A Bill for an Act to amend and reenact subsection 6 of section 20-01-01 of the North Dakota Century Code, relating to definitions of game birds, to include mourning doves and eliminate sage hens.

Was read the first time and referred to the committee on Natural Resources.

Reps. Bullis, Aas, and Atkinson introduced:

House Bill No. 157. A Bill for an Act to amend and reenact section 27-12-02 of the North Dakota Century Code, relating to membership of bar association.

Was read the first time and referred to the committee on Judiciary.

Reps. Bullis, Aas and Atkinson introduced:

House Bill No. 158. A Bill for an Act to amend and reenact sections 27-11-25 and 27-11-26 of the North Dakota Century Code, relating to the practice of law in North Dakota.

Was read the first time and referred to the committee on Judiciary.

Reps. Bullis, Aas and Atkinson introduced:

House Bill No. 159. A Bill for an Act to amend and reenact section 27-12-04 of the North Dakota Century Code, relating to monies payable from the state bar fund to the state bar association.

Was read the first time and referred to the committee on Judiciary.

Reps. Bunker, Bier, Davis, Mueller, Aamoth, Strinden, Metzger and Aas introduced:

House Bill No. 160. A Bill for an Act to amend and reenact section 26-24-09 of the North Dakota Century Code, relating to insurance on public buildings.

Was read the first time and referred to the committee on Industry and Business.

Reps. Eagles, Hensrud, Boustead and White introduced:

House Concurrent Resolution No. 8. A Concurrent Resolution directing the legislative research committee to study and make recommendations in regard to the composition and format of statewide election ballots.

Was read the first time and referred to the committee on Judiciary.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

SEVENTH DAY

Bismarck, January 14, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Frank Unruh, Mennonite Church of Bismarck.

Roll was called, and all members were present except Reps. W. Erickson, Hoghaug, K. Johnson, Kelsch and Moquist.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifth Day after recess and Sixth Day and recommends that the same be corrected as follows:

Page 114, delete line 26.

Page 114, following line 34, insert: "A quorum was declared by Speaker E. Johnson."

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Select Committee appointed to provide House Employees submits the following name for the position specified below:

Pius Reis, Napoleon.....Parking Lot Attendant

REP. DICK, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Speaker E. Johnson then administered the oath of office to the above named employee.

Rep. Dawson requested that House Bill No. 51 be removed from the Consent Calendar, which request was granted, and House Bill No. 51 was then placed on the regular calendar.

Rep. Rundle requested that House Bill No. 73 be removed from the Consent Calendar, which request was granted, and House Bill No. 73 was then placed on the regular calendar.

SECOND READING OF A HOUSE BILL ON CONSENT CALENDAR

House Bill No. 67. A Bill for an Act to amend and reenact subsection 2 of section 50-22-01 of the North Dakota Century Code, relating to the definition of charitable organizations.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kuehn | Sandness |
| Aamoth | Erickson, K. | Lang | Sanstead |
| Aas | Freeman | Larson, G. | Schaffer |
| Anderson | Froelich | Larson, L. | Seibel |
| Atkinson | Gackle | Leibhan | Simonson |
| Austin | Ganser | Lillehaugen | Solberg, I. |
| Backes | Giffey | Linderman | Solberg, O. |
| Belter | Glaspey | Link | Stoltenow |
| Berg | Goodman | Lundene | Stone |
| Bernabucci | Grant | Matheny | Streibel |
| Bier | Halcrow | McDonald | Strinden |
| Boustead | Haugland | Metzger | Swedlund |
| Boyum | Henning | Miedema | Thompson |
| Bullis | Hensrud | Mueller | Thorsgard |
| Bunker | Hentges | Olienyk | Tweten |
| Burke | Hickle | Opedahl | Wagner |
| Connolly | Hilleboe | Peterson, J. | Weber |
| Davis | Hoffner | Peterson, R. | Welder |
| Dawson | Hougen | Powers | Wells |
| DeKrey | Jenkins | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Dornacker | Kingsbury | Rivinius | Mr. Speaker |

| | | | |
|------------------------|--------------|-------------|---------|
| Eagles | Knudson | Rundle | |
| Absent and not voting: | | | |
| Dahl | Erickson, W. | Johnson, K. | Moquist |
| Dick | Hoghaug | Kelsch | |

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 39. A Bill for an Act to amend and reenact sections 57-28-17 and 57-28-21 of the North Dakota Century Code, relating to the removal of general taxes, hail indemnity taxes, and special assessments of record when tax delinquent land is sold by the county.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kuehn | Sandness |
| Aas | Emerson | Lang | Sanstead |
| Anderson | Erickson, K. | Larson, G. | Schaffer |
| Atkinson | Freeman | Larson, L. | Seibel |
| Austin | Froelich | Leibhan | Simonson |
| Backes | Gackle | Lillehaugen | Solberg, I. |
| Belter | Ganser | Linderman | Solberg, O. |
| Berg | Giffey | Link | Stoltenow |
| Bernabucci | Goodman | Matheny | Stone |
| Bier | Grant | McDonald | Streibel |
| Boustead | Haugland | Metzger | Strinden |
| Boyum | Henning | Miedema | Swedlund |
| Bullis | Hensrud | Mueller | Thompson |
| Bunker | Hentges | Olienyk | Thorsgard |
| Burke | Hickle | Opedahl | Tweten |
| Connolly | Hilleboe | Peterson, J. | Wagner |
| Davis | Hoffner | Peterson, R. | Weber |
| Dawson | Hougen | Powers | Welder |
| DeKrey | Jenkins | Register | Wells |
| Dick | Jones | Reimers | White |
| Diehl | Kingsbury | Rivinius | Wilkie |
| Dornacker | Knudson | Rundle | Mr. Speaker |

Those voting in the negative were:

| | | |
|--------|---------|---------|
| Aamoth | Halcrow | Lundene |
|--------|---------|---------|

Absent and not voting:

| | | | |
|--------------|---------|-------------|---------|
| Dahl | Glaspey | Johnson, K. | Moquist |
| Erickson, W. | Hoghaug | Kelsch | |

So the bill passed and the title was agreed to.

House Bill No. 46. A Bill for an Act to amend and reenact sections 12-06-13, 12-30-17, 12-30-09, 12-46-13, and subsection 1 of section 12-51-07 of the North Dakota Century Code, relating to incarceration of 18 to 21-year-old criminal offenders.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Eagles | Knudson | Rundle |
| Aamoth | Emerson | Kuehn | Sandness |
| Aas | Erickson, K. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Atkinson | Froelich | Larson, L. | Seibel |

| | | | |
|------------------------|-------------|--------------|-------------|
| Austin | Gackle | Leibhan | Simonson |
| Backes | Ganser | Lillehaugen | Solberg, I. |
| Belter | Giffey | Linderman | Solberg, O. |
| Berg | Glaspay | Link | Stoltenow |
| Bernabucci | Goodman | Lundene | Stone |
| Bier | Grant | Matheny | Streibel |
| Boustead | Halcrow | McDonald | Strinden |
| Boyum | Haugland | Metzger | Swedlund |
| Bullis | Henning | Miedema | Thompson |
| Bunker | Hensrud | Mueller | Thorsgard |
| Burke | Hentges | Olienyk | Tweten |
| Connolly | Hickle | Opedahl | Wagner |
| Davis | Hilleboe | Peterson, J. | Weber |
| Dawson | Hoffner | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Dick | Jenkins | Register | Wilkie |
| Diehl | Jones | Reimers | Mr. Speaker |
| Dornacker | Kingsbury | Rivinius | |
| Absent and not voting: | | | |
| Dahl | Hoghaug | Kelsch | White |
| Erickson, W. | Johnson, K. | Moquist | |

So the bill passed and the title was agreed to.

House Bill No. 50. A Bill for an Act to amend and reenact subsection 2 of section 54-10-01 of the North Dakota Century Code, relating to the powers of the state auditor.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Eagles | Knudson | Rundle |
| Aamoth | Emerson | Kuehn | Sandness |
| Aas | Erickson, K. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Atkinson | Froelich | Larson, L. | Seibel |
| Austin | Gackle | Leibhan | Simonson |
| Backes | Ganser | Lillehaugen | Solberg, I. |
| Belter | Giffey | Linderman | Solberg, O. |
| Berg | Glaspay | Link | Stoltenow |
| Bernabucci | Goodman | Lundene | Stone |
| Bier | Grant | Matheny | Streibel |
| Boustead | Halcrow | McDonald | Strinden |
| Boyum | Haugland | Metzger | Swedlund |
| Bullis | Henning | Miedema | Thompson |
| Bunker | Hensrud | Mueller | Thorsgard |
| Burke | Hentges | Olienyk | Tweten |
| Connolly | Hickle | Opedahl | Wagner |
| Davis | Hilleboe | Peterson, J. | Weber |
| Dawson | Hoffner | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Dornacker | Kingsbury | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Dahl | Hoghaug | Kelsch | Moquist |
| Erickson, W. | Johnson, K. | | |

So the bill passed and the title was agreed to.

House Bill No. 54. A Bill for an Act to amend and reenact section 4-02.1-15 of the North Dakota Century Code, relating to the state fair operating fund.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Knudson | Rundle |
| Aamoth | Emerson | Kuehn | Sandness |
| Aas | Erickson, K. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Atkinson | Froelich | Larson, L. | Seibel |
| Austin | Gackle | Leibhan | Simonson |
| Backes | Ganser | Lillehaugen | Solberg, I. |
| Belter | Giffey | Linderman | Solberg, O. |
| Berg | Glaspey | Link | Stoltenow |
| Bernabucci | Goodman | Lundene | Stone |
| Bier | Grant | Matheny | Streibel |
| Boustead | Halcrow | McDonald | Strinden |
| Boyum | Haugland | Metzger | Swedlund |
| Bullis | Henning | Miedema | Thompson |
| Bunker | Hensrud | Mueller | Thorsgard |
| Burke | Hentges | Olienyk | Tweten |
| Connolly | Hickle | Opedahl | Wagner |
| Davis | Hilleboe | Peterson, J. | Weber |
| Dawson | Hoffner | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Dornacker | Kingsbury | Rivinius | Mr. Speaker |

Absent and not voting:

| | | | |
|--------------|-------------|--------|---------|
| Dahl | Hoghaug | Kelsch | Moquist |
| Erickson, W. | Johnson, K. | | |

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that House Concurrent Resolution No. 2 and House Concurrent Resolution No. 4 be removed from the calendar and re-referred to the House Legislative Research Resolutions Committee, which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, January 14, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 83

Senate Concurrent Resolution No. 4

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 14, 1969

Mr. President: I have the honor to transmit:

House Bill No. 38

House Bill No. 48

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

ANNOUNCEMENTS

Speaker E. Johnson announced the following committee:

COMMITTEE ON PHOTOGRAPHY

Rep. Burke, Chairman
Rep. Austin
Rep. Wilkie

SECOND READING OF HOUSE BILLS

House Bill No. 51. A Bill for an Act to provide a method for paying counties amounts equal to taxes canceled upon university and school lands, and to amend sections 15-07-18, 15-08-13, and 15-08-18.3 of the North Dakota Century Code, relating to the assignment of contracts and to the cancellation of taxes, and providing an appropriation for the "in lieu" payments of canceled taxes.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Eagles | Knudson | Rundle |
| Aamoth | Emerson | Kuehn | Sandness |
| Aas | Erickson, K. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Atkinson | Froelich | Larson, L. | Seibel |
| Austin | Gackle | Leibhan | Simonson |
| Backes | Ganser | Lillehaugen | Solberg, I. |
| Belter | Giffey | Linderman | Solberg, O. |
| Berg | Glaspey | Link | Stoltenow |
| Bernabucci | Goodman | Lundene | Stone |
| Bier | Grant | Matheny | Streibel |
| Boustead | Halcrow | McDonald | Strinden |
| Boyum | Haugland | Metzger | Swedlund |
| Bullis | Henning | Miedema | Thompson |
| Bunker | Hensrud | Mueller | Thorsgard |
| Burke | Hentges | Olienyk | Tweten |
| Connolly | Hickle | Opedahl | Wagner |
| Davis | Hilleboe | Peterson, J. | Weber |
| Dawson | Hoffner | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Dornacker | Kingsbury | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Dahl | Hoghaug | Kelsch | Moquist |
| Erickson, W. | Johnson, K. | | |

So the bill passed and the title was agreed to.

House Bill No. 73. A Bill for an Act to amend and reenact section 43-12-13 of the 1967 Supplement to the North Dakota Century Code, relating to examination of professional nursing applicants.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Eagles | Kingsbury | Reimers |
| Aamoth | Emerson | Knudson | Rivinius |
| Aas | Erickson, K. | Kuehn | Rundle |
| Anderson | Freeman | Lang | Sandness |
| Atkinson | Froelich | Larson, G. | Sanstead |
| Austin | Gackle | Larson, L. | Schaffer |
| Backes | Ganser | Leibhan | Seibel |
| Belter | Giffey | Lillehaugen | Simonson |
| Berg | Glaspey | Linderman | Solberg, I. |

| | | | |
|------------------------|-------------|--------------|-------------|
| Bernabucci | Goodman | Link | Solberg, O. |
| Bier | Grant | Lundene | Stoltenow |
| Boustead | Halcrow | Matheny | Stone |
| Boyum | Haugland | McDonald | Streibel |
| Bullis | Henning | Metzger | Strinden |
| Bunker | Hensrud | Miedema | Swedlund |
| Burke | Hentges | Mueller | Thompson |
| Connolly | Hickle | Olienyk | Thorsgard |
| Davis | Hilleboe | Opedahl | Wagner |
| Dawson | Hoffner | Peterson, J. | Weber |
| DeKrey | Hougen | Peterson, R. | Welder |
| Dick | Jenkins | Powers | Wells |
| Diehl | Jones | Register | Wilkie |
| Dornacker | | | |
| Absent and not voting: | | | |
| Dahl | Johnson, K. | Moquist | White |
| Erickson, W. | Kelsch | Tweten | Mr. Speaker |
| Hoghaug | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the House now stand recessed until 1:30 P.M., January 15, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

SEVENTH DAY AFTER RECESS AND EIGHTH DAY

Bismarck, January 15, 1969

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 59 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. GACKLE, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 56 has had the same under consideration and recommends that the same be amended as follows:

In line 10 after the triple parenthesis delete the words **"Every corporation, either domestic or foreign,"**

Delete all of line 11.

In line 12 delete the words **"deposit, surety, and trust company"** and in lieu thereof place the words **"Every corporation organized under the provision of this chapter and not under the jurisdiction of the Insurance Commissioner and every foreign corporation before engaging in similar comparable activities"**

In line 48 after the word **"notes"** delete the period and add the words **"or an agency thereof."**

In line 54 delete the word **"to"** and insert the word **"by"** in lieu thereof.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 60 has had the same under consideration and recommends that the same do pass.

REP. GACKLE, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 75 has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title before the period insert a semi-colon, and the following language: **"and declaring an emergency"**

In line 17 after the period delete the words **"The personal property"**

Delete lines 18 through 39, inclusive, and insert in lieu thereof the following language:

"2. The personal property of any person who receives a major part of his income from any state or federal public assistance program shall be exempt from taxation and the name of such person, if certified to the county auditor by the county welfare board, shall be removed from the personal property tax roll. (((Any person exempt from personal property taxation under this section, and any dependent of such person, shall also be exempt from the per capita school tax, and such tax if levied shall be canceled by the county auditor.)))

(((2.))3. The household goods, clothing, and musical instruments of (((a head of a family, as defined in subsection 1 of this section,))) any person over the age of sixty-five with an income of three thousand dollars or less per annum from all sources, **including the income of any person dependent upon him, exclusive of any county, state, or federal public assistance benefits, social security, or other retirement benefits**, shall be exempt from personal property taxation. Any person eligible for the exemption herein provided shall sign a statement that he is over the age of sixty-five and that (((his))) such income, **including that of any dependent**, does not exceed three thousand dollars per annum. Any person falsely signing such statement shall be guilty of a misdemeanor. The assessor shall attach such statement to the assessment sheet (((and forward a copy to the state tax department))).

4. Any person exempt from personal property taxation under this section, and any dependent of such person, shall also be exempt from the per capita school tax, and such tax if levied shall be canceled by the county auditor.

SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 100 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. AAMOTH, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 101 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 102 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. AAMOTH, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 111 has had the same under consideration

and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 114 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. AAMOTH, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Rundle moved that the amendment to House Bill No. 119, as recommended by the Committee on State and Federal Government as printed on page 120 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Register, Sanstead, Aas and J. Peterson introduced:

House Bill No. 161. A Bill for an Act to repeal section 16-01-15 of the North Dakota Century Code, relating to requirement for a six month interval in elections.

Was read the first time and referred to the committee on Judiciary.

Reps. Register, Sanstead, Stone and Grant introduced:

House Bill No. 162. A Bill for an Act to amend and reenect sections 57-15-14 and 57-16-04 of the North Dakota Century Code, relating to referral elections in school districts.

Was read the first time and referred to the committee on Education.

Reps. Giffey and Boustead introduced:

House Bill No. 163. A Bill for an Act to provide for the regulation of the use of snowmobiles; providing a penalty; and declaring an emergency.

Was read the first time and referred to the committee on Transportation.

Rep. Giffey introduced:

House Bill No. 164. A Bill for an Act to amend and reenact section 27-18-02 of the North Dakota Century Code, extending the term of county justice to four (4) years.

Was read the first time and referred to the committee on Judiciary.

Reps. Dick, Lang, Boustead, J. Peterson, Wilkie and Metzger introduced:

House Bill No. 165. A Bill for an Act to create and enact section 20-03-01.2 of the North Dakota Century Code, and to create and enact subsection 12 of section 20-03-12 of the North Dakota Century Code, relating to a trout stamp.

Was read the first time and referred to the committee on Natural Resources.

Reps. Sanstead, Dick, Giffey, Olienyk, Strinden, Haugland, Aamoth, Tweten, J. Peterson, Aas, Diehl and Bier introduced:

House Bill No. 166. A Bill for an Act authorizing cooperative agreements for student teaching and establishing the status and authority of student teachers.

Was read the first time and referred to the committee on Education.

Reps. Kuehn and Simonson introduced:

House Bill No. 167. A Bill for an Act to provide for the inspection of certain boilers.

Was read the first time and referred to the committee on General Affairs.

Reps. Sanstead and Glaspey introduced:

House Bill No. 168. A Bill for an Act directing the board of higher education to reduce the amount due on loans made to veterinary medicine students during the 1963-1965 biennium.

Was read the first time and referred to the committee on Education.

Rep. Aas introduced:

House Bill No. 169. A Bill for an Act to amend and reenact section 40-14-02 of the North Dakota Century Code, extending the term of municipal judge in a city operating under the council form of government to four (4) years.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Hentges introduced:

House Bill No. 170. A Bill for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, relating to the permitted hours of operation of licensed premises for sale of alcoholic beverages.

Was read the first time and referred to the committee on Social Welfare.

Reps. Gackle, Burke, Weber, Jones, Matheny and Rivinius introduced:

House Bill No. 171. A Bill for an Act to amend and reenact section 36-01-12 of the North Dakota Century Code, relating to quarantining of domestic animals, areas, and premises in relation to contagious and infectious diseases.

Was read the first time and referred to the committee on Agriculture.

Reps. Eagles, Giffey, R. Peterson and Aas introduced:

House Bill No. 172. A Bill for an Act to amend and reenact subsection 16 of section 15-29-08 and 15-47-13 of the North Dakota Century Code, relating to the enumeration in school districts.

Was read the first time and referred to the committee on Education.

Reps. Lundene and Metzger introduced:

House Bill No. 173. A Bill for an Act to amend and reenact section 52-12-04 of the North Dakota Century Code, relating to a group hospitalization and medical plan and group life insurance for employees of the state of North Dakota, and authorizing a contribution not in excess of fifteen dollars per month toward such coverage; and providing an effective date of the Act.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Bier, Diehl and Thorsgard introduced:

House Bill No. 174. A Bill for an Act to amend and reenact chapter 156 of the 1967 Session Laws, authorizing the state board of higher education to enter into an agreement with the North Dakota 4-H club foundation, incorporated, to allow such foundation to build a 4-H center on lands of the the North Dakota state university of agriculture and applied science, with title to such center passing to the state upon completion of the construction of the building.

Was read the first time and referred to the committee on General Affairs.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 44

And find the same correctly engrossed.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF A HOUSE BILL ON CONSENT CALENDAR

House Bill No. 81. A Bill for an Act to amend and reenact sections 15-51-01 and 15-51-02 of the North Dakota Century Code, relating to the holding of school district elections in conjunction with city elections in the city of Fargo.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Sandness |
| Aamoth | Emerson | Knudson | Sanstead |
| Aas | Erickson, K. | Kuehn | Schaffer |
| Anderson | Erickson, W. | Lang | Seibel |
| Atkinson | Freeman | Larson, G. | Simonson |
| Austin | Froelich | Larson, L. | Solberg, I. |
| Backes | Gackle | Leibhan | Solberg, O. |
| Berg | Ganser | Linderman | Stoltenow |
| Bernabucci | Giffey | Link | Stone |
| Bier | Glaspey | Lundene | Streibel |
| Boustead | Goodman | McDonald | Strinden |
| Boyum | Grant | Metzger | Swedlund |
| Bullis | Halcrow | Miedema | Thompson |
| Bunker | Haugland | Mueller | Thorsgard |
| Burke | Hensrud | Olienyk | Tweten |
| Connolly | Hentges | Opedahl | Wagner |
| Dahl | Hickle | Peterson, J. | Weber |
| Davis | Hilleboe | Peterson, R. | Welder |
| Dawson | Hoffner | Powers | Wells |
| DeKrey | Hoghaug | Register | White |
| Dick | Hougen | Reimers | Wilkie |
| Diehl | Jenkins | Rivinius | Mr. Speaker |
| Dornacker | Jones | Rundle | |

Absent and not voting:

| | | | |
|---------|-------------|-------------|---------|
| Belter | Johnson, K. | Lillehaugen | Moquist |
| Henning | Kelsch | Matheny | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

EIGHTH DAY

Bismarck, January 15, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Thomas Sullivan, St. Joseph Church of Mandan.

Roll was called, and all members were present except Reps. K. Johnson, Kelsch, Lillehaugen, Matheny and Moquist.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixth Day after recess and the Seventh Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 37. A Bill for an Act relating to school district reorganization and the effect thereon of new construction by school districts, and temporarily providing the superintendent of public instruction and, in case of appeal, the board of public school education with authority to limit certain school construction projects.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 67; nays, 25; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Jones | Sanstead |
| Aas | Erickson, W. | Kuehn | Schaffer |
| Anderson | Freeman | Lang | Seibel |
| Atkinson | Froelich | Larson, G. | Solberg, I. |
| Austin | Ganser | Larson, L. | Solberg, O. |
| Backes | Giffey | Linderman | Stone |
| Belter | Glaspay | McDonald | Strinden |
| Bernabucci | Goodman | Metzger | Swedlund |
| Bier | Grant | Miedema | Thompson |
| Boyum | Haugland | Olienyk | Thorsgard |
| Bullis | Henning | Opedahl | Tweten |
| Bunker | Hensrud | Peterson, J. | Wagner |
| DeKrey | Hentges | Peterson, R. | Weber |
| Dick | Hilleboe | Powers | White |
| Diehl | Hoffner | Register | Wilkie |
| Eagles | Hoghaug | Reimers | Mr. Speaker |
| Emerson | Hougen | Sandness | |

Those voting in the negative were:

| | | | |
|----------|-----------|-----------|-----------|
| Aafedt | Dawson | Kingsbury | Rundle |
| Berg | Dornacker | Knudson | Simonson |
| Boustead | Gackle | Leibhan | Stoltenow |
| Burke | Halcrow | Link | Streibel |
| Connolly | Hickle | Mueller | Welder |
| Dahl | Jenkins | Rivinius | Wells |
| Davis | | | |

Absent and not voting:

| | | | |
|-------------|-------------|---------|---------|
| Johnson, K. | Lillehaugen | Matheny | Moquist |
| Kelsch | Lundene | | |

So the bill passed and the title was agreed to.

House Bill No. 41. A Bill for an Act to provide for the establishment of home rule in cities under section 130, Constitution of the state of North Dakota.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 10; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------|-----------|---------|----------|
| Aafedt | Dornacker | Jenkins | Register |
| Aamoth | Eagles | Jones | Reimers |

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Emerson | Kingsbury | Rivinius |
| Anderson | Erickson, K. | Knudson | Sandness |
| Atkinson | Freeman | Kuehn | Sanstead |
| Austin | Froelich | Lang | Schaffer |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Stone |
| Berg | Giffey | Leibhan | Streibel |
| Bernabucci | Glaspey | Linderman | Strinden |
| Bier | Goodman | Link | Swedlund |
| Boustead | Grant | McDonald | Thompson |
| Boyum | Halcrow | Metzger | Thorsgard |
| Bullis | Haugland | Miedema | Tweten |
| Bunker | Henning | Mueller | Wagner |
| Burke | Hensrud | Olienyk | Weber |
| Dahl | Hentges | Opedahl | Welder |
| Dawson | Hilleboe | Peterson, J. | Wells |
| DeKrey | Hoffner | Peterson, R. | White |
| Dick | Hoghaug | Powers | Mr. Speaker |
| Diehl | Hougen | | |

Those voting in the negative were:

| | | | |
|--------------|--------|-------------|-----------|
| Connolly | Hickle | Solberg, I. | Stoltenow |
| Davis | Rundle | Solberg, O. | Wilkie |
| Erickson, W. | Seibel | | |

Absent and not voting:

| | | | |
|-------------|-------------|---------|---------|
| Johnson, K. | Lillehaugen | Matheny | Moquist |
| Kelsch | Lundene | | |

So the bill passed and the title was agreed to.

House Bill No. 44. A Bill for an Act to create and enact sections 54-03-02.1 and 54-03-20.1 of the North Dakota Century Code, to amend and reenact sections 54-03-02, 54-03-03, 54-03-04, 54-03-08, 54-03-20, 54-03.1-02, and 54-03.1-03 of the North Dakota Century Code, and to repeal sections 54-03.1-01 and 54-03.1-04 of the North Dakota Century Code, all relating to the legislative assembly, and declaring an emergency.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Jenkins | Rivinius |
| Aamoth | Eagles | Jones | Sandness |
| Aas | Emerson | Kingsbury | Sanstead |
| Anderson | Erickson, K. | Knudson | Schaffer |
| Atkinson | Erickson, W. | Kuehn | Seibel |
| Austin | Freeman | Lang | Simonson |
| Backes | Froelich | Larson, G. | Solberg, I. |
| Belter | Gackle | Larson, L. | Solberg, O. |
| Berg | Ganser | Leibhan | Stone |
| Bernabucci | Giffey | Linderman | Streibel |
| Bier | Glaspey | Link | Strinden |
| Boustead | Goodman | McDonald | Swedlund |
| Boyum | Grant | Metzger | Thompson |
| Bullis | Halcrow | Miedema | Thorsgard |
| Bunker | Haugland | Mueller | Tweten |
| Burke | Henning | Olienyk | Wagner |
| Connolly | Hensrud | Opedahl | Weber |
| Dahl | Hentges | Peterson, J. | Welder |
| Davis | Hickle | Peterson, R. | Wells |
| Dawson | Hilleboe | Powers | White |
| DeKrey | Hoffner | Register | Wilkie |

| | | | |
|-------|---------|---------|-------------|
| Dick | Hoghaug | Reimers | Mr. Speaker |
| Diehl | Hougen | | |

Those voting in the negative were:
 Rundle Stoltenow

Absent and not voting:
 Johnson, K. Lillehaugen Matheny Moquist
 Kelsch Lundene

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 53. A Bill for an Act to amend and reenact section 15-61-05 of the North Dakota Century Code, relating to the disposition or exchange of state surplus property.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Jenkins | Rundle |
| Aamoth | Eagles | Jones | Sandness |
| Aas | Emerson | Kingsbury | Sanstead |
| Anderson | Erickson, K. | Knudson | Schaffer |
| Atkinson | Erickson, W. | Kuehn | Seibel |
| Austin | Freeman | Lang | Simonson |
| Backes | Froelich | Larson, G. | Solberg, I. |
| Belter | Gackle | Larson, L. | Solberg, O. |
| Berg | Ganser | Leibhan | Stoltenow |
| Bernabucci | Giffey | Linderman | Stone |
| Bier | Glaspey | Link | Streibel |
| Boustead | Goodman | McDonald | Strinden |
| Boyum | Grant | Metzger | Swedlund |
| Bullis | Halcrow | Miedema | Thompson |
| Bunker | Haugland | Mueller | Thorsgard |
| Burke | Henning | Olienyk | Tweten |
| Connolly | Hensrud | Opedahl | Wagner |
| Dahl | Hentges | Peterson, J. | Weber |
| Davis | Hickle | Peterson, R. | Welder |
| Dawson | Hilleboe | Powers | Wells |
| DeKrey | Hoffner | Register | White |
| Dick | Hoghaug | Reimers | Wilkie |
| Diehl | Hougen | Rivinius | Mr. Speaker |

Absent and not voting:
 Johnson, K. Lillehaugen Matheny Moquist
 Kelsch Lundene

So the bill passed and the title was agreed to.

House Bill No. 80. A Bill for an Act to amend and reenact sections 15-18-07 and 15-18-08 of the North Dakota Century Code, limiting state aid to only those junior colleges eligible to receive such aid on July 1, 1969.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 14; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aamoth | Emerson | Jones | Sandness |
| Anderson | Erickson, K. | Knudson | Schaffer |
| Atkinson | Erickson, W. | Kuehn | Seibel |
| Austin | Freeman | Lang | Simonson |
| Backes | Froelich | Larson, G. | Solberg, I. |
| Belter | Gackle | Larson, L. | Solberg, O. |

| | | | |
|-----------|----------|--------------|-------------|
| Berg | Ganser | Leibhan | Stoltenow |
| Bier | Giffey | Linderman | Stone |
| Boustead | Glaspey | Link | Streibel |
| Bullis | Goodman | McDonald | Strinden |
| Burke | Grant | Metzger | Swedlund |
| Connolly | Halcrow | Miedema | Thompson |
| Dahl | Haugland | Mueller | Thorsgard |
| Davis | Henning | Olienyk | Tweten |
| Dawson | Hensrud | Opedahl | Wagner |
| DeKrey | Hilleboe | Peterson, R. | Weber |
| Dick | Hoffner | Powers | White |
| Diehl | Hoghaug | Register | Wilkie |
| Dornacker | Hougen | Rivinius | Mr. Speaker |
| Eagles | Jenkins | | |

Those voting in the negative were:

| | | | |
|------------|-----------|--------------|----------|
| Aafedt | Bunker | Peterson, J. | Sanstead |
| Aas | Hentges | Reimers | Welder |
| Bernabucci | Hickle | Rundle | Wells |
| Boyum | Kingsbury | | |

Absent and not voting:

| | | | |
|-------------|-------------|---------|---------|
| Johnson, K. | Lillehaugen | Matheny | Moquist |
| Kelsch | Lundene | | |

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, January 15, 1969.

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 41
Senate Bill No. 54
Senate Bill No. 62
Senate Bill No. 66
Senate Bill No. 68
Senate Bill No. 69
Senate Bill No. 74

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 15, 1969

Mr. President: I have the honor to transmit:

House Bill No. 39
House Bill No. 46
House Bill No. 50
House Bill No. 51
House Bill No. 54
House Bill No. 67
House Bill No. 73

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House now stand recessed until 1:30 P.M., January 16, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

EIGHTH DAY AFTER RECESS AND NINTH DAY

Bismarck, January 16, 1969

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 79 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 95 has had the same under consideration and recommends that the same be amended as follows:

On line 1 delete "MARITAL DEDUCTION."

On line 2 after the word "FIDUCIARY" and before the "." insert the words "-MARITAL DEDUCTION"

And when so amended recommends the same do pass.

REP. GACKLE, Vice Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 108 has had the same under consideration and recommends that the same be amended as follows:

In line 7 place triple parentheses around the words "and sold by it"

And renumber the lines accordingly.

And when so amended recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 113 has had the same under consideration and recommends that the same be amended as follows:

In line 5 place triple parentheses around the words "or village"

In line 19 place triple parentheses around the words "or village"

In line 21 place triple parentheses around the words "or village"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 120 has had the same under consideration and recommends that the same be amended as follows:

In line 5 delete the word "twenty" and insert the word "fifty" in lieu thereof

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Thompson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 122 has had the same under consideration and recommends that the same be amended as follows:

In line 4 delete the underlined words "for cause"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 140 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. AAMOTH, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Aamoth moved that the amendments to House Bill No. 56, as recommended by the Committee on Industry and Business, as printed on page 129 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 75, as recommended by the Committee on Finance and Taxation, as printed on pages 129 and 130 of the House Journal, be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS AND A CONCURRENT RESOLUTION

Rep. Knudson introduced:

House Bill No. 175. A Bill for an Act to provide procedures for representative organizations of public school teachers to negotiate with school boards with reference to employer-employee relations; to establish procedures to be used in the event of disagreement; and to establish an education fact finding commission.

Was read the first time and referred to the committee on Education.

Reps. Hensrud, DeKrey, Sanstead and Lang introduced:

House Bill No. 176. A Bill for an Act to amend and reenact Section 26-03-39.1, of the North Dakota Century Code, to include doctor of chiropractic.

Was read the first time and referred to the committee on Industry and Business.

Reps. Rundle and K. Johnson introduced:

House Bill No. 177. A Bill for an Act to amend and reenact section 15-22-25 of the North Dakota Century Code, relating to common county superintendents of schools, to provide for a salary, apportionment of salary, costs, and expenses among participating counties,

and use of the federal census for population determination of participating counties.

Was read the first time and referred to the committee on Education.

Reps. Rundle, Boyum, K. Johnson and Lillehaugen introduced:

House Bill No. 178. A Bill for an Act to amend and reenact sections 16-10-01 and 16-10-08 of the North Dakota Century Code, relating to precinct committeemen serving as judges of election.

Was read the first time and referred to the committee on Judiciary.

Reps. Jenkins and Reimers introduced:

House Bill No. 179. A Bill for an Act to amend and reenact subsection 8 of section 57-39.2-04 of the North Dakota Century Code, and to amend and reenact section 57-40.2-04 (misnumbered as section 59-40.2-04) of the North Dakota Century Code by creating a new subsection thereto, relating to exemptions from sales and use tax.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Metzger, Kuehn, Sanstead and Bunker introduced:

House Bill No. 180. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 of the North Dakota Century Code, relating to the definition of employer.

Was read the first time and referred to the committee on Labor.

Reps. Bunker, Seibel, Sandness and Aamoth introduced:

House Bill No. 181. A Bill for an Act to provide for a limitation of actions against abstracters; to amend and reenact section 43-01-18 of the North Dakota Century Code, relating to the fees of abstracters; and to amend and reenact section 43-01-11 of the North Dakota Century Code, relating to bonds or liability policies of abstracters.

Was read the first time and referred to the committee on General Affairs.

Rep. R. Peterson introduced:

House Bill No. 182. A Bill for an Act to amend and reenact section 15-40-17 of the North Dakota Century Code, relating to high school tuition.

Was read the first time and referred to the committee on Education.

Reps. Gackle, Hensrud, Kingsbury, Berg and Metzger introduced:

House Bill No. 183. A Bill for an Act to repeal section 39-21-48 of the North Dakota Century Code, relating to the requirement that motorcycle operators and passenger wear protective helmets.

Was read the first time and referred to the committee on Transportation.

Reps. Thompson and Anderson introduced:

House Bill No. 184. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01, subsection 9 of section 57-40.3-01 and section 57-40.3-05 of the North Dakota Century Code, relating to the acceptance of trade-ins for sales tax and motor vehicle excise tax purposes.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Hensrud and Boustead introduced:

House Bill No. 185. A Bill for an Act to amend and reenact Section 39-04-19, Subsection 5 of the North Dakota Century Code, relating to the registration of farm vehicles.

Was read the first time and referred to the committee on Transportation.

Reps. Hensrud and Boustead introduced:

House Bill No. 186. A Bill for an Act to amend and reenact subdivisions a. and c. of subsection 2 of Section 39-04-18 of the North Dakota Century Code, relating to motor vehicles.

Was read the first time and referred to the committee on Transportation.

Reps. Hensrud and Boustead introduced:

House Bill No. 187. A Bill for an Act to amend and reenact subsection 21.1 of Section 39-01-01 of the North Dakota Century Code, relating to the definition of a house car.

Was read the first time and referred to the committee on Transportation.

Reps. Hensrud and Emerson introduced:

House Bill No. 188. A Bill for an Act to amend and reenact section 39-18-01 of the North Dakota Century Code, relating to the licensing of mobile home dealers.

Was read the first time and referred to the committee on Transportation.

Reps. Hensrud and Emerson introduced:

House Bill No. 189. A Bill for an Act to amend and reenact section 39-18-02 of the North Dakota Century Code, relating to mobile home dealer's bonds.

Was read the first time and referred to the committee on Transportation.

Reps. Hensrud and Emerson introduced:

House Bill No. 190. A Bill for an Act to amend and reenact section 39-22-05 of the North Dakota Century Code, relating to motor vehicle dealer's bonds.

Was read the first time and referred to the committee on Transportation.

Reps. Sanstead, Emerson and Giffey introduced:

House Bill No. 191. A Bill for an Act to amend and reenact sections 6-06-04, subsection 5a of section 6-06-06 and 6-06-14 of the North Dakota Century Code, relating to certificate of organization and bylaw amendments, investment of surplus funds, and loan limitations of credit unions.

Was read the first time and referred to the committee on Industry and Business.

Rep. Moquist introduced:

House Bill No. 192. A Bill for an Act to amend and reenact section 57-02-14.1 of the North Dakota Century Code, providing that only those persons, corporations, associations, or organizations which own income producing property must file a tax exemption certificate.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Bernabucci, J. Peterson, Wells, Boyum, Froelich and Reimers introduced:

House Concurrent Resolution No. 9. A Concurrent Resolution directing the Legislative Research Committee to conduct a study to determine the feasibility of a state aircraft pool.

Was read the first time and referred to the committee on State and Federal Government.

**SECOND READING OF
HOUSE BILLS ON CONSENT CALENDAR**

House Bill No. 100. A Bill for an Act to amend and reenact section 6-03-04 of the North Dakota Century Code, relating to bank director's oath of office and filing.

House Bill No. 101. A Bill for an Act to amend and reenact section 6-03-15 of the North Dakota Century Code, relating to application to state banking board to establish stations.

House Bill No. 102. A Bill for an Act to amend and reenact section 6-03-46 of the North Dakota Century Code, relating to exchange of preferred stock for capital notes or debentures.

House Bill No. 114. A Bill for an Act to amend and reenact subsection 5 of section 6-03-02 of the North Dakota Century Code, relating to powers of banking associations.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bills, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Sandness |
| Aamoth | Erickson, K. | Kingsbury | Sanstead |
| Aas | Erickson, W. | Knudson | Schaffer |
| Anderson | Freeman | Kuehn | Seibel |
| Austin | Froelich | Lang | Simonson |
| Backes | Gackle | Larson, G. | Solberg, I. |
| Belter | Ganser | Larson, L. | Solberg, O. |
| Berg | Giffey | Leibhan | Stoltenow |
| Bier | Glaspey | Linderman | Stone |
| Boustead | Goodman | Link | Streibel |
| Boyum | Grant | McDonald | Strinden |
| Bullis | Halcrow | Metzger | Swedlund |
| Bunker | Haugland | Miedema | Thompson |
| Burke | Henning | Mueller | Thorsgard |
| Connolly | Hensrud | Olienyk | Tweten |
| Dahl | Hentges | Opedahl | Wagner |
| Davis | Hickle | Peterson, J. | Weber |
| Dawson | Hilleboe | Peterson, R. | Welder |
| DeKrey | Hoffner | Powers | Wells |
| Dick | Hoghaug | Register | White |
| Diehl | Hougen | Reimers | Wilkie |
| Dornacker | Johnson, K. | Rivinius | Mr. Speaker |
| Eagles | Jones | Rundle | |

Absent and not voting:

| | | | |
|------------|-------------|---------|---------|
| Atkinson | Jenkins | Lundene | Moquist |
| Bernabucci | Lillehaugen | Matheny | |

So the bills passed and the titles were agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

NINTH DAY

Bismarck, January 16, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Warren K. Johnson, First Lutheran Church of Bismarck.

Roll was called, and all members were present except Reps. Atkinson, Bernabucci, Jenkins, Lillehaugen, Lundene and Moquist.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Seventh Day after recess and the Eighth Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 119

And find the same correctly engrossed.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 60. A Bill for an Act to create and enact subsection 4 of section 57-37-29 of the North Dakota Century Code, relating to the transfer of securities to certain trust companies acting as an executor or administrator of an estate.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Austin | Froelich | Lang | Schaffer |
| Backes | Gackle | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bier | Glaspey | Linderman | Solberg, O. |
| Boustead | Goodman | Link | Stoltenow |
| Boyum | Grant | Matheny | Stone |
| Bullis | Halcrow | McDonald | Streibel |
| Bunker | Haugland | Metzger | Strinden |
| Burke | Henning | Miedema | Swedlund |
| Connolly | Hensrud | Mueller | Thompson |
| Dahl | Hentges | Olienyk | Thorsgard |
| Davis | Hickle | Opedahl | Tweten |
| Dawson | Hilleboe | Peterson, J. | Weber |
| DeKrey | Hoffner | Peterson, R. | Welder |
| Dick | Hoghaug | Powers | Wells |
| Diehl | Hougen | Register | White |
| Dornacker | Johnson, K. | Reimers | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | Kelsch | | |

Absent and not voting:

| | | | |
|----------|------------|-------------|---------|
| Aamoth | Bernabucci | Lillehaugen | Moquist |
| Atkinson | Jenkins | Lundene | Wagner |

So the bill passed and the title was agreed to.

House Bill No. 111. A Bill for an Act to repeal chapter 6-04 of the North Dakota Century Code, relating to savings banks.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Aas | Erickson, W. | Kingsbury | Rundle |
| Anderson | Freeman | Knudson | Sandness |
| Austin | Froelich | Kuehn | Sanstead |
| Backes | Gackle | Lang | Schaffer |
| Belter | Ganser | Larson, G. | Seibel |
| Berg | Giffey | Larson, L. | Simonson |
| Bier | Glaspey | Leibhan | Solberg, I. |
| Boustead | Goodman | Linderman | Solberg, O. |
| Boyum | Grant | Link | Stoltenow |
| Bullis | Halcrow | Matheny | Stone |
| Bunker | Haugland | McDonald | Streibel |
| Burke | Henning | Metzger | Strinden |
| Connolly | Hensrud | Miedema | Swedlund |
| Dahl | Hentges | Mueller | Thorsgard |
| Davis | Hickle | Olienyk | Tweten |
| Dawson | Hilleboe | Opedahl | Weber |
| DeKrey | Hoffner | Peterson, J. | Welder |
| Dick | Hoghaug | Peterson, R. | Wells |
| Diehl | Hougen | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|------------|-------------|---------|----------|
| Aamoth | Jenkins | Lundene | Thompson |
| Atkinson | Lillehaugen | Moquist | Wagner |
| Bernabucci | | | |

So the bill passed and the title was agreed to.

House Bill No. 119. A Bill for an Act authorizing the board of administration to lease certain property owned by the state and currently a part of the Grafton state school properties.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Sandness |
| Aamoth | Erickson, W. | Knudson | Sanstead |
| Aas | Freeman | Kuehn | Schaffer |
| Anderson | Gackle | Lang | Seibel |
| Austin | Ganser | Larson, G. | Simonson |
| Backes | Giffey | Larson, L. | Solberg, I. |
| Belter | Glaspey | Leibhan | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Mueller | Thorsgard |
| Dahl | Hickle | Opedahl | Tweten |
| Dawson | Hilleboe | Peterson, J. | Weber |
| DeKrey | Hoffner | Peterson, R. | Welder |
| Dick | Hoghaug | Powers | Wells |
| Diehl | Hougen | Register | White |
| Dornacker | Johnson, K. | Reimers | Wilkie |

| | | | |
|---------|--------|----------|-------------|
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | Kelsch | Rundle | |

Those voting in the negative were:

| | | | |
|----------|-------|----------|---------|
| Connolly | Davis | Froelich | Olienyk |
|----------|-------|----------|---------|

Absent and not voting:

| | | | |
|------------|-------------|---------|--------|
| Atkinson | Jenkins | Lundene | Wagner |
| Bernabucci | Lillehaugen | Moquist | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, January 16, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 18
Senate Bill No. 31
Senate Bill No. 60
Senate Bill No. 89

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 16, 1969

Mr. President: I have the honor to transmit:

House Bill No. 37
House Bill No. 41
House Bill No. 44
House Bill No. 53
House Bill No. 80
House Bill No. 81

Which the House was passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MOTION

Rep. Streibel moved that House Concurrent Resolutions No. 2, 4 and 7 be called back from the House Legislative Research Resolutions Committee and be placed on the calendar, which motion prevailed.

Rep. Rundle requested that House Bill No. 140 be removed from the Consent Calendar, which request was granted by Speaker E. Johnson, and House Bill No. 140 was placed on the regular calendar.

Rep. Streibel moved that the House now stand recessed until 1:30 P.M., January 17, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

NINTH DAY AFTER RECESS AND TENTH DAY

Bismarck, January 17, 1969

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 56

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

House Resolution No. 1

House Resolution No. 2

House Resolution No. 4

House Concurrent Resolution No. 5

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The majority of your Committee on Industry and Business to whom was referred House Bill No. 64 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Bunker

Rep. Anderson

Rep. Backes

Rep. Dornacker

Rep. Froelich

Rep. Haugland

Rep. Henning

Rep. Lang

Rep. Sanstead

Rep. Simonson

Rep. Thompson

REP. AAMOTH, Chairman

Rep. Dornacker moved that the report be adopted.

Mr. Speaker: The minority of your Committee on Industry and Business to whom was referred House Bill No. 64 has had the same under consideration and recommends that the same do pass.

Rep. Aamoth

Rep. Bernabucci

Rep. Hilleboe
Rep. Hoghaug
Rep. McDonald
Rep. Seibel
Rep. Strinden

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report of the minority be substituted for that of the majority.

Rep. Bernabucci requested the following remarks on the report of the minority of the Committee on Industry and Business on House Bill No. 64, be printed in the House Journal.

Mr. Speaker: I should like to urge the members of this House to adopt the report of the minority of the Committee on Industry and Business and place House Bill No. 64 on the calendar for second reading and final passage.

House Bill No. 64 eliminates the North Dakota Trade Commission, but does not repeal any part of the unfair trade practices act, which provides injunctive relief through the courts of this state to any individual who may be injured by unfair or unlawful competitive practices, with the attorney general and the several state's attorneys instructed to institute whatever action may be necessary in this regard. The unfair trade practices act, which would remain in force and full effect with the adoption of House Bill No. 64, consists of section 51-10 of the North Dakota Century Code, which in its 8 subsections clearly defines how cost is to be determined, what constitutes unfair advertising, prohibits schemes to sell or advertise goods below cost, and provides for the application of the provisions of the chapter as well as providing for the injunctive relief which I mentioned earlier. Thus, the Trade Commission itself, which was created by amending the section in 1965, is simply an additional entity, doing what any individual citizen could do in conjunction with the courts, the attorney general, and the state's attorneys, all of whom are paid from tax revenues to enforce the laws of the state of North Dakota, including section 51-10.

In eliminating the Trade Commission, this House has the opportunity to contribute further to the modernizing and streamlining of government by eliminating one of the many boards and commissions that tend to make our state government a bureaucratic jungle. By virtue of having been denied its appropriation in the 40th Legislative Assembly, the Trade Commission has not functioned officially for the past two years, with no apparent overall economic loss or injury to this State. This would seem to indicate that the commission is not a necessity.

In 1965 when the Commission was created, its budget was \$48,000; but the proposed budget of the Commission for the coming biennium is \$70,000. If this percentage rate of increase continues, future Legislatures will be looking at budgets for this Commission calling for amounts in excess of \$200,000 within a few years, which would mean that the license fees made mandatory by the Commission would have to be increased from the original \$2.50 per year to at least \$5.00 and quite possibly \$10.00, with the same fee being applicable to all retailers regardless of size. This for a body which due to its inability to function during the past two years has demonstrated that it is not necessary, and I submit that the time is long since past when we should begin eliminating unnecessary boards and agencies of government before the bureaucratic monster that we create by degrees engulfs and overwhelms the very citizens whom government is supposed to serve, not dominate.

If we are serious and genuine about modernization of government and economy in government, then let us begin, and continue to pursue those goals with justice and judgment. If we are not serious or genuine to that concept then I suggest we stop talking about it.

The question being on the motion of Rep. Bernabucci, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TENTH DAY

Bismarck, January 17, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Thomas Sullivan, St. Joseph Church, Mandan.

Roll was called, and all members were present except Reps. Aafedt, Bunker, Froelich, Jenkins, K. Johnson, Knudson, Lillehaugen, Lundene, McDonald and Moquist.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eighth Day after Recess and the Ninth Day and recommends that the same be corrected as follows:

On page 139, delete Line 6 and insert in lieu thereof "Eighth Day after Recess and Ninth Day"

On page 141, last line, delete the word "resignation" and substitute "registration"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 68 has had the same under consideration and recommends that the same be amended as follows:

Delete all following "A BILL" and in lieu of insert the following:

Introduced by Representative Hilleboe

For an Act to amend and reenact section 16-20-04 of the North Dakota Century Code, relating to the filing of itemized statements of campaign expenses; and to repeal section 16-20-20 of the North Dakota Century Code.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 16-20-04 of the 1967 Supplement to the North Dakota Century Code, is hereby amended and reenacted to read as follows:

16-20-04. ITEMIZED STATEMENTS OF CAMPAIGN EXPENSES FILED.) No sum of money shall be paid and no expenses shall be authorized or incurred by any candidate seeking nomination to any public office or position in this state in a primary election campaign or any candidate who has received the nomination to any public office or position in this state in a primary election campaign or any candidate who has received the nomination to any public office or position and is a candidate in the general election or any candidate in a special election in excess of five hundred dollars or fifteen percent of the annual salary of the office for which he is running, whichever is greater. Such amounts may be incurred for each election. (((Within fifteen days after a primary, general, or special election, a candidate for nomination or election to public office at such election shall file an itemized statement setting forth in detail all the moneys

contributed, expended, or promised by him to aid and promote his nomination or election, or both, as the case may be, and for the election of his party candidates, and all existing unfulfilled promises of every character and all liabilities in force at the time of such statement. If no money or other valuable thing was paid or promised, he shall file a statement to that effect within fifteen days after the election at which he was a candidate. If a person was a candidate for senator of the United States, representative in Congress, a state office, or district judgeship, such statement shall be filed with the secretary of state. Candidates for the state legislature or for county offices shall file their statements with the county auditor of the county in which they reside. Any candidate who fails to file statement shall be fined twenty-five dollars for every day on which he was in default, unless excused by the court.))) **Any candidate who fails to abide by the provisions of this section shall be punished as provided in section 16-20-24.**

SECTION 2. REPEAL.) Section 16-20-20 of the North Dakota Century Code, is hereby repealed.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. GACKLE, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 98 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Johnson (39th Dist.) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 118 has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete the word and comma "skunks,"

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Kelsch moved that the amendments to House Bill No. 95, as recommended by the Committee on Judiciary, as printed on page 139 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 108, as recommended by the Committee on Industry and Business, as printed on page 139 of the House Journal be adopted unopposed, and then place House Bill No. 108 on the Consent Calendar, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 113, as recommended by the Committee on Industry and Business, as printed on page 139 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 120, as recommended by the Committee on Industry and Business, as printed on page 140 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 122, as recommended by the Committee on Industry and Business, as printed on page 140 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Eagles and Belter introduced:

House Bill No. 193. A Bill for an Act to amend and reenact sections 16-18-09 and 16-18-16 of the North Dakota Century Code, relating to the delivery of absent voters' ballots to the voter and to the inspector of elections.

Was read the first time and referred to the committee on General Affairs.

Reps. Eagles and Freeman introduced:

House Bill No. 194. A Bill for an Act to amend and reenact section 16-18-14 of the North Dakota Century Code, relating to the canvassing of mailed absent voters' ballots received too late to be forwarded to the proper voting precinct.

Was read the first time and referred to the committee on General Affairs.

Rep. Dornacker introduced:

House Bill No. 195. A Bill for an Act to amend and reenact section 57-02-14.1 of the North Dakota Century Code, relating to filing of tax exemption certificates for real estate.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Dornacker introduced:

House Bill No. 196. A Bill for an Act to amend and reenact sections 15-40-18, 15-40-19, and 57-15-24 of the North Dakota Century Code, relating to sums due county equalization funds and county mill levies, and to repeal section 57-01-08 of the North Dakota Century Code, relating to the sales ratio study.

Was read the first time and referred to the committee on Education.

Rep. Sanstead introduced:

House Bill No. 197. A Bill for an Act to repeal section 15-27-06 of the North Dakota Century Code, relating to limitations in school district annexation.

Was read the first time and referred to the committee on Education.

Reps. Belter and Weber introduced:

House Bill No. 198. A Bill for an Act to amend and reenact section 23-11-05 of the North Dakota Century Code, providing for the compensation of commissioners of housing authorities.

Was read the first time and referred to the committee on Social Welfare.

Reps. Atkinson, Kelsch, Burke and Lang introduced:

House Bill No. 199. A Bill for an Act to amend and reenact section 28-21-19 of the 1967 Supplement to the North Dakota Century Code, relating to the amercement of a sheriff.

Was read the first time and referred to the committee on Judiciary.

Reps. Glaspey, Freeman, Olienyk and Backes introduced:

House Bill No. 200. A Bill for an Act to prohibit the use of open pits for salt water disposal and providing a penalty.

Was read the first time and referred to the committee on Natural Resources.

Reps. DeKrey, Sanstead, Glaspey, Hickie and Simonson introduced:

House Bill No. 201. A Bill for an Act to create and enact section 43-17-39 of the North Dakota Century Code, providing that doctors of osteopathy may elect to come under the jurisdiction of the state board of medical examiners; and to amend and reenact sections

43-17-01, 43-17-02, 43-17-03, 43-17-04, subsections 1 and 2 of section 43-17-18, and section 43-17-31 of the North Dakota Century Code, providing that osteopathic physicians may engage in the practice of medicine, that three osteopathic physicians shall be appointed to an expanded state board of medical examiners, and that the state board of medical examiners may refuse to grant a license to practice medicine to an osteopathic physician who fails to designate his osteopathic school of practice.

Was read the first time and referred to the committee on Social Welfare.

Reps. Gackle and Mueller introduced:

House Bill No. 202. A Bill for an Act to amend and reenact section 57-16-03 of the North Dakota Century Code, relating to school district elections to authorize excess levies.

Was read the first time and referred to the committee on Education.

Reps. Hilleboe, Aamoth, Powers and Miedema introduced:

House Bill No. 203. A Bill for an Act to amend and reenact subsection 1, 2, and 3 of section 54-17-10, subsection 1, 2, and 5 of section 54-18-04, and section 54-18-17 of the North Dakota Century Code, relating to the powers and duties of the industrial commission and providing that certain actions taken by the industrial commission shall be subject to legislative appropriation.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Moquist introduced:

House Bill No. 204. A Bill for an Act to provide for the licensing of commodity brokers; for the denial and revocation of such licenses and for certain remedies and penalties for noncompliance with its provisions.

Was read the first time and referred to the committee on Industry and Business.

Rep. Leibhan introduced:

House Bill No. 205. A Bill for an Act to amend and reenact sections 15-34-09 and 15-34-09.1 of the North Dakota Century Code, relating to transportation and maintenance of pupils and authorizing a levy.

Was read the first time and referred to the committee on Education.

Reps. E. Johnson, Anderson, Aafedt, Schaffer and J. Peterson introduced:

House Bill No. 206. A Bill for an Act to create and enact a new subsection to sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code, relating to sales and use tax exemptions.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Jones and Swedlund introduced:

House Bill No. 207. A Bill for an Act to amend and reenact section 15-20-06 of the 1967 Supplement to the North Dakota Century Code, relating to provide for an expansion of activities as provided in the vocational education amendments of 1968.

Was read the first time and referred to the committee on Education.

Reps. Jones and Swedlund introduced:

House Bill No. 208. A Bill for an Act to amend and reenact section 15-20-01 of the North Dakota Century Code, relating to include the provisions and benefits of all acts adopted by the United States Congress for vocational education.

Was read the first time and referred to the committee on Education.

Reps. Jones and Swedlund introduced:

House Bill No. 209. A Bill for an Act to amend and reenact section 15-20-08 of the North Dakota Century Code, relating to increase the federal percentage of funds that may be used for reimbursements of salaries of vocational education teachers to conform with provisions of recently enacted federal legislation.

Was read the first time and referred to the committee on Education.

Reps. Jones and Swedlund introduced:

House Bill No. 210. A Bill for an Act to amend and reenact section 15-20-02 of the North Dakota Century Code, relating to provide for the state treasurer to be the custodian of funds received under all acts of the United States Congress for vocational education.

Was read the first time and referred to the committee on Education.

Reps. Wilkie, Seibel, W. Erickson, Lang, Grant and Welder introduced:

House Bill No. 211. A Bill for an Act to amend and reenact section 20-01-07 of the North Dakota Century Code, relating to aerial hunting.

Was read the first time and referred to the committee on Natural Resources.

Reps. W. Erickson, Grant, Wilkie, Aas, and Anderson introduced:

House Bill No. 212. A Bill for an Act to amend and reenact section 65-05-13 of the North Dakota Century Code, relating to compensation for scheduled injuries.

Was read the first time and referred to the committee on Labor.

Reps. W. Erickson, Grant, Wilkie, Aas, and Anderson introduced:

House Bill No. 213. A Bill for an Act to amend and reenact section 65-05-12 of the North Dakota Century Code, relating to compensation for permanent partial disability.

Was read the first time and referred to the committee on Labor.

Reps. W. Erickson, Grant, Wilkie, Aas, and Anderson introduced:

House Bill No. 214. A Bill for an Act to amend and reenact section 65-05-14 of the North Dakota Century Code, relating to compensation for permanent partial loss of use of members.

Was read the first time and referred to the committee on Labor.

Reps. Aas introduced:

House Bill No. 215. A Bill for an Act to amend and reenact subsection A of section 11-18-05 of the 1967 Supplement to the North Dakota Century Code, relating to fees of register of deeds.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Davis, Wagner and Connolly introduced:

House Bill No. 216. A Bill for an Act to amend and reenact section 54-21-17 of the North Dakota Century Code, relating to the construction superintendent.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Eagles, J. Peterson, Stone, Haugland, Backes, Sandness, Dick, Dornacker, Wagner, Aas, Jones, R. Peterson, Mueller, White, Aafedt,

Goodman, Emerson, Seibel, Leibhan, Freeman, Henning, Hensrud, Opedahl, McDonald and Anderson introduced:

House Bill No. 217. A Bill for an Act making an appropriation to provide for the preparation, printing, and distribution of the North Dakota Blue Book, and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

Reps. Halcrow and Connolly introduced:

House Bill No. 218. A Bill for an Act to amend and reenact subsection 7 of section 39-12-04 of the North Dakota Century Code, relating to permitting the use of wider vehicles on highways designated by the Commissioner.

Was read the first time and referred to the committee on Transportation.

Reps. Ganser and Kuehn introduced:

House Bill No. 219. A Bill for an Act to amend and reenact section 16-04-13 and section 16-06-02 of the North Dakota Century Code, relating to the publication of the sample primary election ballot and notice of election.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Boustead, Wagner and Aamoth introduced:

House Bill No. 220. A Bill for an Act to create and enact a new section to chapters 57-52, 57-53 and 57-54 of the North Dakota Century Code, relating to a credit for refund for taxes paid on worthless accounts.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Boustead, Boyum, Hentges, Weber and Berg introduced:

House Bill No. 221. A Bill for an Act to amend and reenact section 39-16.1-03, subsection 1 of section 39-16.1-04, subsection 2 of section 39-16.1-07, and subdivision a. of subsection 1 and subsection 3 of 39-16.1-19 of the North Dakota Century Code, relating to the type of notice of an unsatisfied judgment under financial responsibility law, to clarify the law relating to the effect of failure to maintain proof of financial responsibility, to reduce the period that proof of financial responsibility is required to be maintained from five to three years and to require the payment of an additional fee for re-issuing a license after proof of financial responsibility has been allowed to lapse and is subsequently reestablished.

Was read the first time and referred to the committee on Transportation.

Reps. Boustead, Boyum, Kuehn and Berg introduced:

House Bill No. 222. A Bill for an Act to amend and reenact subsection 3 of section 39-10-05 of the North Dakota Century Code, relating to traffic control signal legend to permit right turns on red under certain circumstances and to amend and reenact subsection 45 of section 24-01-01.1, subsection 64 of section 39-01-01, and section 24-01-15 of the North Dakota Century Code, relating to the definition and designation of through highways.

Was read the first time and referred to the committee on Transportation.

Reps. Boustead, Boyum and Kuehn introduced:

House Bill No. 223. A Bill for an Act to create and enact section 24-01-41.1 of the North Dakota Century Code, relating to the expenditure of highway funds for state participation in relocating property as necessitated in accordance with Ch. 5 of title 23 of the Federal-Aid Highway Act of 1968.

Was read the first time and referred to the committee on Transportation.

Reps. Boustead, Boyum, Hentges, Weber and Berg introduced:

House Bill No. 224. A Bill for an Act to create and enact section 23-02-32.1 of the North Dakota Century Code, relating to reporting deaths to the highway commissioner; to create and enact section 23-07-01.1 of the North Dakota Century Code, relating to reporting certain physical or mental disorders to the highway commissioner; to create and enact section 50-08-27.1 of the North Dakota Century Code, relating to reporting names of recipient of aid to the blind to the highway commissioner; and to create and enact section 57-38-01.5 of the North Dakota Century Code, relating to reporting the names of blind persons for which tax exemptions are claimed.

Was read the first time and referred to the committee on Transportation.

Reps. Boustead, Boyum, Berg and Kuehn introduced:

House Bill No. 225. A Bill for an Act to amend and reenact sections 39-20-03, 39-20-04, and 39-20-05 of the North Dakota Century Code, relating to the consent to a chemical test to determine the alcoholic content of blood, the filing of affidavits when there has been a refusal to submit to such chemical test, and the time for conducting administrative hearings.

Was read the first time and referred to the committee on Transportation.

Reps. Boustead, Boyum and Hentges introduced:

House Bill No. 226. A Bill for an Act to amend and re-enact section 24-03-07 of the North Dakota Century Code, relating to agreements to construct and maintain drains and irrigation ditches across public roads and railroads and to repeal sections 61-07-04, 61-16-46, 61-16-47, 61-21-31 and 61-21-32 of the North Dakota Century Code.

Was read the first time and referred to the committee on Agriculture.

Reps. Boustead, Boyum, Hentges and Weber introduced:

House Bill No. 227. A Bill for an Act to amend and reenact section 24-02-02 of the North Dakota Century Code, relating to the salary of the highway commissioner for the purpose of eliminating the requirement that the commissioner's salary be a line item in the highway department appropriation and to declare an emergency.

Was read the first time and referred to the committee on Transportation.

Reps. Boustead and Lang introduced:

House Bill No. 228. A Bill for an Act to amend and reenact section 12-45-06 of the North Dakota Century Code to increase the amount allowed for burial expenses of deceased inmates of penal institutions.

Was read the first time and referred to the committee on Social Welfare.

SECOND READING OF HOUSE BILLS

House Bill No. 56. A Bill for an Act to amend and reenact section 6-05-04 of the North Dakota Century Code, relating to required deposits to be made before entering into or engaging in the activities of an annuity, safe deposit, surety, and trust company, and to provide for a right of action against the deposits.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Kingsbury | Sanstead |
| Aas | Erickson, K. | Kuehn | Schaffer |
| Anderson | Erickson, W. | Lang | Seibel |
| Atkinson | Freeman | Larson, G. | Simonson |
| Austin | Gackle | Larson, L. | Solberg, I. |
| Backes | Ganser | Leibhan | Solberg, O. |
| Belter | Giffey | Linderman | Stoltenow |
| Berg | Glaspey | Link | Stone |
| Bernabucci | Goodman | Matheny | Streibel |
| Bier | Grant | Metzger | Strinden |
| Boustead | Haugland | Miedema | Swedlund |
| Boyum | Henning | Mueller | Thompson |
| Bullis | Hensrud | Olienyk | Thorsgard |
| Burke | Hentges | Opedahl | Tweten |
| Connolly | Hickle | Peterson, J. | Wagner |
| Dahl | Hilleboe | Peterson, R. | Weber |
| Dawson | Hoffner | Powers | Welder |
| DeKrey | Hoghaug | Register | Wells |
| Dick | Hougen | Rivinius | White |
| Diehl | Johnson, K. | Rundle | Wilkie |
| Dornacker | Jones | Sandness | Mr. Speaker |
| Eagles | Kelsch | | |

Absent and not voting:

| | | | |
|--------|----------|-------------|----------|
| Aafedt | Froelich | Knudson | McDonald |
| Bunker | Halcrow | Lillehaugen | Moquist |
| Davis | Jenkins | Lundene | Reimers |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Dornacker moved to reconsider our action by which we adopted the amendments on House Bill No. 75, which motion prevailed.

Rep. Dornacker moved that House Bill No. 75 now be re-referred to the Committee on Finance and Taxation, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 79. A Bill for an Act to amend and reenact section 63-03-06 of the North Dakota Century Code, relating to the amount charged for failure to destroy weeds.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 15; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Kingsbury | Sandness |
| Aas | Freeman | Larson, G. | Sanstead |
| Anderson | Gackle | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Solberg, I. |
| Backes | Glaspey | Linderman | Solberg, O. |
| Belter | Goodman | Link | Stoltenow |
| Berg | Grant | Matheny | Stone |
| Bier | Haugland | Metzger | Streibel |
| Boyum | Henning | Miedema | Strinden |
| Bullis | Hensrud | Mueller | Swedlund |
| Burke | Hentges | Olienyk | Thompson |
| Dahl | Hilleboe | Opedahl | Thorsgard |
| Dick | Hoffner | Peterson, J. | Tweten |
| Diehl | Hoghaug | Peterson, R. | Wagner |
| Dornacker | Hougen | Powers | Weber |
| Eagles | Johnson, K. | Register | Wells |

| | | | |
|------------------------------------|----------|-------------|-------------|
| Emerson | Jones | Rivinius | White |
| Erickson, K. | Kelsch | Rundle | Wilkie |
| Those voting in the negative were: | | | |
| Atkinson | Dawson | Hickle | Simonson |
| Bernabucci | DeKrey | Kuehn | Welder |
| Boustead | Ganser | Lang | Mr. Speaker |
| Connolly | Halcrow | Schaffer | |
| Absent and not voting: | | | |
| Aafedt | Froelich | Lillehaugen | Moquist |
| Bunker | Jenkins | Lundene | Reimers |
| Davis | Knudson | McDonald | |

So the bill passed and the title was agreed to.

MOTION

Rep. Rundle moved to reconsider House action on House Bill No. 140 on which it was placed on the calendar, which motion failed.

SECOND READING OF HOUSE BILLS AND RESOLUTIONS

House Bill No. 140. A Bill for an Act to amend and reenact section 26-02-35 of the North Dakota Century Code, relating to non-liability of parties for disclosure of reasons for cancellation or nonrenewal of insurance policies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 6; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Eagles | Johnson, K. | Sandness |
| Anderson | Emerson | Jones | Sanstead |
| Atkinson | Erickson, K. | Kelsch | Schaffer |
| Austin | Erickson, W. | Kingsbury | Seibel |
| Backes | Freeman | Kuehn | Simonson |
| Belter | Ganser | Lang | Solberg, I. |
| Berg | Giffey | Larson, G. | Solberg, O. |
| Bernabucci | Glaspey | Larson, L. | Stoltenow |
| Bier | Goodman | Leibhan | Stone |
| Boustead | Grant | Linderman | Streibel |
| Boyum | Halcrow | Link | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Burke | Henning | Metzger | Thompson |
| Connolly | Hensrud | Mueller | Thorsgard |
| Dahl | Hentges | Olienyk | Tweten |
| Dawson | Hickle | Opedahl | Wagner |
| DeKrey | Hilleboe | Peterson, R. | Weber |
| Dick | Hoffner | Powers | Welder |
| Diehl | Hoghaug | Register | White |
| Dornacker | Hougen | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|--------------|-------|--------|
| Aas | Peterson, J. | Wells | Wilkie |
| Gackle | Rundle | | |

Absent and not voting:

| | | | |
|--------|----------|-------------|---------|
| Aafedt | Froelich | Lillehaugen | Miedema |
| Bunker | Jenkins | Lundene | Moquist |
| Davis | Knudson | McDonald | Reimers |

So the bill passed and the title was agreed to.

House Concurrent Resolution No. 2. A Concurrent Resolution directing the legislative research committee to carry out a comprehensive study of the feasibility of merging the highway patrolmen's retirement fund and the teachers' retirement fund with the state employees' retirement fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Emerson | Jones | Sanstead |
| Anderson | Erickson, K. | Kelsch | Schaffer |
| Atkinson | Erickson, W. | Kingsbury | Seibel |
| Austin | Freeman | Kuehn | Simonson |
| Backes | Gackle | Lang | Solberg, I. |
| Belter | Ganser | Larson, G. | Solberg, O. |
| Berg | Giffey | Larson, L. | Stoltenow |
| Bernabucci | Glaspey | Leibhan | Stone |
| Bier | Goodman | Linderman | Streibel |
| Boustead | Grant | Link | Strinden |
| Boyum | Halcrow | Metzger | Swedlund |
| Bullis | Haugland | Mueller | Thompson |
| Burke | Henning | Olienyk | Thorsgard |
| Connolly | Hensrud | Opedahl | Tweten |
| Dahl | Hentges | Peterson, J. | Wagner |
| Dawson | Hickle | Peterson, R. | Weber |
| DeKrey | Hilleboe | Powers | Welder |
| Dick | Hoffner | Register | Wells |
| Diehl | Hoghaug | Rivinius | White |
| Dornacker | Hougen | Rundle | Wilkie |
| Eagles | Johnson, K. | Sandness | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|-------------|----------|---------|
| Aafedt | Froelich | Lundene | Miedema |
| Aamoth | Jenkins | Matheny | Moquist |
| Bunker | Knudson | McDonald | Reimers |
| Davis | Lillehaugen | | |

So the resolution passed and the title was agreed to, and the Resolution was re-referred to the Legislative Research Resolutions Committee.

House Concurrent Resolution No. 4. A Concurrent Resolution directing a study by the Legislative Research Committee for the purpose of determining the feasibility of consolidating the various state health and welfare agencies.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Erickson, K. | Kelsch | Sanstead |
| Anderson | Erickson, W. | Kingsbury | Schaffer |
| Atkinson | Freeman | Kuehn | Seibel |
| Austin | Gackle | Lang | Simonson |
| Backes | Ganser | Larson, G. | Solberg, I. |
| Belter | Giffey | Larson, L. | Solberg, O. |
| Berg | Glaspey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Matheny | Streibel |
| Boustead | Halcrow | Metzger | Strinden |
| Boyum | Haugland | Miedema | Swedlund |
| Bullis | Henning | Mueller | Thompson |
| Burke | Hensrud | Olienyk | Thorsgard |
| Connolly | Hentges | Opedahl | Tweten |
| Dahl | Hickie | Peterson, J. | Wagner |
| Dawson | Hilleboe | Peterson, R. | Weber |
| DeKrey | Hoffner | Powers | Welder |
| Dick | Hoghaug | Register | Wells |
| Diehl | Hougen | Rivinius | White |

| | | | |
|------------------------|-------------|-------------|-------------|
| Dornacker | Johnson, K. | Rundle | Wilkie |
| Eagles | Jones | Sandness | Mr. Speaker |
| Emerson | | | |
| Absent and not voting: | | | |
| Aafedt | Froelich | Leibhan | McDonald |
| Aamoth | Jenkins | Lillehaugen | Moquist |
| Bunker | Knudson | Lundene | Reimers |
| Davis | | | |

So the resolution passed and the title was agreed to, and the Resolution was re-referred to the Legislative Research Resolutions Committee.

House Concurrent Resolution No. 7. A Concurrent Resolution directing the legislative research committee to study the membership, duties, and responsibilities of all statutory boards and commissions except occupational and professional licensing boards.

Was read the second time.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 84; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Jones | Sanstead |
| Anderson | Erickson, K. | Kelsch | Schaffer |
| Atkinson | Erickson, W. | Kingsbury | Seibel |
| Austin | Freeman | Kuehn | Simonson |
| Backes | Gackle | Lang | Solberg, I. |
| Belter | Ganser | Larson, G. | Solberg, O. |
| Berg | Giffey | Larson, L. | Stoltenow |
| Bernabucci | Glaspey | Leibhan | Stone |
| Bier | Goodman | Linderman | Streibel |
| Boustead | Grant | Link | Strinden |
| Boyum | Halcrow | Metzger | Swedlund |
| Bullis | Haugland | Miedema | Thompson |
| Burke | Henning | Mueller | Thorsgard |
| Connolly | Hensrud | Olienyk | Tweten |
| Dahl | Hentges | Opedahl | Wagner |
| Dawson | Hickle | Peterson, J. | Weber |
| DeKrey | Hilleboe | Peterson, R. | Welder |
| Dick | Hoffner | Powers | Wells |
| Diehl | Hoghaug | Register | White |
| Dornacker | Hougen | Rivinius | Wilkie |
| Eagles | Johnson, K. | Sandness | Mr. Speaker |

Those voting in the negative were:

Matheny

Absent and not voting:

| | | | |
|--------|----------|-------------|---------|
| Aafedt | Froelich | Lillehaugen | Moquist |
| Aas | Jenkins | Lundene | Reimers |
| Bunker | Knudson | McDonald | Rundle |
| Davis | | | |

So the resolution passed and the title was agreed to, and the Resolution was re-referred to the Legislative Research Resolutions Committee.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, January 17, 1969

Mr. Speaker: I have the honor to transmit:

| | |
|-----------------|----|
| Senate Bill No. | 58 |
| Senate Bill No. | 76 |
| Senate Bill No. | 77 |
| Senate Bill No. | 84 |

Senate Bill No. 88
 Senate Bill No. 95
 Senate Bill No. 106

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign
 House Resolution No. 1
 House Resolution No. 2
 House Resolution No. 4
 House Concurrent Resolution No. 5

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber
 Bismarck, January 17, 1969

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 5

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Resolution No. 1
 House Resolution No. 2
 House Resolution No. 4

Were delivered to the Secretary of State at the hour of 3:15 o'clock p.m., January 17, 1969.

REP. GANSER, Chairman

MESSAGE TO THE SENATE

House Chamber
 Bismarck, January 17, 1969

Mr. President: I have the honor to transmit:

House Bill No. 60
 House Bill No. 100
 House Bill No. 101
 House Bill No. 102
 House Bill No. 111
 House Bill No. 114
 House Bill No. 119

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House now stand recessed until 1:30 p.m., January 18, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

TENTH DAY AFTER RECESS AND ELEVENTH DAY

Bismarck, January 18, 1969

The House reconvened at 1:30 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 43, has had the same under consideration and recommends that the same be amended as follows:

In line 102 after the word "public" insert a period and delete the remainder of the line.

Delete all of line 103 and 104.

Delete line 159 through 171.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. GACKLE, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 42, has had the same under consideration and recommends that the same be amended as follows:

In line 19 after the word "purchase" delete balance of line and in lieu thereof insert "to be given to counties for use as jury chairs."

In line 20 delete the words "are received."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SANDNESS, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Resolution No. 3, has had the same under consideration and recommends that the same be amended as follows:

In line 27 after the name "Brown" insert a period and delete the remainder of the line.

Delete all of line 28.

And renumber lines accordingly.

And when so amended recommends the same do pass.

REP. SANDNESS, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the Ninth Order, and at the conclusion of the Ninth Order, the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand adjourned, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Dornacker introduced:

House Bill No. 229. A Bill for an Act to amend and reenact sections 57-12-01, 57-12-01.1, 57-12-02, 57-12-06, and 57-31-03 of the North Dakota Century Code, relating to increasing the membership of the county board of equalization.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Aamoth introduced:

House Bill No. 230. A Bill for an Act to amend and reenact subsection 2 of section 54-27-19 of the 1967 Supplement to the North Dakota Century Code, relating to the expenditure by cities of their portion of the highway tax distribution fund.

Was read the first time and referred to the committee on Transportation.

Reps. Dawson and K. Johnson introduced:

House Bill No. 231. A Bill for an Act to create and enact subsections 20, 21 and 22 of section 20-01-01 of the North Dakota Century Code, relating to the definition of a motor-driven vehicle, and to create and enact section 20-01-04.2 of the North Dakota Century Code, to prohibit the use of motor-driven vehicles in running, driving, molesting, flushing or harassing big game and to restrict the use of motor-driven vehicles in the process of hunting big game.

Was read the first time and referred to the committee on Natural Resources.

Reps. Leibhan, Boustead and Olienyk introduced:

House Bill No. 232. A Bill for an Act making an appropriation for the veterans' aid commission revolving loan fund.

Was read the first time and referred to the committee on Veterans Affairs.

Reps. Opedahl, I. Solberg, Hickle and Gackle introduced:

House Bill No. 233. A Bill for an Act to amend and reenact section 65-06-04 of the North Dakota Century Code, relating to the assessment of workmen's compensation premiums against municipalities with volunteer firemen and volunteer civil defense trainees.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Anderson, Leibhan, Emerson, Sanstead, Olienyk, Glaspey and Haugland introduced:

House Bill No. 234. A Bill for an Act for the preservation of public health through the regulation of the business of water well drilling, creating a state board of water well contractors, licensing of water well contractors, providing for bonds, empowering the board to adopt rules and regulations governing the practice of water well drilling, and fixing penalties.

Was read the first time and referred to the committee on Social Welfare.

Rep Aamoth introduced:

House Bill No. 235. A Bill for an Act to repeal section 27-05-18 of the North Dakota Century Code, relating to a prohibition on holding consecutive jury terms of district court.

Was read the first time and referred to the committee on Judiciary.

Reps. Strinden and Hensrud introduced:

House Bill No. 236. A Bill for an Act to amend and reenact sections 40-18-07 and 40-18-08 of the North Dakota Century Code, relating to the service of warrants of arrest issued by municipal judges.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Strinden and Hensrud introduced:

House Bill No. 237. A Bill for an Act to amend and reenact section 40-18-09 of the North Dakota Century Code, relating to subpoena of witnesses, continuance of trial, verbal notice to witnesses to attend; and providing a penalty.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Dornacker introduced:

House Bill No. 238. A Bill for an Act to provide that cities may provide for the uniform application of a percentage of the assessed valuation of the residential real property in which personal property is located and to give county boards of equalization the authority to adjust such percentages; and to amend and reenact subsection 2 of section 57-02-11 of the North Dakota Century Code, providing an exception to the requirement that personal property be assessed annually.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Dornacker introduced:

House Bill No. 239. A Bill for an Act to amend and reenact section 57-13-04 of the North Dakota Century Code, by creating a new subsection thereto, providing that the state board of equalization shall not make an adjustment in the assessed valuation of property in an amount exceeding five percent in any one year.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Opedahl, Halcrow, Giffey, Metzger and Sanstead introduced:

House Bill No. 240. A Bill for an Act to amend and reenact section 65-05-25 of the North Dakota Century Code, relating to the payment of lump sums in certain workmen's compensation claims.

Was read the first time and referred to the committee on Labor.

Reps. Opedahl, Halcrow, Giffey, Metzger and Sanstead introduced:

House Bill No. 241. A Bill for an Act to amend and reenact section 65-09-02 of the North Dakota Century Code, relating to application for compensation in lieu of civil action against an employer.

Was read the first time and referred to the committee on Labor.

Reps. Weber, Dick, K. Erickson and Glaspey introduced:

House Bill No. 242. A Bill for an Act to create and enact subsection 20 of section 20-01-01 of the North Dakota Century Code, relating to the definition of wildlife.

Was read the first time and referred to the committee on Natural Resources.

Reps. Dawson and K. Johnson introduced:

House Bill No. 243. A Bill for an Act to amend and reenact sections 36-04-03 and 36-04-05 of the North Dakota Century Code, relating to licensure of corporate officers acting for corporate livestock dealer licenses, and to the filing of surety bonds by livestock dealers and agents, and providing an effective date.

Was read the first time and referred to the committee on Agriculture.

Reps. Metzger, Haugland, Hensrud, Weber, W. Erickson and Grant introduced:

House Bill No. 244. A Bill for an Act to create and enact section 49-13-24.1 of the North Dakota Century Code, relating to the appointment of director of railroad safety to examine into wrecks, accidents and casualties on railroads, and making an appropriation to pay the costs thereof.

Was read the first time and referred to the committee on Labor.

Reps. Weber, Dick, K. Erickson, Glaspey, Leibhan and Hoghaug introduced:

House Bill No. 245. A Bill for an Act to amend and reenact subsection 7 of section 20-01-01 of the North Dakota Century Code, relating to the definition of tree squirrels and hares as game animals; to create and enact subsection 20 of section 20-01-01 of the North Dakota Century Code, defining fur-bearing animals; and to amend and reenact section 20-07-02 of the North Dakota Century Code, relating to the taking of fur-bearing animals.

Was read the first time and referred to the committee on Natural Resources.

FIRST READING OF SENATE BILLS AND A SENATE CONCURRENT RESOLUTION

Senate Bill No. 18. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing, as provided for in Chapter 43-12 of the North Dakota Century Code.

Which was read the first time and referred to the Committee on Appropriations.

Senate Bill No. 31. A Bill for an Act directing the board of trustees of the North Dakota soldiers' home to sell certain real property owned by the state for the benefit of the North Dakota soldiers' home, and declaring an emergency.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 36. A Bill for an Act to amend and reenact section 15-60-06 of the North Dakota Century Code, relating to a quorum for the state board of public school education.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 41. A Bill for an Act to amend and reenact section 32-15-22.1 of the North Dakota Century Code, relating to reimbursement for moving expenses pursuant to eminent domain proceedings.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 54. A Bill for an Act to amend and reenact section 54-06-09.1 of the North Dakota Century Code, relating to penalty for false certification of expense and traveling accounts.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 58. A Bill for an Act to amend and reenact section 54-52-15 of the North Dakota Century Code, relating to State Employees' Retirement Program accounting requirements.

Which was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 60. A Bill for an Act to amend and reenact section 16-13-07 of the North Dakota Century Code, relating to the election reports and poll books returned to the county auditor.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 62. A Bill for an Act to amend and reenact section 12-41-11 of the North Dakota Century Code, relating to trespass by damage to produce or anything to lands of another.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 66. A Bill for an Act authorizing the state board of higher education to expend the funds received from sale of agricultural experiment station land to the state highway department for the purpose of acquiring other land.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 68. A Bill for an Act to amend and reenact section 57-02-21 of the North Dakota Century Code, relating to the personal property tax exemption for persons with minimum income.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 69. A Bill for an Act to amend and reenact section 37-15-07 of the North Dakota Century Code, relating to the commandant of the soldiers' home.

Which was read the first time and referred to the Committee on Veterans' Affairs.

Senate Bill No. 74. A Bill for an Act to amend and reenact section 40-38-02 of the North Dakota Century Code, relating to the levy and collection of funds for public libraries by municipalities and counties.

Which was read the first time and referred to the Committee on Political Subdivisions.

Senate Bill No. 76. A Bill for an Act to amend and reenact section 47-28-01 of the North Dakota Century Code, relating to the patenting of inventions by employees of a state institution of higher learning.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 77. A Bill for an Act to amend and reenact section 21-04-09 of the North Dakota Century Code, relating to the pledge of securities for public deposits.

Which was read the first time and referred to the Committee on Industry and Business.

Senate Bill No. 83. A Bill for an Act enacting and entering into the National Guard Mutual Assistance Compact, providing for payment of liability incurred under the compact, and providing for benefits and rights of North Dakota national guard members while acting under the compact.

Which was read the first time and referred to the Committee on Veterans' Affairs.

Senate Bill No. 84. A Bill for an Act vesting in the commissioner of agriculture authority to quarantine and to carry out other measures to prevent the spread of plant pests within, from, and into this state, and providing a penalty.

Which was read the first time and referred to the Committee on Agriculture.

Senate Bill No. 88. A Bill for an Act to amend and reenact section 16-17-06 of the North Dakota Century Code, relating to the election of precinct committeemen; and to repeal section 16-17-10.1 of the North Dakota Century Code, relating to the organization of political parties on a district basis.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 89. A Bill for an Act to create and enact subsection 18 of section 57-39.2-04 and subsection 7 of section 57-40.2-04 of the North Dakota Century Code, relating to exemptions from sales and use tax.

Which was read the first time and referred to the Committee on Finance and Taxation.

Senate Bill No. 90. A Bill for an Act to amend and reenact section 46-02-05 of the North Dakota Century Code, relating to governmental printing contracts.

Which was read the first time and referred to the Committee on State and Federal Government.

Senate Bill No. 95. A Bill for an Act to amend and reenact sections 16-09-05 and 16-09-06 of the North Dakota Century Code, relating to voting places.

Which was read the first time and referred to the Committee on Judiciary.

Senate Bill No. 100. A Bill for an Act to amend and reenact section 15-55-02 of the North Dakota Century Code, relating to the borrowing of moneys and issuing of bonds for revenue producing buildings by the board of higher education.

Which was read the first time and referred to the Committee on Education.

Senate Bill No. 106. A Bill for an Act to amend and reenact section 30-13-22 of the North Dakota Century Code, relating to the investment of funds of an estate by an executor or administrator.

Which was read the first time and referred to the Committee on Judiciary.

Senate Concurrent Resolution No. 4. A Concurrent Resolution for the purpose of designating February 21, 1969, as Newspapermen's Day at the North Dakota Legislative Assembly, and welcoming Mr. Russell Wiggins, distinguished journalist and public servant, to North Dakota.

Which was read the first time and referred to the Committee on State and Federal Government.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 95
House Bill No. 108
House Bill No. 113
House Bill No. 118
House Bill No. 120
House Bill No. 122

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

The House stood adjourned, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

ELEVENTH DAY

Bismarck, January 18, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

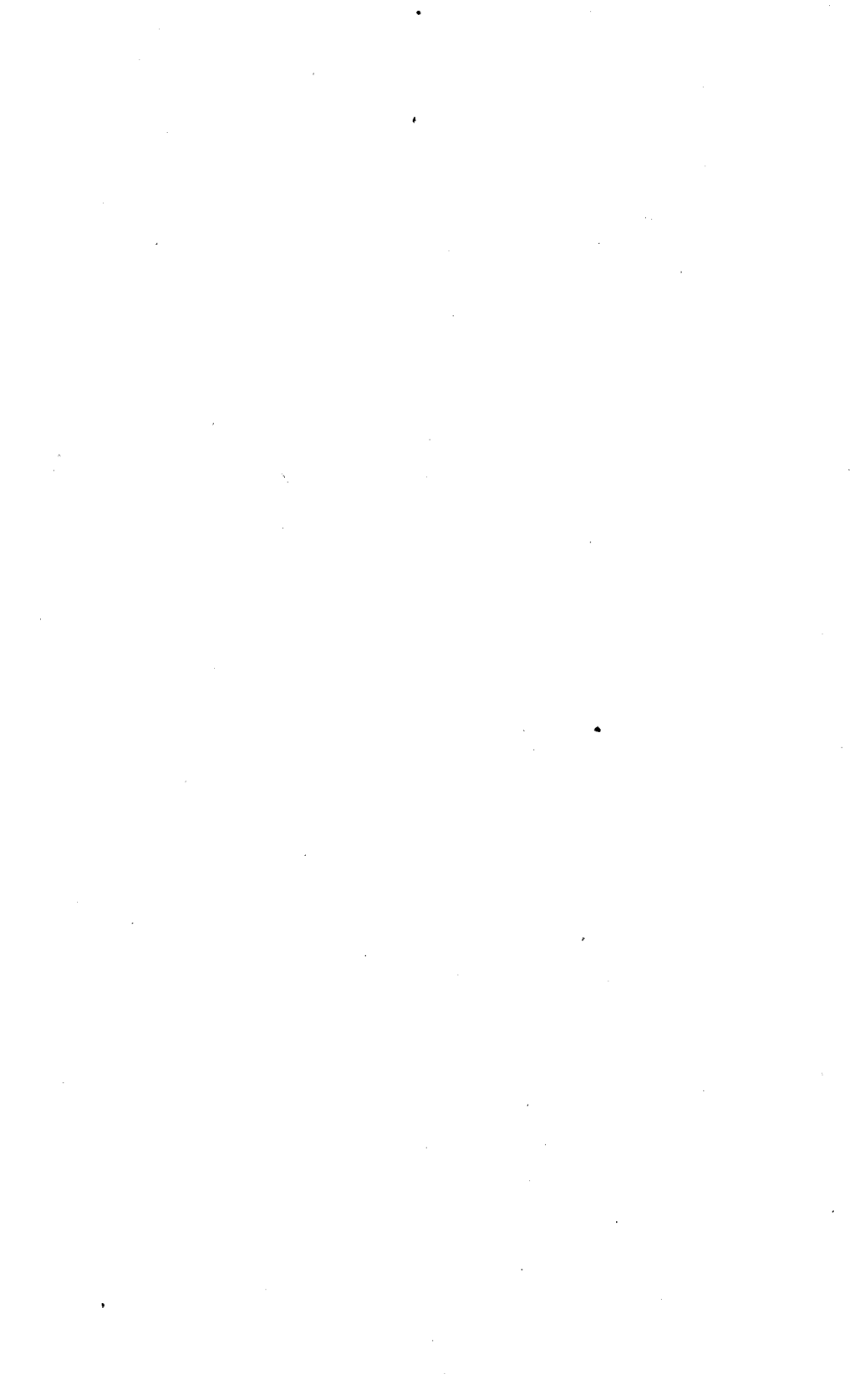
Prayer was offered by Rev. Allan Strohschein, Bismarck Baptist Church, Bismarck.

Roll was called, and all members were present except Reps. Aafedt, Aamoth, Aas, Anderson, Backes, Belter, Bernabucci, Boyum, Bullis, Bunker, Davis, Dawson, DeKrey, Dick, Dornacker, Emerson, Froelich, Giffey, Haugland, Hensrud, Hentges, Hickle, Hoffner, Hougen, Jenkins, Jones, Knudson, G. Larson, L. Larson, Leibhan, Lillehaugen, Linderman, Lundene, Matheny, McDonald, Miedema, Moquist, Olienyk, J. Peterson, R. Peterson, Powers, Register, Reimers, Rundle, Sanstead, O. Solberg, Stoltenow, Stone, Swedlund, Thompson, Thorsgard, Wells, White and Wilkie.

Speaker E. Johnson announced the House lacked a quorum.

Speaker E. Johnson announced that the House will be at ease until 1:30 P.M., January 20, 1969.

ROY GILBREATH, Chief Clerk



ELEVENTH DAY AFTER RECESS AND
TWELFTH DAY

Bismarck, January 20, 1969

The House reconvened at 1:30 P.M., with Speaker E. Johnson presiding.

Quorum call discloses 93 members present, so a quorum was declared present.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Ninth Day After Recess and Tenth Day and recommends that the same be corrected as follows:

Page 160, line 12, delete "3" and substitute "4" in lieu thereof.

And when so corrected recommends that the same be approved.

REP STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 55, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 71, has had the same under consideration and recommends that the same be amended as follows:

In line 30 remove triple parentheses before the "3" and insert triple parentheses before the word "An" and after the word "affidavit" and insert the words "A certificate" in lieu thereof.

In line 32 insert triple parentheses before the word "mentally" and in line 33 insert triple parentheses after the word "or".

In line 35 insert triple parentheses before the period.

In line 38 after the triple parentheses insert ",".

In line 39 remove the triple parentheses around the "4." and delete the number "3."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 75, has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title before the period insert a comma and the following language: "and declaring an emergency".

In line 17 after the period and before the word "The" insert the subsection numeral "2."

In line 22 insert triple parentheses before the word "Any".

In line 26 insert triple parentheses after the period.

In line 27 insert triple parentheses around the subsection numeral "2." and insert the subsection numeral "3." in lieu thereof.

In line 30 after the comma insert the following material: **"including the income of any person dependent upon him,"**

In line 35 after the word "income" insert the following material: **“, including that of any dependent,”**

In line 39 insert triple parentheses before the word "and" and after the word "department".

After line 39 insert the following material:

"4. Any person exempt from personal property taxation under this section, and any dependent of such person, shall also be exempt from the per capita school tax, and such tax if levied shall be canceled by the county auditor.

SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 94, has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 96, has had the same under consideration and recommends that the same be amended as follows:

In line 10 after the word "the" delete the words and commas **"past, present, and prospective"**.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 104, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 115, has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. SCHAFFER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 117 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 126, has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 129, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 134, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 144, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 153, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Concurrent Resolution No. 3, has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS

Rep. White introduced:

House Bill No. 246. A Bill for an Act to amend and reenact section 23-02-05 of the North Dakota Century Code, to raise the fees collected by the state registrar for birth and death certificates to two dollars.

Was read the first time and referred to the committee on Social Welfare.

Rep. Hentges introduced:

House Bill No. 247. A Bill for an Act to amend and reenact section 40-38-03 of the North Dakota Century Code, relating to the appointment, organization, and term of office of members of the board of directors of public libraries.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Rundle, Backes, Dawson, Boyum, Bernabucci, Lillehaugen, K. Johnson, Rivinius, Gackle and Kuehn introduced:

House Bill No. 248. A Bill for an Act to amend and reenact section 57-15-03 of the North Dakota Century Code, relating to the authority of the state board of equalization to levy the four-mill state property tax.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Connolly introduced:

House Bill No. 249. A Bill for an Act to amend and reenact subsection 1 of section 43-22-01 of the North Dakota Century Code, relating to the definition of an oil, gas, or mineral broker.

Was read the first time and referred to the committee on Natural Resources.

Reps. Boustead, J. Peterson and O. Solberg introduced:

House Bill 250. A Bill for an Act reappropriating to the adjutant general for the microfilming of military records a portion of the unexpended funds previously appropriated for the compilation of records of military service.

Was read the first time and referred to the committee on Appropriations.

Reps. Sanstead and J. Peterson introduced:

House Bill No. 251. A Bill for an Act to provide for the payment of a judgment entered against the State of North Dakota, in the District Court of Burleigh County, Fourth Judicial District of the State of North Dakota, on behalf of one Arnold Luht, and declaring an emergency.

Was read the first time and referred to the committee on Transportation.

Reps. Bier, Link, Jones and R. Peterson introduced:

House Bill No. 252. A Bill for an Act to amend and reenact section 15-27-07 of the 1965 Supplement to the North Dakota Century Code, relating to transportation in annexed districts.

Was read the first time and referred to the committee on Education.

Rep. Knudson introduced:

House Bill No. 253. A Bill for an Act to amend and reenact sections 4-12-03.1 and 4-12-03.2 of the North Dakota Century Code, to provide that noncommercial beekeepers shall have the same protections and limitations as to the establishment of locations as commercial beekeepers.

Was read the first time and referred to the committee on Agriculture.

MOTION

Rep. Haugland moved that House Bill No. 94 be re-referred to the Committee on Social Welfare for amendments, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, January 20, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 17
Senate Bill No. 56
Senate Bill No. 59
Senate Bill No. 71
Senate Bill No. 86
Senate Bill No. 94
Senate Bill No. 111

Senate Bill No. 123
 Senate Bill No. 132
 Senate Bill No. 133
 Senate Bill No. 134
 Senate Bill No. 135
 Senate Bill No. 136

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, January 20, 1969

Mr. Speaker: I have the honor to return:
 House Concurrent Resolution No. 5
 Which the President has signed.

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Streibel moved that a committee of three be appointed to meet with a like committee of the Senate to arrange for a joint memorial service on February 22nd, which motion prevailed. Speaker E. Johnson appointed:

Rep. Tweten, Chairman
 Rep. Aafedt
 Rep. Backes

Rep. Streibel moved that a committee of three be appointed to serve on the Hospital Committee, which motion prevailed. Speaker E. Johnson appointed:

Rep. Eagles, Chairman
 Rep. Haugland
 Rep. Stone

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWELFTH DAY

Bismarck, January 20, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Rev. David Otterness, First Lutheran Church, Bismarck.

Roll was called, and all members were present except Reps. Bunker, W. Erickson, Froelich and Reimers.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Tenth Day after Recess and Eleventh Day and finds the same to be correct.

And recommends that the same be approved.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Kelsch moved that the amendments to House Bill No. 68, as recommended by the Committee on Judiciary as printed on pages 149 and 150 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to House Bill No. 118, as recommended by the Committee on Natural Resources as printed on page 150 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 43, as recommended by the Committee on Judiciary, as printed on page 161 of the House Journal be adopted.

Rep. Wilkie moved a substitute motion that the House do not adopt the amendments to House Bill No. 43, which motion prevailed.

Rep. Streibel moved that House Bill No. 43 be re-referred to the Committee on Judiciary, which motion prevailed.

Rep. Sandness moved that the amendments to House Bill No. 42, as recommended by the Committee on General Affairs, as printed on page 161 of the House Journal be adopted, which motion prevailed.

Rep. Sandness moved that the amendments to House Resolution No. 3, as recommended by the Committee on General Affairs, as printed on page 161 of the House Journal be adopted, which motion prevailed.

REPORT OF SELECT COMMITTEE

Mr. Speaker: Your Select Committee appointed to provide House Employees submits the following name for the position specified below:

Edna Erickson, Bismarck.....Page

Rep. Dick moved that the report be adopted, which motion prevailed and the report was adopted.

Speaker E. Johnson then administered the oath of office to the above named employee.

SECOND READING OF
A HOUSE BILL ON CONSENT CALENDAR

House Bill No. 108. A Bill for an Act to amend and reenact section 6-03-42 of the North Dakota Century Code, relating to capital notes or debentures included in capital - retirement of banking associations.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aamoth | Erickson, K. | Kuehn | Sandness |
| Aas | Gackle | Lang | Sanstead |
| Anderson | Ganser | Larson, G. | Schaffer |
| Atkinson | Giffey | Larson, L. | Seibel |
| Austin | Glaspey | Leibhan | Simonson |
| Backes | Goodman | Lillehaugen | Solberg, I. |
| Belter | Grant | Linderman | Solberg, O. |
| Berg | Halcrow | Link | Stoltenow |
| Bernabucci | Haugland | Lundene | Stone |
| Bier | Henning | Matheny | Streibel |
| Boustead | Hensrud | McDonald | Strinden |
| Boyum | Hentges | Metzger | Swedlund |
| Bullis | Hickle | Miedema | Thompson |
| Burke | Hilleboe | Moquist | Thorsgard |
| Connolly | Hoffner | Mueller | Tweten |
| Dahl | Hoghaug | Olienyk | Wagner |
| Davis | Hougen | Opedahl | Weber |
| Dawson | Jenkins | Peterson, J. | Welder |
| DeKrey | Johnson, K. | Peterson, R. | Wells |
| Dick | Jones | Powers | White |
| Diehl | Kelsch | Register | Wilkie |
| Dornacker | Kingsbury | Rivinius | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|--------------|---------|----------|---------|
| Bunker | Freeman | Froelich | Reimers |
| Erickson, W. | | | |

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 64. A Bill for an Act to amend and reenact section 51-10-06 of the North Dakota Century Code, relating to injunctive relief in unfair trade practices; and to repeal sections 51-10-09, 51-10-10, 51-10-11, 51-10-12, 51-10-13, 51-10-14, and 51-10-15 of the North Dakota Century Code, relating to the North Dakota trade commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill the roll was called and there were ayes, 42; nays, 52; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|-------------|-------------|--------------|
| Atkinson | Dick | Knudson | Peterson, R. |
| Belter | Ganser | Kuehn | Rundle |
| Berg | Goodman | Larson, G. | Seibel |
| Bernabucci | Halcrow | Lillehaugen | Stoltenow |
| Boustead | Hickle | Lundene | Streibel |
| Boyum | Hilleboe | Matheny | Strinden |
| Burke | Hoghaug | McDonald | Welder |
| Connolly | Jenkins | Metzger | Wells |
| Dahl | Johnson, K. | Moquist | White |
| Davis | Kelsch | Mueller | Mr. Speaker |
| Dawson | Kingsbury | | |

Those voting in the negative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Lang | Sanstead |
| Aamoth | Freeman | Larson, L. | Schaffer |
| Aas | Gackle | Leibhan | Simonson |
| Anderson | Giffey | Linderman | Solberg, I. |
| Austin | Glaspey | Link | Solberg, O. |
| Backes | Grant | Miedema | Stone |
| Bier | Haugland | Olienyk | Swedlund |
| Bullis | Henning | Opedahl | Thompson |
| DeKrey | Hensrud | Peterson, J. | Thorsgard |
| Diehl | Hentges | Powers | Tweten |
| Dornacker | Hoffner | Register | Wagner |
| Eagles | Hougen | Rivinius | Weber |
| Emerson | Jones | Sandness | Wilkie |

Absent and not voting:

| | | | |
|--------|--------------|----------|---------|
| Bunker | Erickson, W. | Froelich | Reimers |
|--------|--------------|----------|---------|

So the bill was declared lost.

Rep. Dornacker moved that the vote by which House Bill No. 64 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Aamoth moved that House Bill No. 95 be re-referred to the Committee on Judiciary, which motion prevailed.

House Bill No. 98. A Bill for an Act to amend and reenact section 20-08-02 of the North Dakota Century Code, relating to bag limit on upland game and migratory waterfowl.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aamoth | Erickson, K. | Kuehn | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Goodman | Lillehaugen | Solberg, I. |
| Belter | Grant | Linderman | Solberg, O. |
| Berg | Halcrow | Link | Stoltenow |
| Bier | Haugland | Lundene | Stone |
| Boustead | Henning | Matheny | Streibel |
| Boyum | Hensrud | McDonald | Strinden |
| Bullis | Hentges | Metzger | Swedlund |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Moquist | Tweten |
| Dahl | Hoffner | Mueller | Wagner |
| Davis | Hoghaug | Olienyk | Weber |
| Dawson | Hougen | Opedahl | Welder |
| DeKrey | Jenkins | Peterson, J. | Wells |
| Dick | Johnson, K. | Peterson, R. | White |
| Diehl | Jones | Powers | Wilkie |
| Dornacker | Kelsch | Register | Mr. Speaker |
| Eagles | Kingsbury | Rivinius | |

Absent and not voting:

| | | | |
|------------|--------------|---------|----------|
| Bernabucci | Erickson, W. | Glaspey | Thompson |
| Bunker | Froelich | Reimers | |

So the bill passed and the title was agreed to.

House Bill No. 113. A Bill for an Act to amend and reenact section 6-03-13 of the North Dakota Century Code, relating to conversion to national bank, sale of bank, and removal to new location.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Gackle | Lang | Sanstead |
| Austin | Ganser | Larson, G. | Schaffer |
| Backes | Giffey | Larson, L. | Seibel |
| Belter | Glaspey | Leibhan | Simonson |
| Berg | Goodman | Lillehaugen | Solberg, I. |
| Bernabucci | Grant | Linderman | Solberg, O. |
| Bier | Halcrow | Link | Stoltenow |
| Boustead | Haugland | Lundene | Stone |
| Boyum | Henning | Matheny | Streibel |
| Bullis | Hensrud | McDonald | Strinden |
| Burke | Hentges | Metzger | Swedlund |
| Connolly | Hickle | Miedema | Thorsgard |
| Dahl | Hilleboe | Moquist | Tweten |
| Davis | Hoffner | Mueller | Wagner |
| Dawson | Hoghaug | Olienyk | Weber |
| DeKrey | Hougen | Opedahl | Welder |
| Dick | Jenkins | Peterson, J. | Wells |

| | | | |
|------------------------|--------------|--------------|-------------|
| Diehl | Johnson, K. | Peterson, R. | White |
| Dornacker | Jones | Powers | Wilkie |
| Eagles | Kelsch | Register | Mr. Speaker |
| Absent and not voting: | | | |
| Aas | Erickson, W. | Reimers | Thompson |
| Bunker | Froelich | | |

So the bill passed and the title was agreed to.

House Bill No. 120. A Bill for an Act to amend and reenact section 6-01-12 of the North Dakota Century Code, relating to bonds of state examiner and deputies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rivinius |
| Aamoth | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Gaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Jones | Powers | Wilkie |
| Dornacker | Kelsch | Register | Mr. Speaker |
| Absent and not voting: | | | |
| Bunker | Froelich | Reimers | Thompson |
| Erickson, W. | Johnson, K. | | |

So the bill passed and the title was agreed to.

House Bill No. 122. A Bill for an Act to amend and reenact section 6-01-13 of the North Dakota Century Code, relating to state examiner and appointment of deputies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Eagles | Kingsbury | Rivinius |
| Aamoth | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |

| | | | |
|------------|----------|--------------|-------------|
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Jones | Powers | Wilkie |
| Dornacker | Kelsch | Register | Mr. Speaker |

Absent and not voting:

| | | | |
|--------------|-------------|---------|----------|
| Bunker | Froelich | Reimers | Thompson |
| Erickson, W. | Johnson, K. | | |

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 20, 1969

Mr. President: I have the honor to transmit:

House Bill No. 56
House Bill No. 79
House Bill No. 140

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

REPORT OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 5

Was delivered to the Secretary of State for his approval at the hour of 2:30 o'clock P.M., January 20, 1969.

REP. GANSER, Chairman

Rep. Streibel moved that the House now stand recessed until 1:30 P.M., January 21, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWELFTH DAY AFTER RECESS AND THIRTEENTH DAY

Bismarck, January 21, 1969

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

CONSIDERATION OF AMENDMENTS

Rep. Haugland moved that the amendments to House Bill No. 71, as recommended by the Committee on Social Welfare and as printed on page 169 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 75, as recommended by the Committee on Finance and Taxation and as printed on pages 169 and 170 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 96, as recommended by the Committee on Finance and Taxation and as printed on page 170 of the House Journal be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 52 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted.

MOTIONS

Rep. Davis moved a substitute motion that House Bill No. 52 be placed on the calendar, which motion was subsequently withdrawn.

Rep. Davis then moved a substitute motion that House Bill No. 52 be re-referred to the Committee on State and Federal Government, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and resolution:

House Bill No. 42

House Resolution No. 3

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved at the conclusion of the Ninth Order of Business the House stand adjourned, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Ganser, Bernabucci and G. Larson introduced:

House Bill No. 254. A Bill for an Act to amend and reenact section 54-06-14 of the North Dakota Century Code, relating to annual leave and sick leave for state employees, and providing for partial compensation for unused accumulated sick leave.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Bernabucci, Goodman, Aas, McDonald, Dahl and Dornacker introduced:

House Bill No. 255. A Bill for an Act to amend and reenact section 57-38-59 of the North Dakota Century Code, relating to the withholding of wages of nonresident employees.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. R. Peterson, Strinden and Streibel introduced:

House Bill No. 256. A Bill for an Act to create a legislative compensation commission, appointed by the governor, with authority to recommend the rate of legislative expense allowance and interim per diem.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Bullis introduced:

House Bill No. 257. A Bill for an Act to amend and reenact section 27-18-03 of the North Dakota Century Code, relating to the salary of county justices.

Was read the first time and referred to the committee on Judiciary.

Reps. Hentges, Hoffner and Jenkins introduced:

House Bill No. 258. A Bill for an Act to establish a plumbing fixture inspection fee, and providing a penalty; to amend and reenact subsection 3 and 4 of section 43-18-01, sections 43-18-02, 43-18-03, 43-18-05, and 43-18-21 of the North Dakota Century Code, relating to definitions of plumbing and plumbers, membership, appointment, qualifications, term of indenture, and fees for plumbing apprentices; and to repeal section 43-18-15 of the North Dakota Century Code, relating to temporary licenses for plumbers.

Was read the first time and referred to the committee on Industry and Business.

Reps. Halcrow, Moquist, DeKrey, Connolly, Aafedt, Ganser and Dahl introduced:

House Bill No. 259. A Bill for an Act authorizing the highway commissioner to permit the use of vehicles or combination of vehicles whose gross weights exceed the limitations imposed by section 39-02-05 of the North Dakota Century Code, on designated highways when consistent with federally established standards.

Was read the first time and referred to the committee on Transportation.

Reps. Atkinson and Jenkins introduced:

House Bill No. 260. A Bill for an Act to amend and reenact section 41-09-10 of the North Dakota Century Code, relating to sufficiency of real estate description under the Uniform Commercial Code.

Was read the first time and referred to the committee on Industry and Business.

Reps. Atkinson and Jenkins introduced:

House Bill No. 261. A Bill for an Act to amend and reenact section 39-05-09 of the North Dakota Century Code, relating to contents of motor vehicle certificates of title.

Was read the first time and referred to the committee on Transportation.

Rep. Moquist introduced:

House Bill No. 262. A Bill for an Act to amend and reenact section 24-01-08.1 of the North Dakota Century Code, to require the highway department to locate certain signs at specified points.

Was read the first time and referred to the committee on Transportation.

Reps. Kingsbury, Berg and Moquist introduced:

House Bill No. 263. A Bill for an Act to amend and reenact section 4-10.1-09 of the North Dakota Century Code, relating to the potato tax levy and the investment of the proceeds thereof.

Was read the first time and referred to the committee on Agriculture.

Reps. Kingsbury, Weber, Diehl and Berg introduced:

House Bill No. 264. A Bill for an Act to amend and reenact section 4-28-08 of the North Dakota Century Code, relating to the wheat tax levy and the investment of the proceeds thereof.

Was read the first time and referred to the committee on Agriculture.

Reps. Kuehn, Metzger and Kelsch introduced:

House Bill No. 265. A Bill for an Act to amend and reenact section 65-02-08 of the North Dakota Century Code, relating to attorneys' fees in proceedings before the workmen's compensation bureau, and to amend and reenact section 65-10-03 of the North Dakota Century Code, relating to attorneys' fees in appeals from the bureau, and declaring an emergency.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Atkinson and Bullis introduced:

House Bill No. 266. A Bill for an Act to provide for the issuance of warrants to conduct administrative and other inspections authorized by law.

Was read the first time and referred to the committee on Judiciary.

Reps. Metzger, Kuehn and Sanstead introduced:

House Bill No. 267. A Bill for an Act to create and enact section 34-12-01.1 of the North Dakota Century Code, relating to policy and purposes of the North Dakota Labor-Management Relations Act.

Was read the first time and referred to the committee on Labor.

Reps. Kelsch, R. Peterson and Kuehn introduced:

House Bill No. 268. A Bill for an Act to provide for construction, operation and supervision of jails and correctional facilities; to require a jail register in all city and county jails; to allow the Law Enforcement Council to prescribe rules for all city and county jails; to provide a penalty for violation of rules prescribed by the Law Enforcement Council; to provide for inspection and licensing of all city and county jails and allow appeals therefrom; to amend and reenact Section 40-18-12 of the North Dakota Century Code, relating to sentences for violation of city ordinances; to amend and reenact sections 33-12-28 and 33-12-31 of the North Dakota Century Code, relating to conviction of defendant and executing judgment; to amend and reenact section 29-26-21 of the North Dakota Century Code, relating to judgment and sentence limitation and to repeal Chapter 12-44, re-

lating to county jails, and sections 40-05-06 and 40-11-12, relating to penalties for violating city ordinances, and 12-61-05, relating to jail standards, of the North Dakota Century Code.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Metzger, Burke, Kuehn and Sanstead introduced:

House Bill No. 269. A Bill for an Act to amend and reenact section 65-05-19 of the North Dakota Century Code, relating to payment of nondependency payments in certain workmen's compensation claims; and to repeal section 65-05-20 of the North Dakota Century Code, relating to nondependency payments in lieu of dependency compensation.

Was read the first time and referred to the committee on Labor.

Reps. Metzger, Kuehn and Sanstead introduced:

House Bill No. 270. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 of the North Dakota Century Code, relating to the definition of employer.

Was read the first time and referred to the committee on Labor.

Reps. Kelsch and Aamoth introduced:

House Bill No. 271. A Bill for an Act to amend and reenact sections 30-17-01, 30-17-03, 30-17-04, and 30-17-05 of the North Dakota Century Code, relating to the summary administration of small estates.

Was read the first time and referred to the committee on Judiciary.

Reps. Olienyk, Bernabucci, Ganser, Kuehn and Hoffner introduced:

House Bill No. 272. A Bill for an Act authorizing railroad corporations to provide less than carload motor vehicle freight service to, from and between stations it presently serves and establishing the conditions for such service.

Was read the first time and referred to the committee on Transportation.

Reps. Wilkie, Goodman, Ganser and Gackle introduced:

House Bill No. 273. A Bill for an Act to amend and reenact section 57-20-06 of the North Dakota Century Code, relating to the delivery of tax lists to county treasurers.

Was read the first time and referred to the committee on General Affairs.

Reps. Eagles, Hentges and Hensrud introduced:

House Bill No. 274. A Bill for an Act prohibiting the inhaling, breathing or drinking of any compound liquid or chemical containing toluol, hexane, trichloroethylene, acetone, toluene, ethyl acetate, methyl ethyl ketone, trichoroathane, isopropanol, methyl isobutyl, ketone, methyl cellosolve acetate, cyclohexanone, or any other substance for the purpose of inducing symptoms of intoxication, elation, dizziness, paralysis, irrational behavior, regulating the sale thereof and providing a penalty.

Was read the first time and referred to the committee on Social Welfare.

Reps. K. Johnson, Wilkie, Rivinius, Rundle, Dick, Dawson and Backes introduced:

House Bill No. 275. A Bill for an Act to amend and reenact section 20-03-37 of the North Dakota Century Code, relating to hunting licenses and providing that any person who has his hunting license revoked shall be ineligible to have his hunting privileges restored for

two years; and providing a penalty for purchasing or attempting to purchase a hunting license or permit within two years after a revocation.

Was read the first time and referred to the committee on Natural Resources.

The House stood adjourned, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTEENTH DAY

Bismarck, January 21, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Stanley Sticka, Annunciation Priory, Bismarck.

Roll was called and all members were present except Reps. Bunker and Froelich.

A quorum was declared by Speaker E. Johnson

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eleventh Day After Recess and the Twelfth Day, and find the same to be correct.

And recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 61, has had the same under consideration and recommends that the same be amended as follows:

In line 20 remove the triple parentheses before the word "of" and in line 21 remove the triple parentheses after the word "less".

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 65, have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the Bill after the word "appropriation" and before the period, insert the following language:

" except existing aircraft now owned by an agency, board, commission, or institution of this state may be replaced or repaired if destroyed or damaged by accident, fire, wind, hail or by other causes or loss by theft when such loss or damage is covered by insurance, provided that the cost of replacement aircraft or repairs to damaged aircraft, covered by insurance, are paid for from monies received from and paid by an insurance carrier, which carried the insurance for such losses on said aircraft and this procedure is hereby authorized and approved".

Renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 90, has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 92, has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 103, has had the same under consideration and recommends that the same be amended as follows:

In line 11 delete the words "electors of any municipality or county" and insert the words "voters who voted for governor in the last general election and".

In line 26 after the word "established" delete the period and insert the following material "; provided however, the question of whether library service may be discontinued shall not be submitted to the electors sooner than 3 years after it's establishment."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 106, has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. SCHAFFER, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on State and Federal Government to whom was referred House Bill No. 124, have had the same under consideration and recommend that the same be indefinitely postponed.

Rep. Rivinius
Rep. Atkinson
Rep. Belter
Rep. Berg
Rep. Burke
Rep. Lillehaugen
Rep. Matheny
Rep. Rundle
Rep. Simonson
Rep. Solberg (2)
Rep. Wells

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on State and Federal Government to whom was referred House Bill No. 124, have had the same under consideration and recommend that the same do pass.

Rep. Hilleboe
Rep. Haugland
Rep. Henning
Rep. Hensrud
Rep. Hentges
Rep. Hickie

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report of the Minority be substituted for that of the Majority, which motion failed.

The question was now on the original motion of Rep. Rundle that the report of the Majority be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 137, has had the same under consideration and recommends that the same be amended as follows:

In line 8 before the word "percent" delete the word "five" and insert the word "three" in lieu thereof.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 142, has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 145, has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. SCHAFFER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 146, has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. SCHAFFER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 169, has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title after the word "of" delete the words "municipal judge" and insert the words "elected officials".

Delete all of line 5.

In line 6 delete the following "and until his successor is elected and qualified."

In line 8 place triple parentheses around the word "two" and insert the word "four" in lieu thereof.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 173, have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government

to whom was referred House Bill No. 203, have had the same under consideration and recommend that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 233, have had the same under consideration and recommend that the same do pass.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Concurrent Resolution No. 6, has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title after the first word "county" insert the following ", city".

In line 2 after the word "county" insert the following ", city".

In line 21 after the words "consolidation of county" insert the following ", city".

In line 27 after the first word "county" insert the following ", city".

And renumber the lines accordingly.

And when so amended recommends the same do pass, and then re-referred to the Legislative Research Resolutions Committee.

REP. SCHAFFER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 9, have had the same under consideration and recommend that the same do pass.

REP. HILLEBOE

Rep. Wells moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS ON CONSENT CALENDAR

House Bill No. 115. A Bill for an Act to amend and reenact section 18-10-04 of the North Dakota Century Code, relating to the board of directors and officers of rural fire protection districts.

House Bill No. 126. A Bill for an Act to amend and reenact section 18-10-10 of the North Dakota Century Code, relating to rural fire departments.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bills, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |

| | | | |
|-----------|-------------|--------------|-------------|
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:

Bunker Froelich

So the bills passed and the titles were agreed to.

SECOND READING OF HOUSE BILLS AND RESOLUTIONS

House Bill No. 55. A Bill for an Act to amend and reenact sections 54-21-19 and 54-21-24 of the North Dakota Century Code, relating to the maintaining of state offices.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:

Bunker Froelich

So the bill passed and the title was agreed to.

House Bill No. 104. A Bill for an Act to amend and reenact subsection 5 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Ganser | Larson, L. | Sandness |
| Aamoth | Giffey | Leibhan | Sanstead |
| Aas | Grant | Lillehaugen | Seibel |
| Anderson | Halcrow | Linderman | Simonson |
| Atkinson | Haugland | Link | Solberg, I. |
| Austin | Henning | Lundene | Solberg, O. |
| Backes | Hensrud | Matheny | Stoltenow |
| Belter | Hentges | McDonald | Stone |
| Berg | Hickle | Metzger | Streibel |
| Bier | Hilleboe | Miedema | Strinden |
| Bullis | Hoffner | Moquist | Swedlund |
| Burke | Hoghaug | Mueller | Thompson |
| Dahl | Hougen | Olienyk | Thorsgard |
| Dawson | Jenkins | Opedahl | Tweten |
| DeKrey | Johnson, K. | Peterson, J. | Wagner |
| Dick | Jones | Peterson, R. | Weber |
| Eagles | Kelsch | Powers | Welder |
| Emerson | Kingsbury | Register | Wells |
| Erickson, K. | Knudson | Reimers | White |
| Erickson, W. | Kuehn | Rivinius | Wilkie |
| Freeman | Lang | Rundle | Mr. Speaker |
| Gackle | Larson, G. | | |

Those voting in the negative were:

| | | | |
|------------|----------|-----------|----------|
| Bernabucci | Connolly | Diehl | Goodman |
| Boustead | Davis | Dornacker | Schaffer |
| Boyum | | | |

Absent and not voting:

| | | |
|--------|----------|---------|
| Bunker | Froelich | Glaspey |
|--------|----------|---------|

So the bill passed and the title was agreed to.

House Bill No. 117. A Bill for an Act to provide for the lease of lands managed and controlled by the school for the deaf and dumb of North Dakota to the Devils Lake public school district number one for the use of the Lake Region Junior College.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 66; nays, 29; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|-----------|--------------|-------------|
| Aafedt | Eagles | Kuehn | Reimers |
| Aamoth | Emerson | Lang | Rivinius |
| Anderson | Freeman | Larson, G. | Rundle |
| Atkinson | Gackle | Lillehaugen | Sandness |
| Austin | Halcrow | Link | Sanstead |
| Backes | Haugland | Lundene | Schaffer |
| Belter | Henning | Matheny | Solberg, I. |
| Berg | Hensrud | McDonald | Solberg, O. |
| Bernabucci | Hentges | Metzger | Streibel |
| Bier | Hickle | Miedema | Strinden |
| Boustead | Hilleboe | Moquist | Swedlund |
| Burke | Hoffner | Mueller | Thompson |
| Dawson | Hoghaug | Olienyk | Thorsgard |
| DeKrey | Jones | Peterson, J. | Wagner |
| Dick | Kelsch | Peterson, R. | Wells |
| Diehl | Kingsbury | Powers | Mr. Speaker |
| Dornacker | Knudson | | |

Those voting in the negative were:

| | | | |
|----------|---------|------------|-----------|
| Aas | Giffey | Larson, L. | Stoltenow |
| Boyum | Glaspey | Leibhan | Stone |
| Bullis | Goodman | Linderman | Tweten |
| Connolly | Grant | Opedahl | Weber |

| | | | |
|--------------|-------------|----------|--------|
| Davis | Hougen | Register | Welder |
| Erickson, K. | Jenkins | Seibel | White |
| Erickson, W. | Johnson, K. | Simonson | Wilkie |
| Ganser | | | |

Absent and not voting:

| | | |
|--------|------|----------|
| Bunker | Dahl | Froelich |
|--------|------|----------|

So the bill passed and the title was agreed to.

House Bill No. 129. A Bill for an Act to amend and reenact section 57-05-08 of the North Dakota Century Code, relating to report by railroad corporations to the state tax commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspay | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:

| | |
|--------|----------|
| Bunker | Froelich |
|--------|----------|

So the bill passed and the title was agreed to.

House Bill No. 134. A Bill for an Act to amend and reenact section 57-32-03 of the North Dakota Century Code, relating to the due date, delinquency, penalties and certification to state treasurer of taxes assessed against car line, express and air transportation companies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |

| | | | |
|------------------------|-------------|--------------|-------------|
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Absent and not voting: | | | |
| Bunker | Froelich | | |

So the bill passed and the title was agreed to.

House Bill No. 144. A Bill for an Act to amend and reenact section 48-09-03 of the North Dakota Century Code, relating to security requirements of a successful bidder for a concession on public buildings and grounds.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aamoth | Erickson, K. | Kuehn | Sandness |
| Aas | Erickson, W. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Atkinson | Gackle | Larson, L. | Seibel |
| Austin | Ganser | Leibhan | Simonson |
| Backes | Giffey | Lillehaugen | Solberg, I. |
| Belter | Glaspey | Linderman | Solberg, O. |
| Berg | Goodman | Link | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |
| Bier | Halcrow | Matheny | Streibel |
| Boustead | Haugland | McDonald | Strinden |
| Boyum | Hensrud | Metzger | Swedlund |
| Bullis | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| Dawson | Hougen | Peterson, J. | Welder |
| DeKrey | Jenkins | Peterson, R. | Wells |
| Dick | Johnson, K. | Powers | White |
| Diehl | Jones | Register | Wilkie |
| Dornacker | Kelsch | Reimers | Mr. Speaker |
| Eagles | Kingsbury | Rivinius | |
| Absent and not voting: | | | |
| Bunker | Froelich | Henning | |

So the bill passed and the title was agreed to.

House Bill No. 153. A Bill for an Act to amend and reenact section 18-11-14 and section 18-11-20 of the North Dakota Century Code, relating to benefits under alternate firemen's relief association plan.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aamoth | Erickson, K. | Kuehn | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Glaspey | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Solberg, O. |
| Berg | Grant | Link | Stoltenow |
| Bernabucci | Halcrow | Lundene | Stone |
| Bier | Haugland | Matheny | Streibel |
| Boustead | Henning | McDonald | Strinden |
| Boyum | Hensrud | Metzger | Swedlund |
| Bullis | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| Dawson | Hougen | Peterson, J. | Welder |
| DeKrey | Jenkins | Peterson, R. | Wells |
| Dick | Johnson, K. | Powers | White |
| Diehl | Jones | Register | Wilkie |
| Dornacker | Kelsch | Reimers | Mr. Speaker |
| Eagles | Kingsbury | Rivinius | |

Absent and not voting:

Bunker Erickson, W. Froelich

So the bill passed and the title was agreed to.

House Concurrent Resolution No. 3. A Concurrent Resolution urging the President and the Congress of the United States to provide for federal participation in welfare payments to nonresidents within the state of North Dakota.

Was read the second time.

The question being on the final passage of the resolution, which resolution was declared adopted on a voice vote.

MOTIONS

Rep. Kelsch moved that the House reconsider the action by which the House adopted the amendments to House Bill No. 68, which motion prevailed.

Rep. Kelsch moved that House Bill No. 68 be re-referred to the Committee on Judiciary, which motion prevailed.

SECOND READING OF HOUSE BILLS AND RESOLUTIONS

House Bill No. 118. A Bill for an Act to amend and reenact section 20-07-02 of the North Dakota Century Code, relating to the protected list of fur-bearing animals.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 26; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aafedt | Emerson | Kuehn | Sandness |
| Aamoth | Erickson, K. | Lang | Sanstead |
| Aas | Freeman | Larson, L. | Simonson |
| Anderson | Goodman | Leibhan | Solberg, I. |
| Atkinson | Grant | Linderman | Solberg, O. |

| | | | |
|------------------------------------|--------------|--------------|-------------|
| Austin | Halcrow | Link | Stone |
| Backes | Haugland | Lundene | Streibel |
| Belter | Henning | Matheny | Strinden |
| Boustead | Hensrud | Metzger | Swedlund |
| Boyum | Hentges | Miedema | Thompson |
| Bullis | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Wells |
| Diehl | Johnson, K. | Peterson, R. | White |
| Dornacker | Jones | Powers | Mr. Speaker |
| Eagles | Kelsch | Register | |
| Those voting in the negative were: | | | |
| Berg | Ganser | Lillehaugen | Schaffer |
| Bernabucci | Giffey | McDonald | Seibel |
| Bier | Glaspey | Moquist | Stoltenow |
| Burke | Hickle | Reimers | Thorsgard |
| Connolly | Kingsbury | Rivinius | Welder |
| Davis | Knudson | Rundle | Wilkie |
| Gackle | Larson, G. | | |
| Absent and not voting: | | | |
| Bunker | Erickson, W. | Froelich | Jenkins |
| Dawson | | | |

So the bill passed and the title was agreed to.

House Bill No. 42. A Bill for an Act relating to the disposal of surplus chairs from the house and senate chambers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kuehn | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Glaspey | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Solberg, O. |
| Berg | Grant | Link | Stoltenow |
| Bernabucci | Halcrow | Lundene | Stone |
| Bier | Haugland | Matheny | Streibel |
| Boustead | Henning | McDonald | Strinden |
| Boyum | Hentges | Metzger | Swedlund |
| Bullis | Hickle | Miedema | Thompson |
| Burke | Hilleboe | Moquist | Thorsgard |
| Connolly | Hoffner | Mueller | Tweten |
| Dahl | Hoghaug | Olienyk | Wagner |
| Davis | Hougen | Opedahl | Weber |
| DeKrey | Jenkins | Peterson, J. | Welder |
| Dick | Johnson, K. | Peterson, R. | Wells |
| Diehl | Jones | Register | White |
| Dornacker | Kelsch | Reimers | Wilkie |
| Eagles | Kingsbury | Rivinius | Mr. Speaker |
| Emerson | Knudson | Rundle | |
| Absent and not voting: | | | |
| Aamoth | Dawson | Froelich | Powers |
| Bunker | Erickson, W. | Hensrud | |

So the bill passed and the title was agreed to.

House Resolution No. 3. A Memorial Resolution in memory of former Speaker of the House of Representatives, R. Fay Brown.

Was read the second time.

The question being on the final passage of the resolution, as amended, which resolution was declared adopted on a voice vote.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Streibel and Link introduced:

House Concurrent Resolution No. 10. A Concurrent Resolution expressing appreciation to the Adjutant General, the National Guard, and the Governor's Inaugural Committee for their activities in making the inauguration activities a success.

Was read the first time.

MOTION

Rep. Streibel moved the rules be suspended and House Concurrent Resolution No. 10 be read in its entirety and placed on Second Reading of House Bills and Resolutions for Final Passage, which motion prevailed.

House Concurrent Resolution No. 10. A Concurrent Resolution expressing appreciation to the Adjutant General, the National Guard, and the Governor's Inaugural Committee for their activities in making the inauguration activities a success.

Which had been read.

The question being on the final adoption of the Resolution, House Concurrent Resolution 10, was declared adopted on a voice vote.

Rep. O. Solberg introduced:

House Concurrent Resolution No. 11. A Concurrent Resolution urging Congress to respect the rights of the state of North Dakota to the use of waters of the Missouri River.

Was read the first time and referred to the committee on Natural Resources.

Reps. Aas, Boustead, Anderson, Kuehn, J. Peterson, and Emerson introduced:

House Concurrent Resolution No. 12. A Concurrent Resolution for the amendment of section 121 of the Constitution of the state of North Dakota and article 36 of the amendments to the Constitution of the state of North Dakota, relating to changing the state residency requirements for voters from one year to six months, and to repeal article 40 of the amendments to the Constitution of the state of North Dakota.

Was read the first time and referred to the committee on Political Subdivisions.

MOTION

Rep. Bier moved House Bill No. 61 which came in on Committee Report today be Re-referred to the Committee on Education, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 21, 1969

Mr. President: I have the honor to transmit:

House Bill No. 98

House Bill No. 108

House Bill No. 113

House Bill No. 120

House Bill No. 122

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed to 1:30 P.M., January 22, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk



THIRTEENTH DAY AFTER RECESS AND FOURTEENTH DAY

Bismarck, January 22, 1969

The House reconvened at 1:30 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, January 21, 1969

Mr. Speaker: I have the honor to inform you that the President has appointed a Committee of three to serve with a like committee from the House to arrange for a Memorial Service on February 22. Senators Decker, Stafne and Thoreson.

Very respectfully,

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 52, have had the same under consideration and recommend that the same be amended as follows:

In line 1 of the title, delete everything after the word "provide".

Delete lines 2, 3 and 4 in the Title and insert the following language: "all departments, agencies, boards, commissions, and institutions in state government with authority to withhold from the compensation of state employees amounts as required by law."

Delete lines 1 through 11 and insert the following material: "SECTION 1. ALL DEPARTMENTS, AGENCIES, BOARDS, COMMISSIONS, AND INSTITUTIONS IN STATE GOVERNMENT SHALL HAVE THE AUTHORITY TO WITHHOLD CERTAIN AMOUNTS FROM STATE EMPLOYEES' COMPENSATION.) All departments, agencies, boards, commissions, and institutions in state government shall compute and withhold from state employees' monetary compensation only those amounts which are required by law to be withheld and only those other items approved by the State Auditing Board."

And renumber the lines accordingly.

And when so amended recommend the same do pass.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 61, has had the same under consideration and recommends that the same be amended as follows:

In line 20 remove the triple parentheses before the word "of".

In line 21 remove the triple parentheses after the word "less".

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 95, has had the same under consideration and recommends that the same be amended as follows:

On line 7 after the word "amount" and before the comma insert the words "to the surviving spouse".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 109, has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred House Bill No. 127, has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker
Rep. Boyum
Rep. DeKrey
Rep. Gackle
Rep. Lundene
Rep. McDonald
Rep. Weber
Rep. Welder
Rep. Wilkie

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted.

Mr. Speaker: The minority of your Committee on Finance and Taxation to whom was referred House Bill No. 127, has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title after the section numerals "19-05-15," insert the section numerals "19-05-17,".

In line 3 after the section numerals "19-05-15," insert the section numerals "19-05-17,".

Rep. Aas
Rep. Bernabucci
Rep. Boustead
Rep. Dawson
Rep. Goodman
Rep. L. Larson (21)
Rep. Stone

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion failed.

The question was now on the original motion of Rep. Gackle that the report of the majority be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 71
House Bill No. 75
House Bill No. 96

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FOURTEENTH DAY

Bismarck, January 22, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Edward Korte, St. Anne's Church, Bismarck.

Roll was called and all members were present.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twelfth Day After Recess and Thirteenth Day and recommends that the same be corrected as follows:

Page 193, line 42, delete "returned" and substitute "re-referred" in lieu thereof.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 32, has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title after the "," delete the following "authorizing the board to employ a farm manager to assist Institutions,"

In line 6 after the word "coordinated" insert the following "**to the greatest possible extent**".

Delete lines 11 through 23.

In line 24 delete the section numeral "3" and insert the section numeral "2".

In line 29 delete the following: "and there shall be no charge".

In line 31 delete the section numeral "4" and insert the section numeral "3".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. JOHNSON, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 132, has had the same under consideration and recommends that the same be amended as follows:

In line 5 before the word "income" delete the words "exclusive of" and insert the word "including" in lieu thereof.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 138, has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 141, has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title following the numerals "15-29-14" insert the following: ", 21-06-05".

Following line 25 insert the following: "SECTION 2. AMENDMENT.) Section 21-06-05 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

21-06-05. DOCUMENTS WHICH MAY BE DESTROYED — WHEN.) All bonds, bond coupons for interest, warrants, special assessment warrants, and any and all other documents evidencing debt made or executed by any school district, city or park district in the state may be destroyed when ten years have elapsed after their payment, and when the period within which an action might be commenced to determine the validity of such documents has expired."

In line 26 put triple parentheses around the section number "2." and insert the new section number "3."

And renumber the lines accordingly.

And when so amended recommends the same do pass, unopposed and be placed on the Consent Calendar.

REP. BIER, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 147, has had the same under consideration and recommends that the same be amended as follows:

In line 15 before the word "court" delete the following language "jury, or by the" and after the word "court" delete the following words "if a jury is waived".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 148, has had the same under consideration and recommends that the same be amended as follows:

In line 5 place triple parentheses around the word "fifty".

In line 12 place triple parentheses around the word "fifty".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 191, has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 1, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. JOHNSON, Chairman

Rep. Wells moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 8, has had the same under consideration and recommends that the same do pass and then be referred to the Legislative Research Resolutions Committee.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, January 22, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 7
Senate Bill No. 61
Senate Bill No. 131
Senate Bill No. 155
Senate Bill No. 167

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

CONSIDERATION OF AMENDMENTS

Rep. Hilleboe moved that the amendments to House Bill No. 65, as recommended by the Committee on States and Federal Government and as printed on page 183 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 103, as recommended by the Committee on Political Subdivisions and as printed on page 184 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 137, as recommended by the Committee on Political Subdivisions and as printed on page 185 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 169, as recommended by the Committee on Political Subdivisions and as printed on page 185 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Concurrent Resolution No. 6, as recommended by the Committee on Political Subdivisions and as printed on page 186 of the House Journal be adopted, which motion prevailed.

Rep. Rundle requested that House Bill No. 142 be removed from the Consent Calendar, which request was granted, and House Bill No. 142 was then placed on the regular calendar.

Rep. Aamoth requested that House Bill No. 146 be removed from the Consent Calendar, which request was granted, and House Bill No. 146 was then placed on the regular calendar.

SECOND READING OF HOUSE BILLS ON CONSENT CALENDAR

House Bill No. 106. A Bill for an Act to amend and reenact sections 58-02-14, 58-02-21, 58-04-01, and 58-04-19 of the North Dakota Century Code, relating to the places in which township meetings and elections may be held.

House Bill No. 145. A Bill for an Act to amend and reenact section 40-01-12 of the North Dakota Century Code, relating to audit of claims and accounts against municipalities.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bills, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | | |

So the bills passed and the titles were agreed to.

SECOND READING OF HOUSE BILLS AND RESOLUTIONS

House Bill No. 142. A Bill for an Act to amend and reenact section 15-47-15 of the North Dakota Century Code, relating to school contracts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 4; absent and not voting, 0.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Eagles | Kelsch | Reimers |
| Aamoth | Emerson | Knudson | Rivinius |
| Aas | Erickson, K. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |

| | | | |
|-----------|-------------|--------------|-------------|
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Moquist | Tweten |
| Connolly | Hickle | Mueller | Wagner |
| Dahl | Hilleboe | Olienyk | Weber |
| Davis | Hoffner | Opedahl | Welder |
| Dawson | Hoghaug | Peterson, J. | Wells |
| DeKrey | Hougen | Peterson, R. | White |
| Dick | Jenkins | Powers | Wilkie |
| Diehl | Johnson, K. | Register | Mr. Speaker |
| Dornacker | Jones | | |

Those voting in the negative were:

| | | | |
|--------------|-----------|--------|-------------|
| Erickson, W. | Kingsbury | Rundle | Solberg, O. |
|--------------|-----------|--------|-------------|

So the bill passed and the title was agreed to.

House Bill No. 146. A Bill for an Act to amend and reenact sections 21-04-13 and 21-04-14 of the North Dakota Century Code, relating to designation and proposals for deposit of depositories of public funds.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | | |

So the bill passed and the title was agreed to.

House Bill No. 71. A Bill for an Act to amend and reenact section 14-03-17 of the North Dakota Century Code, relating to the examination of persons upon oath when making application for a marriage license.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rundle |
| Aamoth | Emerson | Knudson | Sandness |
| Aas | Erickson, K. | Kuehn | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Freeman | Larson, G. | Seibel |
| Austin | Froelich | Larson, L. | Simonson |
| Backes | Gackle | Leibhan | Solberg, I. |
| Belter | Ganser | Lillehaugen | Solberg, O. |
| Berg | Giffey | Linderman | Stoltenow |
| Bernabucci | Glaspey | Link | Stone |
| Bier | Goodman | Matheny | Streibel |
| Boustead | Grant | Metzger | Strinden |
| Boyum | Haugland | Miedema | Swedlund |
| Bullis | Henning | Moquist | Thompson |
| Bunker | Hensrud | Mueller | Thorsgard |
| Burke | Hentges | Olienyk | Tweten |
| Connolly | Hickle | Opedahl | Wagner |
| Dahl | Hoffner | Peterson, J. | Weber |
| Davis | Hoghaug | Peterson, R. | Welder |
| Dawson | Hougen | Powers | Wells |
| DeKrey | Jenkins | Register | White |
| Dick | Johnson, K. | Reimers | Wilkie |
| Diehl | Jones | Rivinius | Mr. Speaker |
| Dornacker | Kelsch | | |

Those voting in the negative were:

Halcrow

Absent and not voting:

Hilleboe Lundene McDonald

So the bill passed and the title was agreed to.

MOTION

Rep. Dornacker moved that House Bill No. 75 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

SECOND READING OF HOUSE BILLS AND RESOLUTIONS

House Bill No. 96. A Bill for an Act to amend and reenact subsection 4 of section 57-02-01 of the North Dakota Century Code, relating to the definition of "true and full value".

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 84; nays, 14; absent and not voting, 0.

Those voting in the affirmative were:

| | | | |
|-----------|----------|--------------|-------------|
| Aamoth | Freeman | Kuehn | Rivinius |
| Aas | Froelich | Larson, G. | Rundle |
| Anderson | Gackle | Larson, L. | Sandness |
| Austin | Ganser | Leibhan | Sanstead |
| Backes | Giffey | Lillehaugen | Schaffer |
| Belter | Glaspey | Linderman | Seibel |
| Berg | Goodman | Link | Solberg, I. |
| Bier | Grant | Lundene | Solberg, O. |
| Bullis | Halcrow | Matheny | Stoltenow |
| Bunker | Haugland | McDonald | Stone |
| Dahl | Henning | Metzger | Streibel |
| Davis | Hensrud | Miedema | Strinden |
| Dawson | Hentges | Moquist | Swedlund |
| DeKrey | Hoffner | Mueller | Thompson |
| Dick | Hoghaug | Olienyk | Thorsgard |
| Diehl | Hougen | Opedahl | Tweten |
| Dornacker | Jenkins | Peterson, J. | Wagner |

| | | | |
|--------------|-------------|--------------|-------------|
| Eagles | Johnson, K. | Peterson, R. | Weber |
| Emerson | Kelsch | Powers | Wells |
| Erickson, K. | Kingsbury | Register | Wilkie |
| Erickson, W. | Knudson | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|----------|----------|----------|
| Aafedt | Boyum | Hilleboe | Simonson |
| Atkinson | Burke | Jones | Welder |
| Bernabucci | Cannolly | Lang | White |
| Boustead | Hickle | | |

So the bill passed and the title was agreed to.

House Bill No. 90. A Bill for an Act to amend and reenact section 15-39-15 of the North Dakota Century Code, relating to crediting of out-of-state teaching years for teachers' insurance and retirement benefits.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspay | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Cannolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | | |

So the bill passed and the title was agreed to.

House Bill No. 92. A Bill for an Act to amend and reenact section 15-60-04 of the North Dakota Century Code, relating to limitations of purposes and amount expended in the state school construction fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aamoth | Erickson, W. | Kuehn | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Froelich | Larson, G. | Schaffer |
| Atkinson | Gackle | Larson, L. | Seibel |
| Austin | Ganser | Leibhan | Simonson |

| | | | |
|------------|-------------|--------------|-------------|
| Backes | Giffey | Lillehaugen | Solberg, I. |
| Belter | Glaspey | Linderman | Solberg, O. |
| Berg | Goodman | Link | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |
| Bier | Haugland | Matheny | Streibel |
| Boustead | Henning | McDonald | Strinden |
| Boyum | Hensrud | Metzger | Swedlund |
| Bullis | Hentges | Miedema | Thompson |
| Bunker | Hickle | Moquist | Thorsgard |
| Burke | Hilleboe | Mueller | Tweten |
| Connolly | Hoffner | Olienyk | Wagner |
| Dahl | Hoghaug | Opedahl | Weber |
| Davis | Hougen | Peterson, J. | Welder |
| Dawson | Jenkins | Peterson, R. | Wells |
| DeKrey | Johnson, K. | Powers | White |
| Dick | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | Kingsbury | Rivinius | |

Those voting in the negative were:

Halcrow

Absent and not voting:

Diehl Dornacker

So the bill passed and the title was agreed to.

House Bill No. 203. A Bill for an Act to amend and reenact subsection 1, 2, and 3 of section 54-17-10, subsection 1, 2, and 5 of section 54-18-04, and section 54-18-17 of the North Dakota Century Code, relating to the powers and duties of the industrial commission and providing that certain actions taken by the industrial commission shall be subject to legislative appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 53; absent and not voting, 0.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|--------------|
| Aamoth | Dahl | Hilleboe | Metzger |
| Aas | Dawson | Hoghaug | Miedema |
| Anderson | Dornacker | Hougen | Peterson, J. |
| Atkinson | Eagles | Jenkins | Peterson, R. |
| Austin | Emerson | Jones | Powers |
| Bernabucci | Erickson, W. | Kelsch | Reimers |
| Bier | Froelich | Knudson | Seibel |
| Boustead | Ganser | Kuehn | Streibel |
| Boyum | Goodman | Lang | Wagner |
| Bullis | Henning | Larson, G. | Wells |
| Bunker | Hentges | Larson, L. | White |
| Burke | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|----------|-------------|
| Aafedt | Grant | Matheny | Solberg, I. |
| Backes | Halcrow | McDonald | Solberg, O. |
| Belter | Haugland | Moquist | Stoltenow |
| Berg | Hensrud | Mueller | Stone |
| Connolly | Hickle | Olienyk | Strinden |
| Davis | Hoffner | Opedahl | Swedlund |
| DeKrey | Johnson, K. | Register | Thompson |
| Dick | Kingsbury | Rivinius | Thorsgard |
| Diehl | Leibhan | Rundle | Tweten |
| Erickson, K. | Lillehaugen | Sandness | Weber |
| Freeman | Linderman | Sanstead | Welder |
| Gackle | Link | Schaffer | Wilkie |

Giffey Lundene Simonson Mr. Speaker
 Glaspey

So the bill was declared lost.

Rep. Hensrud moved that the vote by which House Bill No. 203 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

House Bill No. 233. A Bill for an Act to amend and reenact section 65-06-04 of the North Dakota Century Code, relating to the assessment of workmen's compensation premiums against municipalities with volunteer firemen and volunteer civil defense trainees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Reimers |
| Aamoth | Emerson | Kingsbury | Rivinius |
| Aas | Erickson, K. | Knudson | Rundle |
| Anderson | Erickson, W. | Kuehn | Sandness |
| Atkinson | Freeman | Lang | Sanstead |
| Austin | Froelich | Larson, G. | Schaffer |
| Backes | Gackle | Larson, L. | Seibel |
| Belter | Ganser | Leibhan | Simonson |
| Berg | Giffey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnsen, K. | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |

Absent and not voting:

Glaspey Thompson

So the bill passed and the title was agreed to.

House Concurrent Resolution No. 9. A Concurrent Resolution directing the Legislative Research Committee to conduct a study to determine the feasibility of a state aircraft pool.

Was read the second time.

The question being on the final passage of the resolution, which resolution was declared adopted by a voice vote.

MOTIONS

Rep. Aamoth moved that Senate Bill No. 58 be returned to the House from the House Committee on Industry and Business, which motion prevailed.

Rep. Aamoth moved that Senate Bill No. 58 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Aamoth moved that House Bill No. 57 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. Aamoth moved that he be permitted to withdraw House Bill No. 57, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 22, 1969

Mr. President: I have the honor to transmit:

House Bill No. 42
House Bill No. 55
House Bill No. 104
House Bill No. 115
House Bill No. 117
House Bill No. 118
House Bill No. 126
House Bill No. 129
House Bill No. 134
House Bill No. 144
House Bill No. 153
House Concurrent Resolution No. 3
House Concurrent Resolution No. 10

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved at the conclusion of the Ninth Order of Business, the House stand adjourned, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Wm. Erickson, Anderson and Haugland introduced:

House Bill No. 276. A Bill for an Act to amend and reenact section 50-01-08 of the North Dakota Century Code, relating to county welfare board members, term, oath and compensation.

Was read the first time and referred to the committee on Social Welfare.

Reps. Welder, Kelsch, Aamoth and Schaffer introduced:

House Bill No. 277. A Bill for an Act to provide that a defendant in a criminal case must give notice of the defense of alibi.

Was read the first time and referred to the committee on Judiciary.

Reps. Bullis and Kelsch introduced:

House Bill No. 278. A Bill for an Act to repeal section 6-08-04 of the North Dakota Century Code, relating to penalties and liabilities of bank employees paying overdrafts.

Was read the first time and referred to the committee on Industry and Business.

Reps. Boustead, Olienyk and Glaspey introduced:

House Bill No. 279. A Bill for an Act to amend and reenact sections 38-03-01, 38-03-02, 38-03-03, 38-03-05, 38-03-06, subsection 5 of section 38-03-07, sections 38-03-14, 38-03-18, and 38-03-19 of the North Dakota Century Code, relating to the appointment, qualifications, bond, vacancy in office, powers and duties, assistants, removal and filling vacancy of state coal mine inspector; to amend and reenact section 38-04-06 of the North Dakota Century Code, relating to the contents of records to be kept by each coal mine; and to amend and reenact 38-05-07 of the North Dakota Century Code, relating to certificate of qualification as mine foreman.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Powers, Miedema, and E. Johnson introduced:

House Bill No. 280. A Bill for an Act to provide that school districts may levy to equip school buses with two-way radios and central station equipment and to provide for the installation and maintenance of such equipment.

Was read the first time and referred to the committee on Education.

Reps. Gackle, Sandness and Stoltenow introduced:

House Bill No. 281. A Bill for an Act to amend and reenact section 57-16-04 of the North Dakota Century Code, requiring that the duration of excess property tax levies be specified.

Was read the first time and referred to the committee on Education.

Rep. Knudson introduced:

House Bill No. 282. A Bill for an Act to create and enact sections 15-50-09, 15-50-10, and 15-50-11 of the North Dakota Century Code, relating to cancellations, refund of tuition payments, and negotiation of promissory instrument by private trade and correspondence schools.

Was read the first time and referred to the committee on Education.

Reps. Moquist and Hensrud introduced:

House Bill No. 283. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to driver's license examinations.

Was read the first time and referred to the committee on Transportation.

Reps. Gackle, Kingsbury, Bullis and Stoltenow introduced:

House Bill No. 284. A Bill for an Act to amend and reenact section 16-04-20 of the North Dakota Century Code to eliminate the requirement that columns be inverted on primary election ballots.

Was read the first time and referred to the committee on Judiciary.

Reps. Wagner and Atkinson introduced:

House Bill No. 285. A Bill for an Act to authorize domestic life insurance companies to establish separate accounts for amounts paid to such companies which are to be applied to provide benefits payable in fixed or in variable dollar amounts, or in both, and to regulate the use of such separate accounts and to provide for certain standards for domestic life insurance companies and foreign life insurance companies who issue and deliver contracts within this state relating to such separate accounts.

Was read the first time and referred to the committee on Industry and Business.

Reps. Boyum and Olienyk introduced:

House Bill No. 286. A Bill for an Act to amend and reenact section 57-20-07 of the North Dakota Century Code, to provide for giving notice of amount of real estate taxes due.

Was read the first time and referred to the committee on General Affairs.

Rep. Aamoth introduced:

House Bill No. 287. A Bill for an Act to amend and reenact section 57-38-59 of the North Dakota Century Code, relating to the withholding from wages of nonresident employees, and providing a penalty.

Was read the first time and referred to the committee on Industry and Business.

Reps. I. Solberg and Opedahl introduced:

House Bill No. 288. A Bill for an Act to require railroads to have covers on journal boxes on all railroad cars used in North Dakota; and providing a penalty.

Was read the first time and referred to the committee on Labor.

Reps. Sanstead, Metzger and Emerson introduced:

House Bill No. 289. A Bill for an Act to allow state agencies to pay actual moving expenses for employees required to relocate because of their duties.

Was read the first time and referred to the committee on Labor.

Reps. Eagles, Aamoth, Aas, Dawson and Boustead introduced:

House Bill No. 290. A Bill for an Act to provide for the licensing, regulation, maintenance, operation, and inspection of dog kennels; and providing a penalty.

Was read the first time and referred to the committee on Agriculture.

Reps. Sanstead and Moquist introduced:

House Bill No. 291. A Bill for an Act to amend and reenact section 15-40-15 of the North Dakota Century Code, relating to tuition payments for students attending in a bordering state.

Was read the first time and referred to the committee on Education.

Reps. Glaspey, Lillehaugen, Simonson, Diehl, Matheny, Link, Haugland, Anderson, G. Larson, I. Solberg, Leibhan, O. Solberg, Ganser, Lundene, Backes, Bier, Sandness, Knudson, E. Johnson, Weber, Gackle and Rivinius introduced:

House Bill No. 292. A Bill for an Act to create and enact sections 4-18.1-22, 4-18.1-23 and 4-18.1-24 of the North Dakota Century Code and to amend and reenact subsections 4, 6, 8, 9, 10, 11, 12 and 13 of section 4-18.1-01, sections 4-18.1-02, 4-18.1-03, 4-18.1-04, 4-18.1-05, 4-18.1-06, 4-18.1-07, 4-18.1-08, 4-18.1-09, 4-18.1-10, 4-18.1-11, 4-18.1-12, 4-18.1-13, 4-18.1-14, 4-18.1-15, 4-18.1-16, 4-18.1-17, 4-18.1-18, 4-18.1-19, 4-18.1-20, 4-18.1-21 of the North Dakota Century Code, relating to regulation of prices and trade practices within the milk industry by the Milk Stabilization Board which regulation is declared to be within the police power and providing for administrative and civil procedures for enforcement thereof and declaring an emergency.

Was read the first time and referred to the committee on Agriculture.

MOTION

Rep. Streibel moved that the rules be suspended and House Bill No. 292 not be printed as a bill and not be printed in the Journal, but 300 copies be made available to the House, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Bullis introduced:

House Bill No. 293. A Bill for an Act to amend and reenact sections 57-15-14 and 57-16-04 of the North Dakota Century Code, relating to mill levy elections in reorganized districts.

Was read the first time and referred to the committee on Education.

Reps. Kelsch, Atkinson and Aamoth introduced:

House Bill No. 294. A Bill for an Act to amend and reenact section 27-11-05 of the North Dakota Century Code, relating to the ad-

mission to the practice of law, upon motion, graduates of the University of North Dakota School of Law.

Was read the first time and referred to the committee on Judiciary.

Reps. Streibel, Hilleboe, Backes and Sanstead introduced:

House Bill No. 295. A Bill for an Act to amend and reenact section 54-35-10 of the North Dakota Century Code, relating to legislative compensation.

Was read the first time and referred to the committee on General Affairs.

Rep. Dornacker introduced:

House Bill No. 296. A Bill for an Act to amend and reenact section 57-39.2-02, subsection 10 of section 57-39.2-04, subdivision a of subsection 6 of section 57-40.2-01, section 57-40.2-02, and subsection 4 of section 57-40.2-04 of the North Dakota Century Code, relating to the sales and use tax and broadening the tax base to include liquor, beer, wine, tobacco, cigars, cigarettes, cigarette papers, snuff, and oleomargarine, and to repeal sections 57-39.2-03 and 57-40.2-03 of the North Dakota Century Code, relating to a separate and additional tax on retail sales and a separate and additional use tax.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Atkinson, Hentges and Dahl introduced:

House Bill No. 297. A Bill for an Act relating to recording of a master mortgage.

Was read the first time and referred to the committee on Industry and Business.

Rep. Ganser introduced:

House Bill No. 298. A Bill for an Act to amend and reenact subsection 6 of section 11-11-14, sections 16-09-01, 16-09-02, 16-09-03, 16-09-04, 16-09-05, and 16-09-07, and to repeal section 40-21-09 of the North Dakota Century Code, relating to the establishment, combination, annexation, and division of election precincts by the boards of county commissioners and the governing bodies of cities.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Metzger, Gackle and Kuehn introduced:

House Bill No. 299. A Bill for an Act to create and enact sections 34-14-11, 34-14-12, and 34-14-13 of the North Dakota Century Code, relating to reciprocal agreements for the collection of wages.

Was read the first time and referred to the committee on Labor.

Reps. Metzger, Boyum, Kuehn, Schaffer, Halcrow, Belter and Dahl introduced:

House Bill No. 300. A Bill for an Act to amend and reenact section 51-06-01 of the North Dakota Century Code, to require retailers electing to furnish trading stamps or similar devices to grant discounts to purchasers who may so elect.

Was read the first time and referred to the committee on Industry and Business.

Rep. Boyum introduced:

House Bill No. 301. A Bill for an Act to create and enact subsection 16 of section 50-06-06 of the North Dakota Century Code, relating to the powers and duties of the public welfare board.

Was read the first time and referred to the committee on Social Welfare.

Reps. R. Peterson, Aafedt and Sanstead introduced:

House Bill No. 302. A Bill for an Act to create and enact section 15-39-42 of the North Dakota Century Code, relating to freezing of certain rights and obligations under the teachers' insurance and retirement fund; and to amend and reenact section 15-39-14, subsection 1 of section 15-39-28, and section 15-39-28.1 of the North Dakota Century Code, relating to amount of assessment, amount of annuity, and annuity minimums under the teachers' insurance and retirement fund.

Was read the first time and referred to the committee on Education.

Reps. Lundene and DeKrey introduced:

House Bill No. 303. A Bill for an Act to create and enact section 20-01-07.1 of the North Dakota Century Code, prohibiting hunting from snowmobiles; and to amend and reenact section 20-01-07 of the North Dakota Century Code, relating to aerial hunting.

Was read the first time and referred to the committee on Natural Resources.

Reps. Reimers, Boyum, Jones, Anderson and Goodman introduced:

House Bill No. 304. A Bill for an Act to levy a tax on the sale of flaxseed for the purpose of creating a fund to be used for flax utilization research, and appropriating money from the fund to the economic development commission to carry on such research.

Was read the first time and referred to the committee on Agriculture.

Reps. Register, Hensrud and Leibhan introduced:

House Bill No. 305. A Bill for an Act to amend and reenact section 15-40-12 of the North Dakota Century Code, relating to foundation program payments.

Was read the first time and referred to the committee on Education.

Reps. Kingsbury, Berg, Wells, Haugland, J. Peterson, Sanstead, and Backes introduced:

House Bill No. 306. A Bill for an Act making an appropriation for the purpose of constructing a chapel at the Grafton state school upon conditions, and to amend and reenact section 1 of chapter 387 of the 1967 North Dakota Session Laws, relating to the fund for the construction of the chapel.

Was read the first time and referred to the committee on Appropriations.

Reps. Strinden and Kelsch introduced:

House Bill No. 307. A Bill for an Act to amend and reenact section 57-02-41 of the North Dakota Century Code, relating to attachment of tax liens involving tax exempt corporations or organizations.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Lundene, Opedahl, O. Solberg, Hoghaug, Haugland and DeKrey introduced:

House Bill No. 308. A Bill for an Act to amend and reenact subsection 2 of section 11-11-53 of the North Dakota Century Code, providing for the submission to the voters of a county the question of whether a tax should be authorized for the promotion of historical work by the county historical society and, if so, appropriation of such tax money for historical purposes.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Halcrow introduced:

House Bill No. 309. A Bill for an Act to create and enact a new section to chapter 57-50 of the North Dakota Century Code; to amend and reenact sections 57-50-03 and 57-54.1-15 of the North Dakota Century Code, and to amend and reenact sections 17, 34 and 48 of chapter 376 of the 1967 Session Laws of the state of North Dakota, relating to motor vehicle fuel and special fuel tax refunds, refunds for erroneously or illegally collected taxes, setting a limitation on the minimum dollar amount to be refunded, limiting the period of time refund checks must be retained and eliminating the statutory requirement requiring receipts to be issued upon payment of motor vehicle fuel taxes.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Emerson and Register introduced:

House Bill No. 310. A Bill for an Act to amend and reenact section 57-36-01 and subsection 1 of section 57-36-26 of the North Dakota Century Code, relating to the definition of a "cigarette" and to provide for authority for the annual and consolidated filing of tobacco products excise tax returns by dealers.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Dick, Linderman, Strinden, J. Peterson, Mueller, Boyum, Haugland and Bullis introduced:

House Bill No. 311. A Bill for an Act to amend and reenact section 61-24-13 of the North Dakota Century Code, relating to hearings conducted by the Garrison Diversion Conservancy District on contracts.

Was read the first time and referred to the committee on Agriculture.

Reps. McDonald, Reimers, Bernabucci, Haugland, J. Peterson, White, Boustead, Emerson and Sanstead introduced:

House Bill No. 312. A Bill for an Act to amend and reenact section 24-08-01 of the North Dakota Century Code, relating to the construction of bridges by board of county commissioners.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. McDonald, Reimers, Bernabucci, Haugland, J. Peterson, White, Boustead, Emerson and Sanstead introduced:

House Bill No. 313. A Bill for an Act to amend and reenact section 24-08-03 of the North Dakota Century Code, relating to the supervision and repairs of bridges.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Thompson introduced:

House Bill No. 314. A Bill for an Act to amend and reenact section 10-15-04, subsection 13 of section 10-15-05, and subsection 2 of section 10-15-25 of the North Dakota Century Code, relating to the number of incorporators required in forming cooperative corporations for farming or agricultural purposes.

Was read the first time and referred to the committee on Agriculture.

The House recessed to 1:30 P. M., January 23, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

FOURTEENTH DAY AFTER RECESS AND FIFTEENTH DAY

Bismarck, January 23, 1969

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

FIRST READING OF A HOUSE RESOLUTION

Committee on Employment introduced:

House Concurrent Resolution No. 14. A Concurrent Resolution providing and designating House and Senate employees and fixing their salaries.

Was read the first time.

MOTION

Rep. Streibel moved that the rules be suspended, and House Concurrent Resolution No. 14 be not printed as a bill, but printed in the Journal, and be placed on Second Reading and Final Passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 14

Introduced by Committee on Employment.

A Concurrent Resolution providing and designating House and Senate employees and fixing their salaries.

1 BE IT RESOLVED BY THE HOUSE OF

1a REPRESENTATIVES

2 OF THE FORTY-FIRST LEGISLATIVE ASSEMBLY OF THE

2a STATE

3 OF NORTH DAKOTA, THE SENATE CONCURRING

3a THEREIN:

4 SECTION 1.) That for and during the Forty-first

5 Legislative Assembly the following named persons are

5a employed and

6 appointed as employees of the House and Senate and shall be

6a paid

7 the per diem opposite their respective names in accordance with

8 the dates of their employment as recorded in the journal,

9 except as provided in sections 2, 3, 4, and 5 of this resolution.

10

House

| | | |
|----|--|---------|
| 11 | Roy Gilbreath, chief clerk..... | \$33.00 |
| 12 | Barbara King, desk reporter..... | 33.00 |
| 13 | E. A. Tough, assistant chief clerk..... | 25.00 |
| 14 | Delano Wawers, bill clerk..... | 22.00 |
| 15 | Mavis Patchen, chief stenographer and payroll clerk..... | 24.00 |
| 16 | Alfred Hetland, calendar clerk..... | 22.00 |
| 17 | Ernest Benser, sergeant-at-arms..... | 19.00 |
| 18 | Jonas Johnson, deputy sergeant-at-arms..... | 16.00 |
| 19 | Henry Benson, assistant sergeant-at-arms..... | 15.00 |
| 20 | Oluf Grundstad, assistant sergeant-at-arms..... | 15.00 |
| 21 | Olgert Sandven, assistant sergeant-at-arms..... | 15.00 |

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| 22 | Dorothy Litchfield, secretary to speaker..... | 21.00 |
| 23 | Marilys Fleck, secretary to majority floor leader..... | 21.00 |
| 24 | Corliss Mushik, secretary to minority floor leader..... | 21.00 |
| 25 | Lela Knudsen, chief committee clerk..... | 22.00 |
| 26 | ElaNor Weber, appropriations committee clerk..... | 21.00 |
| 27 | Maude Grambs, committee clerk..... | 19.00 |
| 28 | LuGale Backlin, committee clerk..... | 19.00 |
| 29 | Helen Soma, committee clerk..... | 19.00 |
| 30 | Alice Zako, committee clerk..... | 19.00 |
| 31 | Louise Ebert, committee clerk..... | 19.00 |
| 32 | Darlyne Clausnitzer, stenographer..... | 20.00 |
| 33 | Marie D. Enders, stenographer..... | 20.00 |
| 34 | Gloria Farnstrom, stenographer..... | 20.00 |
| 35 | Mary Ann Schmaltz, stenographer..... | 20.00 |
| 36 | Veronica Sauter, stenographer..... | 20.00 |
| 37 | Gladys Van Vleet, stenographer..... | 20.00 |
| 38 | Keith Morken, bill book clerk..... | 15.00 |
| 39 | Kathleen Robey, bill book clerk..... | 15.00 |
| 40 | Adaline Lee, bill book clerk..... | 15.00 |
| 41 | Mrs. Gary Cleveland, bill book clerk..... | 15.00 |
| 42 | Dorothy Peterson, typist..... | 18.00 |
| 43 | Ailon Norton, typist..... | 18.00 |
| 44 | Shirley Shaw, enrolling and engrossing clerk..... | 19.00 |
| 45 | Ruth Harter, enrolling and engrossing clerk..... | 19.00 |
| 46 | Frieda Borth, proofreader..... | 19.00 |
| 47 | Gertrude Learn, proofreader..... | 19.00 |
| 48 | Sam Labrenz, journal room clerk..... | 15.00 |
| 49 | Julius Sukut, journal room clerk..... | 15.00 |
| 50 | Ann Bahmer, journal room clerk..... | 15.00 |
| 51 | Pearl Andre, bill room clerk..... | 15.00 |
| 52 | Hazel Common, bill room clerk..... | 15.00 |
| 53 | Frances V. Froeschle, information desk attendant..... | 15.00 |
| 54 | Jack Tully, supply room attendant..... | 15.00 |
| 55 | Ruth McCormack, postmistress..... | 15.00 |
| 56 | Emma Dickey, assistant postmistress..... | 15.00 |
| 57 | Enola Eck, telephone attendant..... | 15.00 |
| 58 | Iola Langord, telephone attendant..... | 15.00 |
| 59 | Clara Wendt, chief page..... | 18.00 |
| 60 | Eunice Weekes, page..... | 15.00 |
| 61 | Tom Tudor, page..... | 15.00 |
| 62 | Carol Ewald, page..... | 15.00 |
| 63 | Geri Kirschmann, page..... | 15.00 |
| 64 | Karen Fay Thompson, page..... | 15.00 |
| 65 | Mildred Weishaar, page..... | 15.00 |
| 66 | Robert Kilickowski, page..... | 15.00 |
| 67 | Barbara Wadeson, page..... | 15.00 |
| 68 | Edna Erickson, page..... | 15.00 |
| 69 | Pius Reis, parking lot attendant..... | 15.00 |
| 70 | Senate | |
| 71 | Leo Leidholm, secretary..... | 33.00 |
| 72 | Dagny Olson, desk reporter..... | 33.00 |
| 73 | A. E. Bradley, sergeant-at-arms..... | 19.00 |
| 74 | Arthur Herk, assistant secretary..... | 25.00 |
| 75 | Robert Ellsworth, deputy sergeant-at-arms..... | 16.00 |
| 76 | Richard H. Jagd, assistant sergeant-at-arms..... | 15.00 |
| 77 | Ralph Scott, assistant sergeant-at-arms..... | 15.00 |
| 78 | Roy Pearson, assistant sergeant-at-arms..... | 15.00 |
| 79 | Nick Frank, assistant sergeant-at-arms..... | 15.00 |
| 80 | Vernon Asheim, bill clerk..... | 22.00 |
| 81 | Cora Essington, chief stenographer and payroll clerk..... | 24.00 |
| 82 | Lois J. Scherr, chief committee clerk..... | 22.00 |
| 83 | Lyness Lloyd, calendar clerk..... | 22.00 |

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|------|--|-------|
| 84 | Eunice Anderson, enrolling and engrossing clerk..... | 19.00 |
| 85 | Marguerite Stenehjelm, enrolling and engrossing clerk..... | 19.00 |
| 86 | Dormile Diede, secretary to the president..... | 21.00 |
| 87 | Donna Heisler, secretary to majority floor leader..... | 21.00 |
| 88 | Mariann L. Lang, secretary to minority floor leader..... | 21.00 |
| 89 | Dennis Rhode, bill room clerk..... | 15.00 |
| 90 | Ernest Schramm, bill room clerk..... | 15.00 |
| 91 | Janine Haug, stenographer..... | 20.00 |
| 92 | Marlene Backman, stenographer..... | 20.00 |
| 93 | Jackie Burke, stenographer..... | 20.00 |
| 94 | Lorraine Moos, stenographer..... | 20.00 |
| 95 | Celeste Archuleta, typist — committee clerk..... | 19.00 |
| 96 | Ann Stephan, typist..... | 18.00 |
| 97 | Gladys Derrick, appropriations committee clerk..... | 21.00 |
| 98 | Betty Swang, committee clerk..... | 19.00 |
| 99 | Darlene Hedstrom, committee clerk..... | 19.00 |
| 100 | Robertta Small, committee clerk..... | 19.00 |
| 101 | Jane Romsdal, committee clerk..... | 19.00 |
| 102 | Jackie Hayden, page..... | 15.00 |
| 103 | Linda Morrison, page..... | 15.00 |
| 104 | Rosella Grantham, page..... | 15.00 |
| 105 | Susan Giles, John Angell, Kevin Reis, Joy Markley, Russell | |
| 106 | Berge, Dianne Bennett, pages each to receive equal portions | |
| 107 | of | 15.00 |
| 108 | Frieda Schlaht, telephone attendant..... | 15.00 |
| 109 | Viola DeForest, telephone attendant..... | 15.00 |
| 110 | Wanda Froehlich, bill book clerk..... | 15.00 |
| 111 | Pearl Herron, bill book clerk..... | 15.00 |
| 112 | John Fibelstad, bill book clerk..... | 15.00 |
| 113 | Emil Albrecht, bill book clerk..... | 15.00 |
| 114 | Helen Peterson, information desk attendant..... | 15.00 |
| 115 | Fred Krause, Jr., journal room chief..... | 15.00 |
| 116 | Alta Harens, journal room clerk..... | 15.00 |
| 117 | Hazel Ludemann, journal room attendant..... | 15.00 |
| 118 | Iver Kval, parking lot attendant..... | 18.00 |
| 119 | Marie Skjod, proofreader..... | 19.00 |
| 120 | Elma Schrammen, proofreader..... | 19.00 |
| 121 | SECTION 2.) That the following employees shall be paid | |
| 122 | additional compensation for services performed for the Legisla- | |
| 123 | tive Assembly during periods prior to the date of subscribing | |
| 124 | to their oath of office, as indicated in the journal, for the | |
| 125 | days of employment set forth following their names and at the | |
| 126 | rate of pay indicated for such position in section 1 of this reso- | |
| 127 | lution. | |
| 128 | House | |
| 129 | Roy Gilbreath, chief Clerk — January 3, 4, and 6, 1969 | |
| 130 | Delano Wawers, bill clerk — January 6, 1969 | |
| 131 | Clara Wendt, chief page — January 6, 1969 | |
| 132 | Tom Tudor, page — January 6, 1969 | |
| 133 | Mildred Weishaar, page — January 7, 1969 | |
| 134 | Shirley Shaw, enrolling and engrossing clerk — January 7, 8 | |
| 135 | and 9, 1969 | |
| 136 | Sam Labrenz, journal room clerk — January 7, 1969 | |
| 137 | Julius Sukut, journal room clerk — January 7, 1969 | |
| 138 | Hazel Common, bill room clerk — January 7, 1969 | |
| 139 | Keith Morken, bill book clerk — January 9, 1969 | |
| 140 | Oluf Grunstad, assistant sergeant-at-arms — January 9, 1969 | |
| 141 | Henry Benson, assistant sergeant-at-arms — January 9, 1969 | |
| 142 | Gloria Farnstrom, stenographer — January 9, 1969 | |
| 143 | Ruth Harter, enrolling and engrossing clerk — January 9, 1969 | |
| 144 | Jonas Johnson, deputy sergeant-at-arms, January 8 and 9, 1969 | |
| 145 | Olger Sandven, assistant sergeant-at-arms — January 8 and 9, | |
| 145a | 1969 | |

- 146 Gertrude Learn, proofreader — January 8 and 9, 1969
 147 Emma Dickey, assistant postmistress — January 7, 1969
 148 Senate
 149 Leo Leidholm, secretary — January 6, 1969
 150 Cora Essington, chief stenographer and payroll clerk —
 151 January 6, 1969
 152 Lois J. Scherr, chief committee clerk — January 6, 1969
 153 Marguerite Stenehjelm, enrolling and engrossing clerk —
 154 January 14, 1969
 155 Lorraine Moos, stenographer — January 13 and 14, 1969
 156 Linda Morrison, page — January 14, 1969
 157 Fred Krause, Jr., journal room clerk — January 6, 1969
 158 SECTION 3.) That the date of employment for pay purposes
 159 for Helen Peterson, information desk attendant, shall be
 160 January 14, 1969, at the rate prescribed in section 1 of this
 161 resolution.
 162 SECTION 4.) That for and during the Forty-first Legislative
 163 Assembly the following persons are employed effective
 164 January 6, 1969, at a rate of \$500.00 per month or a portion
 165 thereof based upon the portion of any month they are employed,
 166 in the position of Legislative Intern, and are hereby assigned
 167 for supervision purposes to the Legislative Research Committee.
 168 David Axtmann
 169 Larry Allen Bakken
 170 Earle R. Myers, Jr.
 171 Richard Louis Wakefield
 172 Roger R. Weisenburger
 173 Boyd Lewis Wright
 174 SECTION 5.) That for and during the Forty-first Legislative
 175 Assembly the following persons are employed for the
 175a performance
 176 of janitorial, engineering, and electrical repair services at
 177 rates of pay set opposite their names, such employment being
 178 effective January 7, 1969.
 179 John Sprynczynatyk, janitor..... \$14.00
 180 John Dorrheim, janitor..... 14.00
 181 Ferd Hetterle, janitor..... 14.00
 182 Matt Roehrich, janitor..... 14.00
 183 Fred Bosch, Jr., janitor..... 14.00
 184 Alf Johnson, janitor..... 14.00
 185 Edwin Keller, engineer..... 14.00
 186 Art Fricke, assistant engineer..... one-third of 14.00
 187 Peter Ternes, janitor..... 14.00
 188 SECTION 6.) In the event any employee shall resign, be dis-
 189 charged, or for other reasons terminate his employment, the
 190 compensation provided for in this resolution shall cease, effective
 191 the last day of such employment.

SECOND READING OF HOUSE BILLS

AND A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 14. A Concurrent Resolution providing and designating House and Senate employees and fixing their salaries.

Was read the second time.

ROLL CALL

The question being on the adoption of the resolution, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Emerson | Kingsbury | Rundle |
| Aarnoth | Erickson, K. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |

THURSDAY, JANUARY 23, 1969

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| | | | |
|------------------------|--------------|--------------|-------------|
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | Rivinius | |
| Absent and not voting: | | | |
| Boyum | Erickson, W. | Mueller | |

So the Resolution was adopted.

MOTION

Rep. Streibel moved that the rules be suspended and that House Concurrent Resolution No. 14 be messaged to the Senate immediately, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 23, 1969

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 14

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 33, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Erickson (4th Dist.) moved that the report be adopted.

MOTION

Rep. Tweten moved a substitute motion that House Bill No. 33 be placed on the calendar, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

House Bill No. 65

House Bill No. 103

House Bill No. 137

House Bill No. 169

House Concurrent Resolution No. 6

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTEENTH DAY

Bismarck, January 23, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. James Sorenson, Trinity Lutheran Church, Bismarck.

Roll was called and all members were present except Rep. Boyum.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirteenth Day After Recess and Fourteenth Day and find the same to be correct.

And recommends the same be approved.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 128, has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 135, has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 176, has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title delete the language "to include doctor of chiropractic" and insert in lieu thereof the following language: "relating to accident or sickness insurance policies".

In line nine after the first word doctor insert the words "of medicine"

In line thirteen after the first word doctor insert the words "of medicine".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. McDonald moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Hilleboe moved that the amendments to House Bill No. 52, as recommended by the Committee on State and Federal Government and as printed on page 195 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 61, as recommended by the Committee on Education and as printed on page 195 of the House Journal be adopted.

MOTIONS

Rep. Eagles moved that the House not adopt the amendments to House Bill No. 61, which motion was subsequently withdrawn.

Rep. Moquist moved that House Bill No. 61 be re-referred to the House Committee on Education, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 95, as recommended by the Committee on Judiciary and as printed on page 196 of the House Journal be adopted, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, January 23, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 4
Senate Bill No. 5
Senate Bill No. 15
Senate Bill No. 25
Senate Bill No. 75
Senate Bill No. 92
Senate Bill No. 128
Senate Bill No. 129
Senate Bill No. 140
Senate Bill No. 141
Senate Bill No. 147
Senate Bill No. 173

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, January 23, 1969

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 14

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

FIRST READING OF A SENATE RESOLUTION

Senate Concurrent Resolution No. 14. A Concurrent Resolution commending the North Dakota American Legion upon its Golden Anniversary, and declaring January 28, 1969, as American Legion Day in North Dakota.

Was read the first time.

MOTION

Rep. Streibel moved that the rules be suspended, and Senate Concurrent Resolution No. 14 be placed on Second Reading of Senate Bills, Memorials and Resolutions and Final Passage.

SECOND READING OF SENATE RESOLUTION

Senate Concurrent Resolution No. 14. A Concurrent Resolution commending the North Dakota American Legion upon its Golden Anniversary, and declaring January 28, 1969, as American Legion Day in North Dakota.

Was read the second time.

The question being on the adoption of the resolution.

So the resolution was adopted by voice vote.

MOTION

Rep. Streibel moved that the rules be suspended, and Senate Concurrent Resolution No. 14 be messaged to the Senate immediately, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 23, 1969

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 14

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

Rep. K. Johnson moved that the amendments to House Bill No. 32, as recommended by the Committee on Agriculture and as printed on page 197 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 132, as recommended by the Committee on Finance and Taxation and as printed on pages 197 and 198 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 141, as recommended by the Committee on Education and as printed on page 198 of the House Journal be adopted, which motion prevailed, and House Bill No. 141 is placed on the Consent Calendar.

Rep. Kelsch moved that the amendments to House Bill No. 147, as recommended by the Committee on Judiciary and as printed on page 198 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 148, as recommended by the Committee on Judiciary and as printed on page 198 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS AND RESOLUTIONS

House Bill No. 109. A Bill for an Act to provide for motor vehicle excise tax refunds, for a procedure for refunding, and making an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Bullis | Haugland | Matheny | Streibel |
| Bunker | Henning | McDonald | Strinden |
| Burke | Hensrud | Metzger | Swedlund |
| Connolly | Hentges | Miedema | Thompson |
| Dahl | Hickle | Moquist | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |

| | | | |
|---------|--------|----------|-------------|
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:

Aafedt Boyum

So the bill passed and the title was agreed to.

House Bill No. 65. A Bill for an Act to prohibit state agencies from purchasing, leasing, or accepting by gift, any aircraft.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 56; nays, 41; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|-----------|-------------|--------------|
| Aarnoth | Dick | Hilleboe | Metzger |
| Anderson | Diehl | Hoghaug | Miedema |
| Atkinson | Dornacker | Jenkins | Moquist |
| Austin | Eagles | Johnson, K. | Mueller |
| Belter | Freeman | Jones | Olienyk |
| Berg | Froelich | Kingsbury | Peterson, J. |
| Bernabucci | Gackle | Knudson | Powers |
| Boustead | Ganser | Kuehn | Reimers |
| Bunker | Goodman | Lang | Rundle |
| Burke | Halcrow | Larson, G. | Seibel |
| Connolly | Haugland | Larson, L. | Stoltenow |
| Davis | Henning | Lillehaugen | Wagner |
| Dawson | Hentges | Matheny | Wells |
| DeKrey | Hickle | McDonald | White |

Those voting in the negative were:

| | | | |
|--------------|-----------|--------------|-------------|
| Aafedt | Grant | Peterson, R. | Streibel |
| Aas | Hensrud | Register | Strinden |
| Backes | Hoffner | Rivinius | Swedlund |
| Bier | Hougen | Sandness | Thompson |
| Bullis | Kelsch | Sanstead | Thorsgard |
| Dahl | Leibhan | Schaffer | Tweten |
| Emerson | Linderman | Simonson | Weber |
| Erickson, K. | Link | Solberg, I. | Welder |
| Erickson, W. | Lundene | Solberg, O. | Wilkie |
| Giffey | Opedahl | Stone | Mr. Speaker |
| Glaspey | | | |

Absent and not voting:

Boyum

So the bill passed and the title was agreed to.

MOTION

Rep. Strinden moved that House Bill No. 103 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Rep. Freeman moved that House Bill No. 137 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

House Bill No. 138. A Bill for an Act to amend and reenact subsection 4 of section 41-09-34 (9-313) of the North Dakota Century Code, relating to priority of security interests in fixtures.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aarnoth | Erickson, W. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |

| | | | |
|------------------------|-------------|--------------|-------------|
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | Kelsch | Rivinius | |
| Absent and not voting: | | | |
| Boustead | Boyum | Mueller | |

So the bill passed and the title was agreed to.

House Bill No. 169. A Bill for an Act to amend and reenact section 40-14-02 of the North Dakota Century Code, extending the term of elected officials in a city operating under the council form of government to four (4) years.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 93; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rundle |
| Aamoth | Erickson, W. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Reimers | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

Kingsbury Register

Absent and not voting:

Boustead Boyum Mueller

So the bill passed and the title was agreed to.

House Bill No. 191. A Bill for an Act to amend and reenact sections 6-06-04, subsection 5a of section 6-06-06 and 6-06-14 of the North Dakota Century Code, relating to certificate of organization and bylaw amendments, investment of surplus funds, and loan limitations of credit unions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Froelich | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Olienyk | Weber |
| Dawson | Hoffner | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, J. | Wells |
| Dick | Hougen | Peterson, R. | White |
| Diehl | Jenkins | Powers | Wilkie |
| Dornacker | Johnson, K. | Register | Mr. Speaker |
| Eagles | Jones | | |

Those voting in the negative were:

Rundle Wagner

Absent and not voting:

Boyum Mueller

So the bill passed and the title was agreed to.

House Concurrent Resolution No. 6. A Concurrent Resolution directing the legislative research committee to conduct a study and formulate a procedure for the consolidation of county, city, and county seat city governments.

Was read the second time.

The question being on the adoption of the resolution, which resolution was adopted on a voice vote, and re-referred to Legislative Research Resolutions Committee.

House Concurrent Resolution No. 8. A Concurrent Resolution directing the legislative research committee to study and make recommendations in regard to the composition and format of statewide election ballots.

Was read the second time.

The question being on the adoption of the resolution, which resolution was adopted on a voice vote, and re-referred to the Legislative Research Resolutions Committee.

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 23, 1969

Mr. President: I have the honor to transmit:
House Bill No. 71

House Bill No. 90
 House Bill No. 92
 House Bill No. 96
 House Bill No. 106
 House Bill No. 142
 House Bill No. 145
 House Bill No. 146
 House Bill No. 233

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that at the conclusion of the Ninth Order of Business the House stand recessed until 1:30 p.m., January 24, 1969, which motion prevailed.

FIRST READING OF HOUSE BILLS AND RESOLUTIONS

Reps. Rundle and K. Johnson introduced:

House Bill No. 315. A Bill for an Act to amend and reenact sections 57-15-27 and 57-15-28 of the North Dakota Century Code, relating to the interim fund of political subdivisions and the emergency fund of counties.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. L. Larson introduced:

House Bill No. 316. A Bill for an Act to authorize townships to provide for and maintain parks and to authorize the levy of a tax for the support thereof.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Giffey introduced:

House Bill No. 317. A Bill for an Act to amend and reenact section 43-15-03 of the North Dakota Century Code, to provide that each appointment to the state board of pharmacy shall be made from a list of three names submitted to the governor by the state pharmaceutical association.

Was read the first time and referred to the committee on Social Welfare.

Rep. Burke introduced:

House Bill No. 318. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to second or subsequent convictions for driving while under the influence of intoxicating liquor.

Was read the first time and referred to the committee on Transportation.

Reps. Eagles and Hensrud introduced:

House Bill No. 319. A Bill for an Act to define "justified medical termination of pregnancy" and to amend section 12-25-01, 12-25-02, and 12-25-04 of the North Dakota Century Code, relating to abortion.

Was read the first time and referred to the committee on Social Welfare.

Reps. Hilleboe, Boustead, Boyum, Eagles, Hentges, Metzger, Wagner, McDonald, Bunker, Aas, White, Aamoth, Giffey, Strinden, L. Larson, Seibel, and Stone introduced:

House Bill No. 320. A Bill for an Act to amend and reenact subsection 1 of section 19-05-08 and subsection 2 of section 19-05-13 of

the North Dakota Century Code, providing for the phasing out of the tax and stamps on oleomargarine.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Bullis and Kelsch introduced:

House Bill No. 321. A Bill for an Act to provide for the modification by the courts of this state, under specified circumstances, of child custody determinations and decrees made by the courts of other states, to prescribe the procedure therefor and the effect thereof, to provide for the recognition and enforcement of out-of-state custody decrees, to provide for hearings and studies in other states, and to provide for the rendition of assistance to the courts of other states, and constituting the uniform child custody jurisdiction act.

Was read the first time and referred to the committee on Judiciary.

MOTION

Rep. Streibel moved that the rules be suspended and House Bill No. 321 not be printed as a bill and not be printed in the Journal, but 300 copies be made available to the House, which motion prevailed.

FIRST READING OF HOUSE BILLS AND RESOLUTIONS

Reps. Kelsch and Aamoth introduced:

House Bill No. 322. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to the salaries of judges of county courts of increased jurisdiction.

Was read the first time and referred to the committee on Judiciary.

Rep. Kelsch introduced:

House Bill No. 323. A Bill for an Act to amend and reenact section 19-02-20 of the North Dakota Century Code, relating to medical examination of food handlers.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Tweten, Aas and Aamoth introduced:

House Bill No. 324. A Bill for an Act to authorize the state institutions of higher education to invest certain funds in legal investments, and making an appropriation.

Was read the first time and referred to the committee on Appropriations.

Rep. Matheny introduced:

House Bill No. 325. A Bill for an Act to provide that all credit cards issued to residents of this state shall have a place for the signature of the holder of the card, and shall be signed by the holder.

Was read the first time and referred to the committee on General Affairs.

Reps. Link, R. Peterson, K. Johnson, Rundle and Sanstead introduced:

House Bill No. 326. A Bill for an Act to create a legislative sub-districting commission and to provide for subdivision and redistricting of legislative districts with more than one senator and more than two representatives by March 1, 1972.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Thompson, Wilkie, and Swedlund introduced:

House Bill No. 327. A Bill for an Act making an appropriation to the economic development commission to provide consultation ser-

vices and technical assistance to cities in regard to state and federal assistance programs available to them.

Was read the first time and referred to the committee on Appropriations.

Reps. Wagner and Atkinson introduced:

House Bill No. 328. A Bill for an Act to authorize acceptance and disbursement of certain moneys by the legislative audit and fiscal review committee and to repeal section 54-16-04.1 of the 1967 Supplement to the North Dakota Century Code, relating to the acceptance and disbursement of certain moneys by the emergency commission.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Dornacker introduced:

House Bill No. 329. A Bill for an Act to amend and reenact sections 15-40-02, 15-40-18, 15-40-19, 15-40-29, 57-39.2-02, 57-40.2-02, and 57-40.3-02 of the North Dakota Century Code, relating to state school aid; and to repeal section 57-15-24 of the North Dakota Century Code, relating to the twenty-one mill levy.

Was read the first time and referred to the committee on Education.

Rep. Dornacker introduced:

House Bill No. 330. A Bill for an Act to provide that nonresident corporations shall compute their income tax liability on the same basis as domestic corporations on income earned in North Dakota and that the income tax liability of nonresident corporations shall be increased or decreased in order that such nonresident corporations be treated on an equal basis with domestic corporations.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Dornacker introduced:

House Bill No. 331. A Bill for an Act to amend and reenact subsection 1 of section 57-37-02 and section 57-37-06 of the North Dakota Century Code, relating to determination of a decedent's gross estate for estate tax purposes and excluding joint homesteads from the gross estate, and to inclusion of jointly held interests in the gross estate of the decedent.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Aafedt, Jones and Wagner introduced:

House Bill No. 332. A Bill for an Act to amend and reenact section 12-18-07 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers.

Was read the first time and referred to the committee on Education.

Reps. Dahl, Backes, Wells and Haugland introduced:

House Bill No. 333. A Bill for an Act to amend and reenact Section 2-06-01.1 of the North Dakota Century Code, relating to the aeronautics commission exercise of the powers of an airport authority with exceptions.

Was read the first time and referred to the committee on Transportation.

Reps. Moquist, Kingsbury, and Berg introduced:

House Bill No. 334. A Bill for an Act relating to potatoes; prohibiting the sale of artificially colored potatoes; and imposing a penalty.

Was read the first time and referred to the committee on Agriculture.

Reps. Moquist, Kingsbury and Berg introduced:

House Bill No. 335. A Bill for an Act prohibiting the sale of potatoes not labeled as to grade; and providing a penalty.

Was read the first time and referred to the committee on Agriculture.

Reps. Wagner and Haugland introduced:

House Bill No. 336. A Bill for an Act to amend and reenact subsection 3 of section 23-06-13 of the North Dakota Century Code, designating who may give authorization for dissection of a body.

Was read the first time and referred to the committee on Social Welfare.

Reps. Bunker and R. Peterson introduced:

House Bill No. 337. A Bill for an Act to amend and reenact subsection 3 of section 41-02-33 of the North Dakota Century Code, to provide that certain warranties shall not apply to the sale of human blood and certain other tissues and organs.

Was read the first time and referred to the committee on Social Welfare.

Rep. Aas introduced:

House Bill No. 338. A Bill for an Act to amend and reenact subsection 2 of section 57-38-31 of the 1967 Supplement to the North Dakota Century Code, relating to filing of income tax returns by a husband and wife.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Kelsch introduced:

House Bill No. 339. A Bill for an Act to create and enact subsection 3 of section 57-38-40 of the North Dakota Century Code, relating to the approval of income tax refunds of a deceased taxpayer.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Dahl, Backes, Thompson and J. Peterson introduced:

House Bill No. 340. A Bill for an Act to provide for the fluoridation of municipal water supplies, and to provide that the state department of health shall promulgate rules and regulations regarding the fluoridation of municipal water supplies.

Was read the first time and referred to the committee on Social Welfare.

Reps. Goodman, Schaffer, Dahl, Jenkins and Boustead introduced:

House Bill No. 341. A Bill for an Act to amend and reenact section 57-02-20 of the North Dakota Century Code, relating to the exemption of farm machinery for one year.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Aas introduced:

House Bill No. 342. A Bill for an Act to amend and reenact section 11-23-01 of the North Dakota Century Code, to change the date for county department heads to file their budget requests with the board of county commissioners.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Dahl introduced:

House Bill No. 343. A Bill for an Act to indemnify Lloyd Adermann for the loss of cattle erroneously believed to have brucellosis, and for an appropriation.

Was read the first time and referred to the committee on Agriculture.

Rep. Dornacker introduced:

House Bill No. 344. A Bill for an Act to repeal section 57-38-36 of the North Dakota Century Code, relating to installment payments of income tax.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Dornacker introduced:

House Bill No. 345. A Bill for an Act to amend and reenact section 39-06-18 of the North Dakota Century Code, relating to the issuance of duplicate motor vehicle operators' licenses.

Was read the first time and referred to the committee on Transportation.

Reps. Kelsch and Strinden introduced:

House Bill No. 346. A Bill for an Act to amend and reenact section 40-13-09 of the North Dakota Century Code, relating to the filling of vacancies of unexpired terms.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Kelsch and Strinden introduced:

House Bill No. 347. A Bill for an Act to amend and reenact section 40-13-08 of the North Dakota Century Code, relating to vacancies existing in appointive offices.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Seibel, Streibel, Hilleboe, Leibhan, Simonson, Henning and Dornacker introduced:

House Bill No. 348. A Bill for an Act to create and enact section 2-05-19 of the North Dakota Century Code, relating to aerial spraying and prohibiting same in certain areas without permission from the city governing body.

Was read the first time and referred to the committee on Natural Resources.

Reps. Wagner, Sanstead and Kelsch introduced:

House Bill No. 349. A Bill for an Act to amend and reenact Section 16-17-02 of the 1967 Supplement to the North Dakota Century Code, relating to the number of precinct committeemen that a political party is entitled to and establishing the terms thereof.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Bunker introduced:

House Bill No. 350. A Bill for an Act to create and enact section 19-03-28.1 of the North Dakota Century Code, relating to the sale or possession of marijuana, and providing a penalty, and to amend and reenact section 19-03-01 of the North Dakota Century Code, relating to definition of narcotic drugs.

Was read the first time and referred to the committee on Social Welfare.

Rep. Bunker introduced:

House Bill No. 351. A Bill for an Act to amend and reenact sections 62-01-04, 62-01-06, and 62-01-07 of the North Dakota Century Code, relating to the possession of pistols and the issuance of pistol licenses.

Was read the first time and referred to the committee on Veterans Affairs.

Reps. Diehl and Dornacker introduced:

House Bill No. 352. A Bill for an Act relating to the maintenance of certain cemeteries, the creation of a county cemetery board,

duties of the county cemetery board, and to provide for a county mill levy.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Kelsch introduced:

House Bill No. 353. A Bill for an Act to amend and reenact section 27-16-03 of the 1967 Supplement of the North Dakota Century Code, relating to compensation for juvenile commissioners.

Was read the first time and referred to the committee on Judiciary.

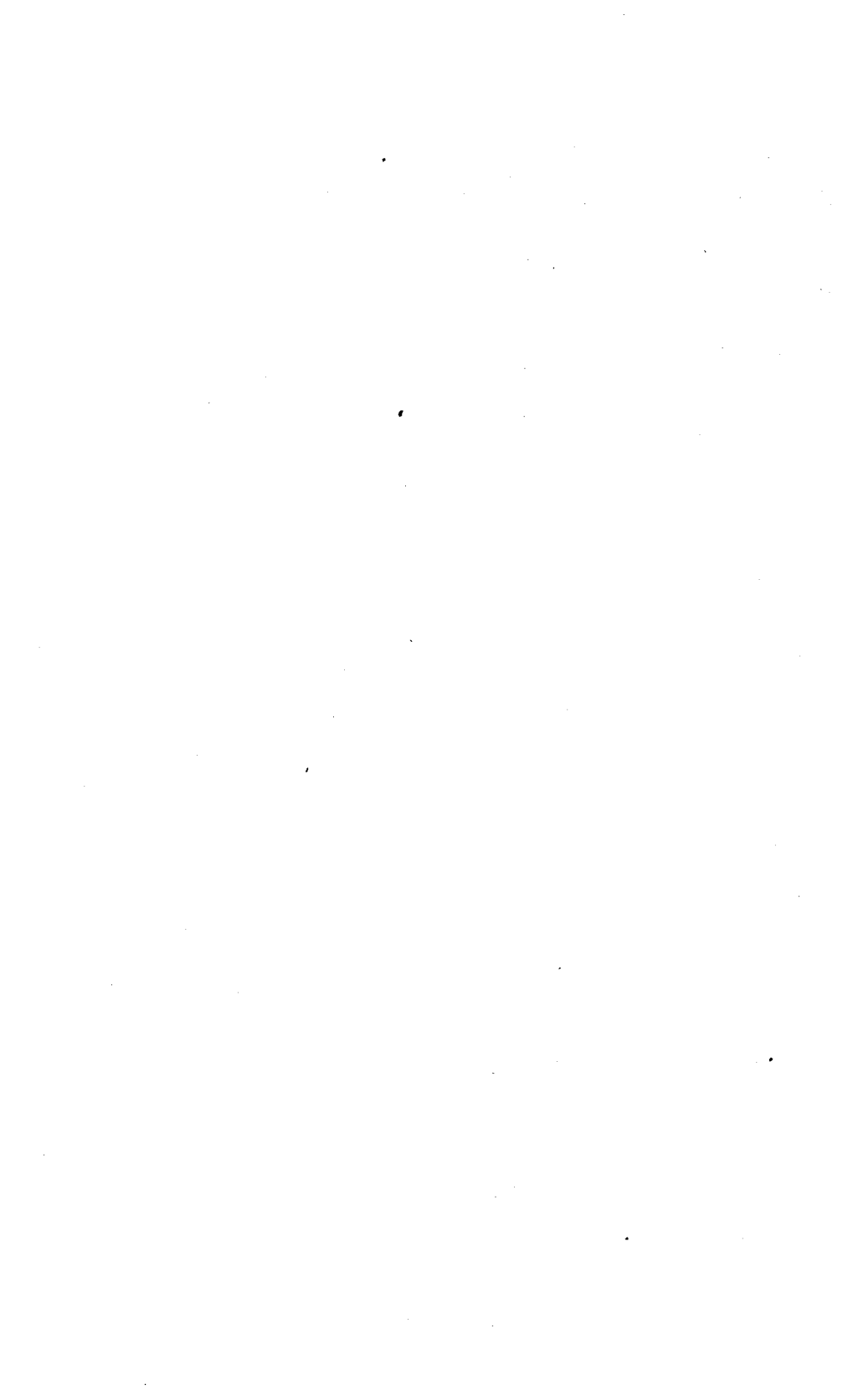
Reps. Aas, Bunker, Backes, Haugland, Anderson, J. Peterson, Sanstead, Emerson, Eagles and L. Larson introduced:

House Concurrent Resolution No. 13. A Concurrent Resolution urging the Board of Higher Education to establish nursing programs at Minot State College and North Dakota State University.

Was read the first time and referred to the committee on Education.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk



FIFTEENTH DAY AFTER RECESS AND SIXTEENTH DAY

Bismarck, January 24, 1969

The House reconvened at 1:30 P. M., pursuant to recess taken, with Speaker E. Johnson presiding.

MOTION

Rep. Glaspey moved House Bill No. 33 be re-referred to the Committee on Agriculture, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 32
House Bill No. 52
House Bill No. 132
House Bill No. 141
House Bill No. 147
House Bill No. 148

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 95

And find the same correctly Re-engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the Ninth Order, and at the conclusion of the Ninth Order, the House stand adjourned, which motion prevailed.

FIRST READING OF HOUSE BILLS AND RESOLUTIONS

Reps. Bunker, Streibel and Link introduced:

House Bill No. 354. A Bill for an Act to establish an institute of planning at North Dakota state university, and making an appropriation.

Was read the first time and referred to the committee on Education.

Reps. Connolly, Dawson, Rundle, K. Johnson, Rivinius, Davis, Opedahl and Reimers introduced:

House Bill No. 355. A Bill for an Act to amend and reenact section 36-05-10 of the North Dakota Century Code, relating to the fees for inspection of livestock.

Was read the first time and referred to the committee on Agriculture.

Rep. Kelsch introduced:

House Bill No. 356. A Bill for an Act to amend and reenact section 32-19.1-01 of the 1967 Supplement to the North Dakota Century Code, relating to the power of parties to a real estate mortgage to agree to short-term foreclosure and eliminating therefrom the necessity for a power of sale; and to amend and reenact section 32-19.1-06 of the 1967 Supplement to the North Dakota Century Code, relating to the manner in which notice of record shall be given of the amount due on foreclosure of short-term mortgage.

Was read the first time and referred to the committee on Judiciary.

Reps. Weber, Lillehaugen, Lundene, Seibel, Simonson, Opedahl, I. Solberg and Belter introduced:

House Bill No. 357. A Bill for an Act to amend and reenact section 57-37-24 of the North Dakota Century Code, relating to the distribution of estate taxes.

Was read the first time and referred to the committee on General Affairs.

Reps. Wilkie, Boustead, Stone, Dornacker, Weber and Aas introduced:

House Bill No. 358. A Bill for an Act to amend and reenact section 57-20-01 of the North Dakota Century Code, relating to the due dates and delinquency of real and personal property taxes, and penalties thereon.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Bier introduced:

House Bill No. 359. A Bill for an Act to prevent counties from leasing their county road machinery for less than the cost of operation of the equipment.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Olienyk, Sanstead, Froelich and Atkinson introduced:

House Bill No. 360. A Bill for an Act to amend and reenact subdivision b of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to exemption of driver education vehicles from motor vehicle registration fees and declaring an emergency.

Was read the first time and referred to the committee on Transportation.

Reps. K. Johnson, Davis, Connolly, and Dawson introduced:

House Bill No. 361. A Bill for an Act to amend and reenact section 36-01-18 of the North Dakota Century Code, relating to inspection of livestock in transit and providing a penalty.

Was read the first time and referred to the committee on Agriculture.

Reps. Hilleboe and Sanstead introduced:

House Bill No. 362. A Bill for an Act to amend and reenact section 40-45-09 of the 1967 Supplement to the North Dakota Century

Code and section 40-45-11 of the North Dakota Century Code, relating to police pensions in cities.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Dawson introduced:

House Bill No. 363. A Bill for an Act to amend and reenact subsection 2 of section 57-02-11 of the North Dakota Century Code, relating to the listing and assessment of property and providing that livestock used for breeding purposes shall be valued according to the average value over a twelve-month period.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Sanstead, E. Johnson, Froelich and Sandness introduced:

House Bill No. 364. A Bill for an Act to amend and reenact section 15-45-01 of the North Dakota Century Code, relating to establishing kindergartens.

Was read the first time and referred to the committee on Education.

Reps. Kuehn, Sanstead and Haugland introduced:

House Bill No. 365. A Bill for an Act establishing an interstate compact on juveniles and providing for the return of runaway juveniles and escapees, the out-of-state supervision of delinquent juveniles, and authorizing cooperative institutionalization of psychotic and defective delinquent juveniles.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Froelich, Olienyk, R. Peterson and Sanstead introduced:

House Bill No. 366. A Bill for an Act to amend and reenact section 15-59-04 of the North Dakota Century Code, relating to a mill levy for special education.

Was read the first time and referred to the committee on Education.

Reps. J. Peterson, Stone, Anderson, Connolly, Haugland, Dawson, Wagner, Stoltenow, Lundene, I. Solberg, Opedahl, White, Dornacker, Berg, DeKrey, Wilkie, Glaspey, Metzger, Knudson, Hensrud, Bullis, Kingsbury, Olienyk, Freeman, Aas, Powers, Jenkins, Rundle, G. Larson, Eagles, Davis, Emerson, K. Johnson, Diehl, Linderman, Dick, Wells, Rivinius, Belter, McDonald, Matheny, Burke, Boustead, Bier, R. Peterson, Sandness, Austin, Froelich, Welder, Gackle, Hoffner, Sanstead, Hougen, Thorsgard, Bunker, Aafedt, Leibhan, Simonson, Henning, Kuehn, Seibel and Bernabucci introduced:

House Bill No. 367. A Bill for an Act to prohibit discrimination against women jockeys and providing a penalty.

Was read the first time and referred to the committee on Transportation.

Rep. Burke introduced:

House Bill No. 368. A Bill for an Act to amend and reenact subsection 14 of section 15-29-08 and section 15-40-17 of the North Dakota Century Code, relating to payment of tuition.

Was read the first time and referred to the committee on Education.

Reps. Sandness, E. Johnson, Seibel, Boustead, Hensrud, Freeman, Sanstead, Dick and O. Solberg introduced:

House Bill No. 369. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to the punishment for driving while under the influence of intoxicating liquor or narcotic drugs.

Was read the first time and referred to the committee on Transportation.

Reps. Diehl, Belter and Jenkins introduced:

House Bill No. 370. A Bill for an Act to require the overseer of highways of each township to construct, clear for drainage, and maintain ditches along township roads and to provide the board of county commissioners with the authority to take action if the overseer of highways fails to do so.

Was read the first time and referred to the committee on Agriculture.

Reps. Diehl, Tweten, Kingsbury, Berg and Bunker introduced:

House Bill No. 371. A Bill for an Act to amend and reenact subsection 2 of section 40-33-12 of the North Dakota Century Code, relating to surplus in municipal utilities fund.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Anderson, Emerson, J. Peterson, Aamoth, Bullis, Haugland, R. Peterson, Aas, Strinden, Sanstead and Metzger introduced:

House Bill No. 372. A Bill for an Act to amend and reenact sections 40-46-09 and 40-46-13 of the North Dakota Century Code, relating to city employees eligibility for retirement on city pension plan and including full time employees of city recreation commission, and providing for immediate benefits for dependents upon death of employee.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Matheny and Metzger introduced:

House Bill No. 373. A Bill for an Act to restrict any person who receives remuneration from any tax source from lobbying or influencing legislation, with exceptions.

Was read the first time and referred to the committee on General Affairs.

Reps. Matheny and Metzger introduced:

House Bill No. 374. A Bill for an Act to prohibit the spending of tax money in order to influence legislation or to influence the outcome of any election.

Was read the first time and referred to the committee on General Affairs.

Reps. Aafedt, Jones and Wagner introduced:

House Bill No. 375. A Bill for an Act to amend and reenact section 15-18-07 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers.

Was read the first time and referred to the committee on Education.

Reps. Matheny and Giffey introduced:

House Bill No. 376. A Bill for an Act to amend and reenact section 57-12-09 of the 1967 Supplement to the North Dakota Century Code, relating to written notice of increased assessment to real estate owner.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Bernabucci, G. Larson, Miedema, Reimers and Ganser introduced:

House Bill No. 377. A Bill for an Act to amend and reenact sections 11-28-01, 11-28-02, 11-28-12, and 11-28-13 of the North Dakota Century Code, relating to appointment, compensation, and terms of members of county park boards, and joint county park boards.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Metzger and Kuehn introduced:

House Bill No. 378. A Bill for an Act to provide paper ballots at all polling places.

Was read the first time and referred to the committee on Judiciary.

Reps. Metzger, Kuehn and Sanstead introduced:

House Bill No. 379. A Bill for an Act to amend and reenact subdivision a of subsection 11 of section 52-01-01 of the North Dakota Century Code, relating to the definition of "Employer".

Was read the first time and referred to the committee on Labor.

Reps. Bunker, Sanstead and Boustead introduced:

House Bill No. 380. A Bill for an Act to create and enact subsection 4 of section 15-40-24 of the North Dakota Century Code, relating to payments for kindergarten pupils.

Was read the first time and referred to the committee on Education.

Reps. Dawson and Rivinius introduced:

House Bill No. 381. A Bill for an Act to create and enact section 15-27-21 of the North Dakota Century Code, relating to North Dakota students attending schools in adjacent out-of-state schools, and continuing to do so after annexation or reorganization of their districts of residence; and to amend and reenact section 15-40-15 of the North Dakota Century Code, relating to reciprocal agreements for payment to out-of-state school districts for resident students attending school in such districts.

Was read the first time and referred to the committee on Education.

Reps. Froelich, Knudson, K. Johnson, Austin and Olienyk introduced:

House Bill No. 382. A Bill for an Act to provide for the construction of a classroom-theatre building at Dickinson state college, and providing an appropriation.

Was read the first time and referred to the committee on Education.

Reps. Bullis, R. Peterson and Aas introduced:

House Bill No. 383. A Bill for an Act to provide for the payment of ten-year compensation to judges of the supreme court and district court.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Halcrow introduced:

House Bill No. 384. A Bill for an Act to amend and reenact section 1, chapter 410 of the 1967 Sessions Laws relating to the acceptance of the session by the state of Minnesota to the state of North Dakota of a certain parcel of real property and declaring an emergency.

Was read the first time and referred to the committee on State and Federal Government.

Reps. E. Johnson, Aamoth, Bier, Sanstead, Halcrow, Jones and R. Peterson introduced:

House Bill No. 385. A Bill for an Act for the purpose of creating and establishing an educational broadcasting commission, designating membership and powers, and providing an appropriation.

Was read the first time and referred to the committee on Education.

Reps. Haugland, Hensrud, Giffey, Backes, Anderson, Hoffner, Sanstead, Rundle, Lundene, Metzger and Olienyk introduced:

House Bill No. 386. A Bill for an Act to amend and reenact subdivision d. of subsection 2. of section 26-03A-03 of the North Dakota Century Code, relating to insurance with other insurers pertaining to accident and sickness insurance policies, and to create and enact section 26-26-15 relating to benefits paid by nonprofit hospital service corporations, and to create and enact section 26-27-15, relating to benefits paid by nonprofit medical service corporations.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Aas, Haugland, Emerson, Sanstead, Anderson and J. Peterson introduced:

House Bill No. 387. A Bill for an Act to amend and reenact section 23-14-14 of the North Dakota Century Code, relating to district health units acquiring and disposing of real and personal property and providing for the borrowing of funds and the disposition of property upon dissolution, and declaring an emergency.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Bunker, Sanstead, Haugland and Metzger introduced:

House Bill No. 388. A Bill for an Act to create and enact sections 54-52-02.1 and 54-52-02.2 of the North Dakota Century Code; to amend and reenact subsections 3, 6, 7 and 11 of section 54-52-01, section 54-52-03, subsection 6 of section 54-52-04, sections 54-52-05, 54-52-06, 54-52-07, 54-52-10, 54-52-11, and 54-52-22; and to repeal section 54-52-24 of the North Dakota Century Code, relating to the employees retirement system, extending the membership therein to non-certified school district employees.

Was read the first time and referred to the committee on Education.

Reps. Sandness, E. Johnson, Seibel, O. Solberg, Hensrud, Freeman, Sanstead, Dick and Burke introduced:

House Bill No. 389. A Bill for an Act to provide for an additional motor vehicle registration fee to provide funds for increasing the size of the state highway patrol.

Was read the first time and referred to the committee on Transportation.

Reps. Goodman, Dick and Hickle introduced:

House Bill No. 390. A Bill for an Act to provide for the furnishing of clerical services and technical aids for local soil conservation districts; and providing an appropriation.

Was read the first time and referred to the committee on Agriculture.

Rep. Halcrow introduced:

House Bill No. 391. A Bill for an Act to amend and reenact sections 25 and 39 of chapter 376 of the 1967 Session laws of the state of North Dakota, relating to bonding of special fuel dealers and liquefied petroleum gas dealers.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Opedahl introduced:

House Bill No. 392. A Bill for an Act to amend chapter 57-55 of the 1967 Supplement to the North Dakota Century Code by creating and enacting thereto a new section to provide a discount for payment of taxes on mobile homes or trailer houses and their contents; and

to amend and reenact section 57-55-11 of the 1967 Supplement to the North Dakota Century Code, relating to collection of taxes on mobile homes or trailer houses.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Boustead, Aafedt, Hickle and Hentges introduced:

House Bill No. 393. A Bill for an Act to amend and reenact subsection 9 of section 39-06-03, sections 39-06-14, 39-06-16, 39-06-17, 39-06-30, subsections 3 and 7 of section 39-06-32, sections 39-06-33 and 39-06-43 of the North Dakota Century Code, relating to what persons shall not be licensed, classified drivers license, exhibiting license, minimum age for drivers license, meaning of conviction, defining an habitually reckless or negligent driver, the form and effect of notice of suspension, and the period of time for extending suspension or revocation of driving privileges, and to create and enact a new section 39-06-40.1 of the North Dakota Century Code, relating to a prohibition against reproducing a drivers license and to provide a penalty.

Was read the first time and referred to the committee on Transportation.

Rep. Bunker introduced:

House Bill No. 394. A Bill for an Act to amend and reenact section 57-15-36 of the North Dakota Century Code, relating to tax levies for airport purposes.

Was read the first time and referred to the committee on Transportation.

Rep. Bunker introduced:

House Bill No. 395. A Bill for an Act to amend and reenact subsection 8 of section 40-09-06 of the North Dakota Century Code, relating to the salaries of city commissioners.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Sanstead, G. Larson, Thompson, Kuehn and Wells introduced:

House Bill No. 396. A Bill for an Act to amend and reenact sections 15-62-01, 15-62-02, 15-62-03, 15-62-04, and 15-62-05 of the North Dakota Century Code, relating to student loans.

Was read the first time and referred to the committee on Education.

Rep. J. Peterson introduced:

House Bill No. 397. A Bill for an Act to amend and reenact section 40-05-06 of the North Dakota Century Code, relating to city fines and penalties limited.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Kingsbury, Link, Hoghaug, Rundle, Halcrow, Sanstead, Haugland and Dornacker introduced:

House Bill No. 398. A Bill for an Act to amend and reenact section 26-08-05 of the North Dakota Century Code, relating to articles of incorporation of domestic insurance companies and declaring an emergency.

Was read the first time and referred to the committee on Industry and Business.

Rep. J. Peterson introduced:

House Bill No. 399. A Bill for an Act to provide for temporary questioning of persons in public places, and allowing a search for weapons.

Was read the first time and referred to the committee on Judiciary.

Rep. Thompson introduced:

House Bill No. 400. A Bill for an Act to repeal section 6-05-18 of the North Dakota Century Code, relating to annual reports to state examiner and publication.

Was read the first time and referred to the committee on State and Federal Government.

Rep. W. Erickson introduced:

House Bill No. 401. A Bill for an Act to amend and reenact subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for state income tax purposes.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Atkinson, Aafedt, R. Peterson, Gackle and Aamoeth introduced:

House Bill No. 402. A Bill for an Act to permit the voluntary partial payment of claims without having payment and receipt construed as a release of claims or an admission of liability, and to otherwise determine the effect of such payments and the procedure thereafter.

Was read the first time and referred to the committee on Industry and Business.

Reps. Strinden, Sanstead, Bunker and Hoffner introduced:

House Bill No. 403. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, relating to the expense allowance for legislators, and declaring an emergency.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Connolly introduced:

House Bill No. 404. A Bill for an Act to create and enact section 38-13-04 of the North Dakota Century Code, relating to the filing of addresses.

Was read the first time and referred to the committee on Natural Resources.

Rep. Gackle introduced:

House Bill No. 405. A Bill for an Act to amend and reenact subsection 1 of section 19-05-08 of the North Dakota Century Code, relating to the reduction of the tax imposed upon oleomargarine sold in this state.

Was read the first time and referred to the committee on Agriculture.

Reps. Dahl, Thompson and Halcrow introduced:

House Bill No. 406. A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to banks transferring funds to other state departments, loans and real estate loans.

Was read the first time and referred to the committee on Industry and Business.

Reps. Dahl, Thompson and Halcrow introduced:

House Bill No. 407. A Bill for an Act to amend and reenact section 10-30-08 of the North Dakota Century Code, relating to non-stockholders members' development corporations.

Was read the first time and referred to the committee on Industry and Business.

Reps. Bunker and Froelich introduced:

House Bill No. 408. A Bill for an Act to create and enact section 39-04-19.1 of the North Dakota Century Code to provide that resident servicemen who are stationed outside the state may license their motor vehicles for a flat fee of ten dollars.

Was read the first time and referred to the committee on Transportation.

Reps. Register and Emerson introduced:

House Bill No. 409. A Bill for an Act to amend and reenact section 57-36-29 of the North Dakota Century Code, relating to the creation of a credit for cigarette and tobacco taxes paid on products represented by accounts which subsequently become worthless and uncollectable.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Kelsch introduced:

House Bill No. 410. A Bill for an Act to repeal chapter 19-16 of the North Dakota Century Code, relating to antifreeze and to reenact regulations and controls pertaining to antifreeze.

Was read the first time and referred to the committee on General Affairs.

Reps. Kelsch, Strinden and Hilleboe introduced:

House Bill No. 411. A Bill for an Act to amend and reenact section 34-05-01.2 of the North Dakota Century Code, relating to the manner of selection of the North Dakota Commissioner of Labor.

Was read the first time and referred to the committee on Labor.

Rep. Kelsch introduced:

House Bill No. 412. A Bill for an Act to provide for a tax levy for police department stations.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Gackle introduced:

House Bill No. 413. A Bill for an Act to amend and reenact section 6-08-16 of the North Dakota Century Code, relating to the issuing of a check without sufficient funds or credit.

Was read the first time and referred to the committee on Judiciary.

Rep. Gackle introduced:

House Bill No. 414. A Bill for an Act to provide for a tax upon income, exempting certain items from the personal property tax, providing for the allocation of revenue, duties of tax commissioner and county treasurer, and to repeal sections 18-03-09, 37-01-27, and 57-15-23 of the North Dakota Century Code, relating to the school per capita tax and exemptions thereto.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Berg introduced:

House Bill No. 415. A Bill for an Act to amend and reenact section 63-01-07 of the North Dakota Century Code, requiring all railroads within this state to destroy grass and weeds in the right-of-way.

Was read the first time and referred to the committee on Agriculture.

Reps. McDonald, L. Larson, Bernabucci, Dawson, Lundene, Dahl, Boustead, DeKrey, Backes, Wilkie and Weber introduced:

House Bill No. 416. A Bill for an Act to amend and reenact section 57-02-08 of the North Dakota Century Code by creating a new subsection thereto, relating to the elimination of personal property taxes on personal property not required to be assessed by the state board of equalization.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Thompson and Kelsch introduced:

House Bill No. 417. A Bill for an Act to amend and reenact subsection 9 of section 20-01-01 of the North Dakota Century Code, removing certain hawks and owls from the list of harmful wild birds.

Was read the first time and referred to the committee on Natural Resources.

Reps. Jones, L. Larson, Gackle, Wells, Welder, K. Erickson, Lillehaugen and Thorsgard introduced:

House Bill No. 418. A Bill for an Act to amend and reenact subsection 5 of section 4-18.1-03, sections 4-18.1-04, 4-18.1-07, 4-18.1-09, 4-18.1-10, 4-18.1-11, 4-18.1-17 and 4-18.1-19 to redefine distributor, to define qualifications of members of the milk control board, to redefine powers of the board, to clarify qualifications of applicants for licenses and to provide a safeguard from criminal prosecution, to change the composition of the milk advisory boards, and declaring an emergency.

Was read the first time and referred to the committee on Agriculture.

Reps. Grant and Connolly introduced:

House Bill No. 419. A Bill for an Act to amend and reenact section 54-36-01 of the North Dakota Century Code, relating to the addition of two members to the North Dakota Indian affairs commission.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Aamoth introduced:

House Bill No. 420. A Bill for an Act to create and enact sections 59-07-01, 59-07-02, 59-07-03, 59-07-04, 59-07-05, 59-07-06, 59-07-08, 59-07-09, 59-07-10, 59-07-11, 59-07-12, 59-07-13, 59-07-14, and 59-07-15 of the North Dakota Century Code, relating to principal and income in the hands of trustees.

Was read the first time and referred to the committee on Judiciary.

Reps. Kelsch and Strinden introduced:

House Bill No. 421. A Bill for an Act to amend and reenact section 54-21-02 of the 1967 Supplement to the North Dakota Century Code, relating to the board of administration, and section 54-21-03 of the North Dakota Century Code, relating to the appointive members of the board of administration, and to repeal section 54-21-04 of the North Dakota Century Code, relating to the salary, mileage and travel expense of members of the board of administration.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Emerson, Connolly, and J. Peterson introduced:

House Bill No. 422. A Bill for an Act to amend and reenact section 11-13-17 of the North Dakota Century Code, to provide that

certain county records shall be destroyed by any suitable means as determined by the board of county commissioners.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Hensrud and Froelich introduced:

House Bill No. 423. A Bill for an Act to amend and reenact section 57-02-42 of the North Dakota Century Code, relating to the definition of personal property in transit for tax exemption purposes.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Aafedt and R. Peterson introduced:

House Bill No. 424. A Bill for an Act to make public the criminal records of the courts of justice of the State of North Dakota, to require the prompt entry of criminal judgments, and providing a penalty.

Was read the first time and referred to the committee on Judiciary.

Rep. Hentges introduced:

House Bill No. 425. A Bill for an Act to create and enact subsection 11 of section 12-21.1-03 of the 1967 Supplement to the North Dakota Century Code, relating to the sale of beer and alcoholic beverages during certain hours on Sundays.

Was read the first time and referred to the committee on Social Welfare.

Rep. Hentges introduced:

House Bill No. 426. A Bill for an Act to amend and reenact subsection 2 of section 16-03-02 and section 16-04-04 of the North Dakota Century Code, relating to the signatures required on a petition for nomination of a candidate of a less than statewide district and candidates for county and legislative districts for placement of their names on the primary election ballot; and to repeal sections 16-16-28 and 16-17-10.1 of the North Dakota Century Code, relating to referring the election code to the people and to the organization of political parties on a district basis.

Was read the first time and referred to the committee on Judiciary.

Reps. Goodman, Reimers and Jones introduced:

House Bill No. 427. A Bill for an Act to create and enact subsection 17 of section 61-16-11 of the North Dakota Century Code, relating to the powers and duties of the board of commissioners of water management districts.

Was read the first time and referred to the committee on Agriculture.

Rep. K. Johnson introduced:

House Bill No. 428. A Bill for an Act to amend and reenact section 61-27-02 of the North Dakota Century Code, relating to the numbering of motorboats.

Was read the first time and referred to the committee on Transportation.

Reps. Backes and J. Peterson introduced:

House Bill No. 429. A Bill for an Act to amend and reenact Section 39-12-06 of the North Dakota Century Code, relating to limitations on extending of load beyond front and side of motor vehicle.

Was read the first time and referred to the committee on Transportation.

Reps. Emerson and J. Peterson introduced:

House Bill No. 430. A Bill for an Act relating to franchised retail or wholesale dealers, failure to pay sum specified on cancellation of contract and providing a penalty.

Was read the first time and referred to the committee on Industry and Business.

Reps. Streibel, Backes, W. Erickson, E. Johnson, Burke, Reimers and Davis introduced:

House Bill No. 431. A Bill for an Act requiring consent before land is posted for hunting.

Was read the first time and referred to the committee on Natural Resources.

Reps. O. Solberg, Connolly, Backes, Haugland, Kingsbury, Wagner, Aamoth, Halcrow, J. Peterson, Wilkie, Link, Opedahl, Olienyk, Bullis, Diehl, Strinden, Henning, Dick, Davis, Dornacker, Freeman and Linderman introduced:

House Bill No. 432. A Bill for an Act making an appropriation for constructing facilities for a rehearsal hall, a music library, and general resource facilities at the International Peace Garden music and youth camp, and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

Rep. Linderman introduced:

House Bill No. 433. A Bill for an Act to improve and extend by reciprocal legislation the enforcement of duties of support among the several states by the enactment of the Revised Uniform Reciprocal Enforcement of Support Act (1968) and to repeal chapter 14-12 of the North Dakota Century Code.

Was read the first time and referred to the committee on Judiciary.

Reps. J. Peterson and Haugland introduced:

House Bill No. 434. A Bill for an Act to provide for the refund of such amount of motor excise tax paid by A. Holmes that may have been paid in error; providing an appropriation; and declaring an emergency.

Was read the first time and referred to the committee on Transportation.

Reps. Bullis and Stoltenow introduced:

House Bill No. 435. A Bill for an Act to amend and reenact section 39-12-01 of the North Dakota Century Code, providing that each incorporated city shall have one access road with the same weight and load limitations as the nearest state highway.

Was read the first time and referred to the committee on Transportation.

Rep. Dornacker introduced:

House Bill No. 436. A Bill for an Act to amend and reenact section 30-20-05 of the North Dakota Century Code, relating to the rendering of an account by the executor or administrator of an estate and providing that the executor or administrator file evidence of income received by the estate.

Was read the first time and referred to the committee on Judiciary.

Rep. Froelich introduced:

House Bill No. 437. A Bill for an Act to amend and reenact subsection 3 of section 31-01-06 of the North Dakota Century Code, relating to confidential communications to physicians.

Was read the first time and referred to the committee on Judiciary.

Rep. Froelich introduced:

House Bill No. 438. A Bill for an Act relating to the liability of the head of a family for negligence of a member of the family.

Was read the first time and referred to the committee on Transportation.

Rep. Dornacker introduced:

House Bill No. 439. A Bill for an Act to provide for the licensing of sellers, and owners of coin-operated vending machines and certain other coin-operated devices, providing a penalty, and providing an effective date.

Was read the first time and referred to the committee on Industry and Business.

Rep. Dahl introduced:

House Bill No. 440. A Bill for an Act to amend and reenact section 57-23-08 of the North Dakota Century Code, relating to the approval by the state tax commissioner of application for abatement or refund of real or personal property taxes.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Dornacker introduced:

House Bill No. 441. A Bill for an Act to amend and reenact section 39-06-16 of the North Dakota Century Code, relating to possession of a driver's license.

Was read the first time and referred to the committee on Transportation.

Rep. Dornacker introduced:

House Bill No. 442. A Bill for an Act to amend and reenact section 30-20-04 of the North Dakota Century Code, relating to the compensation of an executor or administrator and providing that the court shall hold one-half of such compensation until the filing of the final decree and the discharge of the executor or administrator.

Was read the first time and referred to the committee on Judiciary.

Rep. Aamoth, Stone and Bullis introduced:

House Bill No. 443. A Bill for an Act to amend and reenact section 57-02-42 of the North Dakota Century Code, relating to the exemption from taxation of personal property in transit.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Aamoth introduced:

House Bill No. 444. A Bill for an Act to amend and reenact sections 40-51.1-01 and 40-51.1-07 of the North Dakota Century Code, relating to the annexation and exclusion of territory by municipal corporations.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Bunker introduced:

House Bill No. 445. A Bill for an Act to amend and reenact section 6-03-60 of the North Dakota Century Code, relating to loans to and purchases from directors, officers, and employees, restrictions, conditions, penalty and civil liability.

Was read the first time and referred to the committee on Industry and Business.

Rep. Aamoth introduced:

House Bill No. 446. A Bill for an Act to amend and reenact section 57-12-01.1 of the North Dakota Century Code, relating to spot

checks of real and personal property, and providing a penalty for omission to list or for refusal to list property for assessment purposes.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Lundene, Sanstead and Eagles introduced:

House Bill No. 447. A Bill for an Act to amend and reenact section 15-20-14 of the North Dakota Century Code, relating to administration of vocational rehabilitation.

Was read the first time and referred to the committee on Education.

Reps. Sanstead, Backes, and Kingsbury introduced:

House Bill No. 448. A Bill for an Act to amend and reenact sections 15-60-04, 15-60-05, and 15-60-07 of the North Dakota Century Code, to increase the limitation which may be expended under the state school construction fund for certain school districts to five hundred thousand dollars and to increase the rate of interest to four and one-fourth percent.

Was read the first time and referred to the committee on Education.

Reps. Anderson, J. Peterson, Emerson and Backes introduced:

House Bill No. 449. A Bill for an Act to amend and reenact subsection 2 of section 53-06-08 of the North Dakota Century Code, relating to the license fee for bowling alleys.

Was read the first time and referred to the committee on General Affairs.

Appropriations Committee introduced:

House Bill No. 450. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to the membership and defining a quorum of the emergency commission.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Sanstead and J. Peterson introduced:

House Bill No. 451. A Bill for an Act to amend and reenact subsection 15 of section 50-06-06 of the North Dakota Century Code, relating to the powers and duties of the public welfare board.

Was read the first time and referred to the committee on Social Welfare.

Reps. Halcrow, Reimers, Jenkins, Davis, O. Solberg, Connolly, Kingsbury, and Diehl introduced:

House Bill No. 452. A Bill for an Act to create and enact sections 19-02-02.1 and 23-05-07.1 of the North Dakota Century Code, and to amend and reenact sections 23-04-07, 23-09-02, subsection 9 of section 23-09-09, sections 23-09-10, 23-09-11, 23-09-14, 23-09-16, 23-09-17, 23-09-18, 23-09-19, 23-09-22, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-07, 23-10-08, 23-10-09, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to licensing and regulations of restaurants, hotels, boarding-houses, lodging-houses, motor courts, and trailer courts, and the enforcement of laws relating thereto, and declaring a penalty.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Dornacker introduced:

House Bill No. 453. A Bill for an Act to amend and reenact section 57-01-06 of the North Dakota Century Code, relating to the exclusion of certain sales from sales assessment ratio studies.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Weber and Dornacker introduced:

House Bill No. 454. A Bill for an Act to provide for joint county supervisors of assessments, and to amend and reenact section 11-10-02.2 of the North Dakota Century Code, relating to county supervisors of assessments.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Strinden and Hensrud introduced:

House Bill No. 455. A Bill for an Act to amend and reenact section 11-33-05 of the North Dakota Century Code, relating to the compensation of county planning commission members; and to repeal section 11-33-15 of the North Dakota Century Code, relating to the listing of nonconforming uses and occupancies.

Was read the first time and referred to the committee on Political Subdivisions.

Rep. Atkinson introduced:

House Bill No. 456. A Bill for an Act to amend and reenact subdivision g of subsection 1 of section 43-23-11 of the North Dakota Century Code, relating to revocation or suspension of realtor's license for violation of code of ethics adopted by the state real estate commission.

Was read the first time and referred to the committee on General Affairs.

Reps. Burke and Metzger introduced:

House Bill No. 457. A Bill for an Act relating to the issuance by the state engineer of perfected water permits for water taken from wells.

Was read the first time and referred to the committee on Agriculture.

Reps. Jenkins, Bunker and Hilleboe introduced:

House Bill No. 458. A Bill for an Act to authorize the state board of higher education to construct additions to the fine arts complex on the campus of North Dakota state university with private or federal funds, or both, and appropriating such funds.

Was read the first time and referred to the committee on Education.

Rep. Aas introduced:

House Bill No. 459. A Bill for an Act to amend and reenact section 47-18-04 by creating and enacting a new subsection thereto, to amend and reenact section 57-38-48, subsection 1 of section 57-39.2-13 and subsection 1 of section 57-40.2-16 of the North Dakota Century Code, relating to the attachment of sales, use and income tax liens against a homestead interest.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Stoltenow, Bullis, K. Johnson and Rivinius introduced:

House Bill No. 460. A Bill for an Act to amend and reenact section 46-02-19 of the North Dakota Century Code, relating to the placing of names on public documents by public officials.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Hoffner and Wells introduced:

House Bill No. 461. A Bill for an Act to create and enact chapter 58-02.1 of the North Dakota Century Code, relating to a township consolidation committee, township consolidation and township office consolidation.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Ganser, K. Erickson, Linderman, Jones and L. Larson introduced:

House Bill No. 462. A Bill for an Act to amend and reenact sections 35-09-01, 35-09-02, 35-09-03, 35-09-04, and 35-21-01 of the North Dakota Century Code, to provide for a lien upon crops for fertilizer used.

Was read the first time and referred to the committee on Agriculture.

Reps. R. Peterson, Weber, Metzger, Aafedt and Belter introduced:

House Bill No. 463. A Bill for an Act to provide for a change of renewal and effective dates for motor vehicle registration; and to amend and reenact sections 39-04-14, 39-04-15, and 39-04-15.1 of the North Dakota Century Code, relating to the date for renewal and effective dates of motor vehicle registration.

Was read the first time and referred to the committee on Transportation.

Reps. Halcrow, Strinden and Hoghaug introduced:

House Bill No. 464. A Bill for an Act to create and enact section 57-38-30.1 of the North Dakota Century Code, relating to a tax credit for new corporations.

Was read the first time and referred to the committee on Industry and Business.

Reps. Atkinson, Burke, and Lang introduced:

House Bill No. 465. A Bill for an Act to amend and reenact section 54-40-08 of the 1967 Supplement to the North Dakota Century Code, relating to joint exercise of governmental powers.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Link and Haugland introduced:

House Bill No. 466. A Bill for an Act to create the North Dakota fair freight agency and to provide for the appointment, qualifications, powers, and duties of the director of such agency; to amend and reenact section 4-28-08 of the North Dakota Century Code, relating to the wheat commission fund; and providing an appropriation.

Was read the first time and referred to the committee on Agriculture.

Reps. Link, Davis and Connolly introduced:

House Bill No. 467. A Bill for an Act to provide for a tax levy, upon approval of the electorate, for the destruction of weeds, plants, and grass along county or township roads in a county or county commissioner district.

Was read the first time and referred to the committee on Agriculture.

Reps. Link, J. Peterson and Opedahl introduced:

House Bill No. 468. A Bill for an Act to provide that county commissioners shall have the power to enter into agreements with private landowners for the purpose of making improvements on private roads, and to provide that the costs of such improvements shall constitute a lien upon the real estate of the landowner.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Link, Goodman, Connolly, W. Erickson and Opedahl introduced:

House Bill No. 469. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, re-

lating to marking of overwidth vehicles for visibility while they are operated on the highway.

Was read the first time and referred to the committee on Transportation.

Reps. Link and Dornacker introduced:

House Bill No. 470. A Bill for an Act to limit the use of the results of any sales assessment ratio study in determining the market value of farm and ranch lands to a twenty-five percentage factor and to provide that a seventy-five percentage factor shall be determined on such considerations as the results of soil survey studies and considerations of productivity and earning capacity.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Link introduced:

House Bill No. 471. A Bill for an Act to create and enact section 12-47-36 of the North Dakota Century Code, relating to the payments of the cost of care and custody of inmates of the penitentiary.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Link and Opedahl introduced:

House Bill No. 472. A Bill for an Act to require the installation on all public scales used for weighing grain and on all scales used by grain buyers of a device which will automatically print the weight upon a scale ticket, and providing a penalty.

Was read the first time and referred to the committee on Agriculture.

Rep. Berg introduced:

House Bill No. 473. A Bill for an Act to amend and reenact section 50-01-05 of the North Dakota Century Code, relating to the publication of reports of welfare given by the county welfare board.

Was read the first time and referred to the committee on Social Welfare.

Reps. Backes, Miedema, Powers, Glaspey, Sanstead, Goodman, Matheny, Moquist, Weber, Davis, Thompson, Kuehn, Rundle, Dawson, I. Solberg, Wells, Giffey, Lundene, Schaffer, Dornacker, Ganser, K. Johnson, J. Peterson, Haugland, Freeman, Bier, Seibel, E. Johnson, Henning, Welder, Gackle, Connolly, Linderman, Diehl, Simonson, Jenkins, Bunker, Hoffner, W. Erickson, Opedahl, Wilkie, Anderson, Bullis, Swedlund, O. Solberg, K. Erickson, Grant, Link, Leibhan, Jones and Rivinius introduced:

House Bill No. 474. A Bill for an Act to provide that all institutions of higher education shall adopt the quarter system educational term.

Was read the first time and referred to the committee on Education.

Reps. Tweten and Emerson introduced:

House Bill No. 475. A Bill for an Act to establish an extended care facility for alcoholism and related problems under the administration and control of the North Dakota commission on alcoholism.

Was read the first time and referred to the committee on Social Welfare.

Rep. Backes introduced:

House Bill No. 476. A Bill for an Act to amend and reenact section 54-27-19 of the North Dakota Century Code, relating to a highway tax distribution fund.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Dornacker introduced:

House Bill No. 477. A Bill for an Act to amend and reenact subsection 4 of section 57-01-05 of the North Dakota Century Code, to remove the reference to sales ratio studies; and to repeal sections 57-01-06, 57-01-07, and 57-01-08 of the North Dakota Century Code, relating to sales assessment ratio studies.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Dornacker introduced:

House Bill No. 478. A Bill for an Act to amend and reenact section 51-10-14 of the North Dakota Century Code, relating to an annual license for retailers and providing that the state trade commission may exempt certain specified retailers from the licensing provision.

Was read the first time and referred to the committee on Industry and Business.

Rep. Eagles introduced:

House Bill No. 479. A Bill for an Act to amend and reenact subsection 3 of section 15-29-08 of the North Dakota Century Code, relating to the residence of students placed in foster homes or homes maintained by nonprofit corporations.

Was read the first time and referred to the committee on Education.

Rep. Giffey introduced:

House Bill No. 480. A Bill for an Act to amend and reenact section 4-28-07 of the North Dakota Century Code, relating to the state wheat tax levy and to provide that the tax shall be levied and assessed at the time of final settlement in the case of a lien, pledge, or mortgage.

Was read the first time and referred to the committee on Agriculture.

Reps. Giffey and Matheny introduced:

House Bill No. 481. A Bill for an Act to amend and reenact section 40-05-15 of the North Dakota Century Code, relating to unclaimed motor vehicles.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Giffey and Matheny introduced:

House Bill No. 482. A Bill for an Act to amend and reenact section 11-15-02 of the North Dakota Century Code, relating to compensation for special deputies.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. J. Peterson, Register, Froelich, R. Peterson and Reimers introduced:

House Bill No. 483. A Bill for an Act to protect public schools from the impact of nonpublic school closure, permitting public school boards to provide partial reimbursement of nonpublic educational costs by impact educational grants to the parents of children enrolled in nonpublic schools of this state, and providing a tax levy after majority voter approval.

Was read the first time and referred to the committee on Education.

Reps. Giffey, Boustead and Olienyk introduced:

House Bill No. 484. A Bill for an Act authorizing the construction of a building for the occupancy and use of the Bank of North Dakota

and such other legislative and executive branch uses as the legislative assembly may prescribe.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Kelsch introduced:

House Bill No. 485. A Bill for an Act establishing the procedures, methods of election and numbers of delegates, and conduct of the meetings of a constitutional convention, and to provide that the results of the convention may be submitted to the people.

Was read the first time and referred to the committee on Judiciary.

Reps. Giffey, Boustead and Olienyk introduced:

House Bill No. 486. A Bill for an Act authorizing the construction of legislative facilities through use of the assets of the capitol building fund, providing for the appropriation of such fund, and declaring an emergency.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Gackle, Dick and Mueller introduced.

House Bill No. 487. A Bill for an Act directing the state board of higher education to sell and transfer certain land and improvements thereon owned by the state of North Dakota, to deposit the proceeds of such sale in the general fund, and to make an appropriation for the purchase of land and the construction of buildings and facilities for the Edgeley experiment station.

Was read the first time and referred to the committee on Agriculture.

Reps. Jones, Olienyk, Froelich, Streibel, E. Johnson, Reimers, L. Larson, Jenkins and Goodman introduced:

House Bill No. 488. A Bill for an Act to create an agricultural research foundation within the department of agriculture for the purpose of encouraging private investment in agricultural research and allocating revenue received therefrom and from a one-mill general property levy for agricultural research; and providing an appropriation.

Was read the first time and referred to the committee on Agriculture.

Rep. Backes introduced:

House Bill No. 489. A Bill for an Act to amend and reenact subsections 8 and 9 of section 57-40.3-01; amend section 57-40.3-04 by creating and enacting thereto a new subsection and amend and reenact sections 57-40.3-05, 57-40.3-06 and 57-40.3-07 of the North Dakota Century Code, relating to motor vehicle excise tax.

Was read the first time and referred to the committee on General Affairs.

Rep. Backes introduced:

House Bill No. 490. A Bill for an Act to amend and reenact sections 57-38-35, 57-38-39 and 57-38-45 of the North Dakota Century Code, relating to income tax, interest and penalties and to repeal section 57-38-43 of the North Dakota Century Code.

Was read the first time and referred to the committee on Finance and Taxation.

Rep. Thompson introduced:

House Bill No. 491. A Bill for an Act to create and establish the Department of Community Affairs, appointment of a director, and the establishment of powers and duties thereof.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Eagles, and Aamoth introduced:

House Bill No. 492. A Bill for an Act to amend and reenact Sections 16-17-10 and 16-17-11 of the North Dakota Century Code, relating to the meeting and organization of the district committees of political parties, and membership on the state committee of political parties.

Was read the first time and referred to the committee on Judiciary.

Rep. Haugland introduced:

House Bill No. 493. A Bill for an Act to provide for the establishment of the North Dakota Advisory Council on Libraries to the State Library Commission which is the Board of Administration.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Strinden, and Boustead introduced:

House Bill No. 494. A Bill for an Act to create and enact subsection 6 of section 40-08-03 of the North Dakota Century Code, providing a ten alderman and mayor organization under the council form of government; amending and reenacting 40-08-04 and the heading only of 40-08-06 of the North Dakota Century Code.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Dahl, Hoffner, Kelsch, Kuehn and Linderman introduced:

House Bill No. 495. A Bill for an Act to amend and reenact sections 24-09-08 and 24-09-08.1 of the North Dakota Century Code, relating to safeguards at railroad crossings.

Was read the first time and referred to the committee on Transportation.

Reps. Kelsch, J. Peterson and Sanstead introduced:

House Bill No. 496. A Bill for an Act providing for annexation of unincorporated areas by municipal corporations.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Dornacker, Link and Diehl introduced:

House Bill No. 497. A Bill for an Act to amend and reenact section 57-01-07 of the North Dakota Century Code, relating to the review of sales ratio studies by the state tax commissioners.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Dahl, Hoffner, Kelsch, Kuehn and Linderman introduced:

House Bill No. 498. A Bill for an Act to create and enact section 39-10-66 of the North Dakota Century Code, relating to the uniform motor vehicle code concerning the movement of heavy equipment at railroad grade crossings.

Was read the first time and referred to the committee on Transportation.

Reps. Matheny and Giffey introduced:

House Bill No. 499. A Bill for an Act to amend and reenact sections 15-29-08, 15-40-14 and 15-40-24 of the North Dakota Century Code, relating to contractual agreements between school districts and federal agencies and the payment of state school foundation funds.

Was read the first time and referred to the committee on Education.

Reps. Hensrud, White, Goodman and Boustead introduced:

House Bill No. 500. A Bill for an Act levying additional highway users' taxes and related revenue to be used by the state, the counties and the cities to alleviate severe transportation problems in urban and rural areas and to assure that the state of North Dakota does not lose by default its share of federal highway users' revenue apportioned to it under existing and future acts of Congress, by amending and reenacting subsection 2 of section 39-04-19 of the North Dakota Century Code, relating to motor vehicle registration fees, and by amending and reenacting sections 57-52-04, 57-53-02, 57-54-08, and 57-54-10 of the North Dakota Century Code, relating to special fuels tax, excise tax on special fuels exempted from the tax imposed under chapter 57-52, and motor vehicle fuels tax.

Was read the first time and referred to the committee on Transportation.

Reps. J. Peterson and Halcrow introduced:

House Bill No. 501. A Bill for an Act to amend and reenact Section 19-10-19 of the North Dakota Century Code, relating to oil inspection fees.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Tweten, Stone and Emerson introduced:

House Bill No. 502. A Bill for an Act to amend and reenact subsection 2 of section 15-39-27 and subsection 4 of section 15-39-28 of the North Dakota Century Code, relating to the eligibility of disabled teachers to participate in the teachers' insurance and retirement fund.

Was read the first time and referred to the committee on Education.

Reps. Lundene, Sanstead and Eagles introduced:

House Bill No. 503. A Bill for an Act to amend and reenact section 15-20-13 of the North Dakota Century Code, relating to executive officer of the state board.

Was read the first time and referred to the committee on Education.

Reps. Lundene, Sanstead and Eagles introduced:

House Bill No. 504. A Bill for an Act to amend and reenact subsection 4 of section 15-20-12 of the North Dakota Century Code, relating to the executive officer of the state board.

Was read the first time and referred to the committee on Education.

Reps. Hilleboe and Metzger introduced:

House Concurrent Resolution No. 15. A Concurrent Resolution directing the Legislative Research Committee to study and review the feasibility and advantages of obtaining a single group policy to cover health, accident, and life insurance for all State employees.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Kelsch introduced:

House Concurrent Resolution No. 16. A Concurrent Resolution to propose an amendment to the Constitution of the state of North Dakota calling a constitutional convention, and providing for the submission of the amendment to the electorate.

Was read the first time and referred to the committee on Judiciary.

The House stood adjourned, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

SIXTEENTH DAY

Bismarck, January 24, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. E. C. Schumacher, Evangelical Free Church, Bismarck.

Roll was called, and all members were present.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fourteenth Day After Recess and Fifteenth Day and recommends that the same be corrected as follows:

Page 219, line 47, delete the number "6" and substitute the number "14" in lieu thereof.

Page 223, line 47, following "vote" add "and re-referred to Legislative Research Resolutions Committee."

In the Journal of the Twelfth Day, on page 175, show Hougen voting in the negative, and delete his name from the Absent and not voting.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, January 24, 1969

Mr. Speaker: I have the honor to inform you that the President has appointed Senator Van Horn to replace Senator Thoreson on the committee to arrange for the Memorial Service on February 22.

Very respectfully,

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, January 24, 1969

Mr. Speaker: I have the honor to transmit:

House Concurrent Resolution No. 14

Which the Senate has amended.

LEO LEIDHOLM, Secretary

AMENDMENT TO HOUSE CONCURRENT RESOLUTION NO. 14

Senator Robinson moved that House Concurrent Resolution No. 14 be amended as follows:

In line 69, delete the figure "15.00" and insert in lieu thereof the figure "18.00"

After line 69 insert the following:

| | |
|--|--------|
| "J. J. Cummins, assistant sergeant-at-arms | 15.00 |
| Mary E. Hausauer, typist..... | 18.00 |
| Richard Wittmayer, journal room clerk..... | 15.00" |

In line 115, delete the figure "15.00" and insert in lieu thereof the figure "16.00"

After line 157 insert the following:

| | |
|--|--------|
| "Darlene Jose, committee clerk-typist..... | 19.00" |
|--|--------|

Delete all of Section 3.

Renumber lines and sections accordingly.

Which motion prevailed.

Senator Robinson moved that the rules be suspended and that House Concurrent Resolution No. 14 be placed on second reading and final passage, as amended, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Gackle moved that the House do concur in the Senate Amendments to House Concurrent Resolution No. 14, which motion prevailed.

Rep. Gackle moved that the rules be suspended, that House Concurrent Resolution No. 14 be considered properly engrossed and placed on Second Reading and Final Passage, which motion prevailed.

**SECOND READING OF
HOUSE CONCURRENT RESOLUTION NO. 14**

House Concurrent Resolution No. 14. A Concurrent Resolution providing and designating House and Senate employees and fixing their salaries.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:

Aafedt

So the bill passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

Rep. Aamoth moved that the amendments to House Bill No. 176, as recommended by the Committee on Industry and Business and as printed on page 218 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 68, has had the same under consideration and recommends that the same be amended as follows:

On line 2 of the title after the word "to" delete remainder of the line and delete all of line 3 and insert in lieu thereof the following language "limitation on campaign expenses."

On line 4 place triple parentheses before the word "ITEMIZED" and on line 5 place triple parentheses after the period and insert in lieu thereof the following words "LIMITATION ON CAMPAIGN EXPENSES."

On line 14 insert triple parentheses before the word "Within"

On line 22 delete the following " , provided that no statement"

Delete all of line 23

On line 24 delete the following "does not exceed one hundred dollars" and delete the triple parentheses before the word "If"

On line 27 delete the triple parentheses after the period

On line 33 delete the triple parentheses around the words "who fails"

On line 34 delete the words "required by this section" and delete the triple parentheses around the word "such" and delete the word "a"

On line 35 delete the words "and fails so to do,"

On line 37 insert triple parentheses after the period and insert the following language in lieu thereof "Any candidate who fails to abide by the provisions of this section shall be punished as provided in section 16-20-24."

SECTION 2. REPEAL.) Section 16-20-20 of the North Dakota Century Code is hereby repealed.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Bill No. 143, has had the same under consideration and recommends that the same be amended as follows:

In line 15 after the "." delete the following: "If, at the time the loan becomes due the"

Delete all of line 16 through line 20 and insert the following: "If, at the time the loan becomes due or at the time the veterans' aid commission has determined the veteran has no financial means to repay, the applicant has died, the loan shall be forgiven and no repayment shall be required." in lieu thereof

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. OLIENYK, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 156, has had the same under consideration and returns the bill without recommendation.

REP. DICK, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 165, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

MOTION

Rep. Weber moved a substitute motion that House Bill No. 165 on the calendar, which motion failed.

The question was now on the original motion of Rep. Davis to adopt the Committee Report, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 212, have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title after the "comma" insert the words "as amended,"

Delete lines 68 and 69 and add the following language:

"Recovery under this section shall bar an additional award of permanent partial disability for the same injury, as elsewhere provided in this chapter."

And renumber the lines accordingly.

And when so amended recommend the same do pass, unopposed and be placed on the Consent Calendar.

REP. HALCROW, Chairman

Rep. Erickson (4th Dist.) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 213, have had the same under consideration and recommend that the same do pass unopposed and be placed on the Consent Calendar.

REP. HALCROW, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 214, have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title after the "comma" insert the words "as amended,"

And when so amended recommend the same do pass, unopposed and be placed on the Consent Calendar.

REP. HALCROW, Chairman

Rep. Schaffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 240, have had the same under consideration and recommend that the same be amended as follows:

In the second line of the title after the "comma" insert the words "as amended,"

In line 12 underline the word "or"

And when so amended recommend the same do pass.

REP. HALCROW, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 241, have had the same under consideration and recommend that the same be amended as follows:

In line 15 delete the word "employee" and insert in lieu thereof the word "claimant"

And when so amended recommend the same do pass, unopposed and be placed on the Consent Calendar.

REP. HALCROW, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 242, has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Johnson (39th Dist.) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred Senate Bill No. 69, has had the same under consideration and recommends that the same do pass.

REP. OLIENYK, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF A HOUSE BILL ON CONSENT CALENDAR

House Bill No. 141. A Bill for an Act to amend and reenact sections 15-29-14, 21-06-05, and 21-06-06 of the North Dakota Century Code, relating to the destruction of school district warrants and documents.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | Metzger | Strinden |
| Bullis | Hensrud | Miedema | Swedlund |
| Bunker | Hentges | Moquist | Thompson |
| Burke | Hickle | Mueller | Thorsgard |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | Kelsch | | |

Absent and not voting:

| | | | |
|------|-------|----------|--------|
| Dahl | Davis | McDonald | Tweten |
|------|-------|----------|--------|

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 32. A Bill for an Act providing coordination by the board of administration of institution farm activities, providing for transfer of products between institutions, and requiring a biennial report to the governor and legislature.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dawson | Hilleboe | Olienyk | Wagner |
| DeKrey | Hoffner | Opedahl | Weber |
| Dick | Hoghaug | Peterson, J. | Welder |
| Diehl | Hougen | Peterson, R. | Wells |
| Dornacker | Jenkins | Powers | White |
| Eagles | Johnson, K. | Register | Mr. Speaker |

Those voting in the negative were:

Jones Rundle

Absent and not voting:

Dahl Davis McDonald Wilkie

So the bill passed and the title was agreed to.

House Bill No. 52. A Bill for an Act to provide all departments, agencies, boards, commissions, and institutions in state government with authority to withhold from the compensation of state employees amounts as required by law.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Knudson | Rundle |
| Aamoth | Freeman | Kuehn | Sandness |
| Aas | Froelich | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Glaspey | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Solberg, O. |
| Berg | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |

| | | | |
|--------------|-------------|--------------|-------------|
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Erickson, K. | Kingsbury | Rivinius | |

Those voting in the negative were:

Boustead

Absent and not voting:

Bernabucci Dahl

So the bill passed and the title was agreed to.

House Bill No. 95. A Bill for an Act to provide a method of valuation of assets distributed by a fiduciary to a surviving spouse in satisfaction of a bequest or transfer within the meaning of the marital deduction provisions of the federal internal revenue code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:

Bernabucci Dahl

So the bill passed and the title was agreed to.

House Bill No. 128. A Bill for an Act to repeal chapter 54-25 of the North Dakota Century Code, relating to the regulation as to sale and use of dairy products by state institutions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 15; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|----------|------------|----------|
| Aafedt | Froelich | Knudson | Rivinius |
| Aamoth | Ganser | Kuehn | Rundle |
| Aas | Giffey | Lang | Sanstead |
| Anderson | Glaspey | Larson, G. | Schaffer |

| | | | |
|--------------|-------------|--------------|-------------|
| Atkinson | Goodman | Larson, L. | Seibel |
| Austin | Grant | Linderman | Simonson |
| Backes | Halcrow | Link | Solberg, I. |
| Belter | Haugland | Lundene | Stoltenow |
| Bier | Henning | Matheny | Stone |
| Boustead | Hensrud | McDonald | Streibel |
| Boyum | Hentges | Metzger | Strinden |
| Bullis | Hickle | Miedema | Swedlund |
| Bunker | Hilleboe | Mueller | Tweten |
| Burke | Hoffner | Olienyk | Wagner |
| Connolly | Hoghaug | Opedahl | Weber |
| Davis | Hougen | Peterson, J. | Welder |
| Dawson | Jenkins | Peterson, R. | Wells |
| Eagles | Johnson, K. | Powers | White |
| Emerson | Jones | Register | Wilkie |
| Erickson, K. | Kelsch | Reimers | Mr. Speaker |
| Freeman | | | |

Those voting in the negative were:

| | | | |
|--------|--------------|-------------|-------------|
| Berg | Dornacker | Leibhan | Solberg, O. |
| DeKrey | Erickson, W. | Lillehaugen | Thompson |
| Dick | Gackle | Moquist | Thorsgard |
| Diehl | Kingsbury | Sandness | |

Absent and not voting:

Bernabucci Dahl

So the bill passed and the title was agreed to.

MOTION

Rep. Dornacker moved to re-refer House Bill No. 132 to the Committee on Finance and Taxation, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 135. A Bill for an Act to amend and reenact subsection 2 of section 19-05-05 and subsection 1 of section 19-05-08 of the North Dakota Century Code, relating to the definition of doing business in this state for the purposes of licensing oleomargarine wholesalers and relating to the size of bulk containers in which oleomargarine may be sold.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |

| | | | |
|-----------|-------------|--------------|-------------|
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:
Bernabucci Dahl

So the bill passed and the title was agreed to.

House Bill No. 147. A Bill for an Act to amend and reenact section 32-15-23 of the North Dakota Century Code, relating to the time when the right to damages accrues in eminent domain cases.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 95; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Rundle |
| Aamoth | Freeman | Kuehn | Sandness |
| Aas | Froelich | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Glaspey | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Solberg, O. |
| Berg | Grant | Link | Stoltenow |
| Bernabucci | Halcrow | Lundene | Stone |
| Bier | Haugland | Matheny | Streibel |
| Boustead | Henning | McDonald | Strinden |
| Boyum | Hensrud | Metzger | Swedlund |
| Bullis | Hentges | Miedema | Thompson |
| Bunker | Hickle | Moquist | Thorsgard |
| Burke | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Erickson, K. | Kingsbury | Rivinius | |

Those voting in the negative were:

Connolly Davis

Absent and not voting:

Dahl

So the bill passed and the title was agreed to.

House Bill No. 148. A Bill for an Act to amend and reenact subsection 5 of section 28-26-06 of the North Dakota Century Code, relating to expert witness fees and to permit fees for initial appraisals in eminent domain cases.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 92; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |

| | | | |
|------------|----------|--------------|-------------|
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspay | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | McDonald | Swedlund |
| Bullis | Hensrud | Metzger | Thompson |
| Bunker | Hentges | Miedema | Thorsgard |
| Burke | Hickle | Moquist | Tweten |
| Connolly | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------------------|----------|-------------|--------------|
| DeKrey | Ganser | Johnson, K. | Peterson, J. |
| Absent and not voting: | | | |
| Dahl | Streibel | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved that House Bill No. 367 be returned to the House from the House Committee on Transportation, which motion prevailed.

Rep. Streibel moved that the rules be suspended, and House Bill No. 367 not be printed as a bill, and be placed on Second Reading and Final Passage, which motion prevailed.

Rep. Streibel moved that the remarks of Rep. J. Peterson be printed in the House Journal.

Remarks of Rep. J. Peterson:

"My fellow colleagues of this 41st Legislative Assembly — it is a privilege and a pleasure for me to rise on behalf of House Bill 367 — a bill to prohibit discrimination against women jockeys.

"Since the time of our forefathers came to this country and in later years pressed westward to form this great state of ours — women have been the backbone of our state and nation. When ever there has been an individual or organization that has been a success, you will find the women behind the men — backing them all the way.

"There are several objectives to be accomplished here — one is that we will recognize the women of this state — and insure to them that they cannot be discriminated against as horse jockeys in any race held in accordance with the laws of this state.

"Secondly this state will take pride in being the first state in our United States to have placed this law on its statutes.

"I urge your favorable consideration."

Rep. Stone requested permission to be excused from voting on House Bill No. 367 because of a personal interest.

Rep. Eagles requested permission to be excused from voting on House Bill No. 367 because of a personal interest.

Rep. Streibel requested permission of the House that Rep. Stone and Rep. Eagles be allowed to vote on House Bill No. 367.

Rep. Haugland moved the previous question, which motion prevailed.

SECOND READING OF HOUSE BILL

House Bill No. 367. A Bill for an Act to prohibit discrimination against women jockeys and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Halcrow | Matheny | Stone |
| Boustead | Haugland | McDonald | Streibel |
| Boyum | Henning | Metzger | Strinden |
| Bullis | Hensrud | Miedema | Swedlund |
| Bunker | Hentges | Moquist | Thompson |
| Burke | Hickle | Mueller | Thorsgard |
| Connolly | Hilleboe | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| Dawson | Hoghaug | Peterson, J. | Weber |
| DeKrey | Hougen | Peterson, R. | Welder |
| Dick | Jenkins | Powers | Wells |
| Diehl | Johnson, K. | Register | White |
| Dornacker | Jones | Reimers | Wilkie |
| Eagles | Kelsch | Rivinius | Mr. Speaker |
| Emerson | Kingsbury | | |

Absent and not voting:

| | | | |
|--------|------|-------|---------|
| Aafedt | Dahl | Grant | Lundene |
|--------|------|-------|---------|

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 367 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MOTION

Rep. Streibel moved that the rules be suspended and that House Bill No. 367 be messaged to the Senate immediately, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 24, 1969

Mr. President: I have the honor to transmit:

House Bill No. 367

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, January 24, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 367

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 367

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign.

House Bill No. 367

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 24, 1969

Mr. President: I have the honor to return:

House Bill No. 367

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, January 24, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 367

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 367

Was delivered to the Governor for his approval at the hour of 4:40 o'clock p.m., January 24, 1969.

REP. GANSER, Chairman

MOTIONS

Rep. Streibel moved that a committee of two be appointed to escort Hon. Milton R. Young to the rostrum, which motion prevailed.

Speaker E. Johnson appointed Reps. Sandness and Dick.

Senator Young addressed the Assembly.

Senator Young:

"Thank you, Mr. Speaker and Members of the House of Representatives.

"It does not seem like thirty-six years ago when I first came to this body. Those were tough years, money was scarce and so were votes. I was elected by a thirty-four vote majority, so I know what some of you think when you win by one, two, three or five votes.

"A short while ago one of my daughters-in-law dug up a letter sent out in the campaign of 1932. You hear about 30¢ wheat and things like that, and to some I think it is sort of a myth, but it was real. This letter was dated June 23, 1932. Let me read from it. 'I don't know why I would be interested in any legislation that wouldn't be good for all the farmers of North Dakota. I am having just as

much trouble trying to make ends meet, in raising 30 cent wheat and \$2.00 hogs, as any of the rest of the farmers.'

"Times were tough then, but I guess life was less complicated. We enjoyed ourselves. We appropriated as much as we could, but even then people couldn't pay their taxes."

The whole face of North Dakota has changed in this time, as you know. We have made great advances in everything, including educational institutions; a superb network of highways; our state has been made more beautiful and liveable by REA, with beautiful planting programs through the Soil Conservation programs; REA steam-generating plants, and a number of other things.

"There are some things that deeply concern me, however.

"Our population today is 55,000 less than it was in 1932. One reason is the great depression of the thirties and the drought for several years. We lost about 75,000 people, but we have been gaining some since then.

"I looked up some interesting figures to be used in getting more industry for North Dakota, which I discussed at some length on the Senate side. These figures relate to population then and now, and also appropriations.

"Our total appropriations for the biennium 1931 to 1933 was only \$9.2 million for North Dakota. I understand your budget for this year is \$165 million. This is a sizeable increase, but you have been doing a whole lot better than we have in Washington. In 1932 the total federal appropriation was \$4.6 billion, or less than \$5 billion. Today, that budget estimate — they call it an estimate but it is the budget request — is for \$195 billion. Our total population in the United States has increased from 124 million to 202 million; while our population increased about 45%, our federal expenditures increased by about 450%.

"If we keep on moving in this direction for the next thirty-six years, there won't be much left of your paycheck after the federal government gets through. We will be much like Sweden is today. The federal government takes most of their paycheck, but tries to provide them with most of the necessities. Even in a country like Sweden, which has been able to stay out of wars, they have a hard time making a go of it.

"To give you a little idea of how these programs mushroom, Medicare and Medicaid started three years ago, but the appropriation this year was about \$9 billion, and they will be asking for a supplemental appropriation in the next two weeks for about another \$1 billion.

"Our biggest problem, of course, is the Vietnam war — our defense appropriations now are running better than \$80 billion. I think we are going to work out of this.

"Some of these program might be abolished, such as O.E.O., which maybe should be, but some of the more necessary parts of it will be transferred to other agencies of the government.

"The Nixon Administration will be working along with present programs, trying to improve them and administer them better with less money, hopefully. I think in the matter of a year, President Nixon will have some programs of his own.

"In water pollution, there are some eight different federal agencies handling this. There should be one program and one agency responsible. Our interstate highway system program expires in about two years, and there will be a new Nixon program for that.

"We all know that uppermost in the minds of everyone is the war in Vietnam. I can't help but think that this will be brought to an honorable conclusion in the next six months. Maybe I am too optimistic, but it is uppermost in the minds of everyone, and President Nixon is particularly dedicated to bringing it to an honorable end.

"It has been nice to be with you. There is nothing I would appreciate more than being able to stay a couple of days and visit with you and attend some of your committee meetings. I don't think things have changed too much over the years. You operate under rules very similar to ours. There is one significant exception, and that is your voting machine here. I don't think we in the United States Senate will ever have one, or the House of Representatives with its 435 members. There is one big advantage to not having a voting machine; you don't have an aye and nay vote quite so often. We do have a slightly different system. Some 15,000 bills are introduced each year, but only about 25% of these are reported out. You have a better procedure, but with the number introduced, it just would not be possible to report out every bill introduced in the Congress.

"I enjoy coming back to see you, and appreciate the opportunity to speak to you. I have been coming back every session since 1932, and I hope that I can come back a couple more years.

"Thank you very much."

Rep. Link moved that the remarks of Senator Milton R. Young be printed in the House Journal, which motion prevailed.

Rep. Streibel moved that the House stand recessed, subject to the call of the Chair, which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTEENTH DAY AFTER RECESS, SEVENTEENTH
AND EIGHTEENTH DAY

Bismarck, January 27, 1969

The House reconvened at 1:30 P.M., pursuant to the call of the chair, with Speaker E. Johnson presiding.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

SEVENTEENTH DAY

Bismarck, January 27, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rep. Dick.

Roll was called and all members were present except Rep. Sandness.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifteenth Day After Recess and Sixteenth Day and recommends that the same be corrected as follows:

Page 250, line 34, correct spelling of "corporations."

Page 251, add as final line, "ROY GILBREATH, Chief Clerk."

Page 252, delete line 10.

Page 254, line 57, substitute "Rep." for "Rp."

Page 254, line 58, delete "and the report was adopted."

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 94, has had the same under consideration and recommends that the same be amended as follows:

In line 2 after the word disclosed delete the words "BY CHILD PLACEMENT AGENCY" and insert in lieu thereof the words "IN PETITION, NOTICE OF HEARING, OR DECREE OF ADOPTION"

In line 3 before the period delete the word "AGENCY"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 130, have had the same under consideration and recommend that the same do pass.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 184, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 192, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 195, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 206, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 219, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 228, has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 234, has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 236, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 237, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 246, has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 247, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Kelsch moved that the amendments to House Bill No. 68, as recommended by the Committee on Judiciary and as printed on page 254 of the House Journal be adopted.

Rep. Streibel moved that the reading of the amendments to House Bill No. 68 be dispensed with, which motion prevailed.

The question was now on the original motion of Rep. Kelsch that the amendments to House Bill No. 68 be adopted, which motion prevailed.

Rep. Olienyk moved that the amendments to House Bill No. 143, as recommended by the Committee on Veterans' Affairs and as printed on page 254 of the House Journal be adopted, which motion prevailed.

Rep. Halcrow moved that the amendments to House Bill No. 212, as recommended by the Committee on Labor and as printed on page 255 of the House Journal be adopted, which motion prevailed, and House Bill No. 212 was placed on the Consent Calendar.

Rep. Halcrow moved that the amendments to House Bill No. 214, as recommended by the Committee on Labor and as printed on page 255 of the House Journal be adopted, which motion prevailed, and House Bill No. 214 was placed on the Consent Calendar.

Rep. Halcrow moved that the amendments to House Bill No. 240, as recommended by the Committee on Labor and as printed on page 255 of the House Journal be adopted, which motion prevailed.

Rep. Halcrow moved that the amendments to House Bill No. 241, as recommended by the Committee on Labor and as printed on page 255 of the House Journal be adopted, which motion prevailed, and House Bill No. 241 was placed on the Consent Calendar.

MOTIONS

Rep. Schaffer moved that House Bill No. 493 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Schaffer moved that House Bill No. 493 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Bier moved that House Bill No. 479 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Bier moved that House Bill No. 479 be re-referred to the Committee on Social Welfare, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Boustead and Strinden introduced:

House Concurrent Resolution No. 17. A Concurrent Resolution directing the Legislative Research Committee to conduct a study of alternative methods of assisting counties and cities in the financing of road and street construction and maintenance, and to make a report to the legislative assembly.

Was read the first time and referred to the committee on Political Subdivisions.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 176

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order the House stand adjourned, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 4. A Bill for an Act making an appropriation to the state historical board for salary, clerkhire and miscellaneous expenses and the maintenance of the state historical board.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 5. A Bill for an Act making an appropriation to the North Dakota park service for administration, operation, maintenance and development of state parks, and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 7. A Bill for an Act relating to an appropriation for the purpose of administering the provisions of Chapters 52-09 and 52-10 of the North Dakota Century Code, pertaining to administration costs of the old age and survivor insurance system and to social security coverage of public employees.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 15. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the workmen's compensation bureau.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 17. A Bill for an Act making an appropriation for the purpose of operating and maintaining the teachers' insurance and retirement fund.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 25. A Bill for an Act making an appropriation to the capitol grounds planning commission out of the general fund for the purpose of defraying the expenses of the commission.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 56. A Bill for an Act to amend and reenact sections 37-15-13, 37-15-14, 37-15-15, and 37-15-16 of the North Dakota Century Code, relating to the custody and expenditure of funds of the soldiers' home.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 59. A Bill for an Act to amend and reenact section 44-04-08 of the North Dakota Century Code, relating to the reports of state institutions, boards, departments, and offices.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 61. A Bill for an Act to amend and reenact subsection 2 of section 40-61-01 of the North Dakota Century Code, relating to definition of a "city" in municipal parking authority act.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 71. A Bill for an Act to amend and reenact sections 43-11-06 and 43-11-16 of the North Dakota Century Code, relating to the compensation of the members of the board of hairdressers and cosmetologists, and the qualifications for registration of a school for hairdressers and cosmetologists.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 75. A Bill for an Act to provide immunity for counselors of school pupils from the disclosure of privileged information.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 86. A Bill for an Act to create and enact a new subsection to sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code, relating to sales and use tax exemptions.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 92. A Bill for an Act to amend and reenact sections 1-03-01, 1-03-02, and 15-38-04 of the North Dakota Century Code, relating to the designation and definition of holidays.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 94. A Bill for an Act to amend and reenact section 16-10-16 of the North Dakota Century Code, relating to compensation of inspectors, judges, and clerks of election.

Was read the first time and referred to the committee on General Affairs.

Senate Bill No. 111. A Bill for an Act making an appropriation for paying the salaries and other expenses of the state potato council.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 123. A Bill for an Act to amend and reenact section 49-18-02 of the North Dakota Century Code by creating a new subsection relating to exemption from regulation of the transportation of samples of agricultural crops to inspection laboratories, and declaring an emergency.

Was read the first time and referred to the committee on Agriculture.

Senate Bill No. 128. A Bill for an Act relating to banks and banking and relating to payment or settlement of checks.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 129. A Bill for an Act to amend and reenact section 26-23-17 of the North Dakota Century Code, relating to insurance commissioner to make examinations, request for accounting and report of defaulting employee to governor.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 131. A Bill for an Act to amend and reenact section 54-23-28 of the North Dakota Century Code, relating to care and custody of funds belonging to inmates of state institutions.

Was read the first time and referred to the committee on Veterans' Affairs.

Senate Bill No. 132. A Bill for an Act to amend and reenact section 18-05-13 of the North Dakota Century Code, relating to state auditor to examine books of relief associations.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 133. A Bill for an Act to amend and reenact section 26-23-11 of the North Dakota Century Code, relating to commissioner to notify state auditor of default of public employee and duty of state auditor.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 134. A Bill for an Act to amend and reenact section 54-11-07 of the North Dakota Century Code, relating to suspension of treasurer by governor and appointment.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 135. A Bill for an Act to amend and reenact subsection 4 of section 54-11-04 of the North Dakota Century Code, relating to records of state treasurer.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 136. A Bill for an Act to amend and reenact section 54-11-06 of the North Dakota Century Code, relating to irregularities in books of treasurer, auditor to report to the governor and temporary suspension of treasurer.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 140. A Bill for an Act to repeal section 6-02-08 of the North Dakota Century Code, relating to certificate and authorization published of banking associations.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 141. A Bill for an Act to repeal section 6-03-40.1 of the North Dakota Century Code, relating to liquidation of investments in agricultural credit corporations and penalty of banking associations.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 147. A Bill for an Act to amend and reenact section 6-03-37 of the 1967 Supplement to the North Dakota Century Code, relating to banks' reserve requirements.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 155. A Bill for an Act to amend and reenact section 57-39.2-15 and subsection 1 of section 57-39.2-16 of the North Dakota Century Code, relating to sales tax hearings and appeals therefrom and to repeal subsections 2 and 3 of section 57-39.2-16 of the North Dakota Century Code, regarding appeals from decision of the tax commissioner relating to sales tax.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 167. A Bill for an Act to amend and reenact sections 21-09-01 and 21-09-05 of the North Dakota Century Code, changing the title of "The 1967 Bond Validating Act" to "The 1969 Bond Validating Act", and relating to the application of chapter 21-09 of the North Dakota Century Code to bonds issued and proceedings taken prior to July 1, 1969.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 173. A Bill for an Act to amend and reenact sections 30-10-25 and 30-10-26 of the North Dakota Century Code, relating to summary guardianships.

Was read the first time and referred to the committee on Judiciary.

The House stood adjourned, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

EIGHTEENTH DAY

Bismarck, January 27, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Rev. John Miller, Baptist Temple, Mandan. Roll was called and all members were present except Rep. Sandness. A quorum was declared by Speaker E. Johnson.

Speaker E. Johnson announced the House would be on the Fourth Order of Business.

PRESENTATION OF COMMUNICATIONS
STATE OF NORTH DAKOTA

Executive Office

Bismarck, January 24, 1969

The Honorable Ernest Johnson
Speaker of the House
North Dakota House of Representatives
Bismarck, North Dakota

Dear Speaker Johnson:

As Chairman of the North Dakota Heritage Commission, as established by law in Section 55-09-01 of the North Dakota Century Code, it is my pleasure to invite you to name a member from the current North Dakota Legislature.

The term of former Representative Gary Williamson has expired.

Sincerely yours,
WILLIAM L. GUY
Governor

MOTIONS

Rep. Halcrow moved that House Bill No. 213 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 156. A Bill for and Act to amend and reenact subsection 6 of section 20-01-01 of the North Dakota Century Code, re-

lating to definitions of game birds, to include mourning doves and eliminate sage hens.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 48; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-----------|
| Aafedt | Emerson | Jones | Rivinius |
| Aas | Erickson, K. | Leibhan | Sanstead |
| Anderson | Freeman | Lillehaugen | Seibel |
| Belter | Froelich | McDonald | Streibel |
| Berg | Gackle | Miedema | Strinden |
| Bernabucci | Giffey | Moquist | Swedlund |
| Bier | Henning | Olienyk | Thompson |
| Bullis | Hensrud | Opedahl | Thorsgard |
| Bunker | Hentges | Peterson, J. | Weber |
| Dahl | Hilleboe | Peterson, R. | Welder |
| Dawson | Hoghaug | Powers | Wells |
| Dick | Jenkins | Register | Wilkie |
| Eagles | | | |

Those voting in the negative were:

| | | | |
|-----------|--------------|------------|-------------|
| Aamoth | Erickson, W. | Kingsbury | Reimers |
| Atkinson | Ganser | Knudson | Rundle |
| Austin | Glaspay | Kuehn | Schaffer |
| Backes | Goodman | Lang | Simonson |
| Boustead | Grant | Larson, G. | Solberg, I. |
| Boyum | Halcrow | Larson, L. | Solberg, O. |
| Burke | Haugland | Linderman | Stoltenow |
| Connolly | Hickle | Link | Stone |
| Davis | Hoffner | Lundene | Tweten |
| DeKrey | Hougen | Matheny | Wagner |
| Diehl | Johnson, K. | Metzger | White |
| Dornacker | Kelsch | Mueller | Mr. Speaker |

Absent and not voting:

Sandness

For lack of a constitutional majority, the bill was declared lost.

Rep. Aamoth moved that the vote by which House Bill No. 156 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

House Bill No. 176. A Bill for an Act to amend and reenact section 26-03-39.1 of the North Dakota Century Code, relating to accident or sickness insurance policies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 55; nays, 41; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|--------------|----------|-------------|-------------|
| Anderson | Giffey | Kuehn | Rundle |
| Backes | Glaspay | Lang | Sanstead |
| Berg | Goodman | Lillehaugen | Seibel |
| Bernabucci | Grant | Linderman | Solberg, I. |
| Bullis | Halcrow | Link | Solberg, O. |
| Davis | Haugland | Lundene | Stoltenow |
| Dawson | Henning | McDonald | Thompson |
| DeKrey | Hensrud | Miedema | Tweten |
| Dick | Hickle | Mueller | Weber |
| Erickson, K. | Hilleboe | Olienyk | Welder |
| Erickson, W. | Hoffner | Opedahl | Wells |

| | | | |
|----------|-----------|--------------|--------|
| Freeman | Hoghaug | Peterson, J. | White |
| Froelich | Kelsch | Powers | Wilkie |
| Gackle | Kingsbury | Reimers | |

Those voting in the negative were:

| | | | |
|----------|-------------|--------------|-------------|
| Aafedt | Dahl | Jones | Rivinius |
| Aamoth | Diehl | Knudson | Schaffer |
| Aas | Dornacker | Larson, G. | Simonson |
| Atkinson | Eagles | Larson, L. | Stone |
| Austin | Emerson | Leibhan | Streibel |
| Belter | Ganser | Matheny | Strinden |
| Boustead | Hentges | Metzger | Swedlund |
| Boyum | Hougen | Moquist | Thorsgard |
| Bunker | Jenkins | Peterson, R. | Wagner |
| Burke | Johnson, K. | Register | Mr. Speaker |
| Connolly | | | |

Absent and not voting:

| | |
|------|----------|
| Bier | Sandness |
|------|----------|

So the bill passed and the title was agreed to.

House Bill No. 242. A Bill for an Act to create and enact subsection 20 of section 20-01-01 of the North Dakota Century Code, relating to the definition of wildlife.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 17; nays, 79; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|---------|------------|----------|-------------|
| Bullis | Hilleboe | Miedema | Solberg, O. |
| Emerson | Hoffner | Mueller | Thompson |
| Gackle | Kelsch | Reimers | Weber |
| Glaspay | Larson, G. | Sanstead | Wells |
| Hensrud | | | |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Diehl | Jones | Register |
| Aamoth | Dornacker | Kingsbury | Rivinius |
| Aas | Eagles | Knudson | Rundle |
| Anderson | Erickson, K. | Kuehn | Schaffer |
| Atkinson | Erickson, W. | Lang | Seibel |
| Austin | Freeman | Larson, L. | Simonson |
| Backes | Froelich | Leibhan | Solberg, I. |
| Belter | Ganser | Lillehaugen | Stoltenow |
| Berg | Giffey | Linderman | Stone |
| Bernabucci | Goodman | Link | Streibel |
| Boustead | Grant | Lundene | Strinden |
| Boyum | Halcrow | Matheny | Swedlund |
| Bunker | Haugland | McDonald | Thorsgard |
| Burke | Henning | Metzger | Tweten |
| Connolly | Hentges | Moquist | Wagner |
| Dahl | Hickle | Olienyk | Welder |
| Davis | Hoghaug | Opedahl | White |
| Dawson | Hougen | Peterson, J. | Wilkie |
| DeKrey | Jenkins | Peterson, R. | Mr. Speaker |
| Dick | Johnson, K. | Powers | |

Absent and not voting:

| | |
|------|----------|
| Bier | Sandness |
|------|----------|

So the bill lost.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, January 27, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 10

Senate Bill No. 32
 Senate Bill No. 39
 Senate Bill No. 42
 Senate Bill No. 55
 Senate Bill No. 91
 Senate Bill No. 152
 Senate Bill No. 159
 Senate Bill No. 176
 Senate Bill No. 199
 Senate Bill No. 219
 Senate Concurrent Resolution No. 7

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
 Senate Chamber

Bismarck, January 27, 1969

Mr. Speaker; I have the honor to return:

House Bill No. 54

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 69. A Bill for an Act to amend and reenact section 37-15-07 of the North Dakota Century Code, relating to the commandant of the soldiers' home.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Kingsbury | Rivinius. |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Weider |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

Sandness

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber
Bismarck, January 27, 1969

Mr. President: I have the honor to transmit:

House Bill No. 32
House Bill No. 52
House Bill No. 95
House Bill No. 128
House Bill No. 135
House Bill No. 141
House Bill No. 147
House Bill No. 148

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, January 27, 1969

Mr. President: I have the honor to transmit:

House Bill No. 65
House Bill No. 109
House Bill No. 138
House Bill No. 169
House Bill No. 191

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

ANNOUNCEMENTS

Speaker E. Johnson announced that Rep. Sanstead has been appointed to serve as a member of the North Dakota Heritage Commission.

Rep. Streibel moved that the House stand recessed until 1:30 P.M., January 28, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk



EIGHTEENTH DAY AFTER RECESS AND NINETEENTH DAY

Bismarck, January 28, 1969

The House reconvened at 1:30 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 23 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Connolly moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 35, has had the same under consideration and recommends that the same do pass and be re-referred to the Appropriations Committee.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

MAJORITY REPORT

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 43, has had the same under consideration and recommends that the same be amended as follows:

In line 102 after the word "public" delete the remainder of the line

Delete all of line 103 and 104 and insert in lieu thereof the following language "except an investigative hearing of an individual may be closed upon specific request by the individual or his counsel with consent of a majority of the committee."

And renumber the lines accordingly.

Rep. Kelsch
 Rep. Gackle
 Rep. Aas
 Rep. Atkinson
 Rep. Austin
 Rep. Eagles
 Rep. Hougen
 Rep. Knudson
 Rep. Lundene
 Rep. Miedema
 Rep. Moquist
 Rep. Peterson (Dist. 1)
 Rep. Register
 Rep. Sandness
 Rep. Stoltenow
 Rep. Stone

Rep. Swedlund

Rep. Wilkie

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted.

MINORITY REPORT

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 43, has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Rundle

REP. KELSCH, Chairman

Rep. Rundle moved that the report of the minority be substituted for that of the majority.

Rep. Rundle withdrew the motion that the report of the minority be substituted for that of the majority.

The question was then on the motion of Rep. Atkinson to accept the report of the majority, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 75, has had the same under consideration and recommends that the same be amended as follows:

In line 31 of the engrossed bill delete the word "exclusive" and insert the word "including"

In line 32 delete the word "of"

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 103, has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title of the engrossed bill after the word "reenact" delete the word and numbers "section 40-38-01" and insert in lieu thereof the following language:

"sections 40-38-01 and 40-38-02"

Following section 1 of the bill add the following language:

"SECTION 2. AMENDMENT.) Section 40-38-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-38-02. LIBRARY FUND — LEVY — COLLECTION — KEPT SEPARATE.) For the purpose of establishing and maintaining public library service, the governing body of a municipality or county authorizing the same shall establish a library fund by annually levying and causing to be collected as other taxes are collected, a municipal or county tax not to exceed four mills on the net taxable assessed valuation of property in such municipality and not to exceed two mills on the net taxable assessed valuation of property in such county. The treasurer of the municipality or county shall keep such fund separate and apart from the other money of the county or municipality, and it shall be used exclusively for the establishment and maintenance of public library service. Whenever a tax for county library service is levied or proposed as provided in section 40-38-01, any municipality already levy a tax for public library service under the provisions of this section, shall upon written application to the county board of such county be exempted from such county tax levy to the extent that the municipality making such application levies taxes for a library fund during the year for which such tax levy is made. If such municipality has been totally exempted from participation in any prospective county library program, ((the phrase "not less than fifty-one percent of the voters of such municipality

or county as determined by the total number of votes cast at the last general election" as stated in section 40-38-01 shall mean fifty-one percent of the total number of votes cast at the last general election in such county less the total number of votes cast at the last general election in such municipality))) the phrase "not less than twenty-five percent of the voters who voted for governor in the last general election" as stated in section 40-38-01 shall mean twenty-five percent of such voters less the total number of voters who voted for governor in the last general election in such municipality; and the electors of such municipality shall not participate in the election on the question of whether public library service shall be established and maintained in the county as provided in section 40-38-01."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Grant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 121, has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the title after the numbers "40-61-12" and before the word "of" insert the following language:

"and subsection 1 of section 40-61-14"

In line 8 after the second word "cities" and before the word "assist" insert the words "may agree to"

In line 24 delete the word "ten" and insert in lieu thereof "five"

In line 245 delete the triple parentheses before the word "and" and after the word "city"; after the word "bonds" and before the period insert a hyphen and the following language:

"—EXCEPTIONS AS TO CITIES"

In line 250 following the period insert the following language:

"The bonds and other obligations of an authority shall not be a debt of a city and a city shall not be liable thereon unless a city agrees to assist in financing projects and facilities through the issuance of municipal bonds or other obligations which are considered to be a part of the debt of the city as provided in section 1 of this Act.

SECTION 8 AMENDMENT.) Subsection 1 of Section 40-61-14 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. It is hereby determined that the creation of an authority and the carrying out of its corporate purposes is in all respects for the benefit of the people of the city which has authorized it and its environs, and is a public purpose, and an authority shall be regarded as performing a governmental function in the exercise of the powers conferred upon it by this chapter and shall be required to pay no *ad valorem* taxes ((or assessments))) upon any of the property acquired by it or under its jurisdiction or control or supervision or upon its activities."

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 132, has had the same under consideration and recommends that the same be amended as follows:

In line 7 of the engrossed bill after the comma and before the word "shall" insert the following material:

"including that of any dependent,"

In line 20 of the engrossed bill after the word "income" insert a comma and the following material:

"including that of any dependent,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 137, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 312, has had the same under consideration and recommends that the same be amended as follows:

In line 27 delete the word "five" and insert in lieu thereof the word "seven"

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 313 has had the same under consideration and recommends that the same be amended as follows:

In line 16 delete the word "five" and insert in lieu thereof the word "seven"

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 315 has had the same under consideration and recommends that the same be amended as follows:

In line 16 delete the word "thirty" and insert in lieu thereof the word "forty"

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Concurrent Resolution No. 12 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Haugland moved that the amendments to House Bill No. 94, as recommended by the Committee on Social Welfare and as printed on page 267 of the House Journal be adopted, which motion prevailed.

FIRST READING OF A HOUSE RESOLUTION

Reps. J. Peterson, Goodman, Kingsbury, Wells, Bernabucci, Bullis, Anderson, Aas, Emerson, Reimers, Rundle and Haugland introduced:

House Concurrent Resolution No. 18. A Concurrent Resolution relating to the employment of architects in planning and constructing buildings by the state of North Dakota.

Was read the first time and referred to the committee on State and Federal Government.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 15 have had the same under consideration and recommend that the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 136 have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 384 have had the same under consideration and recommend that the same do pass.

REP. HILLEBOE, Chairman

Rep. Wells moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 450 have had the same under consideration and recommend that the same do pass.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 460 have had the same under consideration and recommend that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 265 have had the same under consideration and recommend that the same do pass.

REP. HILLEBOE, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 323 have had the same under consideration and recommend that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 328 have had the same under consideration and recommend that the same do pass.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

NINETEENTH DAY

Bismarck, January 28, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Clarence Stomp, House of Prayer Lutheran Church, Bismarck.

Roll was called and all members were present except Rep. Seibel.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixteenth Day After Recess, Seventeenth and Eighteenth Days, and finds the same to be correct.

Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifteenth Day After Recess and Sixteenth Day, and recommends that the same be corrected as follows:

Page 252, line 47, delete "19.00" and substitute "18.00" in lieu thereof.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS ON CONSENT CALENDAR

House Bill No. 212. A Bill for an Act to amend and reenact section 65-05-13 of the North Dakota Century Code, as amended, relating to compensation for scheduled injuries.

House Bill No. 213. A Bill for an Act to amend and reenact section 65-05-12 of the North Dakota Century Code, relating to compensation for permanent partial disability.

House Bill No. 214. A Bill for an Act to amend and reenact section 65-05-14 of the North Dakota Century Code, as amended, relating to compensation for permanent partial loss of use of members.

House Bill No. 241. A Bill for an Act to amend and reenact section 65-09-02 of the North Dakota Century Code, relating to application for compensation in lieu of civil action against an employer.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bills, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aafedt | Eagles | Jones | Register |
| Aamoth | Emerson | Kelsch | Rivinius |
| Aas | Erickson, K. | Kingsbury | Rundle |
| Anderson | Erickson, W. | Knudson | Sandness |
| Atkinson | Freeman | Kuehn | Sanstead |
| Austin | Froelich | Lang | Schaffer |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Leibhan | Solberg, O. |

| | | | |
|------------|-------------|--------------|-------------|
| Bernabucci | Glaspay | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | McDonald | Thompson |
| Burke | Hensrud | Metzger | Thorsgard |
| Connolly | Hentges | Miedema | Tweten |
| Dahl | Hickle | Moquist | Wagner |
| Davis | Hilleboe | Mueller | Weber |
| Dawson | Hoffner | Olienyk | Welder |
| DeKrey | Hoghaug | Opedahl | Wells |
| Dick | Hougen | Peterson, J. | White |
| Diehl | Jenkins | Peterson, R. | Wilkie |
| Dornacker | Johnson, K. | Powers | Mr. Speaker |

Absent and not voting:
Reimers Seibel

So the bills passed and the titles were agreed to.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, January 28, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 142
Senate Bill No. 150
Senate Bill No. 157
Senate Bill No. 161
Senate Bill No. 172

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, January 28, 1969

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 10

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, January 28, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 53

Which the Senate has amended as follows:

In line 20 after the word "state" insert a comma

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 68. A Bill for an Act to amend and reenact section 16-20-04 of the North Dakota Century Code, relating to limitation on campaign expenses, and to repeal section 16-20-20 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------|---------|-----------|----------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Erickson, K. | Knudson | Sandness |
| Atkinson | Erickson, W. | Kuehn | Sanstead |
| Austin | Freeman | Lang | Schaffer |
| Backes | Froelich | Larson, G. | Simonson |
| Belter | Gackle | Larson, L. | Solberg, I. |
| Berg | Ganser | Leibhan | Solberg, O. |
| Bernabucci | Giffey | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | McDonald | Thompson |
| Burke | Hensrud | Metzger | Thorsgard |
| Connolly | Hentges | Miedema | Tweten |
| Dahl | Hickle | Moquist | Wagner |
| Davis | Hilleboe | Mueller | Weber |
| Dawson | Hoffner | Olienyk | Welder |
| DeKrey | Hougen | Opedahl | Wells |
| Dick | Jenkins | Peterson, J. | White |
| Diehl | Johnson, K. | Peterson, R. | Wilkie |
| Dornacker | Jones | Powers | Mr. Speaker |

Those voting in the negative were:

Glasphey Hoghaug

Absent and not voting:

Anderson Register Reimers Seibel

So the bill passed and the title was agreed to.

House Bill No. 130. A Bill for an Act to authorize the director of the department of accounts and purchases to withhold or deduct from compensation to state employees such amounts as the employer and employee may determine to participate in those tax-favored or tax-sheltered annuities authorized by the internal revenue code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Register |
| Aamoth | Emerson | Kelsch | Rivinius |
| Aas | Erickson, K. | Kingsbury | Rundle |
| Anderson | Erickson, W. | Knudson | Sandness |
| Atkinson | Freeman | Kuehn | Sanstead |
| Austin | Froelich | Lang | Schaffer |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Leibhan | Solberg, O. |
| Bernabucci | Glasphey | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | McDonald | Thompson |
| Burke | Hensrud | Metzger | Thorsgard |
| Connolly | Hentges | Miedema | Tweten |
| Dahl | Hickle | Moquist | Wagner |
| Davis | Hilleboe | Mueller | Weber |
| Dawson | Hoffner | Olienyk | Welder |
| DeKrey | Hoghaug | Opedahl | Wells |
| Dick | Hougen | Peterson, J. | White |
| Diehl | Jenkins | Peterson, R. | Wilkie |
| Dornacker | Johnson, K. | Powers | Mr. Speaker |

Absent and not voting:

Reimers Seibel

So the bill passed and the title was agreed to.

MOTION

Rep. Olienyk moved that House Bill No. 143 be re-referred to the Committee on Veterans' Affairs, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 184. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01, subsection 9 of section 57-40.3-01 and section 57-40.3-05 of the North Dakota Century Code, relating to the acceptance of trade-ins for sales tax and motor vehicle excise tax purposes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kingsbury | Rivinius |
| Aamoth | Freeman | Knudson | Rundle |
| Aas | Froelich | Kuehn | Sandness |
| Anderson | Gackle | Lang | Sanstead |
| Atkinson | Ganser | Larson, G. | Schaffer |
| Austin | Giffey | Larson, L. | Simonson |
| Backes | Glaspey | Leibhan | Solberg, I. |
| Belter | Goodman | Lillehaugen | Solberg, O. |
| Berg | Grant | Linderman | Stoltenow |
| Bernabucci | Halcrow | Link | Stone |
| Bier | Haugland | Lundene | Streibel |
| Boustead | Henning | Matheny | Strinden |
| Boyum | Hensrud | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Thorsgard |
| Dahl | Hilleboe | Moquist | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Willkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|--------|----------|-------|---------|
| Bullis | Connolly | Davis | Mueller |
|--------|----------|-------|---------|

Absent and not voting:

Seibel

So the bill passed and the title was agreed to.

House Bill No. 219. A Bill for an Act to amend and reenact section 16-04-13 and section 16-06-02 of the North Dakota Century Code, relating to the publication of the sample primary election ballot and notice of election.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|----------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Freeman | Kuehn | Rundle |
| Aas | Froelich | Lang | Sandness |

| | | | |
|------------|------------|--------------|-------------|
| Anderson | Gackle | Larson, G. | Sanstead |
| Atkinson | Ganser | Larson, L. | Schaffer |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Glaspey | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Solberg, O. |
| Berg | Grant | Link | Stone |
| Bernabucci | Halcrow | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Mueller | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | Kelsch | | |

Those voting in the negative were:

| | | | |
|-------|--------------|---------|-----------|
| Bier | Bullis | Knudson | Stoltenow |
| Boyum | Erickson, W. | Olienyk | |

Absent and not voting:

Seibel

So the bill passed and the title was agreed to.

House Bill No. 228. A Bill for an Act to amend and reenact section 12-45-06 of the North Dakota Century Code to increase the amount allowed for burial expenses of deceased inmates of penal institutions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

Seibel

So the bill passed and the title was agreed to.

MOTIONS

Rep. Anderson moved that House Bill No. 234 be re-referred to the Committee on Social Welfare.

Rep. Haugland moved a substitute motion that House Bill No. 234 be re-referred to the Committee on Industry and Business which motion failed.

The question was on the motion of Rep. Anderson, which motion failed.

SECOND READING OF HOUSE BILLS

House Bill No. 234. A Bill for an Act for the preservation of public health through the regulation of the business of water well drilling, creating a state board of water well contractors, licensing of water well contractors, providing for bonds, empowering the board to adopt rules and regulations governing the practice of water well drilling, and fixing penalties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 70; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|-----------|------------|--------------|-------------|
| Aas | Haugland | Link | Sanstead |
| Anderson | Hensrud | Lundene | Solberg, O. |
| DeKrey | Hougen | Mueller | Swedlund |
| Dornacker | Kelsch | Olienyk | Thompson |
| Eagles | Larson, G. | Peterson, J. | Thorsgard |
| Emerson | Larson, L. | Peterson, R. | Wilkie |
| Froelich | Leibhan | | |

Those voting in the negative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Diehl | Johnson, K | Rivinius |
| Atkinson | Erickson, K. | Jones | Rundle |
| Austin | Erickson, W. | Kingsbury | Sandness |
| Backes | Freeman | Knudson | Schaffer |
| Belter | Gackle | Kuehn | Simonson |
| Berg | Ganser | Lang | Solberg, I. |
| Bernabucci | Giffey | Lillehaugen | Stoltenow |
| Bier | Glaspey | Linderman | Stone |
| Boustead | Goodman | Matheny | Streibel |
| Boyum | Grant | McDonald | Strinden |
| Bullis | Halcrow | Metzger | Tweten |
| Bunker | Henning | Miedema | Wagner |
| Burke | Hentges | Moquist | Weber |
| Connolly | Hickle | Opedahl | Welder |
| Dahl | Hilleboe | Powers | Wells |
| Davis | Hoffner | Register | White |
| Dawson | Hoghaug | Reimers | Mr. Speaker |
| Dick | Jenkins | | |

Absent and not voting:

Aamoth

Seibel

So the bill was declared lost.

House Bill No. 236. A Bill for an Act to amend and reenact sections 40-18-07 and 40-18-08 of the North Dakota Century Code, relating to the service of warrants of arrest issued by municipal judges.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Reimers |
| Aamoth | Emerson | Kingsbury | Rivinius |
| Aas | Erickson, K. | Kuehn | Sandness |
| Anderson | Erickson, W. | Lang | Sanstead |
| Atkinson | Freeman | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Glaspey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Bullis | Haugland | Metzger | Swedlund |
| Bunker | Henning | Miedema | Thompson |
| Burke | Hensrud | Moquist | Thorsgard |
| Connolly | Hentges | Mueller | Tweten |
| Dahl | Hickle | Olienyk | Wagner |
| Davis | Hilleboe | Opedahl | Weber |
| Dawson | Hoffner | Peterson, J. | Welder |
| DeKrey | Hoghaug | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Jones | Register | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | | | |
|----------|------------|-------------|-------------|
| Backes | Giffey | Lillehaugen | Solberg, O. |
| Boyum | Johnson, K | Rundle | Wilkie |
| Froelich | | | |

Absent and not voting:

| | | | |
|--------|---------|----------|--------|
| Hougen | Knudson | McDonald | Seibel |
|--------|---------|----------|--------|

So the bill passed and the title was agreed to.

House Bill No. 237. A Bill for an Act to amend and reenact section 40-18-09 of the North Dakota Century Code, relating to subpoena of witnesses, continuance of trial, verbal notice to witnesses to attend; and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Dornacker | Jones | Reimers |
| Aamoth | Eagles | Kelsch | Rivinius |
| Aas | Emerson | Kingsbury | Sandness |
| Anderson | Erickson, K. | Knudson | Sanstead |
| Atkinson | Erickson, W. | Kuehn | Schaffer |
| Austin | Freeman | Lang | Simonson |
| Backes | Gackle | Larson, G. | Solberg, I. |
| Belter | Ganser | Larson, L. | Solberg, O. |
| Berg | Giffey | Leibhan | Stoltenow |
| Bernabucci | Goodman | Lillehaugen | Stone |
| Bier | Grant | Linderman | Streibel |
| Boustead | Halcrow | Link | Strinden |
| Boyum | Haugland | Matheny | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Moquist | Tweten |
| Connolly | Hickle | Mueller | Weber |
| Dahl | Hilleboe | Olienyk | Welder |
| Davis | Hoffner | Opedahl | Wells |

| | | | |
|--------|------------|--------------|-------------|
| Dawson | Hoghaug | Peterson, J. | White |
| DeKrey | Hougen | Peterson, R. | Wilkie |
| Dick | Jenkins | Powers | Mr. Speaker |
| Diehl | Johnson, K | Register | |

Those voting in the negative were:

| | | |
|----------|---------|--------|
| Froelich | Glaspey | Rundle |
|----------|---------|--------|

Absent and not voting:

| | | | |
|---------|----------|--------|--------|
| Lundene | McDonald | Seibel | Wagner |
|---------|----------|--------|--------|

So the bill passed and the title was agreed to.

House Bill No. 240. A Bill for an Act to amend and reenact section 65-05-25 of the North Dakota Century Code, as amended, relating to the payment of lump sums in certain workmen's compensation claims.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boyum | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Miedema | Thorsgard |
| Connolly | Hentges | Moquist | Tweten |
| Dahl | Hickle | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Weber |
| Dawson | Hoffner | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, J. | Wells |
| Dick | Hougen | Peterson, R. | White |
| Diehl | Jenkins | Powers | Wilkie |
| Dornacker | Johnson, K | Register | Mr. Speaker |
| Eagles | Jones | | |

Those voting in the negative were:

Boustead

Absent and not voting:

| | | |
|----------|--------|----------|
| McDonald | Seibel | Strinden |
|----------|--------|----------|

So the bill passed and the title was agreed to.

House Bill No. 246. A Bill for an Act to amend and reenact section 23-02-05 of the North Dakota Century Code, to raise the fees collected by the state registrar for birth and death certificates to two dollars.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 47; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|-----------|---------|--------------|
| Aamoth | Diehl | Hoffner | Peterson, R. |
| Aas | Dornacker | Hougen | Powers |
| Anderson | Eagles | Jenkins | Register |

| | | | |
|------------|--------------|--------------|-------------|
| Atkinson | Emerson | Kelsch | Stone |
| Austin | Erickson, K. | Kuehn | Streibel |
| Belter | Freeman | Lang | Strinden |
| Bernabucci | Halcrow | Larson, L. | Swedlund |
| Boustead | Haugland | Leibhan | Thompson |
| Boyum | Henning | Lundene | Tweten |
| Bullis | Hensrud | Metzger | Wagner |
| Bunker | Hentges | Miedema | White |
| Burke | Hilleboe | Peterson, J. | Mr. Speaker |
| Dahl | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|-------------|-------------|
| Aafedt | Ganser | Lillehaugen | Sanstead |
| Backes | Giffey | Linderman | Schaffer |
| Berg | Glaspey | Link | Simonson |
| Bier | Goodman | Matheny | Solberg, I. |
| Connolly | Grant | Moquist | Solberg, O. |
| Davis | Hickle | Mueller | Stoltenow |
| Dawson | Hoghaug | Olienyk | Thorsgard |
| DeKrey | Johnson, K. | Opedahl | Weber |
| Dick | Jones | Reimers | Welder |
| Erickson, W. | Kingsbury | Rivinius | Wells |
| Froelich | Knudson | Rundle | Wilkie |
| Gackle | Larson, G. | Sandness | |

Absent and not voting:

McDonald Seibel

So the bill was lost for want of a constitutional majority.

House Bill No. 247. A Bill for an Act to amend and reenact section 40-38-03 of the North Dakota Century Code, relating to the appointment, organization, and term of office of members of the board of directors of public libraries.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Reimers |
| Aamoth | Emerson | Kelsch | Rivinius |
| Aas | Erickson, K. | Kingsbury | Rundle |
| Anderson | Erickson, W. | Knudson | Sandness |
| Atkinson | Freeman | Kuehn | Sanstead |
| Austin | Froelich | Lang | Schaffer |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Leibhan | Solberg, O. |
| Bernabucci | Glaspey | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | Metzger | Thorsgard |
| Burke | Hensrud | Miedema | Tweten |
| Connolly | Hentges | Moquist | Wagner |
| Dahl | Hickle | Mueller | Weber |
| Davis | Hilleboe | Olienyk | Welder |
| Dawson | Hoffner | Opedahl | Wells |
| DeKrey | Hoghaug | Peterson, J. | White |
| Dick | Hougen | Peterson, R. | Wilkie |
| Diehl | Jenkins | Powers | Mr. Speaker |
| Dornacker | Johnson, K. | Register | |

Absent and not voting:

McDonald Seibel Thompson

So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved that the House observe a moment of silence in memory of former Representative Nettie Ellingson from Rugby, North Dakota, who passed away on January 25, 1969, which motion prevailed, and the House stood in such observance.

Rep. Streibel moved that House Bill No. 267 be returned from the Committee on Labor, which motion prevailed.

Rep. Metzger moved that House Bill No. 267 be withdrawn, which motion prevailed.

Rep. Hilleboe moved that House Bill No. 386 be returned from the Committee on State and Federal Government, which motion prevailed.

Rep. Hilleboe moved that House Bill No. 386 be re-referred to the Committee on Industry and Business, which motion prevailed.

Rep. Streibel moved that the house be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand recessed until 1:30 P.M., January 29, 1969, which motion prevailed.

FIRST READING OF SENATE BILLS AND A RESOLUTION

Senate Bill No. 10. A Bill for an Act making an appropriation for the general maintenance, improvements and special projects for the North Dakota soldiers' home at Lisbon, North Dakota.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 32. A Bill for an Act to create a state guarantee loan program under the supervision of the Bank of North Dakota, providing funds for such program by transferring it to the state scholarship fund, providing for the administration of federal funds, and an information system under the board of higher education; and providing a penalty.

Was read the first time and referred to the committee on Education.

Senate Bill No. 39. A Bill for an Act to give political subdivisions the authority to grant ad valorem taxation exemptions to new industries, providing for the approval of the state board of equalization, and granting authority to the state board of equalization to also exempt these industries from state income taxation.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 42. A Bill for an Act to amend and reenact sections 46-03-10, 46-03-11, 46-03-15, 46-03-18, 46-03-19, 54-03-01.2, subsection 3 of section 54-04-02, subsections 2 and 4 of section 54-06-04, sections 54-35-01, 54-35-02, 54-35-03, 54-35-04, 54-35-05, 54-35-06, 54-35-07, 54-35-08, 54-35-09, 54-35-10, 54-35-11, 54-35-12, 54-35-13, 54-35-14, 54-35.1-01, 54-35.1-03, 54-35.1-05, 54-44.1-07, and 54-49-08 of the North Dakota Century Code, relating to the legislative research committee, its name, function, powers and duties.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 55. A Bill for an Act authorizing the state auditor to examine tax returns on file with the tax commissioner, and providing a penalty for divulging secret information.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 91. A Bill for an Act to amend and reenact section 15-10-12 of the North Dakota Century Code, relating to the

custody of school funds for those institutions under the control of the board of higher education.

Was read the first time and referred to the committee on Education.

Senate Bill No. 152. A Bill for an Act to amend and reenact subsection 1 of section 57-39.2-18 and subsection 1 of section 57-40.2-15 of the North Dakota Century Code, relating to sales and use tax penalties.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 159. A Bill for an Act authorizing the board of higher education to make the state school of forestry a branch of the state university of agriculture and applied science.

Was read the first time and referred to the committee on Education.

Senate Bill No. 176. A Bill for an Act to amend and reenact section 57-47-01.1 of the North Dakota Century Code, relating to the extension of time for filing income tax returns and payment of income tax by members of the armed forces and merchant marine serving outside of the boundaries of the United States, providing a termination date and declaring an emergency.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 199. A Bill for an Act to repeal section 16-17-18.1 of the North Dakota Century Code, relating to expenses of delegates to national political conventions.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 219. A Bill for an Act providing for the transfer of forty acres in McKenzie County, North Dakota, from the state of North Dakota to the North Dakota rural rehabilitation corporation for the purpose of clearing title to such property, and declaring an emergency.

Was read the first time and referred to the committee on State and Federal Government.

Senate Concurrent Resolution No. 7. A Concurrent Resolution for the amendment of section 45 of the Constitution of the state of North Dakota, relating to compensation of members of the Legislative Assembly and providing an independent commission to set legislative pay and compensation.

Was read the first time and referred to the committee on State and Federal Government.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

NINETEENTH DAY AFTER RECESS AND
AND TWENTIETH DAY

Bismarck, January 29, 1969

The House reconvened at 1:30 P. M., pursuant to recess taken, with Speaker E. Johnson presiding.

MOTION

Rep. G. Larson moved that the House reconsider the action by which House Bill No. 156 was declared lost for lack of a constitutional majority, which motion failed on a division vote

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 74, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 88, has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the triple parentheses before the word "COUNTY"

In line 4 place triple parentheses before the first word "The"

In line 5 place triple parentheses after the word "such" and insert in lieu thereof the following language:

"The redistricting board shall be composed of the following members:

1. The chairman of the board of county commissioners, who shall act as chairman of the redistricting board;

2. The county judge;

3. The mayor of the city in which the county seat resides;

4. A township supervisor selected by the township supervisors if more than one-half of the townships are organized, or a member at large appointed by the county commission if less than one-half of the townships are organized;

5. A citizen at large selected by the redistricting board at their organizational meeting. Such"

In line 7 insert an underscored period after the word "chapter" and insert triple parentheses before the word "upon"

In line 8 delete all of the material after the triple parentheses

Delete everything in lines 9 and 10

In line 11 delete the language "missioners as provided in this code, such" and insert in lieu thereof the words "The redistricting"

In line 24 delete the words "board of county commissioners" and insert in lieu thereof the words "redistricting board"

In line 30 delete the words "the board of county" and insert in lieu thereof the word "redistricting"

In line 31 delete the word "commissioners" before the word "shall" and insert in lieu thereof the word "board"

In line 31 place "a period" after the word "county" and place triple parentheses before the word "into"

In line 32 place triple parentheses after the word "districts"

In line 33 delete the words "board of county com-" and insert in lieu thereof the word "redistricting"

In line 34 delete the word "missioners" and insert in lieu thereof the word "board"

In line 51 delete the words "board of county" and insert in lieu thereof the word "redistricting"

In line 52 delete the word "commissioners" and insert in lieu thereof the word "board"

In line 57 delete the words "board of county" and insert in lieu thereof the word "redistricting"

In line 58 delete the word "commissioners" and insert in lieu thereof the word "board"

In line 62 after the period insert the following language:

"If new districts cannot be formed in a regular and compact form or the redistricting board so wishes it may abolish existing districts and place the selection of county commissioners on an at large basis upon a majority vote of the redistricting board."

In line 113 delete the words "board of county commissioners" and insert in lieu thereof the words "redistricting board"

Following line 120 insert the following new section:

"SECTION 6. PETITIONS — SIGNERS REQUIRED — SUBMISSION OF QUESTION TO VOTERS.) The board of county commissioners upon receipt of a petition signed by at least five percent of the electors of the county as determined by the number of votes cast for the office of governor at the preceding general election, shall, in accordance with applicable provisions of title 16, cause the question of whether commissioners shall be elected at large to be submitted to the voters of the county at the next succeeding primary or general election."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 99, has had the same under consideration and recommends that the same be amended as follows:

In line three of the title following the word "universities" insert ", and declaring an emergency"

In line 13 following the "." delete "The board" and insert in lieu thereof "Such regulations"

In line 14 delete the following "regularly enrolled in a state college or"

In line 15 delete the word "university"

In line 19 following the "." insert the following language:

"Any student expelled under said regulations shall be deemed to have been expelled solely for the protection of the property of the institution and the maintenance of its functions, and not as a criminal punishment."

Following line 28 insert the following language:

"The board by its regulations may delegate to the chief executive officer of each institution, or the faculty, or any administrative committee, or any combination of such persons, the power of carrying out and enforcing any such regulations."

In line 42 delete the words "the duty" and insert in lieu thereof "at the discretion"

Following line 48 insert the following language:

"Violation of any such regulation by any member of the staff or faculty of any college or university shall be deemed and constitute a breach of contract on his part, and shall subject him to dismissal and termination of his contract; but no such dismissal or cancellation shall be ordered unless and until he has had an opportunity for a fair hearing upon the charges, before such persons, officers, committees or administrators as the regulations may designate, or before the board itself, if the regulations so provide."

After line 51 add the following:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 105, has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 116, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Connolly moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 152, has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title after the number "15-28-11" insert the following: "of the 1967 Supplement"

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No 155, has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 158, has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 164, has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 166 has had the same under consideration and recommends that the same be amended as follows:

In line 18 after the “.” insert the following: “Be it further provided that nothing herein shall authorize the school district to pay a student teacher for services rendered.”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 172 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title following the word “districts” insert “, and declaring an emergency”

In line 5 place triple parentheses around the word “thirtieth” and insert in lieu thereof the word “thirty-first”

In line 5 delete the word “April” and insert in lieu thereof the word “May”

In line 14 place triple parentheses around the word “thirtieth” and insert in lieu thereof the word “thirty-first”

In line 14 delete the word “April” and insert in lieu thereof the word “May”

In line 16 place triple parentheses around the word “thirtieth” and insert in lieu thereof the word “thirty-first”

In line 16 delete the word “April” and insert in lieu thereof the word “May”

In line 33 remove the triple parentheses before and after the word “July” and delete the word “June”

After line 39 add the following:

“SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.”

And renumber the lines accordingly.

And when so amended recommends the same do pass unopposed and be placed on the Consent Calendar.

REP. BIER, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 199 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 202 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. BIER, Chairman

Rep. Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 204 has had the same under consideration and recommends that the same be amended as follows:

In line 438 delete the word “security” and insert the words “commodity futures contract” in lieu thereof.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 216 has had the same under consideration and recommends that the same be amended as follows:

In line 7 place triple parentheses around the word "professional"

In line 15 delete the words "obtain approval by" and insert the words "submit to"

In line 16 delete the word "of"

In line 18 place triple parentheses around the word "such"

In line 19 place triple parentheses around the words "insofar as is practicable that:" and insert the following language:

"construction conforms to plans and specifications."

Delete lines 20 through 30

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 235 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 248 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. McDonald moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 253 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 258 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. AAMOTH, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 278 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 77 has had the same under consideration and recommends that the same be amended as follows:

In line 10 before the word "notes" insert the word and comma "bills,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the remarks of American Legion Department Commander Al Olenberger, made before the Joint Session of the House of Representatives and the Senate after the recess on January 28, 1969, commemorating the Golden Anniversary of the American Legion, be printed in the House Journal, which motion prevailed.

Commander Al Olenberger:

"I want you to know that it is a privilege for me as Department Commander of the American Legion of North Dakota to appear before this distinguished group today. We of the American Legion want to thank you for this privilege.

"Our purpose in being here today is to share with you the observance of our 50th Anniversary, and to relate to you some of our accomplishments of the past and our plans for the future. Our organization was founded in Paris in March of 1919, by a group of men dedicated to build an association of veterans whose primary devotion was to God and country. These men had a vision and they had a purpose, and the upper most ideals of that first caucus was the creation of a fraternity based upon firm comradeship, born of war service and dedicated to equitable treatment for all veterans, the disabled, their widows and orphans, national security for America and the promotion of patriotism and the combating of ideologies which recognize neither the honor nor the dignity of the individual.

"We have come a long way since that first caucus in Paris, and now have an organization in excess of 2,500,000 members and we have always tried to live up to the lofty ideals of that first caucus. The first fifty years of the American Legion's existence have been years of ever increasing waves of change for our state, nation and the world. Change is still the order of the day. Today's greatest challenge is whether man shall manage change or change manage man. It is to this challenge that the American Legion addresses itself during its golden years as it charts its course of service to a changing community, state and nation. With this thought in mind, this organization of service is tuned to its golden year theme "Forging The Future." As former servicemen and Legionnaires we are willing to accept and desirous to perform further service in the concerned role of citizenship. Our ranks will be strong in a continuing faithful service in the future. This we assure you on the American Legion Golden Anniversary and we can also assure you that this is not the beginning of the end in the American Legion, but it is only the end of the beginning.

"Thank you."

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 94

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTIETH DAY

Bismarck, January 29, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Henry Bosch, Cathedral of the Holy Spirit, Bismarck.

Roll was called and all members were present except Reps. Powers and Seibel.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eighteenth Day After Recess and Nineteenth Day and recommends that the same be corrected as follows:

Page 294, line 37, delete "Senate Bill" and substitute "Senate Concurrent Resolution" in lieu thereof.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

RECOGNITION

Rep. Olienyk escorted former Speaker of the House Leo Sticka, Stark County, to the rostrum.

Rep. Link moved that the remarks of former Speaker of the House Leo Sticka be printed in the House Journal.

Mr. Sticka:

"Speaker Johnson and Members of the House, it is a signal pleasure to be invited to appear before you. Just as the Speakers before me and those who followed me, I was nervous on my first trip up to the rostrum in 1951, and after being away for a few years, I feel much the same way.

"Nevertheless, I would like to tell you new members, you have joined a fraternity that is second to none. If you should serve but one term, or if you should return a number of terms, you will find that you have made friends, very special friends from every corner of the state and from every county. These people will always recognize you when you visit their counties, and will assist you when you might face an emergency.

"When you have completed your term in the Legislature, you are not entirely through. I, for one, have appointed myself a goodwill ambassador. I know the strain and stress that is the lot of the member of either body. The people who have never served here cannot fully appreciate that in passing reforms and corrections, you also must live under those same laws. In that respect I come to the defense of the Legislators whenever I have an opportunity. I can appreciate the pressures you are under, which today are even greater than a few years ago.

"There are probably only six people here today with whom I served. The complexion of the House has changed in many ways. You have carpeting, new chairs, and the people in the chairs are different. There is one member here now who was here when I came 26 years ago. Brynhild Haugland is still here. Does anyone appreciate what a person like that has done for our state? (Applause) The feeling is very mutual.

"Thank you very much, Speaker Johnson and Members of the House, I feel honored for giving me some of your precious time."

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, January 29, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 52
 Senate Bill No. 79
 Senate Bill No. 151
 Senate Bill No. 163
 Senate Bill No. 170
 Senate Bill No. 179
 Senate Bill No. 181
 Senate Bill No. 207
 Senate Bill No. 209

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, January 29, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 50

Which the Senate has amended as follows:

In line 23 after the word "any" delete the word "agency" and insert the following "occupational and professional boards"

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary

CONSIDERATION OF AMENDMENTS

Rep. Kelsch moved that amendments to House Bill No. 43, as recommended by the Committee on Judiciary and as printed on page 279 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 75, as recommended by the Committee on Finance and Taxation and as printed on page 280 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 103, as recommended by the Committee on Political Subdivisions and as printed on pages 280 and 281 of the House Journal be adopted.

Rep. Schaffer moved that the reading of the amendments to House Bill No. 103 be dispensed with, which motion prevailed.

The question was now on the original motion of Rep. Schaffer that the amendments to House Bill No. 103 be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 121, as recommended by the Committee on Political Subdivisions and as printed on page 281 of the House Journal be adopted.

Rep. Schaffer moved that the reading of the amendments to House Bill No. 121 be dispensed with, which motion prevailed.

The question was now on the original motion of Rep. Schaffer that the amendments to House Bill No. 121 be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 132, as recommended by the Committee on Finance and Taxation and as printed on pages 281 and 282 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 312, as recommended by the Committee on Political Subdivisions and as printed on page 282 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 313, as recommended by the Committee on Political Subdivisions and as printed on page 282 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 315, as recommended by the Committee on Political Subdivisions and as printed on page 282 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Schaffer moved that House Bill No. 215 be returned to House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Aas moved that he be permitted to withdraw House Bill No. 215, which motion prevailed.

FIRST READING OF A HOUSE RESOLUTION

Reps. Rundle, Hickle, J. Peterson, Davis and Rivinius introduced:

House Concurrent Resolution No. 19. A Concurrent Resolution directing the public service commission and the office of the attorney general to study the methods of pricing of petroleum products in the state.

Was read the first time and referred to the committee on State and Federal Government.

SECOND READING OF HOUSE BILLS

House Bill No. 23. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the state of North Dakota, for which there are no facilities in the state.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Rivinius |
| Aamoth | Emerson | Kelsch | Rundle |
| Aas | Erickson, K. | Kingsbury | Sandness |
| Anderson | Erickson, W. | Knudson | Samstead |
| Atkinson | Freeman | Kuehn | Schaffer |
| Austin | Froelich | Lang | Simonson |
| Backes | Gackle | Larson, G. | Solberg, I. |
| Belter | Ganser | Larson, L. | Solberg, O. |
| Berg | Giffey | Leibhan | Stoltenow |
| Bernabucci | Glaspey | Lillehaugen | Stone |
| Bier | Goodman | Linderman | Streibel |
| Boustead | Grant | Link | Strinden |
| Boyum | Halcrow | Lundene | Swedlund |
| Bullis | Haugland | Matheny | Thompson |
| Bunker | Henning | McDonald | Thorsgard |
| Burke | Hensrud | Metzger | Tweten |
| Connolly | Hentges | Miedema | Wagner |
| Dahl | Hickle | Muquist | Weber |
| Davis | Hilleboe | Mueller | Welder |
| Dawson | Hoffner | Olienyk | Wells |
| DeKrey | Hoghaug | Opedahl | White |
| Dick | Hougen | Peterson, J. | Wilkie |
| Diehl | Jenkins | Peterson, R. | Mr. Speaker |
| Dornacker | Johnson, K | Register | |

Those voting in the negative were:
Reimers

Absent and not voting:
Powers Seibel

So the bill passed and the title was agreed to.

House Bill No. 94. A Bill for an Act to provide the designation in a petition for adoption of the person to be adopted.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K | Register | Wilkie |
| Eagles | Jones | | |

Absent and not voting:

| | | | |
|------|--------|--------|-------------|
| Dick | Powers | Seibel | Mr. Speaker |
|------|--------|--------|-------------|

So the bill passed and the title was agreed to.

House Bill No. 265. A Bill for an Act to amend and reenact section 65-02-08 of the North Dakota Century Code, relating to attorneys' fees in proceedings before the workmen's compensation bureau, and to amend and reenact section 65-10-03 of the North Dakota Century Code, relating to attorneys' fees in appeals from the bureau, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Erickson, W. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Simonson |
| Backes | Gackle | Larson, L. | Solberg, I. |
| Belter | Ganser | Leibhan | Solberg, O. |
| Berg | Giffey | Lillehaugen | Stoltenow |
| Bernabucci | Glaspey | Linderman | Stone |
| Bier | Goodman | Link | Streibel |
| Boustead | Grant | Lundene | Strinden |
| Boyum | Halcrow | Matheny | Swedlund |
| Bullis | Haugland | McDonald | Thompson |

| | | | |
|-------------------------------|------------|--------------|-------------|
| Bunker | Henning | Metzger | Thorsgard |
| Burke | Hensrud | Miedema | Tweten |
| Connolly | Hentges | Moquist | Wagner |
| Dahl | Hickle | Mueller | Weber |
| Davis | Hoghaug | Olienyk | Welder |
| Dawson | Hougen | Opedahl | Wells |
| DeKrey | Jenkins | Peterson, J. | White |
| Diehl | Johnson, K | Peterson, R. | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Absent and not voting: | | | |
| Dick | Hoffner | Reimers | Seibel |
| Hilleboe | Powers | | |

So the bill was passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 328. A Bill for an Act to authorize acceptance and disbursement of certain moneys by the legislative audit and fiscal review committee and to repeal section 54-16-04.1 of the 1967 Supplement to the North Dakota Century Code, relating to the acceptance and disbursement of certain moneys by the emergency commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | McDonald | Swedlund |
| Bullis | Hensrud | Metzger | Thompson |
| Bunker | Hentges | Miedema | Thorsgard |
| Burke | Hickle | Moquist | Tweten |
| Connolly | Hilleboe | Mueller | Wagner |
| Dahl | Hoghaug | Olienyk | Weber |
| Davis | Hougen | Opedahl | Welder |
| Dawson | Jenkins | Peterson, J. | Wells |
| DeKrey | Johnson, K | Peterson, R. | White |
| Dick | Jones | Register | Wilkie |
| Diehl | Kelsch | Reimers | Mr. Speaker |
| Eagles | | | |
| Absent and not voting: | | | |
| Dornacker | Hoffner | Powers | Seibel |
| Froelich | | | |

So the bill passed and the title was agreed to.

House Bill No. 384 A Bill for an Act to amend and reenact section 1, chapter 410 of the 1967 Sessions Laws relating to the acceptance of the cession by the state of Minnesota to the state of North Dakota of a certain parcel of real property and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Erickson, W. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Simonson |
| Backes | Gackle | Larson, L. | Solberg, I. |
| Belter | Ganser | Leibhan | Solberg, O. |
| Berg | Giffey | Lillehaugen | Stoltenow |
| Bernabucci | Glaspey | Linderman | Stone |
| Bier | Goodman | Link | Streibel |
| Boustead | Grant | Lundene | Strinden |
| Boyum | Halcrow | Matheny | Swedlund |
| Bullis | Haugland | McDonald | Thompson |
| Bunker | Henning | Metzger | Thorsgard |
| Burke | Hensrud | Miedema | Tweten |
| Connolly | Hentges | Moquist | Wagner |
| Dahl | Hickle | Mueller | Weber |
| Davis | Hilleboe | Olienyk | Welder |
| Dawson | Hoghaug | Opedahl | Wells |
| DeKrey | Hougen | Peterson, J. | White |
| Dick | Jenkins | Peterson, R. | Wilkie |
| Diehl | Johnson, K. | Register | Mr. Speaker |
| Dornacker | Jones | Reimers | |

Absent and not voting:

| | | |
|---------|--------|--------|
| Hoffner | Powers | Seibel |
|---------|--------|--------|

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 450. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to the membership and defining a quorum of the emergency commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Leibhan | Solberg, O. |
| Bernabucci | Glaspey | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Boustead | Grant | Lundene | Streibel |
| Boyum | Halcrow | Matheny | Strinden |
| Bullis | Haugland | McDonald | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Miedema | Thorsgard |
| Connolly | Hentges | Moquist | Tweten |
| Dahl | Hickle | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |

| | | | |
|------------------------------------|-------------|--------------|-------------|
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Register | Mr. Speaker |
| Dornacker | Jones | Reimers | |
| Those voting in the negative were: | | | |
| Erickson, W. | Link | Wilkie | |
| Absent and not voting: | | | |
| Backes | Hoffner | Powers | Seibel |

So the bill passed and the title was agreed to.

House Bill No. 460. A Bill for an Act to amend and reenact section 46-02-19 of the North Dakota Century Code, relating to the placing of names on public documents by public officials.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 23; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|-------------|--------------|
| Aafedt | Eagles | Kelsch | Peterson, J. |
| Aamoth | Emerson | Kingsbury | Register |
| Anderson | Erickson, K. | Knudson | Reimers |
| Atkinson | Freeman | Kuehn | Rivinius |
| Austin | Froelich | Lang | Rundle |
| Belter | Gackle | Larson, G. | Sandness |
| Berg | Goodman | Larson, L. | Sanstead |
| Bier | Halcrow | Lillehaugen | Simonson |
| Bullis | Haugland | Linderman | Stoltenow |
| Bunker | Henning | Link | Stone |
| Burke | Hensrud | Lundene | Strinden |
| Connolly | Hentges | Matheny | Swedlund |
| Dahl | Hickle | McDonald | Thorsgard |
| Davis | Hilleboe | Metzger | Wagner |
| Dawson | Hoghaug | Miedema | Wells |
| Dick | Hougen | Mueller | White |
| Diehl | Jenkins | Olienyk | Mr. Speaker |
| Dornacker | Johnson, K. | | |

Those voting in the negative were:

| | | | |
|--------------|---------|--------------|----------|
| Aas | Giffey | Opedahl | Thompson |
| Bernabucci | Glaspey | Peterson, R. | Tweten |
| Boustead | Grant | Schaffer | Weber |
| Boyum | Jones | Solberg, I. | Welder |
| Erickson, W. | Leibhan | Solberg, O. | Wilkie |
| Ganser | Moquist | Streibel | |

Absent and not voting:

| | | | |
|--------|---------|--------|--------|
| Backes | Hoffner | Powers | Seibel |
| DeKrey | | | |

So the bill passed and the title was agreed to.

House Concurrent Resolution No. 15. A Concurrent Resolution directing the Legislative Research Committee to study and review the feasibility and advantages of obtaining a single group policy to cover health, accident, and life insurance for all State employees.

Was read the second time.

The question being on the final passage of the resolution, House Concurrent Resolution No. 15 was adopted on a voice vote, and was re-referred to the Legislative Research Resolutions Committee.

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Hilleboe moved that the House do concur in the Senate Amendments to House Bill No. 53, which motion prevailed.

FINAL PASSAGE OF HOUSE BILL NO. 53

House Bill No. 53. A Bill for an Act to amend and reenact section 15-61-05 of the North Dakota Century Code, relating to the disposition or exchange of state surplus property.

Which was read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate. The roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Rivinius |
| Aamoth | Emerson | Kelsch | Rundle |
| Aas | Erickson, K. | Kingsbury | Sandness |
| Anderson | Erickson, W. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Schaffer |
| Austin | Froelich | Lang | Simonson |
| Backes | Gackle | Larson, G. | Solberg, I. |
| Belter | Ganser | Larson, L. | Solberg, O. |
| Berg | Giffey | Lillehaugen | Stoltenow |
| Bernabucci | Glaspey | Linderman | Stone |
| Bier | Goodman | Link | Streibel |
| Boustead | Grant | Lundene | Strinden |
| Boyum | Halcrow | Matheny | Swedlund |
| Bullis | Haugland | Metzger | Thompson |
| Bunker | Henning | Miedema | Thorsgard |
| Burke | Hensrud | Moquist | Tweten |
| Connolly | Hentges | Mueller | Wagner |
| Dahl | Hickle | Olienyk | Weber |
| Davis | Hilleboe | Opedahl | Welder |
| Dawson | Hoghaug | Peterson, J. | Wells |
| DeKrey | Hougen | Peterson, R. | White |
| Dick | Jenkins | Register | Wilkie |
| Diehl | Johnson, K. | Reimers | Mr. Speaker |

Dornacker

Absent and not voting:

| | | | |
|---------|----------|--------|--------|
| Hoffner | McDonald | Powers | Seibel |
| Leibhan | | | |

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber
Bismarck, January 29, 1969

Mr. President: I have the honor to return:

Senate Bill No. 69

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, January 29, 1969

Mr. President: I have the honor to transmit:

House Bill No. 176

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, January 29, 1969

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 53 and House Concurrent Resolution No. 14.

Very respectfully,

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following Concurrent Resolution:

House Concurrent Resolution No. 14

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

FIRST READING OF SENATE BILLS

Senate Bill No. 142. A Bill for an Act to amend and reenact section 57-39.2-11 and subsection 5 of section 57-40.2-07 of the North Dakota Century Code, relating to sales and use tax returns.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 150. A Bill for an Act to amend and reenact section 61-27-04 of the North Dakota Century Code, relating to equipment requirements on vessels.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 157. A Bill for an Act to amend and reenact section 19-13.1-06 of the North Dakota Century Code, relating to inspection fees for commercial feeds distributed in this state.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 161. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

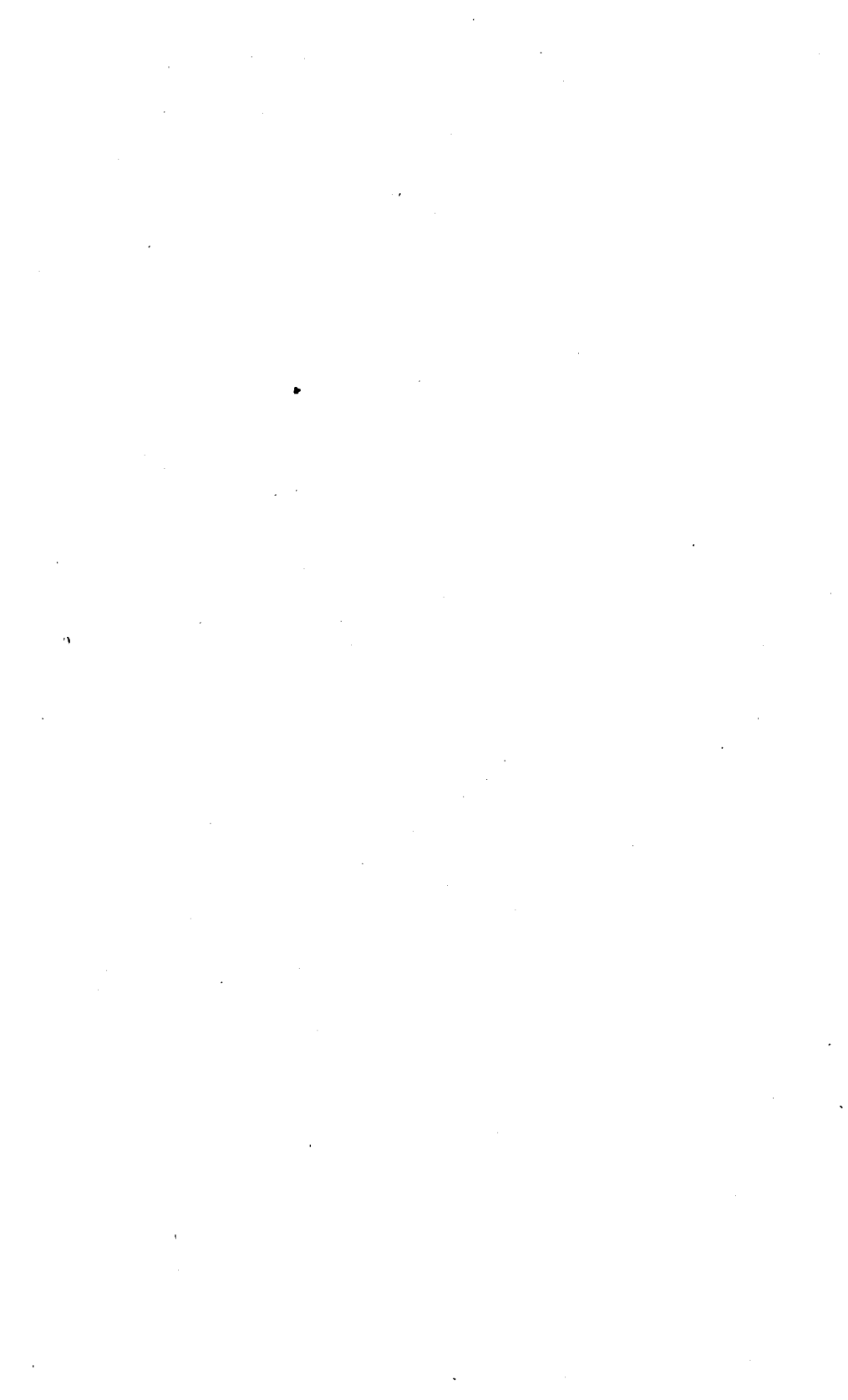
Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 172. A Bill for an Act to authorize the state board of higher education to sell self-liquidating tax-exempt bonds and provide for the use of the proceeds of such self-liquidating bonds for the purpose of constructing or purchasing revenue producing buildings and other campus improvements at institutions of higher learning in this state under the jurisdiction of the board, at such maximum amounts, at such locations, and for such purposes as is hereinafter provided.

Was read the first time and referred to the committee on Education.

Rep. Streibel moved that the House stand recessed until 1:30 P.M., January 30, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk



TWENTILETH DAY AFTER RECESS AND TWENTY-FIRST DAY

Bismarck, January 30, 1969

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 43
House Bill No. 121
House Bill No. 312
House Bill No. 313
House Bill No. 315

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 54

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 75
House Bill No. 103
House Bill No. 132

And find the same correctly Re-engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS

Bismarck, January 30, 1969

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 54
House Resolution No. 3
House Concurrent Resolution No. 14

And the Speaker signed the same in the presence of the House of Representatives.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 33 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title delete the word "directing" and insert in lieu thereof the word "recommending"

In the first line of the title delete the word "to"

In the third line of the title after the word "school" place a period

In the third line of the title delete the words "and declaring an"

In the fourth line of the title delete the word "emergency"

In line 1 delete the word "SHALL" and insert in lieu thereof the word "MAY"

In line 4 delete the word "shall" and insert in lieu thereof the word "may"

Delete all of lines 75, 76 and 77

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 34 has had the same under consideration and recommends that the same be amended as follows:

In line 4 delete the word "shall" and insert the word "may" in lieu thereof

In line 6 delete the following "prior to January 1, 1970,"

In line 46 delete the following "PROCEEDS FROM SALE SHALL BE"

And delete all of lines 47 through 52 and insert in lieu thereof the following language:

"MINERAL RESERVATIONS — UTILIZATION OF FUNDS — ACQUISITION OF PROPERTY.) The transactions authorized in sections 1 and 2 of this act shall not be subject to the provisions of section 38-09-01 of the North Dakota Century Code. Only such mineral reservations shall be included in the conveyances executed hereunder as are deemed appropriate by the board of administration after due consideration of all factors relevant to the situation, including but not limited to, the appraisal of same, prices actually received, and rights and titles received in exchange therefor. Upon the sale of the land described in section 1 hereof, or any part of same, the proceeds of sale shall be deposited in a special fund in the state treasury for replacement of same, including but not limited to, purchase price, monetary damages, appraisal fees, and incidental expenses, which said fund is hereby appropriated to be used for such purposes.

Acquisition of full fee simple title to the property described as:

'All that part of the southeast quarter of section two, township one hundred thirty-eight range eighty west of the fifth principal meridian, Burleigh County, North Dakota lying to the north and east of the situs of old highway number ten, which situs is described as a tract of land in the southeast quarter of section two, township one hundred thirty-eight north range eighty west of the fifth principal meridian, described as beginning with a strip two hundred sixteen feet wide lying thirty-three feet right and one hundred eighty-three feet left of the following described survey line, beginning at a point on the west line of said southeast quarter one thousand

four hundred and fourteen and two tenths feet, north of the southwest corner thereof, thence running south fifty-six degrees thirty-seven minutes east eight hundred thirty-nine and six tenths feet, then continuing with a strip sixty-six feet wide lying thirty-three feet on each side of said survey line south fifty-six degrees thirty seven minutes east one thousand one hundred eleven and two tenths feet, thence along a three degree curve left one thousand one hundred one and seven tenths feet, more or less, to the east line of said section two, which situs has heretofore been conveyed to Burleigh County, North Dakota by instrument dated on the eighteenth day of May in the year 1960.'

is essential to the maintenance of adequate security at the North Dakota State Penitentiary.

The board of administration shall proceed to acquire said described premises in the following manner:

- a. Exchange any and all parts of the premises described in section 1 of this act for any and all parts of the premises described in this section in accordance with valuation of said premises as determined by independent appraisal of the two tracts to be obtained by the said board of administration.
- b. Purchase any and all parts of the tracts described in this section for its value as determined by such independent appraisal with such part of the proceeds of the sale of the premises described in section 1 of this act, as is necessary for same, or
- c. Proceed by the process of eminent domain, as set out in chapter 32-15 of the North Dakota Century Code, as amended to date, to acquire same. The estates and rights to be taken in the above described property for this purpose is the same as is taken for public buildings and grounds as prescribed in subsection 1 of section 32-15-03 of the North Dakota Century Code, to-wit, a fee simple."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 157 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 159 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 171 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 178, has had the same under consideration and recommends that the same be amended as follows:

In line 28 after the word "committeeman" insert the following "receiving the largest vote at the last election"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 243, has had the same under consideration and recommends that the same be amended as follows:

In line 48 following the word "bond" place a period and delete the words "and the" and insert in lieu thereof the following language:

"Bonds from out of state applicants may be in favor of a trustee who shall be a financially responsible, disinterested person satisfactory to the dairy commissioner. The"

In line 49 following the word "of" delete the words "which is" and and insert in lieu thereof the following:

"such bond shall be"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 4, has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title after the word "Newspapermen's" insert the words "and Newspaperwomen's"

In line 9 of the resolution after the word "Newspapermen's" insert the words "and Newspaperwomen's"

In line 20 of the resolution after the word "newspapermen" insert the words "and newspaperwomen"

In line 24 of the resolution after the word "newspapermen" insert the words "and newspaperwomen"

In line 26 of the resolution after the word "newspapermen" insert the words "and newspaperwomen"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Schaffer moved that the amendments to House Bill No. 88, as recommended by the Committee on Political Subdivisions and as printed on pages 295 and 296 of the House Journal be adopted.

Rep. Schaffer moved that the reading of the amendments to House Bill No. 88 be dispensed with, which motion prevailed.

The question was now on the original motion of Rep. Schaffer that the amendments to House Bill No. 88 be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 99, as recommended by the Committee on Education and as printed on pages 296 and 297 of the House Journal be adopted.

Rep. Bier moved that the reading of the amendments to House Bill No. 99 be dispensed with, which motion prevailed.

The question now was on the original motion of Rep. Bier that the amendments to House Bill No. 99 be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 152, as recommended by the Committee on Education and as printed on page 297 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 166, as recommended by the Committee on Education and as printed on page 298 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 172, as recommended by the Committee on Education and as printed on page 298 of the House Journal be adopted, which motion prevailed, and House Bill No. 172 was placed on the Consent Calendar.

Rep. Aamoth moved that the amendments to House Bill No. 204, as recommended by the Committee on Industry and Business and as printed on pages 298 and 299 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 216, as recommended by the Committee on State and Federal Government and as printed on page 299 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to Senate Bill No. 77, as recommended by the House Committee on Industry and Business and as printed on pages 299 and 300 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 150, has had the same under consideration and recommends that the same be amended as follows:

Delete the lines 71 through 75 and insert in lieu thereof the following:

11. Any investment contract issued in connection with an employees' stock purchase, savings, pension, profit-sharing, or similar benefit plan, provided that the securities which fund the plan or are the subject of the plan are otherwise exempt pursuant to Section 10-04-05 of this Chapter.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 186, has had the same under consideration and recommends that the same do pass, unopposed and be placed on the Consent Calendar.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 187, has had the same under consideration and recommends that the same do pass, unopposed and be placed on the Consent Calendar.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 189, has had the same under consideration and recommends that the same do pass, unopposed and be placed on the Consent Calendar.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 190, has had the same under consideration and recommends that the same do pass, unopposed and be placed on the Consent Calendar.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 222, has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 225, has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Schaffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 230, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 287, has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title of the engrossed bill before the period insert a comma and the following material: "and declaring an emergency"

In line 15 put triple parentheses around the word "four" and insert in lieu thereof the word "six"

In line 17 put triple parentheses around the word "thirty" and insert in lieu thereof the word "sixty"

In line 42 put triple parentheses around the word "prescribe" and insert in lieu thereof the word "provide"

In line 50 delete the word "residence" and insert in lieu thereof the word "status"

In line 51 delete the words "to affect his status under" and insert in lieu thereof "to make him subject to"

In line 55 after the period insert the following new language:

"Any employee willfully failing to file a certificate if his status has changed, shall be subject to the penalty provided for in subsection 3 of section 57-38-45 of the North Dakota Century Code."

After line 57 of the engrossed bill insert the following material:

"SECTION 11. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 300, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. AAMOTH, Chairman

Rep. Haugland moved that the report be adopted.

Rep. Link moved a substitute motion that House Bill No. 300 be placed on the calendar, which motion prevailed on a division vote.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-FIRST DAY

Bismarck, January 30, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Alwin Reimnitz, Zion Lutheran Church, Bismarck.

Roll was called, and all members were present except Reps. Atkinson and Bernabucci.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Nineteenth Day After Recess and Twentieth Day and recommends that the same be corrected as follows:

Page 305, line 57, delete "session" and substitute "cession" in lieu thereof.

Page 301, lines 22, 25 and 26, delete "Stika" and substitute "Sticka" in lieu thereof.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE RESOLUTIONS

Rep. Thompson introduced:

House Concurrent Resolution No. 20. A Concurrent Resolution urging the Congress of the United States, the Department of Agriculture, and the Chief of the Forest Service to designate the Den-high Dunes experimental area as "Stoeckeler Experimental Area" in memory of the late Dr. Joseph Stoeckeler.

Was read the first time and referred to the committee on Agriculture.

Reps. O. Solberg, Grant, Wilkie, W. Erickson, Wagner and Linderman introduced:

House Concurrent Resolution No. 21. A Concurrent Resolution indicating the support of the Legislative Assembly for the establish-

ment of an Indian family training center at Fort Lincoln, south of Bismarck, and urging the appropriate federal authorities to establish such a center.

Was read the first time and referred to the committee on State and Federal Government.

FIRST READING OF SENATE BILLS

Senate Bill No. 52. A Bill for an Act to amend and reenact sections 44-08-04 and 54-06-09 of the North Dakota Century Code, relating to the expense accounts and mileage and travel expenses of state officers and employees.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 79. A Bill for an Act to amend and reenact section 61-21-03 of the North Dakota Century Code, relating to the compensation of members of boards of drainage commissioners.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 151. A Bill for an Act to amend and reenact sections 23-06-03 and 50-24-33 of the North Dakota Century Code, relating to the duty of burying deceased persons and the payment of burial costs.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 163. A Bill for an Act to create and enact section 6-03-59.1 of the North Dakota Century Code, relating to leasing of personal property, limitation on term and amount.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 170. A Bill for an Act to amend and reenact section 16-13-15 of the North Dakota Century Code, relating to the canvassing of elections.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 179. A Bill for an Act to amend and reenact section 16-17-10 and to repeal section 16-17-10.1 of the North Dakota Century Code, relating to political parties' district organization and meeting.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 181. A Bill for an Act to amend and reenact section 6-01-01 of the North Dakota Century Code, relating to management and control of state department of banking and financial institutions.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 207. A Bill for an Act to repeal section 6-03-47.1 of the North Dakota Century Code, relating to investment in loans secured by federal or state government.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 209. A Bill for an Act to amend and reenact section 6-03-47 of the North Dakota Century Code, relating to investment in loans and obligations secured by federal and state government.

Was read the first time and referred to the committee on Industry and Business.

SECOND READING OF HOUSE BILL ON CONSENT CALENDAR

House Bill No. 202. A Bill for an Act to amend and reenact section 57-16-03 of the North Dakota Century Code, relating to school district elections to authorize excess levies.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Rivinius |
| Aamoth | Erickson, K. | Kelsch | Rundle |
| Aas | Erickson, W. | Kingsbury | Sandness |
| Anderson | Freeman | Knudson | Sanstead |
| Austin | Froelich | Kuehn | Schaffer |
| Backes | Gackle | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bernabucci | Glaspay | Lillehaugen | Solberg, O. |
| Bier | Goodman | Linderman | Stoltenow |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Miedema | Thorsgard |
| Connolly | Hentges | Moquist | Tweten |
| Dahl | Hickle | Olienyk | Wagner |
| Dawson | Hilleboe | Opedahl | Weber |
| DeKrey | Hoffner | Peterson, J. | Welder |
| Dick | Hoghaug | Peterson, R. | Wells |
| Diehl | Hougen | Powers | White |
| Dornacker | Jenkins | Register | Wilkie |
| Eagles | Johnson, K. | Reimers | Mr. Speaker |
| Absent and not voting: | | | |
| Atkinson | Lang | Mueller | Stone |
| Davis | McDonald | | |

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 105. A Bill for an Act authorizing the state board of higher education to enter into agreements with institutions of higher education within this state and in contiguous states, governing the education and admission of certain students on a reciprocal basis.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Reimers |
| Aamoth | Erickson, W. | Kingsbury | Rivinius |
| Aas | Freeman | Knudson | Sandness |
| Anderson | Froelich | Kuehn | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |
| Austin | Ganser | Larson, G. | Seibel |
| Backes | Giffey | Larson, L. | Simonson |
| Belter | Glaspay | Leibhan | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |

| | | | |
|-----------|-------------|--------------|-------------|
| Bullis | Haugland | Matheny | Streibel |
| Bunker | Henning | McDonald | Strinden |
| Burke | Hensrud | Metzger | Swedlund |
| Connolly | Hentges | Miedema | Thompson |
| Dahl | Hickle | Moquist | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Register | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|------------|-------|-------------|--------|
| Bernabucci | Boyum | Lillehaugen | Rundle |
|------------|-------|-------------|--------|

Absent and not voting:

White

So the bill passed and the title was agreed to.

House Bill No. 116. A Bill for an Act making an appropriation to reimburse Miss Cora Dahl, Walsh County, North Dakota, in the sum of \$1,200.00 for a barn which was destroyed by inmates of the Grafton state school, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 12; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Diehl | Hougen | Reimers |
| Aamoth | Dornacker | Jenkins | Rivinius |
| Aas | Eagles | Jones | Rundle |
| Anderson | Emerson | Kingsbury | Sandness |
| Atkinson | Erickson, K. | Knudson | Sanstead |
| Austin | Freeman | Kuehn | Schaffer |
| Backes | Froelich | Lang | Seibel |
| Belter | Gackle | Larson, G. | Stoltenow |
| Berg | Ganser | Larson, L. | Stone |
| Bernabucci | Glaspey | Lillehaugen | Streibel |
| Bier | Goodman | Linderman | Strinden |
| Boustead | Grant | Link | Swedlund |
| Boyum | Halcrow | Lundene | Thompson |
| Bullis | Haugland | Matheny | Thorsgard |
| Bunker | Henning | McDonald | Tweten |
| Burke | Hensrud | Miedema | Wagner |
| Connolly | Hentges | Mueller | Weber |
| Dahl | Hickle | Olienyk | Welder |
| Davis | Hilleboe | Peterson, J. | Wells |
| Dawson | Hoffner | Powers | White |
| DeKrey | Hoghaug | Register | Mr. Speaker |
| Dick | | | |

Those voting in the negative were:

| | | | |
|--------------|---------|--------------|-------------|
| Erickson, W. | Kelsch | Opedahl | Solberg, I. |
| Giffey | Leibhan | Peterson, R. | Solberg, O. |
| Johnson, K. | Metzger | Simonson | Wilkie |

Absent and not voting:

Moquist

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 155. A Bill for an Act to permit the board of higher education to exchange lands with the United States.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

Moquist

So the bill passed and the title was agreed to.

House Bill No. 158. A Bill for an Act to amend and reenact sections 27-11-25 and 27-11-26 of the North Dakota Century Code, relating to the practice of law in North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Eagles | Johnson, K. | Register |
| Aamoth | Emerson | Jones | Reimers |
| Aas | Erickson, K. | Kelsch | Rivinius |
| Anderson | Erickson, W. | Kingsbury | Sandness |
| Atkinson | Freeman | Knudson | Sanstead |
| Austin | Froelich | Kuehn | Schaffer |
| Backes | Gackle | Lang | Solberg, I. |
| Belter | Ganser | Larson, G. | Solberg, O. |
| Berg | Giffey | Larson, L. | Stoltenow |
| Bernabucci | Glaspey | Leibhan | Stone |
| Bier | Goodman | Lillehaugen | Streibel |
| Boustead | Grant | Linderman | Strinden |
| Boyum | Halcrow | Link | Swedlund |
| Bullis | Haugland | McDonald | Thompson |
| Bunker | Henning | Metzger | Thorsgard |
| Burke | Hensrud | Miedema | Tweten |
| Connolly | Hentges | Moquist | Wagner |
| Dahl | Hickle | Mueller | Weber |
| Davis | Hilleboe | Olienyk | Welder |
| Dawson | Hoffner | Opedahl | Wells |

| | | | |
|-----------|---------|--------------|-------------|
| DeKrey | Hoghaug | Peterson, J. | White |
| Dick | Hougen | Peterson, R. | Wilkie |
| Diehl | Jenkins | Powers | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | | | |
|---------|--------|--------|----------|
| Matheny | Rundle | Seibel | Simonson |
|---------|--------|--------|----------|

Absent and not voting:

Lundene

So the bill passed and the title was agreed to.

House Bill No. 164. A Bill for an Act to amend and reenact section 27-18-02 of the North Dakota Century Code, extending the term of county justice to four (4) years.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | | |

So the bill passed and the title was agreed to.

House Bill No. 199. A Bill for an Act to amend and reenact section 28-21-19 of the 1967 Supplement to the North Dakota Century Code, relating to the amercement of a sheriff.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froehlich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |

| | | | |
|------------|-------------|--------------|-------------|
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

Reimers

So the bill passed and the title was agreed to.

House Bill No. 253. A Bill for an Act to amend and reenact sections 4-12-03.1 and 4-12-03.2 of the North Dakota Century Code, to provide that noncommercial beekeepers shall have the same protections and limitations as to the establishment of locations as commercial beekeepers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Rivinius |
| Aamoth | Emerson | Kelsch | Rundle |
| Aas | Erickson, K. | Kingsbury | Sandness |
| Anderson | Erickson, W. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Schaffer |
| Austin | Froehlich | Lang | Seibel |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Lillehaugen | Solberg, O. |
| Bernabucci | Glaspey | Linderman | Stoltenow |
| Bier | Goodman | Link | Stone |
| Boustead | Grant | Matheny | Streibel |
| Boyum | Halcrow | McDonald | Strinden |
| Bullis | Haugland | Metzger | Swedlund |
| Bunker | Henning | Miedema | Thompson |
| Burke | Hensrud | Moquist | Thorsgard |
| Connolly | Hentges | Mueller | Tweten |
| Dahl | Hickle | Olienyk | Wagner |
| Davis | Hilleboe | Opedahl | Weber |
| Dawson | Hoffner | Peterson, J. | Welder |
| DeKrey | Hoghaug | Peterson, R. | Wells |
| Dick | Hougen | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Johnson, K. | Reimers | Mr. Speaker |

Those voting in the negative were:

Leibhan

Absent and not voting:

Lundene

So the bill passed and the title was agreed to.

House Bill No. 278. A Bill for an Act to repeal section 6-08-04 of the North Dakota Century Code, relating to penalties and liabilities of bank employees paying overdrafts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Rundle |
| Aamoth | Froehlich | Lang | Sandness |
| Aas | Gackle | Larson, G. | Sanstead |
| Anderson | Ganser | Larson, L. | Schaffer |
| Atkinson | Giffey | Leibhan | Seibel |
| Austin | Glaspey | Lillehaugen | Simonson |
| Backes | Goodman | Linderman | Solberg, I. |
| Belter | Grant | Link | Solberg, O. |
| Berg | Halcrow | Lundene | Stoltenow |
| Bernabucci | Haugland | Matheny | Stone |
| Bier | Henning | McDonald | Streibel |
| Boustead | Hensrud | Metzger | Strinden |
| Boyum | Hentges | Miedema | Swedlund |
| Bullis | Hilleboe | Moquist | Thompson |
| Bunker | Hoffner | Mueller | Thorsgard |
| Burke | Hoghaug | Olienyk | Tweten |
| Dahl | Hougen | Opedahl | Wagner |
| DeKrey | Jenkins | Peterson, J. | Weber |
| Dick | Johnson, K. | Peterson, R. | Welder |
| Diehl | Jones | Powers | Wells |
| Dornacker | Kelsch | Register | White |
| Eagles | Kingsbury | Reimers | Wilkie |
| Emerson | Knudson | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|-------|--------------|--------|
| Connolly | Davis | Erickson, W. | Hickle |
|----------|-------|--------------|--------|

Absent and not voting:

Dawson

So the bill passed and the title was agreed to.

House Bill No. 43. A Bill for an Act to provide a code of fair procedure to be followed by legislative investigating committees, and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froehlich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |

| | | | |
|-----------|-------------|--------------|-------------|
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

Reimers

So the bill passed and the title was agreed to.

House Bill No. 75. A Bill for an Act to amend and reenact section 57-02-21 of the North Dakota Century Code, relating to personal property tax exemption for certain persons with minimum income, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 89; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froehlich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simorson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Tweten |
| Dahl | Hoffner | Mueller | Wagner |
| Davis | Hoghaug | Olienyk | Weber |
| Dawson | Hougen | Opedahl | Welder |
| DeKrey | Jenkins | Peterson, J. | Wells |
| Dick | Johnson, K. | Peterson, R. | White |
| Diehl | Jones | Powers | Wilkie |
| Dornacker | Kelsch | Register | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

| | | | |
|----------|---------|---------|-----------|
| Bullis | Halcrow | Moquist | Stoltenow |
| Connolly | Hickle | | |

Absent and not voting:

Hilleboe Reimers Thorsgard

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 103. A Bill for an Act to amend and reenact sections 40-38-01 and 40-38-02 of the North Dakota Century Code, relating to the establishment and discontinuance of local library service.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-----------|
| Aafedt | Diehl | Kelsch | Rivinius |
| Aamoth | Dornacker | Kingsbury | Rundle |
| Anderson | Emerson | Knudson | Sandness |
| Atkinson | Erickson, K. | Lang | Schaffer |
| Austin | Freeman | Larson, G. | Seibel |
| Belter | Froehlich | Larson, L. | Stoltenow |
| Berg | Ganser | Leibhan | Stone |
| Bernabucci | Glaspey | Lillehaugen | Streibel |
| Bier | Goodman | Link | Strinden |
| Boustead | Halcrow | McDonald | Swedlund |
| Boyum | Henning | Metzger | Thompson |
| Bullis | Hensrud | Miedema | Thorsgard |
| Bunker | Hentges | Moquist | Tweten |
| Burke | Hickle | Mueller | Wagner |
| Connolly | Hilleboe | Olienyk | Weber |
| Dahl | Hoffner | Peterson, J. | Welder |
| Davis | Hoghaug | Peterson, R. | Wells |
| Dawson | Hougen | Powers | White |
| DeKrey | Jenkins | Register | Wilkie |
| Dick | Jones | Reimers | |

Those voting in the negative were:

| | | | |
|--------------|-------------|----------|-------------|
| Backes | Grant | Lundene | Simonson |
| Eagles | Haugland | Matheny | Solberg, I. |
| Erickson, W. | Johnson, K. | Opedahl | Solberg, O. |
| Gackle | Kuehn | Sanstead | Mr. Speaker |
| Giffey | Linderman | | |

Absent and not voting:

Aas

So the bill passed and the title was agreed to.

House Bill No. 121. A Bill for an Act to provide for the financing of parking projects and facilities by municipal parking authorities; to amend and reenact sections 40-61-01, 40-61-02, 40-61-03, 40-61-09, 40-61-10, and 40-61-12, and subsection 1 of section 40-61-14 of the North Dakota Century Code, relating to definitions, powers, and financing procedures of municipal parking authorities; and to repeal section 40-61-18 of the North Dakota Century Code, relating to termination of municipal parking authorities; and declaring an emergency.

Were read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froehlich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |

| | | | |
|-----------|-------------|--------------|-------------|
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| Dawson | Hougen | Peterson, J. | Welder |
| DeKrey | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

Dick

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 132. A Bill for an Act to provide for a homestead credit for persons sixty-five years of age or older with a limited income, and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 94; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rivinius |
| Aarnoth | Erickson, W. | Kuehn | Rundle |
| Aas | Freeman | Lang | Sandness |
| Anderson | Froehlich | Larson, G. | Sanstead |
| Atkinson | Gackle | Larson, L. | Schaffer |
| Austin | Ganser | Leibhan | Seibel |
| Backes | Giffey | Lillehaugen | Simonson |
| Belter | Glaspey | Linderman | Solberg, I. |
| Berg | Goodman | Link | Solberg, O. |
| Bernabucci | Grant | Lundene | Stone |
| Bier | Haugland | Matheny | Streibel |
| Boustead | Henning | McDonald | Strinden |
| Boyum | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| Dawson | Hougen | Peterson, J. | Welder |
| DeKrey | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | Kingsbury | | |

Those voting in the negative were:

| | | |
|--------|---------|-----------|
| Bullis | Halcrow | Stoltenow |
|--------|---------|-----------|

Absent and not voting:

Dick

So the bill passed and the title was agreed to.

House Bill No. 312. A Bill for an Act to amend and reenact section 24-08-01 of the North Dakota Century Code, relating to the construction of bridges by board of county commissioners.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Register |
| Aamoth | Erickson, W. | Knudson | Reimers |
| Aas | Freeman | Kuehn | Rivinius |
| Anderson | Froehlich | Lang | Sandness |
| Atkinson | Gackle | Larson, G. | Sanstead |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Mueller | Wagner |
| DeKrey | Hoffner | Olienyk | Weber |
| Diehl | Hoghaug | Opedahl | Wells |
| Dornacker | Jenkins | Peterson, J. | White |
| Eagles | Jones | Peterson, R. | Wilkie |
| Emerson | Kelsch | Powers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|-------------|----------|-----------|
| Boyum | Hougen | Rundle | Thorsgard |
| Dawson | Johnson, K. | Schaffer | Welder |

Absent and not voting:

| | |
|------|------|
| Dahl | Dick |
|------|------|

So the bill passed and the title was agreed to.

House Bill No. 313. A Bill for an Act to amend and reenact section 24-08-03 of the North Dakota Century Code, relating to the supervision and repairs of bridges.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Knudson | Register |
| Aamoth | Erickson, K. | Kuehn | Reimers |
| Aas | Erickson, W. | Lang | Rivinius |
| Anderson | Froehlich | Larson, G. | Sandness |
| Atkinson | Ganser | Larson, L. | Sanstead |
| Austin | Giffey | Leibhan | Seibel |
| Backes | Glaspey | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Stoltenow |
| Berg | Grant | Link | Stone |
| Bernabucci | Halcrow | Lundene | Streibel |
| Bier | Haugland | Matheny | Strinden |
| Boustead | Hensrud | McDonald | Swedlund |
| Bullis | Hentges | Metzger | Thompson |
| Bunker | Hickle | Miedema | Thorsgard |
| Burke | Hilleboe | Moquist | Tweten |
| Connolly | Hoffner | Mueller | Wagner |
| Dahl | Hoghaug | Olienyk | Weber |

| | | | |
|-----------|-----------|--------------|-------------|
| Davis | Hougen | Opedahl | Wells |
| DeKrey | Jenkins | Peterson, J. | White |
| Diehl | Jones | Peterson, R. | Wilkie |
| Dornacker | Kelsch | Powers | Mr. Speaker |
| Eagles | Kingsbury | | |

Those voting in the negative were:

| | | | |
|--------|-------------|----------|-------------|
| Boyum | Johnson, K. | Schaffer | Solberg, O. |
| Dawson | Rundle | Simonson | Welder |
| Gackle | | | |

Absent and not voting:

| | | |
|------|---------|---------|
| Dick | Freeman | Henning |
|------|---------|---------|

So the bill passed and the title was agreed to.

House Bill No. 315. A Bill for an Act to amend and reenact sections 57-15-27 and 57-15-28 of the North Dakota Century Code, relating to the interim fund of political subdivisions and the emergency fund of counties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 23; nays, 74; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-----------|
| Austin | Dick | Johnson, K. | Rundle |
| Bernabucci | Erickson, W. | Kelsch | Strindren |
| Bier | Gackle | Knudson | Thorsgard |
| Boyum | Ganser | McDonald | White |
| Davis | Hickle | Olienyk | Wilkie |
| Dawson | Hilleboe | Rivinius | |

Those voting in the negative were:

| | | | |
|--------------|-----------|--------------|-------------|
| Aafedt | Freeman | Larson, G. | Sandness |
| Aamoth | Froehlich | Larson, L. | Sanstead |
| Aas | Giffey | Leibhan | Schaffer |
| Anderson | Glaspey | Lillehaugen | Seibel |
| Atkinson | Goodman | Linderman | Simonson |
| Backes | Grant | Link | Solberg, I. |
| Belter | Halcrow | Lundene | Solberg, O. |
| Berg | Haugland | Matheny | Stoltenow |
| Boustead | Henning | Metzger | Stone |
| Bullis | Hensrud | Miedema | Streibel |
| Bunker | Hentges | Moquist | Swedlund |
| Burke | Hoffner | Mueller | Thompson |
| Connolly | Hoghaug | Opedahl | Tweten |
| DeKrey | Hougen | Peterson, J. | Wagner |
| Diehl | Jenkins | Peterson, R. | Weber |
| Dornacker | Jones | Powers | Welder |
| Eagles | Kingsbury | Register | Wells |
| Emerson | Kuehn | Reimers | Mr. Speaker |
| Erickson, K. | Lang | | |

Absent and not voting:

Dahl

So the bill lost.

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Hilleboe moved that the House do concur in the Senate Amendments to House Bill No. 50, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 30, 1969

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 50.

Very respectfully,
ROY GILBREATH, Chief Clerk

FINAL PASSAGE OF HOUSE BILL NO. 50

House Bill No. 50. A Bill for an Act to amend and reenact subsection 2 of section 54-10-01 of the North Dakota Century Code, relating to the powers of the state auditor.

Which had been read,

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kuehn | Rundle |
| Aamoth | Freeman | Lang | Sandness |
| Aas | Froehlich | Larson, G. | Sanstead |
| Anderson | Gackle | Larson, L. | Schaffer |
| Atkinson | Ganser | Leibhan | Seibel |
| Austin | Giffey | Lillehaugen | Simonson |
| Backes | Goodman | Linderman | Solberg, I. |
| Belter | Grant | Link | Solberg, O. |
| Berg | Halcrow | Lundene | Stoltenow |
| Bernabucci | Haugland | Matheny | Stone |
| Bier | Henning | McDonald | Streibel |
| Boustead | Hensrud | Metzger | Strinden |
| Boyum | Hentges | Miedema | Swedlund |
| Bullis | Hickle | Moquist | Thompson |
| Bunker | Hilleboe | Mueller | Thorsgard |
| Burke | Hoffner | Olienyk | Tweten |
| Davis | Hoghaug | Opedahl | Wagner |
| Dawson | Hougen | Peterson, J. | Weber |
| DeKrey | Jenkins | Peterson, R. | Welder |
| Diehl | Johnson, K. | Powers | Wells |
| Dornacker | Jones | Register | White |
| Eagles | Kelsch | Reimers | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, K. | Knudson | | |

Absent and not voting:

| | | | |
|----------|------|------|---------|
| Connolly | Dahl | Dick | Glaspey |
|----------|------|------|---------|

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, January 30, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 79

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, January 30, 1969

Mr. President: I have the honor to transmit:

House Bill No. 54

House Concurrent Resolution No. 14

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, January 30, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 8
Senate Bill No. 107
Senate Bill No. 117
Senate Bill No. 139
Senate Bill No. 143
Senate Bill No. 146
Senate Bill No. 169
Senate Bill No. 177
Senate Bill No. 188
Senate Bill No. 189
Senate Bill No. 190
Senate Bill No. 195
Senate Bill No. 233

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, January 30, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 54
House Concurrent Resolution No. 14

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Bismarck, January 30, 1969

Mr. President: I have the honor to transmit:

House Bill No. 130
House Bill No. 68
House Bill No. 212
House Bill No. 213
House Bill No. 214
House Bill No. 241
House Bill No. 184
House Bill No. 219
House Bill No. 228
House Bill No. 236
House Bill No. 237
House Bill No. 240
House Bill No. 247

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Strinden moved that the House now stand recessed until 1:30 P.M., January 31, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk



TWENTY-FIRST DAY AFTER RECESS AND
TWENTY-SECOND DAY

Bismarck, January 31, 1969

The House reconvened at 1:30 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 88
House Bill No. 99
House Bill No. 152
House Bill No. 166
House Bill No. 172
House Bill No. 204
House Bill No. 216

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following concurrent resolution:

House Concurrent Resolution No. 10

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign House Concurrent Resolution No. 10

And the Speaker signed the same in the presence of the House of Representatives.

REPORTS OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 54

Was delivered to the Governor for his approval at the hour of 10:55 o'clock a.m., January 31, 1969.

REP. GANSER, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 14

House Resolution No. 3

Were delivered to the Secretary of State at the hour of 11:00 o'clock a.m., January 31, 1969.

REP. GANSER, Chairman

PRESENTATION OF COMMUNICATIONS
STATE OF NORTH DAKOTA
Executive Office

Bismarck, January 31, 1969

Speaker of the House
Rep. Ernest Johnson
The House of Representatives

ANNOUNCEMENT

FROM:

Mrs. William L. Guy
Governor's Residence

I would like to repeat my invitation to the children of the members of the legislature to visit the Governor's Residence on Saturday, February 8th from 10:00 A.M. to 11:30 A.M. Parents are welcome to accompany their children.

Thank you,
MRS. WILLIAM L. GUY

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, January 31, 1969

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 14

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 5 has had the same under consideration and recommends that the same be amended as follows:

Line 15 of the bill, delete the sum \$488,740.00 and in lieu thereof insert the sum \$350,234.00.

Line 16 delete the sum \$9,500.00 and in lieu thereof insert the sum \$7,500.00.

Line 17 delete the sum \$4,200.00 and in lieu thereof insert the sum \$3,200.00.

Line 18 delete the sum \$9,300.00 and in lieu thereof insert the sum \$6,800.00.

Line 19 delete the sum \$511,740.00 and in lieu thereof insert the sum \$367,734.00.

Line 24 delete the sum \$22,000.00 and in lieu thereof insert the sum \$19,000.00.

Line 25 delete the sum \$3,000.00 and in lieu thereof insert the sum \$2,000.00.

Line 26 delete the sum \$54,680.00 and in lieu thereof insert the sum \$50,680.00.

Line 29 delete the sum \$892,070.00 and in lieu thereof insert the sum \$632,070.00.

Line 31 delete the sum \$151,000.00 and in lieu thereof insert the sum \$107,900.00.

Line 32 delete the sum \$1,093,070.00 and in lieu thereof insert the sum \$789,970.00.

Line 33 delete the sum \$1,659,490.00 and in lieu thereof insert the sum \$1,208,384.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The Committee amended the bill to provide for salary and wages and retirement at the same level as was provided during the 1967-69 biennium.

REP. MUELLER, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 58, has had the same under consideration and recommends that the same be amended as follows:

In line 3 of title delete the following " — exception"

In line 5 place triple parentheses around the following " — EXCEPTION"

In line 7 place triple parentheses before the word "or" and place triple parentheses after the comma

In line 11 place triple parentheses before the word "of" and delete the triple parentheses around the word "forty" and delete the word "sixty" and place triple parentheses after the word "dollars" and insert in lieu thereof the following language "established by the state bar association at their last annual meeting, by a majority vote of its members, not to exceed one hundred dollars"

In line 13 place a period after the word "issued" and place triple parentheses before the word "except"

Delete all of lines 15 through 18

In line 22 delete the triple parentheses around the word "twenty" and delete the word "thirty"

In line 23 place triple parentheses after the period.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 91, has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veteran's Affairs to whom was referred House Bill No 143, has had the same under consideration and recommends that the same be amended as follows:

In line 15 of the engrossed bill after the "." delete the following: "If, at the time the loan becomes due or at the"

Delete all of line 16 through 18 of the engrossed bill and insert in lieu thereof the following: "If, at the time the loan becomes due the veterans' aid commission determines that the applicant is dead and that the estate is unable to repay the loan or that it would cause undue hardship to the dependents of the deceased veteran to repay the loan, the loan shall be forgiven and no repayment shall be required."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. OLIENYK, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 151, has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title delete the following:

"to create and enact subsection 6 and"

In the third line of the title delete the following:

"bond authorization for school districts." and insert in lieu thereof the following: "election for bond issues and to repeal subsection 3 of section 21-03-07 of the North Dakota Century Code."

In line 5 delete the following:

"except school districts,"

In line 7 place triple parentheses before "-six" and place triple parentheses after the word "thirds"

In line 7 place triple parentheses before the comma

In line 10 place triple parentheses after the word and comma "more,"

Delete all of lines 12 through 16 and add the following language:

"SECTION 2. REPEAL.) Subsection 3 of Section 21-03-07 of the North Dakota Century Code is hereby repealed."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 188, has had the same under consideration and recommends that the same be amended as follows:

In line 14 after the word "cities" delete the words "or in several locations within a city"

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 193, has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 194, has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 221, has had the same under consideration and recommends that the same be amended as follows:

In line 26 place triple parentheses around the word "of" and insert the word "or" in lieu thereof.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 231, has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Bill No. 232, has had the same under consideration and recommends that the same be amended as follows:

In line 3 after the word "of" delete "\$100,000" and insert in lieu thereof "\$50,000"

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

REP. OLIENYK, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 275, has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 288, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HALCROW, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 297 has had the same under consideration and recommends that the same be amended as follows:

In line 23 following the word "when" insert the following language: "the document, or"

In line 23 delete the word "and"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 299 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title after the figures "34-14-11," insert the following words: "as amended,"

In line 2 of the Bill after the word "Code" insert the following: "as amended,"

And when so amended recommends the same do pass.

REP. HALCROW, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 348 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Diehl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Bill No. 351 has had the same under consideration and recommends that the same do pass.

REP. OLIENYK, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 167 has had the same under consideration and recommends that the same do pass unopposed and recommends that the same be placed on the Consent Calendar.

REP. SANDNESS, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred Senate Bill No. 131 has had the same under consideration and recommends that the same do pass.

REP. OLIENYK, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred Senate Bill No. 83 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. OLIENYK, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. K. Johnson moved that the amendments to House Bill No. 33, as recommended by the Committee on Agriculture and as printed on page 312 of the House Journal be adopted, which motion failed on a division vote.

Rep. K. Johnson moved that the amendments to House Bill No. 34, as recommended by the Committee on Agriculture and as printed on pages 312 and 313 of the House Journal be adopted.

Rep. K. Johnson moved that the reading of the amendments to House Bill No. 34 be dispensed with, which motion prevailed.

The question was now on the original motion of Rep. K. Johnson that the amendments to House Bill No. 34 be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 150, as recommended by the Committee on Industry and Business and as printed on page 315 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 178, as recommended by the Committee on Judiciary and as printed on pages 313 and 314 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 243, as recommended by the Committee on Agriculture and as printed on page 314 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 287, as recommended by the Committee on Industry and Business and as printed on pages 316 and 317 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Concurrent Resolution No. 4, as recommended by the Committee on State and Federal Government and as printed on page 314 of the House Journal be adopted, which motion prevailed.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-SECOND DAY

Bismarck, January 31, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Richard Hagestuen, First Lutheran Church of Mandan.

Roll was called and all members were present except Reps. Anderson, W. Erickson, Grant and Reimers.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twentieth Day After Recess and Twenty-first Day and recommends that the same be corrected as follows:

Page 311, line 42, delete "Concurrent"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE RESOLUTIONS

Rep. Matheny introduced:

House Concurrent Resolution No. 22. A Concurrent Resolution requesting the Corps of Engineers, United States Army, to erect a fence around the walls of the spillway of the Garrison Dam.

Was read the first time and referred to the committee on General Affairs.

Reps. Dawson and Jones introduced:

House Concurrent Resolution No. 23. A Concurrent Resolution directing the board of administration to discontinue farm operations at the state industrial school and to dispose of certain surplus property in relation thereto.

Was read the first time and referred to the committee on State and Federal Government.

SECOND READING OF HOUSE BILLS ON CONSENT CALENDAR

House Bill No. 172. A Bill for an Act to amend and reenact subsection 16 of section 15-29-08 and 15-47-13 of the North Dakota Century Code, relating to the enumeration in school districts, and declaring an emergency.

House Bill No. 186. A Bill for an Act to amend and reenact subdivisions a. and c. of subsection 2 of Section 39-04-18 of the North Dakota Century Code, relating to motor vehicles.

House Bill No. 187. A Bill for an Act to amend and reenact subsection 21.1 of Section 39-01-01 of the North Dakota Century Code, relating to the definition of a house car.

House Bill No. 189. A Bill for an Act to amend and reenact section 39-18-02 of the North Dakota Century Code, relating to mobile home dealer's bonds.

House Bill No. 190. A Bill for an Act to amend and reenact section 39-22-05 of the North Dakota Century Code, relating to motor vehicle dealer's bonds.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bills, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-------|----------|
| Aafedt | Emerson | Kuehn | Rundle |
| Aamoth | Erickson, K. | Lang | Sandness |

| | | | |
|------------------------|-------------|--------------|-------------|
| Aas | Freeman | Larson, G. | Sanstead |
| Atkinson | Froehlich | Larson, L. | Schaffer |
| Austin | Gackle | Leibhan | Seibel |
| Backes | Ganser | Lillehaugen | Simonson |
| Belter | Giffey | Linderman | Solberg, I. |
| Berg | Glaspey | Link | Solberg, O. |
| Bernabucci | Halcrow | Lundene | Stoltenow |
| Bier | Henning | Matheny | Stone |
| Boustead | Hensrud | McDonald | Streibel |
| Boyum | Hentges | Metzger | Strinden |
| Bullis | Hickle | Miedema | Swedlund |
| Bunker | Hilleboe | Moquist | Thompson |
| Burke | Hoffner | Mueller | Thorsgard |
| Connolly | Hoghaug | Olienyk | Tweten |
| Dahl | Hougen | Opedahl | Wagner |
| Dawson | Johnson, K. | Peterson, J. | Weber |
| DeKrey | Jones | Peterson, R. | Welder |
| Dick | Kelsch | Powers | White |
| Diehl | Kingsbury | Register | Wilkie |
| Dornacker | Knudson | Rivinius | Mr. Speaker |
| Eagles | | | |
| Absent and not voting: | | | |
| Anderson | Goodman | Haugland | Reimers |
| Davis | Grant | Jenkins | Wells |
| Erickson, W. | | | |

So the bills passed and the titles were agreed to, and the emergency clause on House Bill No. 172 was declared carried.

House Bill No. 88. A Bill for an Act to provide a deadline for redistricting and to amend and reenact sections 11-07-01, 11-07-02, 11-07-03, and 11-07-04, of the North Dakota Century Code, relating to the redistricting of counties and the election of county commissioners.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 55; nays, 36; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|-----------|--------------|-------------|
| Aafedt | DeKrey | Jenkins | Rivinius |
| Aamoth | Diehl | Johnson, K. | Sanstead |
| Aas | Dornacker | Jones | Schaffer |
| Atkinson | Eagles | Kelsch | Seibel |
| Austin | Emerson | Kingsbury | Stone |
| Berg | Freeman | Kuehn | Streibel |
| Bernabucci | Froehlich | Lang | Strinden |
| Bier | Haugland | Larson, L. | Swedlund |
| Boustead | Hensrud | Linderman | Thompson |
| Boyum | Hentges | McDonald | Tweten |
| Bullis | Hilleboe | Peterson, J. | Wagner |
| Bunker | Hoffner | Peterson, R. | White |
| Burke | Hoghaug | Powers | Mr. Speaker |
| Dawson | Hougen | Register | |

Those voting in the negative were:

| | | | |
|--------------|-------------|---------|-------------|
| Backes | Giffey | Link | Sandness |
| Belter | Glaspey | Lundene | Simonson |
| Connolly | Halcrow | Matheny | Solberg, I. |
| Dahl | Henning | Metzger | Solberg, O. |
| Davis | Hickle | Moquist | Stoltenow |
| Dick | Knudson | Mueller | Thorsgard |
| Erickson, K. | Larson, G. | Olienyk | Weber |
| Gackle | Leibhan | Opedahl | Welder |
| Ganser | Lillehaugen | Rundle | Wilkie |

Absent and not voting:

| | | | |
|--------------|---------|---------|-------|
| Anderson | Goodman | Miedema | Wells |
| Erickson, W. | Grant | Reimers | |

So the bill passed and the title was agreed to.

House Bill No. 99. A Bill for an Act relating to the authority of the board of higher education to maintain law and order at and to regulate the use of the facilities of the state colleges and universities, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rivinius |
| Aamoth | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Kuehn | Sandness |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froehlich | Larson, G. | Seibel |
| Backes | Gackle | Larson, L. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Giffey | Lillehaugen | Solberg, O. |
| Bernabucci | Glaspey | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Bullis | Henning | Metzger | Strinden |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| Dawson | Hougen | Peterson, J. | Welder |
| DeKrey | Jenkins | Peterson, R. | White |
| Dick | Johnson, K. | Powers | Wilkie |
| Diehl | Jones | Register | Mr. Speaker |
| Dornacker | Kelsch | | |

Those voting in the negative were:

| | | | |
|---------|---------|----------|----------|
| Boyum | Lundene | Sanstead | Swedlund |
| Hoffner | | | |

Absent and not voting:

| | | | |
|--------------|---------|----------|-------|
| Anderson | Goodman | McDonald | Wells |
| Erickson, W. | Grant | Reimers | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 152. A Bill for an Act to repeal section 15-28-11 of the 1967 Supplement to the North Dakota Century Code, relating to the publication of school board proceedings.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 50; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|-----------|--------------|-------------|
| Atkinson | Froelich | Linderman | Schaffer |
| Austin | Giffey | Link | Solberg, I. |
| Backes | Hilleboe | Lundene | Solberg, O. |
| Bier | Hoffner | Miedema | Strinden |
| Boyum | Hougen | Olienyk | Swedlund |
| Bullis | Kingsbury | Opedahl | Thompson |
| Bunker | Knudson | Peterson, R. | Wagner |

| | | | |
|--------------|-------------|----------|-------------|
| Dawson | Kuehn | Powers | White |
| DeKrey | Larson, G. | Register | Wilkie |
| Eagles | Lillehaugen | Sanstead | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|------------|-----------|--------------|-----------|
| Aafedt | Dornacker | Jenkins | Rivinius |
| Aamoth | Emerson | Johnson, K. | Rundle |
| Aas | Freeman | Jones | Sandness |
| Belter | Gackle | Kelsch | Seibel |
| Berg | Ganser | Lang | Simonson |
| Bernabucci | Glaspey | Larson, L. | Stoltenow |
| Boustead | Halcrow | Leibhan | Stone |
| Burke | Haugland | Matheny | Streibel |
| Connolly | Henning | Metzger | Thorsgard |
| Dahl | Hensrud | Moquist | Tweten |
| Davis | Hentges | Mueller | Weber |
| Dick | Hickle | Peterson, J. | Welder |
| Diehl | Hoghaug | | |

Absent and not voting:

| | | | |
|--------------|---------|----------|-------|
| Anderson | Goodman | McDonald | Wells |
| Erickson, W. | Grant | Reimers | |

So the bill lost.

House Bill No. 157. A Bill for an Act to amend and reenact section 27-12-02 of the North Dakota Century Code, relating to membership of bar association.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Kingsbury | Rivinius |
| Aas | Erickson, K. | Knudson | Rundle |
| Atkinson | Freeman | Kuehn | Sandness |
| Austin | Froelich | Lang | Sanstead |
| Backes | Gackle | Larson, G. | Schaffer |
| Belter | Ganser | Larson, L. | Seibel |
| Berg | Giffey | Leibhan | Simonson |
| Bernabucci | Glaspey | Lillehaugen | Solberg, I. |
| Bier | Halcrow | Linderman | Stoltenow |
| Boustead | Haugland | Link | Stone |
| Boyum | Henning | Lundene | Streibel |
| Bullis | Hensrud | Matheny | Strinden |
| Bunker | Hentges | Metzger | Swedlund |
| Burke | Hickle | Miedema | Thompson |
| Connolly | Hilleboe | Moquist | Thorsgard |
| Dahl | Hoffner | Mueller | Tweten |
| Davis | Hoghaug | Olienyk | Wagner |
| Dawson | Hougen | Opedahl | Weber |
| DeKrey | Jenkins | Peterson, J. | Welder |
| Dick | Johnson, K. | Peterson, R. | White |
| Diehl | Jones | Powers | Wilkie |
| Dornacker | Kelsch | Register | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|--------------|---------|----------|-------------|
| Aafedt | Goodman | McDonald | Solberg, O. |
| Anderson | Grant | Reimers | Wells |
| Erickson, W. | | | |

So the bill passed and the title was agreed to.

House Bill No. 159. A Bill for an Act to amend and reenact section 27-12-04 of the North Dakota Century Code, relating to monies payable from the state bar fund to the state bar association.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Halcrow | Linderman | Solberg, O. |
| Boustead | Haugland | Link | Stoltenow |
| Boyum | Henning | Lundene | Stone |
| Bullis | Hensrud | Matheny | Streibel |
| Bunker | Hentges | Metzger | Strinden |
| Burke | Hickle | Miedema | Swedlund |
| Connolly | Hilleboe | Moquist | Thompson |
| Dahl | Hoffner | Mueller | Thorsgard |
| Davis | Hoghaug | Olienyk | Tweten |
| Dawson | Hougen | Opedahl | Wagner |
| DeKrey | Jenkins | Peterson, J. | Weber |
| Dick | Johnson, K. | Peterson, R. | Welder |
| Diehl | Jones | Powers | White |
| Dornacker | Kelsch | Register | Wilkie |
| Eagles | Kingsbury | Rivinius | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|----------|--------------|----------|---------|
| Aafedt | Erickson, W. | Grant | Reimers |
| Anderson | Goodman | McDonald | Wells |
| Bier | | | |

So the bill passed and the title was agreed to.

House Bill No. 166. A Bill for an Act authorizing cooperative agreements for student teaching and establishing the status and authority of student teachers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aamoth | Erickson, K. | Knudson | Rundle |
| Atkinson | Freeman | Kuehn | Sandness |
| Austin | Froelich | Lang | Sanstead |
| Backes | Gackle | Larson, G. | Schaffer |
| Belter | Ganser | Larson, L. | Seibel |
| Berg | Giffey | Leibhan | Simonson |
| Bernabucci | Glaspey | Lillehaugen | Solberg, I. |
| Boustead | Halcrow | Linderman | Solberg, O. |
| Boyum | Haugland | Link | Stoltenow |
| Bullis | Henning | Lundene | Stone |
| Bunker | Hensrud | Matheny | Streibel |
| Burke | Hentges | Metzger | Strinden |
| Connolly | Hickle | Miedema | Swedlund |
| Dahl | Hilleboe | Moquist | Thompson |
| Davis | Hoffner | Mueller | Thorsgard |

| | | | |
|-----------|-------------|--------------|-------------|
| Dawson | Hoghaug | Olienyk | Tweten |
| DeKrey | Hougen | Opedahl | Wagner |
| Dick | Jenkins | Peterson, J. | Weber |
| Diehl | Johnson, K. | Peterson, R. | Welder |
| Dornacker | Jones | Powers | White |
| Eagles | Kelsch | Register | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |

Absent and not voting:

| | | | |
|----------|--------------|----------|---------|
| Aafedt | Bier | Grant | Reimers |
| Aas | Erickson, W. | McDonald | Wells |
| Anderson | Goodman | | |

So the bill passed and the title was agreed to.

House Bill No. 171. A Bill for an Act to amend and reenact section 36-01-12 of the North Dakota Century Code, relating to quarantining of domestic animals, areas, and premises in relation to contagious and infectious diseases.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Powers |
| Aamoth | Eagles | Kingsbury | Rivinius |
| Aas | Emerson | Knudson | Rundle |
| Atkinson | Erickson, K. | Kuehn | Sandness |
| Austin | Freeman | Lang | Sanstead |
| Backes | Froelich | Larson, G. | Schaffer |
| Belter | Gackle | Larson, L. | Seibel |
| Berg | Ganser | Leibhan | Simonson |
| Bernabucci | Giffey | Lillehaugen | Solberg, I. |
| Boustead | Halcrow | Linderman | Solberg, O. |
| Boyum | Haugland | Link | Stoltenow |
| Bullis | Henning | Lundene | Streibel |
| Bunker | Hentges | Matheny | Strinden |
| Burke | Hickle | Metzger | Swedlund |
| Connolly | Hilleboe | Miedema | Thompson |
| Dahl | Hoffner | Moquist | Thorsgard |
| Davis | Hoghaug | Mueller | Wagner |
| Dawson | Hougen | Olienyk | Welder |
| DeKrey | Jenkins | Opedahl | White |
| Dick | Johnson, K. | Peterson, J. | Wilkie |
| Diehl | Jones | Peterson, R. | Mr. Speaker |

Absent and not voting:

| | | | |
|--------------|----------|----------|--------|
| Anderson | Goodman | Register | Tweten |
| Bier | Grant | Reimers | Weber |
| Erickson, W. | Hensrud | Stone | Wells |
| Glaspey | McDonald | | |

So the bill passed and the title was agreed to.

House Bill No. 204. A Bill for an Act to provide for the licensing of commodity brokers; for the denial and revocation of such licenses and for certain remedies and penalties for noncompliance with its provisions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|----------|
| Aafedt | Emerson | Kelsch | Rundle |
| Aamoth | Erickson, K. | Kingsbury | Sandness |

| | | | |
|------------------------|--------------|--------------|-------------|
| Aas | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bernabucci | Glaspey | Lillehaugen | Solberg, O. |
| Boustead | Halcrow | Linderman | Stoltenow |
| Boyum | Haugland | Link | Stone |
| Bullis | Henning | Lundene | Streibel |
| Bunker | Hensrud | Matheny | Strinden |
| Burke | Hentges | Metzger | Swedlund |
| Connolly | Hickle | Miedema | Thompson |
| Dahl | Hilleboe | Moquist | Thorsgard |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | White |
| Diehl | Jenkins | Peterson, R. | Wilkie |
| Dornacker | Johnson, K. | Powers | Mr. Speaker |
| Eagles | Jones | Rivinius | |
| Absent and not voting: | | | |
| Anderson | Erickson, W. | McDonald | Tweten |
| Backes | Goodman | Mueller | Weber |
| Bier | Grant | Register | Wells |
| Dick | Knudson | Reimers | |

So the bill passed and the title was agreed to.

House Bill No. 216. A Bill for an Act to amend and reenact section 54-21-17 of the North Dakota Century Code, relating to the construction superintendent.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 69; nays, 13; absent and not voting, 16.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Dornacker | Kingsbury | Powers |
| Aamoth | Eagles | Knudson | Rivinius |
| Aas | Emerson | Lang | Rundle |
| Atkinson | Erickson, K. | Larson, G. | Sandness |
| Austin | Freeman | Larson, L. | Sanstead |
| Belter | Froelich | Leibhan | Schaffer |
| Berg | Ganser | Lillehaugen | Solberg, I. |
| Boustead | Giffey | Linderman | Stoltenow |
| Boyum | Halcrow | Link | Stone |
| Bullis | Haugland | Lundene | Streibel |
| Bunker | Henning | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Welder |
| Dawson | Hougen | Peterson, J. | White |
| DeKrey | Jenkins | Peterson, R. | Mr. Speaker |
| Dick | | | |

Those voting in the negative were:

| | | | |
|------------|-------------|---------|----------|
| Bernabucci | Johnson, K. | Matheny | Simonson |
| Gackle | Jones | Mueller | Strinden |
| Hensrud | Kelsch | Seibel | Wilkie |
| Hoghaug | | | |

Absent and not voting:

| | | | |
|----------|--------------|----------|-------------|
| Anderson | Erickson, W. | Kuehn | Solberg, O. |
| Backes | Glaspey | McDonald | Tweten |

| | | | |
|-------|---------|----------|-------|
| Bier | Goodman | Register | Weber |
| Diehl | Grant | Reimers | Wells |

So the bill passed and the title was agreed to.

House Bill No. 222. A Bill for an Act to amend and reenact subsection 3 of section 39-10-05 of the North Dakota Century Code, relating to traffic control signal legend to permit right turns on red under certain circumstances and to amend and reenact subsection 45 of section 24-01-01.1, subsection 64 of section 39-01-01, and section 24-01-15 of the North Dakota Century Code, relating to the definition and designation of through highways.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, called and there were ayes, 78; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Lang | Rundle |
| Aamoth | Erickson, K. | Larson, G. | Sandness |
| Aas | Freeman | Larson, L. | Sanstead |
| Atkinson | Froelich | Leibhan | Schaffer |
| Austin | Gackle | Lillehaugen | Seibel |
| Belter | Ganser | Linderman | Simonson |
| Berg | Giffey | Link | Solberg, I. |
| Bernabucci | Halcrow | Lundene | Stoltenow |
| Boustead | Henning | Matheny | Stone |
| Boyum | Hensrud | Metzger | Streibel |
| Bullis | Hentges | Miedema | Strinden |
| Burke | Hickle | Moquist | Swedlund |
| Connolly | Hilleboe | Mueller | Thompson |
| Dahl | Hoghaug | Olienyk | Thorsgard |
| Davis | Hougen | Opedahl | Wagner |
| Dawson | Jenkins | Peterson, J. | Welder |
| DeKrey | Johnson, K. | Peterson, R. | White |
| Dick | Jones | Powers | Wilkie |
| Dornacker | Kelsch | Rivinius | Mr. Speaker |
| Eagles | Kingsbury | | |

Absent and not voting:

| | | | |
|----------|--------------|----------|-------------|
| Anderson | Erickson, W. | Hoffner | Reimers |
| Backes | Gaspey | Knudson | Solberg, O. |
| Bier | Goodman | Kuehn | Twetten |
| Bunker | Grant | McDonald | Weber |
| Diehl | Haugland | Register | Wells |

So the bill passed and the title was agreed to.

House Bill No. 225. A Bill for an Act to amend and reenact sections 39-20-03, 39-20-04, and 39-20-05 of the North Dakota Century Code, relating to the consent to a chemical test to determine the alcoholic content of blood, the filing of affidavits when there has been a refusal to submit to such chemical test, and the time for conducting administrative hearings.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 16; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|-------------|
| Aamoth | Emerson | Lang | Rivinius |
| Atkinson | Erickson, K. | Larson, G. | Sandness |
| Austin | Freeman | Larson, L. | Schaffer |
| Belter | Gackle | Linderman | Seibel |
| Berg | Ganser | Link | Simonson |
| Bernabucci | Giffey | Lundene | Solberg, I. |
| Boustead | Halcrow | Matheny | Stone |

| | | | |
|----------|---------|--------------|-------------|
| Boyum | Henning | Metzger | Streibel |
| Bunker | Hensrud | Miedema | Strinden |
| Burke | Hentges | Moquist | Swedlund |
| Connolly | Hickle | Mueller | Thompson |
| Dahl | Hoffner | Olienyk | Thorsgard |
| Davis | Hoghaug | Opedahl | Wagner |
| Dawson | Hougen | Peterson, J. | Weber |
| DeKrey | Jenkins | Peterson, R. | White |
| Dick | Kelsch | Powers | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

| | | | |
|-----------|-------------|-------------|-----------|
| Aafedt | Froelich | Kingsbury | Sanstead |
| Aas | Hilleboe | Leibhan | Stoltenow |
| Bullis | Johnson, K. | Lillehaugen | Welder |
| Dornacker | Jones | Rundle | Wilkie |

Absent and not voting:

| | | | |
|--------------|----------|----------|-------------|
| Anderson | Glaspey | Knudson | Reimers |
| Backes | Goodman | Kuehn | Solberg, O. |
| Bier | Grant | McDonald | Tweten |
| Diehl | Haugland | Register | Wells |
| Erickson, W. | | | |

So the bill passed and the title was agreed to.

House Bill No. 300. A Bill for an Act to amend and reenact section 51-06-01 of the North Dakota Century Code, to require retailers electing to furnish trading stamps or similar devices to grant discounts to purchasers who may so elect.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 44; absent and not voting, 21

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-----------|
| Aafedt | Davis | Kelsch | Miedema |
| Aas | Dawson | Lang | Moquist |
| Austin | DeKrey | Lillehaugen | Mueller |
| Belter | Dick | Linderman | Rivinius |
| Boyum | Erickson, K. | Link | Stoltenow |
| Bunker | Gackle | Lundene | Weber |
| Burke | Halcrow | Matheny | Wilkie |
| Connolly | Hensrud | Metzger | |
| Dahl | Hoffner | | |

Those voting in the negative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aamoth | Ganser | Larson, G. | Seibel |
| Atkinson | Giffey | Larson, L. | Simonson |
| Berg | Henning | Leibhan | Solberg, I. |
| Bernabucci | Hentges | Olienyk | Streibel |
| Boustead | Hickle | Opedahl | Strinden |
| Bullis | Hoghaug | Peterson, J. | Thompson |
| Dornacker | Hougen | Peterson, R. | Thorsgard |
| Eagles | Jenkins | Powers | Wagner |
| Emerson | Johnson, K. | Rundle | Welder |
| Freeman | Jones | Sandness | White |
| Froelich | Kingsbury | Sanstead | Mr. Speaker |

Absent and not voting:

| | | | |
|--------------|----------|----------|-------------|
| Anderson | Goodman | Kuehn | Solberg, O. |
| Backes | Grant | McDonald | Stone |
| Bier | Haugland | Register | Swedlund |
| Diehl | Hilleboe | Reimers | Tweten |
| Erickson, W. | Knudson | Schaffer | Wells |
| Glaspey | | | |

So the bill lost.

SECOND READING OF SENATE BILLS

Senate Bill No. 77. A Bill for an Act to amend and reenact section 21-04-09 of the North Dakota Century Code, relating to the pledge of securities for public deposits.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 79; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

| | | | |
|-------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Sandness |
| Aamoth | Freeman | Lang | Sanstead |
| Aas | Froelich | Larson, G. | Schaffer |
| Atkinson | Gackle | Larson, L. | Seibel |
| Austin | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Halcrow | Linderman | Stoltenow |
| Bernabuucci | Haugland | Link | Stone |
| Boustead | Henning | Lundene | Streibel |
| Boyum | Hensrud | Matheny | Strinden |
| Bullis | Hetzges | Metzger | Swedlund |
| Bunker | Hickle | Miedema | Thompson |
| Burke | Hilleboe | Mueller | Thorsgard |
| Connolly | Hoffner | Olienyk | Wagner |
| Dahl | Hoghaug | Opedahl | Weber |
| Davis | Hougen | Peterson, J. | Welder |
| Dawson | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | Kelsch | Rundle | |

Absent and not voting:

| | | | |
|----------|--------------|----------|-------------|
| Anderson | Diehl | Knudson | Reimers |
| Backes | Erickson, W. | Kuehn | Solberg, O. |
| Bier | Glaspay | McDonald | Tweten |
| DeKrey | Goodman | Moquist | Wells |
| Dick | Grant | Register | |

So the bill passed and the title was agreed to.

RECOGNITION

Rep. O. Solberg introduced to the House three members of the Manitoba Legislative Assembly, Mr. Earl McKeller of the Souris Lansdown Constituency, Mr. Henry Einarson of the Rock Lake Constituency and Mr. W. H. Hamilton of the Dufferin Constituency.

Rep. O. Solberg moved that the chair select a committee to escort the Hon. Earl McKeller to the rostrum, which motion prevailed.

Speaker E. Johnson appointed Reps. O. Solberg and Link to escort Mr. McKeller to the rostrum.

Rep. Streibel moved that the remarks of the Honorable Earl McKeller be printed in the House Journal, which motion prevailed.

Mr. McKeller:

"Mr. Speaker and members of the House, it is with a great deal of pleasure today to be here to see you folks in action, and I want to thank you, Mr. Speaker, for giving me this opportunity to say a few words on behalf of my two colleagues and myself, who represent rural constituencies in our Manitoba Legislative Assembly. We know the problems you must face.

"The rural problems are becoming greater because our people are moving continually from the rural areas to the city, which has greatly altered the representation in the Legislative Assembly. The farmers are going to have to fight and fight hard to get their message across.

"I imagine the farmers here today present their case very efficiently, and I know that all the members accept it and vote accordingly.

"I have two very good friends here, Oscar Solberg and Miss Haugland, with whom I served on the Board of Directors of the International Peace Garden. I have become well acquainted with your system of government through working with Miss Haugland, because she is a Republican and I am a Conservative, and we tend to relate our systems of government accordingly, and I have enjoyed working with Miss Haugland.

"I want to thank you for the support you have given to the International Peace Garden over the years. Our province has been a bit neglectful, but in the last two years they have awakened to the fact this will mean a great deal to us in tourist trade that we hope to get from your state and other states in the United States.

"Our Legislative Assembly meets in Winnipeg on February 27, and we will stay in session until the end of May, and if any of you are in Winnipeg, come and visit us, and we will show you around our city and Legislative buildings.

"I think your system of government has an advantage over our British system, since you have two chambers, and if one house does something wrong, the other house will correct it. We don't have that privilege, so when we do something wrong, we make the people live with it the next twelve months.

"I often wonder why you do not make use of this building every year. It is one of the most beautiful buildings I have been in, and it is something more people in our country should come and see, not only for its beauty within, but the beauty of it at night coming south on Highway 83. We congratulate the people of North Dakota for their foresight in constructing such a building in 1934.

"We in Western Canada have a terribly serious situation in the farming operations, and some of them can be corrected in the near future, but I think it is going to take considerable time for many of our farmers in Western Canada today to realize that they can go bankrupt with full granaries. We are restricted in the number of bushels of wheat we can sell, but not in the number of acres we can sow, which is the opposite of your system. International Grains Agreements make it difficult for a country like ours to compete. In days gone by it was easy to find importers, but now they are exporters. All farmers cannot switch to livestock, and each farmer is trying to make his own decision on how to meet this problem.

"Many of you here think all of the agricultural problems are on your side of the border, but the problems are the same on the other side, even though they might be turned around a little. With high costs and low prices, it is a case of survival of the fittest. If the agricultural industry is not strong in the states, it is not strong in Manitoba.

"I would like to bring you greetings from the Premier of Manitoba, and we wish you every success in 1969 and the years to come, as you are a part of the great country of the United States. We depend on you so much for leadership in the world. Canada depends on your decisions, not only in North Dakota but in Washington, D. C. You might get criticism in your country for trying to correct the problems in the Far East, but I think you should be congratulated because you are providing leadership to the world. I do think that your new President Nixon can bring peace about.

"In 1970, Manitoba celebrates its centennial, and I extend an invitation to anyone here to come up and visit with us. We have a five percent sales tax, and we will be happy to have you spend your money with us, and we will look after you in the best way Manitoba knows how.

"Thank you for the privilege of being with you, and saying these few words."

RECOGNITION

Senator Becker and Mr. John Fjelsta, Director of Legislative Staff Development, National Council of State Governments, was escorted to the rostrum by the Sergeant-at-Arms and was recognized by the House of Representatives.

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign Senate Concurrent Resolution No. 14

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE

House Chamber
Bismarck, January 31, 1969

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 10

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, January 31, 1969

Mr. President: I have the honor to transmit:

House Bill No. 23
House Bill No. 94
House Bill No. 265
House Bill No. 328
House Bill No. 384
House Bill No. 450
House Bill No. 460

Which the House passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, January 31, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 21
Senate Bill No. 144
Senate Bill No. 175
Senate Bill No. 242

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, January 31, 1969

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 14

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MOTION

Rep. Strinden moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order the House stand recessed, subject to the call of the chair.

FIRST READING OF SENATE BILLS

Senate Bill No. 8. A Bill for an Act making an appropriation to the livestock sanitary board for its operating and maintenance expense and for veterinary inspectors fees and expenses pertaining to licensed quarantined feedlots and livestock auction markets.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 107. A Bill for an Act to amend and reenact section 15-10-19 of the North Dakota Century Code, relating to definitions of nonresident students.

Was read the first time and referred to the committee on Education.

Senate Bill No. 117. A Bill for an Act permitting the pleading of cross-claims or counterclaims in civil actions in county courts of increased jurisdiction in excess of the jurisdiction of the court and providing for the procedure and filing fee for the transfer of such actions to the district court.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 139. A Bill for an Act to create and enact section 37-01-40 of the North Dakota Century Code relating to uniformity of service dates for veterans.

Was read the first time and referred to the committee on Veterans' Affairs.

Senate Bill No. 143. A Bill for an Act to provide training for newly elected or appointed municipal judges, county justices, prosecuting attorneys, sheriffs and police officers.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 146. A Bill for an Act to amend and re-enact Section 39-17-02 of the North Dakota Century Code relating to the establishment of the Unsatisfied Judgment Fund and providing for when the collection of the fees are suspended.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 169. A Bill for an Act to amend and reenact subsection 1 of section 43-07-11.1 of the North Dakota Century Code, relating to income, sales and use tax clearance to be obtained for individuals, corporations and others performing contracts for the state of North Dakota or any political subdivision or governmental subdivision thereof.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 177. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to income tax definitions and declaring an emergency.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 188. A Bill for an Act to amend and reenact sections 57-37-18, 57-37-19 and 57-37-26 of the North Dakota Century Code, relating to the approval of estate tax determinations by the county court and the tax commissioner.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 189. A Bill for an Act to amend and reenact subsection 1 of section 57-37-21 of the North Dakota Century Code, relating to the definition of "value" for estate tax purposes.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 190. A Bill for an Act to amend and reenact subsection 3 of section 57-37-02 and subsection 2 of section 57-37-07 of the 1967 Supplement to the North Dakota Century Code, relating to the adoption of the federal definition of powers of appointment and treatment of an annuity or other payment receivable by any beneficiary by reason of surviving the decedent and the effective date thereof for estate tax purposes and declaring an emergency.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 195. A Bill for an Act to amend and reenact sections 57-37-15, 57-37-16 and 57-37-22 of the North Dakota Century Code, relating to the filing of a copy of the federal estate tax return, the payment of estate taxes in advance of final determination, in certain instances, to stop the accrual of interest and the requirement of filing estate tax returns and supplemental or amended inventories and estate tax returns.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 233. A Bill for an Act to repeal sections 35-05-05 and 35-05-06 of the North Dakota Century Code, relating to the index of continuing crop liens to be kept by the register of deeds, and abstracts of crop liens to be furnished by the register of deeds.

Was read the first time and referred to the committee on Agriculture.

The House stood recessed, pursuant to Rep. Strinden's motion.

ROY GILBREATH, Chief Clerk

TWENTY-SECOND DAY AFTER RECESS, TWENTY-THIRD
DAY AND TWENTY-FOURTH DAY

Bismarck, February 3, 1969

The House reconvened at 1:30 P.M., pursuant to the call of the chair, with Speaker E. Johnson presiding.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 34
House Bill No. 150
House Bill No. 178
House Bill No. 243
House Bill No. 287

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 50
House Bill No. 53
House Bill No. 79

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 3, 1969

Mr. President: I have the honor to inform you that the Speaker has appointed as a Memorial Service Committee to act with a like committee from the Senate:

Rep. Tweten
Rep. Aafedt
Rep. Backes

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Kuehn moved that the House reconsider the action by which House Bill No. 315 was declared lost, which motion prevailed.

Rep. Kuehn moved that House Bill No. 315 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-THIRD DAY

Bismarck, February 3, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. David Otterness, First Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Dawson, Glaspey and Mueller.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-First Day after Recess and Twenty-Second Day and recommends that the same be corrected as follows:

On Page 336, following Line 30, insert, "And when so amended recommends the same do pass."

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 198, has had the same under consideration and recommends that the same be amended as follows:

In line 25 put triple parentheses before and after the word "shall" and insert in lieu thereof the word "may"

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Robert Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 276, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 301, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 317, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted.

Rep. Giffey moved a substitute motion that House Bill No. 317 be placed on the calendar, which motion failed on a division vote.

The question then being on the motion of Rep. Atkinson to adopt

the report of the Committee on Social Welfare for indefinite postponement of House Bill No. 317, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 337, has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 7, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Kuehn moved that the House reconsider the action by which House Bill No. 300 was declared lost, which motion failed on a division vote.

CONSIDERATION OF AMENDMENTS

Rep. Mueller moved that the amendments to House Bill No. 5 as recommended by the Committee on Appropriations as printed on pages 334 and 335 of the House Journal be adopted.

Rep. Tweten moved to dispense with the reading of the amendments to House Bill No. 5, which motion prevailed.

The question then being on the motion of Rep. Mueller to adopt the amendments to House Bill No. 5 as recommended by the Committee on Appropriations, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 58 as recommended by the Committee on Judiciary as printed on page 335 of the House Journal be adopted, which motion prevailed.

Rep. Olienyk moved that the amendments to House Bill No. 143 as recommended by the Committee on Veterans' Affairs as printed on page 335 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 151 as recommended by the Committee on Political Subdivisions as printed on page 336 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 188 as recommended by the Committee on Transportation as printed on page 336 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 221 as recommended by the Committee on Transportation as printed on page 336 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that House Bill No. 232 be re-referred to the Committee on Veterans' Affairs, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 297 as recommended by the Committee on Industry and Business as printed on page 337 of the House Journal be adopted, which motion prevailed.

Rep. Halcrow moved that the amendments to House Bill No. 299 as recommended by the Committee on Labor as printed on page 337 of the House Journal be adopted, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-FOURTH DAY

Bismarck, February 3, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding. Prayer was offered by Rev. Brian O'Connor, Douglas Rural Minot Lutheran Church, Minot, North Dakota.

Roll was called and all members were present except Reps. Dawson, Glaspey and Hougen.

A quorum was declared by Speaker E. Johnson.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 112 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title delete the words "to repeal"

In line 26 delete the triple parentheses and in line 27 delete the triple parentheses and the comma

After the comma in line 27 add the following new language: **"and the contractor shall submit a statement from the North Dakota workmen's compensation bureau that the contractor has secured workmen's compensation coverage satisfactory to that bureau"**

Delete lines 94 and 95 and insert in lieu thereof the following:

"SECTION 6. AMENDMENT.) Section 43-07-11 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

43-07-11. CONTRACTOR'S BOND — REQUIREMENTS.) Every contractor as hereinbefore defined shall be required to execute and file with the application of license required by this chapter a good and valid bond issued by a surety company authorized to do business in this state or, in the case of class D contractors only, a personal bond with two sureties who are acceptable to the registrar and who are residents of the state of North Dakota. Every such bond for a class A contractor shall be written in the amount of two thousand dollars; bonds for class B, C, and D contractors shall be in the amount of one thousand dollars, each running to the state of North Dakota and conditioned upon the payment of all taxes, including the premiums under the workmen's compensation law and contributions due under the unemployment compensation law of the state of North Dakota, all use taxes required to be paid by the contractor to the state of North Dakota and all income taxes withheld or required to be withheld from employees pursuant to chapter 57-38, which may accrue to the state of North Dakota or the political subdivisions thereof on account of the execution and performance of the construction contract or subcontract; provided that any bond required by this section shall be in addition to any bond required by the provisions of section 48-01-05 and shall also be in addition to the obligation imposed by the provisions of section 57-40-17 upon a surety company to the state of North Dakota. **Every contractor, as hereinbefore defined, upon making application for renewal of his license shall not be required to furnish a contractor's bond; however, the secretary of state as registrar shall not issue a certificate of renewal to any contractor upon notification by any department or agency of the state or political subdivision thereof, any secrecy provisions contained in the North Dakota tax laws notwithstanding, that the contractor has not paid a tax or other obligation presently due to the state of North Dakota or its political subdivisions. Upon notification that the contractor has been delinquent in the payment of any tax or other obligation to the state of North Dakota or the political subdivisions thereof, the secretary of state shall require the bond specified herein prior to the renewal of the license."**

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SANDNESS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 139, has had the same under consideration and recommends that the same be amended as follows:

In line 6 delete triple parentheses before the word "not"

In line 7 place triple parentheses before the word "eight" and delete the triple parentheses after the word "eight" and place triple parentheses after the word "of"

In line 17 delete the triple parentheses before the word "set"

In line 18 delete the triple parentheses after the word "be"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SANDNESS, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 162, has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title following the word "districts" insert ", and declaring an emergency"

In line 35 delete the word "effect" and insert in lieu thereof the word "affect"

In line 60 after the word "such" and before the word "excess" insert the word "extended"

In line 66 after the word "such" and before the word "excess" insert the word "extended"

In line 66 delete the word "effect" and insert in lieu thereof the word "affect"

After line 70 insert the following:

"SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 217, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 224, has had the same under consideration and recommends that the same be amended as follows:

In the seventh line of the title after the word "commissioner" delete the semi-colon and the following language: "and to create and" and insert a period in lieu thereof

Delete all of the eighth, ninth and tenth lines of the title

In line 18 delete the word "shall" and insert the word "may" in lieu thereof

Delete all of lines 27 through 31

In line 32 delete the subsection number "3." and insert the subsection number "2." in lieu thereof

In line 34 delete the word "subsections" and insert the word "subsection" and also in line 34 delete the words "and two"

In line 37 delete the subsection number "4." and insert the subsection number "3." in lieu thereof

In line 44 delete the subsection number "5." and insert the subsection number "4." in lieu thereof

In line 49 delete the subsection number "6." and insert the subsection number "5." in lieu thereof

In line 49 delete the comma after the word "who" and insert the following words "fails to make a report or who"

Delete all of lines 67 through 80

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 293, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 307, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 310, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 316, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 326 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Bunker moved that the report be adopted.

Rep. Link moved a substitute motion that House Bill No. 326 be placed on the calendar.

Rep. Link requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Rep. Link have House Bill No. 326 be placed on the calendar, the roll was called and there were ayes, 21; nays, 75; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|--------------|-----------|-------------|-------------|
| Backes | Hoffner | Opedahl | Solberg, O. |
| Erickson, K. | Kingsbury | Rundle | Swedlund |
| Erickson, W. | Linderman | Sanstead | Thompson |
| Gackle | Link | Simonson | Weber |
| Giffey | Lundene | Solberg, I. | Wilkie |
| Grant | | | |

Those voting in the negative were:

| | | | |
|------------|-----------|--------------|-------------|
| Aafedt | Dick | Johnson, K. | Powers |
| Aamoth | Diehl | Jones | Register |
| Aas | Dornacker | Kelsch | Reimers |
| Anderson | Eagles | Knudson | Rivinius |
| Atkinson | Emerson | Kuehn | Sandness |
| Austin | Freeman | Lang | Schaffer |
| Belter | Froelich | Larson, G. | Seibel |
| Berg | Ganser | Larson, L. | Stoltenow |
| Bernabucci | Goodman | Leibhan | Stone |
| Bier | Halcrow | Lillehaugen | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | McDonald | Thorsgard |
| Bullis | Hensrud | Metzger | Tweten |
| Bunker | Hentges | Miedema | Wagner |
| Burke | Hickle | Moquist | Welder |
| Connolly | Hilleboe | Mueller | Wells |
| Dahl | Hoghaug | Olienyk | White |
| Davis | Hougen | Peterson, J. | Mr. Speaker |
| DeKrey | Jenkins | Peterson, R. | |

Absent and not voting:

Dawson Glaspey

So the motion was declared lost.

The question then being on the motion of Rep. Bunker that the Report of the Committee on Political Subdivisions be accepted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 347, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 352, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Austin moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 365, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 371, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 391, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 392, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 400, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Thompson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 401, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 412, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 419, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 422, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Emerson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 444, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted.

Rep. Aamoth moved a substitute motion that House Bill No. 444 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 476, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 491, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Thompson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 493, has had the same under consideration and recommends that the same be amended as follows:

In line 27 after the word "and" delete the word "of"

In line 28 after the word "Council" insert a period

In line 28 delete the words "other than"

Delete lines 29 through 32

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF A HOUSE BILL AND RESOLUTIONS

The Committee on Delayed Bills, Reps. Reimers, Streibel, Link, Giffey and Strinden introduced:

House Bill No. 505. A Bill for an Act to create and enact section 5-03-07.1 of the North Dakota Century Code, providing for a special tax upon alcoholic beverages, the proceeds of which shall be used for the treatment and rehabilitation of alcoholics.

Was read the first time and referred to the committee on Social Welfare.

Reps. Bernabucci, Bunker, J. Peterson and Wagner introduced:

House Concurrent Resolution No. 24. A Concurrent Resolution providing for a study and review of the functions and utilization of the State Mill and Elevator and the Bank of North Dakota.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Bernabucci and Kelsch introduced:

House Concurrent Resolution No. 25. A Concurrent Resolution directing the Legislative Research Committee to study the environmental effect of chemical poisons used for weed and insect control.

Was read the first time and referred to the committee on Agriculture.

FIRST READING OF SENATE BILLS

Senate Bill No. 21. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state of North Dakota doing business as the North Dakota mill and elevator association.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 144. A Bill for an Act to provide for an additional fee to be paid to the Unsatisfied Judgment Fund by uninsured motorists who are involved in motor vehicle accidents and providing for refunds.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 175. A Bill for an Act to provide a method for use in the dissolution of cities.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 242. A Bill for an Act to provide for payment of expenses to a certain state officer elected in 1964 for a six year term, making an appropriation and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

SECOND READING OF A HOUSE BILL ON CONSENT CALENDAR

House Bill No. 167. A Bill for an Act to provide for the inspection of certain boilers.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Goodman | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Moquist | Twetten |
| Dahl | Hoffner | Mueller | Wagner |
| Davis | Hoghaug | Olienyk | Weber |
| DeKrey | Hougen | Opedahl | Welder |
| Dick | Jenkins | Peterson, J. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|---------|--------------|--------|
| Aas | Glaspey | Peterson, R. | Rundle |
| Dawson | | | |

So the bill passed and the title was agreed to.

Rep. K. Johnson moved that House Bill No. 33 be laid over one legislative day, which motion prevailed.

Rep. Burke requested unanimous consent of the House for the purpose of amending House Bill No. 34, which consent was granted.

Rep. Burke moved the adoption of the following amendments to House Bill No. 34:

In the first line of the title of the engrossed bill, delete the word "directing" and insert in lieu thereof the word "authorizing".

In line 1 of the engrossed bill, delete the word "SHALL" and insert in lieu thereof the word "MAY".

The motion of Rep. Burke prevailed.

Rep. Burke moved that the rules be suspended and that House Bill No. 34 be deemed properly re-engrossed and placed on Second Reading and Final Passage, which motion prevailed.

Rep. Atkinson requested a division of the question, which request was not granted.

Rep. Atkinson moved that House Bill No. 34 be re-referred to the Committee on Agriculture, which motion failed.

SECOND READING OF A HOUSE BILL

House Bill No. 34. A Bill for an Act authorizing the board of administration to sell certain real property owned by the state for the benefit of the state penitentiary and authorizing the state health department to exchange certain property owned by the state for the benefit of the state hospital, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 67; nays, 27; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Dornacker | Johnson, K. | Seibel |
| Anderson | Eagles | Jones | Solberg, I. |
| Austin | Emerson | Kingsbury | Solberg, O. |
| Belter | Erickson, W. | Kuehn | Stoltenow |
| Berg | Freeman | Larson, G. | Stone |
| Bernabucci | Froelich | Larson, L. | Streibel |
| Bier | Ganser | Lillehaugen | Strinden |
| Boustead | Goodman | Matheny | Swedlund |
| Boyum | Halcrow | McDonald | Thorsgard |
| Bullis | Henning | Metzger | Tweten |
| Burke | Hensrud | Miedema | Wagner |
| Connolly | Hentges | Mueller | Weber |
| Dahl | Hickle | Peterson, J. | Welder |
| Davis | Hilleboe | Powers | Wells |
| DeKrey | Hoffner | Register | White |
| Dick | Hougen | Reimers | Mr. Speaker |
| Diehl | Jenkins | Rivinius | |

Those voting in the negative were:

| | | | |
|--------------|-----------|--------------|----------|
| Aafedt | Haugland | Link | Sandness |
| Aamoth | Hoghaug | Lundene | Sanstead |
| Atkinson | Kelsch | Moquist | Schaffer |
| Backes | Knudson | Olienyk | Simonson |
| Erickson, K. | Lang | Opedahl | Thompson |
| Gackle | Leibhan | Peterson, R. | Wilkie |
| Giffey | Linderman | Rundle | |

Absent and not voting:

| | | | |
|--------|--------|---------|-------|
| Bunker | Dawson | Glaspey | Grant |
|--------|--------|---------|-------|

So the bill passed and the title was agreed to and the emergency clause was declared carried.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 50

House Bill No. 53

House Bill No. 79

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 3, 1969

Mr. President: I have the honor to transmit:

House Bill No. 43

House Bill No. 75

House Bill No. 103

House Bill No. 105

House Bill No. 116

House Bill No. 121

House Bill No. 132
 House Bill No. 155
 House Bill No. 158
 House Bill No. 164
 House Bill No. 199
 House Bill No. 202
 House Bill No. 253
 House Bill No. 278
 House Bill No. 312
 House Bill No. 313

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 3, 1969

Mr. President: I have the honor to return:

Senate Bill No. 83

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 3, 1969

Mr. President: I have the honor to transmit:

House Bill No. 50
 House Bill No. 53
 House Bill No. 79

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 3, 1969

Mr. President: I have the honor to transmit:

House Bill No. 88
 House Bill No. 99
 House Bill No. 157
 House Bill No. 159
 House Bill No. 166
 House Bill No. 171
 House Bill No. 172
 House Bill No. 186
 House Bill No. 187
 House Bill No. 189
 House Bill No. 190
 House Bill No. 204
 House Bill No. 216
 House Bill No. 222
 House Bill No. 225

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 3, 1969

Mr. President: I have the honor to return:

Senate Bill No. 77

Which the House has amended.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 91. A Bill for an Act to amend and reenact section 16-13-02 of the North Dakota Century Code, relating to the location of the precinct vote canvass.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aas | Emerson | Kuehn | Rivinius |
| Anderson | Erickson, K. | Lang | Rundle |
| Atkinson | Erickson, W. | Larson, G. | Sandness |
| Austin | Freeman | Larson, L. | Sanstead |
| Backes | Froelich | Lillehaugen | Schaffer |
| Belter | Ganser | Linderman | Seibel |
| Berg | Giffey | Link | Simonson |
| Bier | Grant | Lundene | Solberg, I. |
| Boustead | Halcrow | Matheny | Stoltenow |
| Boyum | Haugland | McDonald | Stone |
| Bullis | Henning | Metzger | Streibel |
| Bunker | Hensrud | Miedema | Swedlund |
| Burke | Hentges | Mueller | Thompson |
| Connolly | Hickle | Olienyk | Thorsgard |
| Dahl | Hoffner | Opedahl | Tweten |
| Davis | Hoghaug | Peterson, R. | Wells |
| DeKrey | Hougen | Powers | White |
| Dick | Jenkins | Register | Wilkie |
| Dornacker | Kelsch | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|-----------|--------------|--------|
| Aafedt | Gackle | Knudson | Wagner |
| Aamoth | Goodman | Leibhan | Weber |
| Diehl | Jones | Moquist | Welder |
| Eagles | Kingsbury | Peterson, J. | |

Absent and not voting:

| | | | |
|------------|----------|-------------|----------|
| Bernabucci | Glaspey | Johnson, K. | Strinden |
| Dawson | Hilleboe | Solberg, O. | |

So the bill passed and the title was agreed to.

House Bill No. 150. A Bill for an Act to create and enact subsection 11 of section 10-04-06 of the North Dakota Century Code, relating to exempt transactions in the securities act; and to amend and reenact subsections 8, 9, and 10 of section 10-04-06, subsection 1, 2, 3, and 5 of section 10-04-10 of the North Dakota Century Code, relating to division designations and to require certain applicants to be twenty-one years or older.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|--------------|
| Aafedt | Dornacker | Hougen | Peterson, R. |
| Aamoth | Eagles | Jenkins | Powers |
| Aas | Emerson | Jones | Register |
| Anderson | Erickson, K. | Kuehn | Reimers |
| Atkinson | Freeman | Lang | Sanstead |
| Austin | Froelich | Larson, G. | Seibel |
| Backes | Gackle | Larson, L. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Giffey | Lillehaugen | Solberg, O. |

| | | | |
|------------------------------------|-----------|--------------|-------------|
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boyum | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | McDonald | Thompson |
| Burke | Hensrud | Metzger | Tweten |
| Connolly | Hentges | Miedema | Wagner |
| Dahl | Hickle | Moquist | Weber |
| Davis | Hilleboe | Mueller | Wells |
| DeKrey | Hoffner | Opedahl | White |
| Diehl | Hoghaug | Peterson, J. | |
| Those voting in the negative were: | | | |
| Boustead | Kelsch | Rivinius | Thorsgard |
| Dick | Kingsbury | Rundle | Welder |
| Erickson, W. | Knudson | Sandness | Wilkie |
| Johnson, K. | Olienyk | Schaffer | Mr. Speaker |
| Absent and not voting: | | | |
| Dawson | Glaspey | Strinden | |

So the bill passed and the title was agreed to.

House Bill No. 178. A Bill for an Act to amend and reenact sections 16-10-01 and 16-10-08 of the North Dakota Century Code, relating to precinct committeemen serving as judges of election.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 87; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aas | Erickson, W. | Lang | Sandness |
| Anderson | Freeman | Larson, G. | Sanstead |
| Atkinson | Froelich | Larson, L. | Schaffer |
| Austin | Gackle | Leibhan | Seibel |
| Belter | Ganser | Linderman | Simonson |
| Berg | Giffey | Link | Solberg, I. |
| Bernabucci | Goodman | Lundene | Solberg, O. |
| Bier | Grant | Matheny | Stoltenow |
| Boustead | Halcrow | McDonald | Stone |
| Bullis | Henning | Metzger | Streibel |
| Bunker | Hensrud | Miedema | Strinden |
| Burke | Hentges | Moquist | Swedlund |
| Connolly | Hickle | Mueller | Thompson |
| Dahl | Hoghaug | Olienyk | Thorsgard |
| Davis | Hougen | Opedahl | Tweten |
| DeKrey | Jenkins | Peterson, J. | Weber |
| Dick | Johnson, K. | Peterson, R. | Welder |
| Diehl | Jones | Powers | Wells |
| Dornacker | Kelsch | Register | White |
| Eagles | Kingsbury | Reimers | Wilkie |
| Emerson | Knudson | Rivinius | Mr. Speaker |
| Erickson, K. | Kuehn | Rundle | |

Those voting in the negative were:

| | | | |
|------------------------|----------|-------------|----------|
| Aamoth | Boyum | Hoffner | Wagner |
| Backes | Hilleboe | Lillehaugen | |
| Absent and not voting: | | | |
| Aafedt | Dawson | Glaspey | Haugland |

So the bill passed and the title was agreed to.

House Bill No. 193. A Bill for an Act to amend and reenact sections 16-18-09 and 16-18-16 of the North Dakota Century Code, relating to the delivery of absent voters' ballots to the voter and to the inspector of elections.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Knudson | Reimers |
| Aas | Erickson, K. | Kuehn | Rivinius |
| Anderson | Erickson, W. | Lang | Rundle |
| Atkinson | Freeman | Larson, G. | Sandness |
| Austin | Froelich | Larson, L. | Sanstead |
| Belter | Ganser | Leibhan | Schaffer |
| Berg | Giffey | Lillehaugen | Seibel |
| Bernabucci | Goodman | Linderman | Simonson |
| Bier | Grant | Link | Solberg, I. |
| Boustead | Halcrow | Lundene | Stoltenow |
| Boyum | Henning | Matheny | Stone |
| Bullis | Hensrud | McDonald | Streibel |
| Bunker | Hentges | Metzger | Strinden |
| Burke | Hickle | Miedema | Swedlund |
| Connolly | Hoffner | Moquist | Thompson |
| Dahl | Hoghaug | Mueller | Thorsgard |
| Davis | Hougen | Olienyk | Tweten |
| DeKrey | Jenkins | Opedahl | Wagner |
| Dick | Johnson, K. | Peterson, J. | Weber |
| Diehl | Jones | Peterson, R. | Wells |
| Dornacker | Kelsch | Powers | White |
| Eagles | Kingsbury | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|-------------|--------|--------|
| Backes | Solberg, O. | Welder | Wilkie |
| Gackle | | | |

Absent and not voting:

| | | | |
|--------|---------|----------|----------|
| Aafedt | Glaspey | Haugland | Hilleboe |
| Dawson | | | |

So the bill passed and the title was agreed to.

House Bill No. 194. A Bill for an Act to amend and reenact section 16-18-14 of the North Dakota Century Code, relating to the canvassing of mailed absent voters' ballots received too late to be forwarded to the proper voting precinct.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |

| | | | |
|------------------------|-------------|------------|--------------|
| Dick | Jenkins | Powers | Wells |
| Diehl | Johnson, K. | Register | White |
| Dornacker | Jones | Reimers | Wilkie |
| Eagles | Kelsch | Rivinius | Mr. Speaker |
| Emerson | | | |
| Absent and not voting: | | | |
| Aafedt | Glaspey | Larson, G. | Peterson, R. |
| Dawson | | | |

So the bill passed and the title was agreed to.

House Bill No. 231. A Bill for an Act to create and enact subsections 20, 21 and 22 of section 20-01-01 of the North Dakota Century Code, relating to the definition of a motor-driven vehicle, and to create and enact section 20-01-04.2 of the North Dakota Century Code, to prohibit the use of motor-driven vehicles in running, driving, molesting, flushing or harassing big game and to restrict the use of motor-driven vehicles in the process of hunting big game.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Lang | Sandness |
| Anderson | Freeman | Larson, G. | Sanstead |
| Atkinson | Gackle | Larson, L. | Schaffer |
| Austin | Ganser | Lillehaugen | Seibel |
| Belter | Goodman | Linderman | Simonson |
| Berg | Halcrow | Link | Solberg, I. |
| Bernabucci | Haugland | Lundene | Solberg, O. |
| Bier | Henning | Matheny | Stoltenow |
| Boustead | Hensrud | McDonald | Stone |
| Boyum | Hentges | Metzger | Streibel |
| Bullis | Hickle | Miedema | Strinden |
| Bunker | Hilleboe | Moquist | Swedlund |
| Burke | Hoffner | Mueller | Thorapson |
| Connolly | Hoghaug | Olienyk | Thorsgard |
| Dahl | Hougen | Opedahl | Tweten |
| Davis | Jenkins | Peterson, R. | Wagner |
| DeKrey | Johnson, K. | Powers | Welder |
| Dick | Jones | Register | Wells |
| Diehl | Kelsch | Reimers | White |
| Dornacker | Kingsbury | Rivinius | Mr. Speaker |
| Emerson | Knudson | Rundle | |

Those voting in the negative were:.

| | | | |
|--------------|----------|--------------|--------|
| Aas | Froelich | Kuehn | Weber |
| Eagles | Giffey | Leibhan | Wilkie |
| Erickson, W. | Grant | Peterson, J. | |

Absent and not voting:

| | | | |
|--------|--------|--------|---------|
| Aafedt | Backes | Dawson | Glaspey |
|--------|--------|--------|---------|

So the bill passed and the title was agreed to.

House Bill No. 243. A Bill for an Act to amend and reenact sections 36-04-03 and 36-04-05 of the North Dakota Century Code, relating to licensure of corporate officers acting for corporate livestock dealer licenses, and to the filing of surety bonds by livestock dealers and agents, and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Belter | Ganser | Leibhan | Simonson |
| Berg | Giffey | Linderman | Solberg, I. |
| Bernabucci | Goodman | Link | Solberg, O. |
| Bier | Grant | Lundene | Stoltenow |
| Boustead | Halcrow | Matheny | Stone |
| Boyum | Haugland | McDonald | Streibel |
| Bullis | Henning | Metzger | Strinden |
| Bunker | Hensrud | Miedema | Swedlund |
| Burke | Hentges | Moquist | Thompson |
| Connolly | Hickle | Mueller | Thorsgard |
| Dahl | Hilleboe | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | Kingsbury | Rivinius | |

Those voting in the negative were:

Kelsch

Absent and not voting:

| | | | |
|--------|---------|-------------|-------|
| Aafedt | Dawson | Lillehaugen | Weber |
| Backes | Glaspay | | |

So the bill passed and the title was agreed to.

House Bill No. 275. A Bill for an Act to amend and reenact section 20-03-37 of the North Dakota Century Code, relating to hunting licenses and providing that any person who has his hunting license revoked shall be ineligible to have his hunting privileges restored for two years; and providing a penalty for purchasing or attempting to purchase a hunting license or permit within two years after a revocation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 67; nays, 27; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rundle |
| Aamoth | Erickson, W. | Knudson | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Simonson |
| Atkinson | Goodman | Larson, L. | Solberg, I. |
| Austin | Grant | Lillehaugen | Solberg, O. |
| Backes | Halcrow | Linderman | Stone |
| Belter | Haugland | Link | Streibel |
| Bunker | Henning | Lundene | Strinden |
| Burke | Hensrud | Matheny | Thompson |
| Connolly | Hickle | Miedema | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| DeKrey | Hoffner | Olienyk | Wells |
| Dick | Hougen | Peterson, R. | White |
| Diehl | Jenkins | Powers | Wilkie |
| Eagles | Johnson, K. | Register | Mr. Speaker |
| Emerson | Jones | Rivinius | |

Those voting in the negative were:

| | | | |
|------|----------|---------|----------|
| Berg | Froelich | Leibhan | Schaffer |
|------|----------|---------|----------|

| | | | |
|------------------------|-----------|--------------|-----------|
| Bernabucci | Ganser | McDonald | Seibel |
| Bier | Giffey | Metzger | Stoltenow |
| Boustead | Hentges | Moquist | Swedlund |
| Boyum | Hoghaug | Opedahl | Wagner |
| Dahl | Kingsbury | Peterson, J. | Welder |
| Dornacker | Kuehn | Reimers | |
| Absent and not voting: | | | |
| Bullis | Dawson | Glaspey | Weber |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Aamoth moved that House Bill No. 287 be re-referred to the Committee on Industry and Business, which motion prevailed.

Rep. Bunker moved that House Bill No. 351 be laid over one legislative day, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 131. A Bill for an Act to amend and reenact section 54-23-28 of the North Dakota Century Code, relating to care and custody of funds belonging to inmates of state institutions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:

Dawson Glaspey

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4. A Concurrent Resolution for the purpose of designating February 21, 1969, as Newspapermen's Day at the North Dakota Legislative Assembly, and welcoming Mr. Russell Wiggins, distinguished journalist and public servant, to North Dakota.

Was read the second time.

The question being on the final passage of the resolution, Senate Concurrent Resolution No. 4 was adopted on a voice vote.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 3, 1969

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 10

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 3, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 69

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 3, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 96

Senate Bill No. 118

Senate Bill No. 183

Senate Concurrent Resolution No. 21

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign Senate Bill No. 69

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 3, 1969

Mr. President: I have the honor to return:

Senate Bill No. 69

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 10

Was delivered to the Secretary of State at the hour of 3:40 o'clock P.M., February 3, 1969.

REP. GANSER, Chairman

Rep. Streibel moved that the House stand recessed until 1:00 P.M., February 4, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk



TWENTY-FOURTH DAY AFTER RECESS AND
TWENTY-FIFTH DAY

Bismarck, February 4, 1969

The House reconvened at 1:00 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 5
House Bill No. 58
House Bill No. 151
House Bill No. 188
House Bill No. 221
House Bill No. 297
House Bill No. 299

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 143

And find the same correctly Re-engrossed.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Hentges moved that House Bill No. 425 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Hentges moved that House Bill No. 425 now be re-referred to the Committee on Industry and Business, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 28, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 29, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 72, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 86, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 89, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 180 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HALCROW, Chairman

Rep. McDonald moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 256 has had the same under consideration and recommends that the same be amended as follows:

In line 30 following the word "after" delete the word "the"

In line 30 delete the word "convention" and insert the word "convening" in lieu thereof

In line 30 delete the word "of"

Delete lines 31 through 37

In line 38 delete the numerals and period "54-35.1-05."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 268 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 270 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HALCROW, Chairman

Rep. McDonald moved that the report be adopted.

MOTIONS

Rep. Opedahl moved a substitute motion that House Bill No. 270 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. McDonald to adopt the Report of the Committee on Labor, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 308 has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title after the word "of" insert the following: "the 1967 Supplement to"

Delete lines 1 through 23 and insert in lieu thereof the following: "SECTION 1. AMENDMENT.) Subsection 2 of section 11-11-53 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. The board of county commissioners is hereby authorized to levy a tax, in addition to all levies now authorized by law, of not exceeding one-quarter of one mill upon all taxable property in the county, for the promotion of historical works within the borders of such county and in general defray the expense of carrying on historical work in the county including, but not limited to, the maintenance of any historical room or building, and furthering the work of the historical society of such county. Such levy shall be in addition to any moneys appropriated from the general fund of the county for historical work as provided in subsection 1 of this section.

If the tax provided by this subsection is not levied by the board of county commissioners, upon the receipt of a petition signed by eight percent of the electors of the county that voted in the last gubernatorial election, the question of whether such tax shall be levied shall be submitted to the electors of the county at the first special or regular countywide election. If such levy shall be approved by the majority of the electors voting thereon, the tax shall be levied by the board of county commissioners."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 309 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title after the numeral "57-" delete the numeral "50" and insert in lieu thereof the numeral "54"

In line 1 after the numeral "57-" delete the numeral "50" and insert in lieu thereof the numeral "54"

In line 16 delete the word "three" and insert the word "ten" in lieu thereof

In line 16 after the period delete the remainder of the line

Delete all of lines 17 through 20

In line 28 after the word "made" insert the words "or approved"

In line 29 delete the word "five" and insert the word "ten" in lieu thereof

In line 29 after the word "dollars" delete the comma and insert a period in lieu thereof and delete the remainder of the line

Delete all of lines 30 and 31

In line 37 delete the words "refunds approved" and insert the word "refunded" in lieu thereof

In line 83 delete the word "three" and insert the word "ten" in lieu thereof

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 342 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 346, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 349, has had the same under consideration and recommends that the same be amended as follows:

In line 7 after the word "two" insert triple parentheses and before the word "hundred" insert the word "one" and remove the triple parentheses after the word "and"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 358, has had the same under consideration and recommends that the same be amended as follows:

In line 19 delete the word "eight" and insert the word "seven" in lieu thereof

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Welder moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 362, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 383, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted.

Rep. Aas moved a substitute motion that House Bill No. 383 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 397, has had the same under consideration and recommends that the same be amended as follows:

In line 8 delete the word "sixty" and insert in lieu thereof the word "thirty"

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 403, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 444, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 455, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 465, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 468, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 481, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 494, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 132, has had the same under consideration and recommends that the same do pass, unopposed and be placed on the Consent Calendar.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 133, has had the same under consideration and recommends that the same do pass, unopposed and be placed on the Consent Calendar.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 134, has had the same under consideration and recommends that the same do pass, unopposed and be placed on the Consent Calendar.

REP. HILLEBOE, Chairman

Rep. Erickson (4th Dist.) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 135, has had the same under consideration and recommends that the same do pass, unopposed and be placed on the Consent Calendar.

REP. HILLEBOE, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 136, has had the same under consideration and recommends that the same do pass, unopposed and be placed on the Consent Calendar.

REP. HILLEBOE, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Haugland moved that the amendments to House Bill No. 198 as recommended by the Committee on Social Welfare as printed on page 354 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE RESOLUTIONS

Reps. Jenkins, Davis, Bullis and Aamoth introduced:

House Concurrent Resolution No. 26. A Concurrent Resolution urging the Congress of the United States to pass the necessary legislation to make the earning value of land, rather than the market value, the basis for determining estate taxes on farm and ranch lands.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Reimers, O. Solberg, Aas, Davis, Boyum, Olienyk, Mueller, Link, Aamoth, Jenkins, Haugland, Backes, Streibel, Bernabucci, Giffey, Opedahl, Halcrow and Hoffner introduced:

House Concurrent Resolution No. 27. A Concurrent Resolution urging a study of the feasibility of the development of a Missouri River waterway suitable for providing river navigation by barge to points within the State of North Dakota, and of the benefits resulting from such project to Missouri River States.

Was read the first time and referred to the committee on Natural Resources.

Reps. Bier, Miedema, Froelich, Giffey, Hoffner, Hougen, G. Larson, Moquist, Eagles, Register, Sandness, Sanstead, Knudson, Leibhan, Jones, R. Peterson, Swedlund, Stoltenow, Seibel and E. Johnson introduced:

House Concurrent Resolution No. 28. A Concurrent Resolution commending Superintendent of Public Instruction M. F. Peterson

upon his election as president of the Council of Chief State School Officers.

Was read the first time.

MOTION

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 28 be not referred to committee, not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 28

Introduced by Representatives Bier, Miedema, Froelich, Giffey, Hoffner, Hougen, G. Larson, Moquist, Eagles, Register, Sandness, Sanstead, Knudson, Leibhan, Jones, R. Peterson, Swedlund, Stoltenow, Seibel, E. Johnson.

A Concurrent Resolution commending Superintendent of Public Instruction M. F. Peterson upon his election as president of the Council of Chief State School Officers.

1 WHEREAS, Superintendent of Public Instruction M. F. Peter-
1a son

2 has been elected president of the Council of Chief State School
3 Officers; and

4 WHEREAS, the selection of North Dakota's Superintendent of
5 Public Instruction by his national colleagues to head their
6 national organization reflects substantial credit upon him,
7 and is a matter in which the citizens of the state take great
8 pride;

9 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
10 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,
10a THE SENATE

11 CONCURRING THEREIN:

12 That the Forty-first Legislative Assembly takes great
13 pleasure in commending State Superintendent Peterson upon his
14 election as president of his national organization; and

15 BE IT FURTHER RESOLVED, that copies of this resolution
16 be forwarded by the Secretary of the House of Representatives
17 to Superintendent of Public Instruction M. F. Peterson.

SECOND READING OF HOUSE RESOLUTION

House Concurrent Resolution No. 28. A Concurrent Resolution commending Superintendent of Public Instruction M. F. Peterson upon his election as president of the Council of Chief State School Officers.

Was read the second time.

Rep. Streibel moved the adoption of House Concurrent Resolution No. 28, which motion prevailed on a voice vote.

FIRST READING OF SENATE BILLS AND RESOLUTION

Senate Bill No. 96. A Bill for an Act to provide for the enactment of the Multistate Tax Compact to provide solutions and additional facilities for dealing with the tax problems precipitated by multistate business, and making an appropriation.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 118. A Bill for an Act to amend and reenact sections 27-08-21 and 40-18-19 of the North Dakota Century Code, relating to appellate jurisdiction of county courts of increased jurisdiction and appeals from determinations of municipal judge.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 183. A Bill for an Act providing appropriations for the payment of special assessments and utility charges against national guard property, and reappropriating certain funds for the construction of armories; amending and reenacting section 37-10-06 of the North Dakota Century Code authorizing the transfer of surplus national guard motor storage buildings to political subdivisions, and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

Senate Concurrent Resolution No. 21. A Concurrent Resolution designating the Northern Pike as the State fish of North Dakota.

Was read the first time and referred to the committee on Natural Resources.

SECOND READING OF HOUSE BILLS

House Bill No. 5. A Bill for an Act to appropriate money for the expenses of the judicial branch of government, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Rundle |
| Aamoth | Froelich | Lang | Sandness |
| Aas | Gackle | Larson, G. | Sanstead |
| Anderson | Ganser | Larson, L. | Schaffer |
| Atkinson | Giffey | Leibhan | Seibel |
| Austin | Goodman | Lillehaugen | Simonson |
| Belter | Grant | Linderman | Solberg, I. |
| Berg | Halcrow | Link | Solberg, O. |
| Bernabucci | Haugland | Lundene | Stoltenow |
| Bier | Henning | Matheny | Stone |
| Boustead | Hensrud | McDonald | Streibel |
| Boyum | Hentges | Metzger | Strinden |
| Bullis | Hickle | Miedema | Swedlund |
| Burke | Hilleboe | Moquist | Thompson |
| Connolly | Hoffner | Mueller | Thorsgard |
| Dahl | Hoghaug | Olienyk | Tweten |
| Davis | Hougen | Opedahl | Wagner |
| DeKrey | Jenkins | Peterson, J. | Weber |
| Diehl | Johnson, K. | Peterson, R. | Welder |
| Dornacker | Jones | Powers | Wells |
| Eagles | Kelsch | Register | White |
| Emerson | Kingsbury | Reimers | Wilkie |
| Erickson, K. | Knudson | Rivinius | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|--------|--------------|---------|
| Backes | Dawson | Erickson, W. | Glaspey |
| Bunker | Dick | | |

So the bill passed and the title was agreed to.

House Bill No. 58. A Bill for an Act to amend and reenact section 27-11-22 of the North Dakota Century Code, relating to annual licenses to practice law — requirement — issuance — fees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Gackle | Larson, G. | Sandness |
| Aas | Ganser | Larson, L. | Sanstead |
| Anderson | Giffey | Leibhan | Schaffer |
| Atkinson | Goodman | Lillehaugen | Seibel |
| Austin | Grant | Linderman | Simonson |
| Backes | Halcrow | Link | Solberg, I. |
| Belter | Haugland | Lundene | Solberg, O. |
| Berg | Henning | Matheny | Stoltenow |
| Bier | Hensrud | McDonald | Stone |
| Boyum | Hentges | Metzger | Streibel |
| Bullis | Hickle | Miedema | Strinden |
| Burke | Hilleboe | Moquist | Swedlund |
| Connolly | Hoffner | Mueller | Thompson |
| Dahl | Hoghaug | Olienyk | Thorsgard |
| Davis | Hougen | Opedahl | Tweten |
| DeKrey | Jenkins | Peterson, J. | Wagner |
| Diehl | Johnson, K. | Peterson, R. | Weber |
| Dornacker | Jones | Powers | Welder |
| Eagles | Kelsch | Register | Wells |
| Emerson | Kingsbury | Reimers | White |
| Erickson, K. | Knudson | Rivinius | Wilkie |
| Freeman | Lang | Rundle | Mr. Speaker |
| Froelich | | | |

Those voting in the negative were:

Aamoth

Absent and not voting:

| | | | |
|------------|--------|--------------|---------|
| Bernabucci | Bunker | Dick | Glaspey |
| Boustead | Dawson | Erickson, W. | Kuehn |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-FIFTH DAY

Bismarck, February 4, 1969

The House convened at 1:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. O. L. Olsrud, Missouri Slope Home, Bismarck.

Roll was called, and all members were present except Reps. Bernabucci, Boustead, Dawson, Dick, Erickson, Glaspey, and Kuehn.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Second Day After Recess, Twenty-Third Day and Twenty-Fourth Day and recommends that the same be corrected as follows:

Page 370, Line 16, delete "HOUSE" and substitute "SENATE" in lieu thereof.

Page 370, Lines 17, 18, 19, 20 and 21, delete "House Title No. 131":

House Bill No. 131. A Bill for an Act to create and enact section 16-04-01.1 of the North Dakota Century Code, providing for a presidential preference primary election; and to amend and reenact

sections 16-04-01, 16-04-02, 16-04-11, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to primary elections. and substitute "Senate Title No. 131":

Senate Bill No. 131. A Bill for an Act to amend and reenact section 54-23-28 of the North Dakota Century Code, relating to care and custody of funds belonging to inmates of state institutions.

In lieu thereof.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

RECOGNITION

Rep. Giffey requested that the House recognize former Rep. Otto Hauf. The House recognized Rep. Hauf.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 61 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 207 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. BIER, Chairman

Rep. Leibhan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 208 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. BIER, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 209 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. BIER, Chairman

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 210 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. BIER, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 252 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 280 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 368 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 447 has had the same under consideration and recommends that the same be amended as follows:

In line 1 place triple parentheses around the word "North"

And when so amended recommends the same do pass unopposed and be placed on the Consent Calendar.

REP. BIER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 503 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. BIER, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 504 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. BIER, Chairman

Rep. Leibhan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 205 has had the same under consideration and recommends that the same be amended as follows:

In line 11 place triple parentheses before the word "an" and after the word "adjoining" and insert in lieu thereof the word "another"

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Leibhan moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Sandness moved that the amendments to House Bill No. 112 as recommended by the Committee on General Affairs and as printed on page 356 of the House Journal be adopted.

Rep. Sandness moved to dispense with the reading of the amendments to House Bill No. 112, which motion prevailed.

The question then being on the motion of Rep. Sandness to adopt the amendments to House Bill No. 112, which motion prevailed.

Rep. Sandness moved that the amendments to House Bill No. 139 as recommended by the Committee on General Affairs as printed on page 357 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 162 as recommended by the Committee on Education as printed on page 357 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 224 as recommended by the Committee on Transportation and as printed on pages 357 and 358 of the House Journal be adopted.

Rep. Boustead moved to dispense with the reading of the amendments to House Bill No. 224, which motion prevailed.

The question then being on the motion of Rep. Boustead to adopt the amendments to House Bill No. 224, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 493 as recommended by the Committee on State and Federal Government as printed on page 361 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the rules be suspended and House Bill No. 447 be placed on the Sixth Order, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 447 as recommended by the Committee on Education be adopted, and when so amended, House Bill No. 447 be passed unopposed and be placed on the Consent Calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 143. A Bill for an Act to amend and reenact section 37-14-07 of the North Dakota Century Code, relating to repayments of loans to the veterans' aid fund and forgiveness due to death.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aamoth | Freeman | Kuehn | Sandness |
| Aas | Froelich | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Goodman | Lillehaugen | Solberg, I. |
| Belter | Grant | Linderman | Solberg, O. |
| Berg | Halcrow | Link | Stoltenow |
| Bernabucci | Haugland | Lundene | Stone |
| Bier | Henning | Matheny | Streibel |
| Boustead | Hensrud | McDonald | Strinden |
| Boyum | Hentges | Metzger | Swedlund |
| Bullis | Hickle | Miedema | Thompson |
| Bunker | Hilleboe | Moquist | Thorsgard |
| Burke | Hoffner | Mueller | Tweten |
| Connolly | Hoghaug | Olienyk | Wagner |
| Dahl | Hougen | Opedahl | Weber |
| Davis | Jenkins | Peterson, J. | Welder |
| DeKrey | Johnson, K. | Peterson, R. | Wells |
| Diehl | Jones | Powers | White |
| Dornacker | Kelsch | Register | Wilkie |
| Eagles | Kingsbury | Reimers | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|--------|--------------|---------|----------|
| Dawson | Erickson, W. | Glaspay | Rivinius |
| Dick | | | |

So the bill passed and the title was agreed to.

House Bill No. 151. A Bill for an Act to amend and reenact section 21-03-07 of North Dakota Century Code, relating to election for bond issues and to repeal subsection 3 of section 21-03-07 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 59; nays, 34; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Emerson | Kuehn | Sanstead |
| Aamoth | Erickson, K. | Lang | Seibel |
| Aas | Froelich | Larson, L. | Solberg, I. |
| Anderson | Giffey | Leibhan | Solberg, O. |
| Atkinson | Grant | Lillehaugen | Stone |
| Austin | Haugland | Linderman | Streibel |
| Backes | Hensrud | Link | Strinden |
| Bier | Hentges | Lundene | Swedlund |
| Boustead | Hilleboe | McDonald | Thompson |
| Boyum | Hoffner | Metzger | Thorsgard |
| Bullis | Hoghaug | Opedahl | Tweten |
| Bunker | Hougen | Peterson, J. | Wagner |
| Burke | Johnson, K. | Peterson, R. | White |
| Dahl | Jones | Register | Mr. Speaker |
| Eagles | Kelsch | Rivinius | |

Those voting in the negative were:

| | | | |
|------------|-----------|------------|-----------|
| Belter | Gackle | Larson, G. | Rundle |
| Berg | Ganser | Matheny | Sandness |
| Bernabucci | Goodman | Miedema | Simonson |
| Connolly | Halcrow | Moquist | Stoltenow |
| Davis | Henning | Mueller | Weber |
| DeKrey | Hickle | Olienyk | Welder |
| Diehl | Jenkins | Powers | Wells |
| Dornacker | Kingsbury | Reimers | Wilkie |
| Freeman | Knudson | | |

Absent and not voting:

| | | | |
|--------|--------------|---------|----------|
| Dawson | Erickson, W. | Glaspey | Schaffer |
| Dick | | | |

So the bill passed and the title was agreed to.

Rep. Hensrud requested unanimous consent of the House for the purpose of amending House Bill No. 188, which consent was granted.

MOTION

Rep. Hensrud moved the adoption of the following amendments to House Bill No. 188:

In the first line of the title of the engrossed bill, following "39-18-01 of" insert "the 1967 Supplement to".

The motion of Rep. Hensrud prevailed.

Rep. Hensrud moved that the rules be suspended and that House Bill No. 188 be deemed properly re-engrossed and placed on Second Reading and Final Passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 188. A Bill for an Act to amend and reenact section 39-18-01 of the 1967 Supplement to the North Dakota Century Code, relating to the licensing of mobile home dealers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aamoth | Freeman | Kuehn | Sandness |
| Aas | Froelich | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Seibel |
| Atkinson | Ganser | Larson, L. | Simonson |
| Austin | Giffey | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Solberg, O. |
| Berg | Grant | Link | Stoltenow |
| Bernabucci | Halcrow | Lundene | Stone |
| Bier | Haugland | Matheny | Streibel |
| Boustead | Henning | McDonald | Strinden |
| Boyum | Hensrud | Metzger | Swedlund |
| Bullis | Hentges | Miedema | Thompson |
| Bunker | Hickle | Moquist | Thorsgard |
| Burke | Hilleboe | Mueller | Tweten |
| Connolly | Hoffner | Olienyk | Wagner |
| Dahl | Hoghaug | Opedahl | Weber |
| Davis | Hougen | Peterson, J. | Welder |
| DeKrey | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | Kingsbury | Rivinius | |

Absent and not voting:

| | | | |
|--------|--------------|---------|----------|
| Backes | Dick | Glaspey | Schaffer |
| Dawson | Erickson, W. | Leibhan | |

So the bill passed and the title was agreed to.

House Bill No. 221. A Bill for an Act to amend and reenact section 39-16.1-03, subsection 1 of section 39-16.1-04, subsection 2 of section 39-16.1-07, and subdivision a. of subsection 1 and subsection 3 of 39-16.1-19 of the North Dakota Century Code, relating to the type of notice of an unsatisfied judgment under financial responsibility law, to clarify the law relating to the effect of failure to maintain proof of financial responsibility, to reduce the period that proof of financial responsibility is required to be maintained from five to three years and to require the payment of an additional fee for re-issuing a license after proof of financial responsibility has been allowed to lapse and is subsequently reestablished.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kingsbury | Rundle |
| Aamoth | Erickson, K. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Goodman | Lillehaugen | Solberg, O. |
| Berg | Grant | Linderman | Stoltenow |
| Bernabucci | Halcrow | Link | Stone |
| Bier | Haugland | Lundene | Streibel |
| Boustead | Henning | Matheny | Swedlund |

| | | | |
|-----------|-------------|--------------|-------------|
| Boyum | Hensrud | McDonald | Thompson |
| Bullis | Hentges | Metzger | Thorsgard |
| Bunker | Hickle | Moquist | Tweten |
| Burke | Hilleboe | Mueller | Wagner |
| Connolly | Hoffner | Olienyk | Weber |
| Dahl | Hoghaug | Opedahl | Welder |
| Davis | Hougen | Peterson, J. | Wells |
| DeKrey | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | Kelsch | Reimers | |

Absent and not voting:

| | | | |
|--------|--------------|----------|----------|
| Dawson | Erickson, W. | Miedema | Strinden |
| Dick | Glaspey | Rivinius | |

So the bill passed and the title was agreed to.

House Bill No. 297. A Bill for an Act relating to recording of a master mortgage.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Lang | Sandness |
| Aamoth | Froelich | Larson, G. | Sanstead |
| Aas | Gackle | Larson, L. | Schaffer |
| Anderson | Ganser | Leibhan | Seibel |
| Atkinson | Giffey | Lillehaugen | Simonson |
| Austin | Goodman | Linderman | Solberg, I. |
| Backes | Grant | Link | Solberg, O. |
| Belter | Halcrow | Lundene | Stoltenow |
| Berg | Henning | Matheny | Stone |
| Bernabucci | Hensrud | McDonald | Streibel |
| Bier | Hentges | Metzger | Strinden |
| Boustead | Hickle | Miedema | Swedlund |
| Boyum | Hilleboe | Moquist | Thompson |
| Bullis | Hoffner | Mueller | Thorsgard |
| Bunker | Hoghaug | Olienyk | Tweten |
| Connolly | Hougen | Opedahl | Wagner |
| Dahl | Jenkins | Peterson, J. | Weber |
| Davis | Johnson, K. | Peterson, R. | Welder |
| Diehl | Jones | Powers | Wells |
| Dornacker | Kelsch | Register | White |
| Eagles | Knudson | Reimers | Wilkie |
| Emerson | Kuehn | Rundle | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | |
|-------|--------|-----------|
| Burke | DeKrey | Kingsbury |
|-------|--------|-----------|

Absent and not voting:

| | | | |
|--------|--------------|----------|----------|
| Dawson | Erickson, W. | Haugland | Rivinius |
| Dick | Glaspey | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Halcrow moved to reconsider the action by which the House adopted amendments to House Bill No. 299, which motion prevailed.

Rep. Halcrow moved that the amendments to House Bill No. 299 not be adopted, which motion prevailed.

Rep. Halcrow moved that House Bill No. 299 remain on the calendar in its original form, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 299. A Bill for an Act to create and enact sections 34-14-11, 34-14-12, and 34-14-13 of the North Dakota Century Code, relating to reciprocal agreements for the collection of wages.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aamoth | Freeman | Kuehn | Sandness |
| Aas | Froelich | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Goodman | Lillehaugen | Solberg, I. |
| Belter | Grant | Linderman | Solberg, O. |
| Berg | Halcrow | Link | Stoltenow |
| Bernabucci | Haugland | Lundene | Stone |
| Bier | Henning | Matheny | Streibel |
| Boustead | Hensrud | McDonald | Strinden |
| Boyum | Hentges | Metzger | Swedlund |
| Bullis | Hickle | Miedema | Thompson |
| Bunker | Hilleboe | Moquist | Thorsgard |
| Burke | Hoffner | Mueller | Tweten |
| Connolly | Hoghaug | Olienyk | Wagner |
| Dahl | Hougen | Opedahl | Weber |
| Davis | Jenkins | Peterson, J. | Welder |
| DeKrey | Johnson, K. | Peterson, R. | Wells |
| Diehl | Jones | Powers | White |
| Dornacker | Kelsch | Register | Wilkie |
| Eagles | Kingsbury | Reimers | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|--------|--------------|---------|----------|
| Dawson | Erickson, W. | Glaspey | Rivinius |
| Dick | | | |

So the bill passed and the title was agreed to.

House Bill No. 337. A Bill for an Act to amend and reenact subsection 3 of section 41-02-33 of the North Dakota Century Code, to provide that certain warranties shall not apply to the sale of human blood and certain other tissues and organs.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Emerson | Kingsbury | Reimers |
| Aamoth | Erickson, K. | Knudson | Sanstead |
| Aas | Freeman | Kuehn | Schaffer |
| Anderson | Froelich | Lang | Seibel |
| Atkinson | Gackle | Larson, G. | Simonson |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Backes | Giffey | Leibhan | Solberg, O. |
| Belter | Goodman | Lillehaugen | Stoltenow |
| Berg | Grant | Linderman | Stone |
| Bier | Halcrow | Link | Streibel |
| Boustead | Haugland | Lundene | Strinden |
| Boyum | Henning | Matheny | Swedlund |

| | | | |
|-----------|-------------|--------------|-------------|
| Bullis | Hensrud | McDonald | Thompson |
| Bunker | Hentges | Metzger | Thorsgard |
| Burke | Hickle | Miedema | Tweten |
| Connolly | Hoffner | Mueller | Wagner |
| Dahl | Hoghaug | Olienyk | Weber |
| Davis | Hougen | Opedahl | Welder |
| DeKrey | Jenkins | Peterson, J. | Wells |
| Diehl | Johnson, K. | Peterson, R. | White |
| Dornacker | Jones | Powers | Wilkie |
| Eagles | Kelsch | Register | Mr. Speaker |

Those voting in the negative were:

Bernabucci Rundle

Absent and not voting:

| | | | |
|--------|--------------|----------|----------|
| Dawson | Erickson, W. | Hilleboe | Rivinius |
| Dick | Glaspey | Moquist | Sandness |

So the bill passed and the title was agreed to.

MOTION

Rep. Hilleboe moved that Senate Concurrent Resolution No. 7 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Speaker E. Johnson announced that House Bill No. 33 be laid over one Legislative Day.

SECOND READING OF HOUSE BILLS

House Bill No. 351. A Bill for an Act to amend and reenact sections 62-01-04, and 62-01-06, and 62-01-07 of the North Dakota Century Code, relating to the possession of pistols and the issuance of pistol licenses.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 19; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|------------|--------------|-------------|
| Aafedt | Froelich | Leibhan | Schaffer |
| Aamoth | Ganser | Lillehaugen | Seibel |
| Anderson | Giffey | Linderman | Simonson |
| Atkinson | Goodman | Link | Solberg, I. |
| Austin | Grant | Lundene | Solberg, O. |
| Backes | Halcrow | Matheny | Stone |
| Belter | Hentges | McDonald | Streibel |
| Bier | Hilleboe | Metzger | Strinden |
| Boustead | Hoffner | Miedema | Swedlund |
| Bunker | Hougen | Olienyk | Thompson |
| Burke | Jenkins | Opedahl | Tweten |
| DeKrey | Jones | Peterson, J. | Wagner |
| Diehl | Kelsch | Peterson, R. | Weber |
| Dornacker | Knudson | Powers | Welder |
| Eagles | Kuehn | Register | White |
| Emerson | Lang | Rivinius | Wilkie |
| Erickson, K. | Larson, G. | Sanstead | Mr. Speaker |
| Freeman | Larson, L. | | |

Those voting in the negative were:

| | | | |
|------------------------|--------------|-------------|-----------|
| Berg | Dahl | Hickle | Rundle |
| Bernabucci | Davis | Hoghaug | Stoltenow |
| Boyum | Haugland | Johnson, K. | Thorsgard |
| Bullis | Henning | Kingsbury | Wells |
| Connolly | Hensrud | Mueller | |
| Absent and not voting: | | | |
| Aas | Erickson, W. | Glaspey | Reimers |

| | | | |
|--------|--------|---------|----------|
| Dawson | Gackle | Moquist | Sandness |
| Dick | | | |

So the bill passed and the title was agreed to.

House Bill No. 217. A Bill for an Act making an appropriation to provide for the preparation, printing, and distribution of the North Dakota Blue Book, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 13; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aamoth | Freeman | Larson, L. | Seibel |
| Aas | Ganser | Leibhan | Simonson |
| Anderson | Giffey | Lillehaugen | Solberg, I. |
| Atkinson | Goodman | Linderman | Solberg, O. |
| Austin | Grant | Link | Stoltenow |
| Backes | Halcrow | Matheny | Stone |
| Belter | Haugland | Metzger | Streibel |
| Berg | Henning | Miedema | Strinden |
| Bier | Hensrud | Mueller | Swedlund |
| Boustead | Hentges | Olienyk | Thompson |
| Bullis | Hilleboe | Opedahl | Thorsgard |
| Bunker | Hoffner | Peterson, J. | Tweten |
| Burke | Hoghaug | Powers | Wagner |
| Dahl | Hougen | Register | Weber |
| DeKrey | Johnson, K. | Reimers | Welder |
| Diehl | Jones | Rivinius | Wells |
| Dornacker | Kingsbury | Rundle | White |
| Eagles | Knudson | Sanstead | Wilkie |
| Emerson | Lang | Schaffer | Mr. Speaker |
| Erickson, K. | Larson, G. | | |

Those voting in the negative were:

| | | | |
|------------|----------|---------|--------------|
| Aafedt | Davis | Jenkins | Lundene |
| Bernabucci | Froelich | Kelsch | McDonald |
| Boyum | Hickle | Kuehn | Peterson, R. |
| Connolly | | | |

Absent and not voting:

| | | | |
|--------|--------------|---------|----------|
| Dawson | Erickson, W. | Glaspey | Sandness |
| Dick | Gackle | Moquist | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 307. A Bill for an Act to amend and reenact section 57-02-41 of the North Dakota Century Code, relating to attachment of tax liens involving tax exempt corporations or organizations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting 8.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aamoth | Erickson, K. | Kuehn | Sanstead |
| Aas | Freeman | Lang | Schaffer |
| Anderson | Froelich | Larson, G. | Seibel |
| Atkinson | Ganser | Larson, L. | Simonson |
| Austin | Giffey | Leibhan | Solberg, I. |
| Backes | Goodman | Lillehaugen | Solberg, O. |
| Belter | Grant | Linderman | Stoltenow |
| Berg | Halcrow | Link | Stone |

| | | | |
|-------------------------------|--------------|--------------|--------------|
| Bernabucci | Haugland | Lundene | Streibel |
| Bier | Henning | Matheny | Strinden |
| Boustead | Hensrud | McDonald | Swedlund |
| Boyum | Hentges | Metzger | Thompson |
| Bullis | Hickle | Miedema | Thorsgard |
| Bunker | Hilleboe | Mueller | Tweten |
| Burke | Hoffner | Olienyk | Wagner |
| Connolly | Hoghaug | Opedahl | Weber |
| Dahl | Hougen | Peterson, R. | Welder |
| Davis | Jenkins | Powers | Wells |
| DeKrey | Johnson, K. | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Dornacker | Kelsch | Rivinius | Mr. Speaker |
| Eagles | Kingsbury | | |
| Absent and not voting: | | | |
| Dawson | Erickson, W. | Glaspey | Peterson, J. |
| Dick | Gackle | Moquist | Sandness |

So the bill passed and the title was agreed to.

House Bill No. 310. A Bill for an Act to amend and reenact section 57-36-01 and subsection 1 of section 57-36-26 of the North Dakota Century Code, relating to the definition of a "cigarette" and to provide for authority for the annual and consolidated filing of tobacco products excise tax returns by dealers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rundle |
| Aamoth | Erickson, K. | Knudson | Sanstead |
| Aas | Freeman | Kuehn | Schaffer |
| Anderson | Froelich | Lang | Seibel |
| Atkinson | Ganser | Larson, G. | Simonson |
| Austin | Giffey | Larson, L. | Solberg, I. |
| Backes | Goodman | Leibhan | Solberg, O. |
| Belter | Grant | Lillehaugen | Stoltenow |
| Berg | Halcrow | Linderman | Stone |
| Bier | Haugland | Link | Streibel |
| Boustead | Henning | Matheny | Strinden |
| Boyum | Hensrud | McDonald | Swedlund |
| Bullis | Hentges | Metzger | Thompson |
| Bunker | Hickle | Miedema | Thorsgard |
| Burke | Hilleboe | Mueller | Tweten |
| Connolly | Hoffner | Olienyk | Wagner |
| Dahl | Hoghaug | Opedahl | Weber |
| Davis | Hougen | Peterson, R. | Welder |
| DeKrey | Jenkins | Register | White |
| Diehl | Johnson, K. | Powers | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | Rivinius | |

Absent and not voting:

| | | | |
|------------|--------------|--------------|----------|
| Bernabucci | Erickson, W. | Lundene | Sandness |
| Dawson | Gackle | Moquist | Wells |
| Dick | Glaspey | Peterson, J. | |

So the bill passed and the title was agreed to.

House Bill No. 316. A Bill for an Act to authorize townships to provide for and maintain parks and to authorize the levy of a tax for the support thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 14; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Lang | Sanstead |
| Aamoth | Freeman | Larson, G. | Schaffer |
| Aas | Goodman | Larson, L. | Seibel |
| Anderson | Grant | Leibhan | Solberg, I. |
| Atkinson | Halcrow | Lillehaugen | Solberg, O. |
| Austin | Haugland | Linderman | Stone |
| Backes | Henning | Link | Streibel |
| Belter | Hensrud | Lundene | Strinden |
| Bier | Hentges | Matheny | Swedlund |
| Boustead | Hickle | McDonald | Thompson |
| Boyum | Hilleboe | Metzger | Thorsgard |
| Bullis | Hoffner | Miedema | Tweten |
| Bunker | Hoghaug | Mueller | Wagner |
| Dahl | Hougen | Olienyk | Weber |
| DeKrey | Jenkins | Opedahl | Welder |
| Diehl | Johnson, K. | Peterson, R. | Wells |
| Dornacker | Jones | Register | White |
| Eagles | Kelsch | Reimers | Wilkie |
| Emerson | Kuehn | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|----------|-----------|-----------|
| Berg | Davis | Kingsbury | Rundle |
| Bernabucci | Froelich | Knudson | Simonson |
| Burke | Ganser | Powers | Stoltenow |
| Connolly | Giffey | | |

Absent and not voting:

| | | | |
|--------|--------------|---------|--------------|
| Dawson | Erickson, W. | Glaspey | Peterson, J. |
| Dick | Gackle | Moquist | Sandness |

So the bill passed and the title was agreed to.

House Bill No. 365. A Bill for an Act establishing an interstate compact on juveniles and providing for the return of runaway juveniles and escapees, the out-of-state supervision of delinquent juveniles, and authorizing cooperative institutionalization of psychotic and defective delinquent juveniles.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kingsbury | Rundle |
| Aamoth | Erickson, K. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Goodman | Lillehaugen | Solberg, O. |
| Berg | Grant | Linderman | Stoltenow |
| Bernabucci | Halcrow | Link | Stone |
| Bier | Haugland | Lundene | Streibel |
| Boustead | Hensrud | Matheny | Strinden |
| Boyum | Henning | McDonald | Swedlund |
| Bullis | Hentges | Metzger | Thompson |
| Bunker | Hickle | Miedema | Thorsgard |
| Burke | Hilleboe | Mueller | Tweten |
| Connolly | Hoffner | Olienyk | Wagner |

| | | | |
|------------------------|--------------|--------------|--------------|
| Dahl | Hoghaug | Opedahl | Weber |
| Davis | Hougen | Peterson, R. | Welder |
| DeKrey | Jenkins | Powers | Wells |
| Diehl | Johnson, K. | Register | White |
| Dornacker | Jones | Reimers | Wilkie |
| Eagles | Kelsch | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Dawson | Erickson, W. | Moquist | Peterson, J. |
| Dick | Glaspey | | |

So the bill passed and the title was agreed to.

House Bill No. 371. A Bill for an Act to amend and reenact subsection 2 of section 40-33-12 of the North Dakota Century Code, relating to surplus in municipal utilities fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 55; nays, 37; absent and not voting, 6

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Anderson | Erickson, K. | Jenkins | Register |
| Austin | Freeman | Kingsbury | Solberg, I. |
| Backes | Giffey | Lang | Solberg, O. |
| Belter | Goodman | Larson, G. | Stone |
| Berg | Grant | Larson, L. | Streibel |
| Bernabucci | Halcrow | Leibhan | Strinden |
| Bier | Haugland | Linderman | Swedlund |
| Boustead | Henning | Link | Thompson |
| Bunker | Hensrud | Lundene | Thorsgard |
| Burke | Hentges | Miedema | Tweten |
| DeKrey | Hilleboe | Mueller | Wagner |
| Diehl | Hoffner | Olienyk | Wells |
| Dornacker | Hoghaug | Peterson, J. | Mr. Speaker |
| Emerson | Hougen | Powers | |

Those voting in the negative were:

| | | | |
|----------|-------------|--------------|-----------|
| Aafedt | Gackle | Matheny | Sanstead |
| Aas | Ganser | McDonald | Schaffer |
| Atkinson | Hickle | Metzger | Seibel |
| Boyum | Johnson, K. | Opedahl | Simonson |
| Bullis | Jones | Peterson, R. | Stoltenow |
| Connolly | Kelsch | Reimers | Weber |
| Dahl | Knudson | Rivinius | Welder |
| Davis | Kuehn | Rundle | White |
| Eagles | Lillehaugen | Sandness | Wilkie |
| Froelich | | | |

Absent and not voting:

| | | | |
|--------|--------------|---------|---------|
| Aamoth | Dick | Glaspey | Moquist |
| Dawson | Erickson, W. | | |

So the bill passed and the title was agreed to.

House Bill No. 391. A Bill for an Act to amend and reenact sections 25 and 39 of chapter 376 of the 1967 Session Laws of the state of North Dakota, relating to bonding of special fuel dealers and liquefied petroleum gas dealers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------|--------------|------------|----------|
| Aafedt | Erickson, K. | Lang | Sandness |
| Aas | Freeman | Larson, G. | Sanstead |

| | | | |
|------------------------------------|--------------|--------------|-------------|
| Anderson | Froelich | Larson, L. | Schaffer |
| Atkinson | Gackle | Leibhan | Seibel |
| Austin | Ganser | Lillehaugen | Simonson |
| Backes | Giffey | Linderman | Solberg, I. |
| Belter | Goodman | Link | Solberg, O. |
| Berg | Grant | Lundene | Stoltenow |
| Bernabucci | Halcrow | Matheny | Stone |
| Bier | Haugland | McDonald | Streibel |
| Boustead | Henning | Metzger | Strinden |
| Boyum | Hensrud | Miedema | Swedlund |
| Bullis | Hentges | Mueller | Thompson |
| Bunker | Hickle | Olienyk | Thorsgard |
| Burke | Hilleboe | Opedahl | Tweten |
| Connolly | Hoffner | Peterson, J. | Wagner |
| Dahl | Hoghaug | Peterson, R. | Weber |
| Davis | Hougen | Powers | Welder |
| DeKrey | Jenkins | Register | Wells |
| Diehl | Jones | Reimers | White |
| Dornacker | Kelsch | Rivinius | Wilkie |
| Eagles | Kingsbury | Rundle | Mr. Speaker |
| Emerson | Knudson | | |
| Those voting in the negative were: | | | |
| Johnson, K. | Kuehn | | |
| Absent and not voting: | | | |
| Aamoth | Dick | Glaspey | Moquist |
| Dawson | Erickson, W. | | |

So the bill passed and the title was agreed to.

House Bill No. 392. A Bill for an Act to amend chapter 57-55 of the 1967 Supplement to the North Dakota Century Code by creating and enacting thereto a new section to provide a discount for payment of taxes on mobile homes or trailer houses and their contents; and to amend and reenact section 57-55-11 of the 1967 Supplement to the North Dakota Century Code, relating to collection of taxes on mobile homes or trailer houses.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 64; nays, 28; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Larson, L. | Rivinius |
| Anderson | Freeman | Leibhan | Rundle |
| Atkinson | Gackle | Lillehaugen | Sandness |
| Austin | Giffey | Linderman | Sanstead |
| Backes | Goodman | Link | Seibel |
| Belter | Grant | Lundene | Solberg, I. |
| Bier | Halcrow | Matheny | Solberg, O. |
| Boustead | Haugland | McDonald | Stone |
| Bullis | Henning | Metzger | Swedlund |
| Burke | Hensrud | Miedema | Thompson |
| Dahl | Hentges | Mueller | Thorsgard |
| DeKrey | Hickle | Olienyk | Tweten |
| Diehl | Hoffner | Opedahl | Wagner |
| Dornacker | Jones | Peterson, J. | White |
| Eagles | Knudson | Peterson, R. | Wilkie |
| Emerson | Lang | Powers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|----------|-----------|-----------|
| Aas | Froelich | Kelsch | Simonson |
| Berg | Ganser | Kingsbury | Stoltenow |
| Bernabucci | Hilleboe | Kuehn | Streibel |

| | | | |
|------------------------|--------------|------------|----------|
| Boyum | Hoghaug | Larson, G. | Strinden |
| Bunker | Hougen | Register | Weber |
| Connolly | Jenkins | Reimers | Welder |
| Davis | Johnson, K. | Schaffer | Wells |
| Absent and not voting: | | | |
| Aamoth | Dick | Glaspey | Moquist |
| Dawson | Erickson, W. | | |

So the bill passed and the title was agreed to.

House Bill No. 400. A Bill for an Act to repeal section 6-05-18 of the North Dakota Century Code, relating to annual reports to state examiner and publication.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------------------|-------------|--------------|-------------|
| Aafedt | Freeman | Lang | Sandness |
| Aas | Gackle | Larson, G. | Sanstead |
| Anderson | Ganser | Larson, L. | Schaffer |
| Atkinson | Giffey | Leibhan | Seibel |
| Austin | Goodman | Lillehaugen | Simonson |
| Backes | Grant | Linderman | Solberg, I. |
| Belter | Halcrow | Link | Solberg, O. |
| Berg | Haugland | Lundene | Stoltenow |
| Bernabucci | Henning | Matheny | Stone |
| Bier | Hensrud | McDonald | Streibel |
| Boyum | Hentges | Metzger | Strinden |
| Bullis | Hickle | Miedema | Swedlund |
| Bunker | Hilleboe | Mueller | Thompson |
| Burke | Hoffner | Olienyk | Thorsgard |
| Connolly | Hoghaug | Opedahl | Tweten |
| Dahl | Hougen | Peterson, J. | Wagner |
| Davis | Jenkins | Peterson, R. | Weber |
| DeKrey | Johnson, K. | Powers | Welder |
| Diehl | Jones | Register | Wells |
| Dornacker | Kelsch | Reimers | White |
| Eagles | Kingsbury | Rivinius | Wilkie |
| Emerson | Knudson | Rundle | Mr. Speaker |
| Erickson, K. | Kuehn | | |
| Absent and not voting: | | | |
| Aamoth | Dawson | Erickson, W. | Glaspey |
| Boustead | Dick | Froelich | Moquist |

So the bill passed and the title was agreed to.

House Bill No. 412. A Bill for an Act to provide for a tax levy for police department stations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 57; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Atkinson | Erickson, K. | Link | Solberg, I. |
| Belter | Grant | Lundene | Solberg, O. |
| Bier | Haugland | Miedema | Stone |
| Boustead | Hoffner | Olienyk | Strinden |
| Bunker | Hougen | Peterson, R. | Swedlund |
| Burke | Kelsch | Powers | Thompson |
| DeKrey | Kuehn | Sandness | Thorsgard |

| | | | |
|------------------------------------|--------------|-------------|--------------|
| Eagles | Lang | Sanstead | Wagner |
| Emerson | Leibhan | Schaffer | Mr. Speaker |
| Those voting in the negative were: | | | |
| Aafedt | Freeman | Johnson, K. | Peterson, J. |
| Aamoth | Froelich | Jones | Register |
| Aas | Gackle | Kingsbury | Rivinius |
| Anderson | Ganser | Knudson | Rundle |
| Austin | Giffey | Larson, G. | Seibel |
| Backes | Goodman | Larson, L. | Simonson |
| Berg | Halcrow | Lillehaugen | Stoltenow |
| Bernabucci | Henning | Linderman | Streibel |
| Boyum | Hensrud | Matheny | Tweten |
| Bullis | Hentges | McDonald | Weber |
| Connolly | Hickle | Metzger | Welder |
| Dahl | Hilleboe | Moquist | Wells |
| Davis | Hoghaug | Mueller | White |
| Diehl | Jenkins | Opedahl | Wilkie |
| Dornacker | | | |
| Absent and not voting: | | | |
| Dawson | Erickson, W. | Glaspey | Reimers |
| Dick | | | |

So the bill lost.

House Bill No. 419. A Bill for an Act to amend and reenact section 54-36-01 of the North Dakota Century Code, relating to the addition of two members to the North Dakota Indian affairs commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 59; nays, 35; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|-----------|------------|--------------|-------------|
| Aafedt | Emerson | Lillehaugen | Sandness |
| Aamoth | Freeman | Linderman | Sanstead |
| Anderson | Giffey | Link | Solberg, I. |
| Atkinson | Grant | Lundene | Solberg, O. |
| Austin | Haugland | Metzger | Streibel |
| Backes | Henning | Miedema | Strinden |
| Belter | Hensrud | Mueller | Swedlund |
| Berg | Hilleboe | Olienyk | Thompson |
| Bier | Hoffner | Opedahl | Thorsgard |
| Boustead | Hougen | Peterson, J. | Wagner |
| Bunker | Jones | Peterson, R. | Weber |
| Burke | Kelsch | Powers | Welder |
| DeKrey | Lang | Register | Wilkie |
| Diehl | Larson, L. | Rivinius | Mr. Speaker |
| Dornacker | Leibhan | Rundle | |

Those voting in the negative were:

| | | | |
|--------------|----------|-------------|-----------|
| Aas | Froelich | Johnson, K. | Schaffer |
| Bernabucci | Gackle | Kingsbury | Seibel |
| Boyum | Ganser | Knudson | Simonson |
| Bullis | Goodman | Kuehn | Stoltenow |
| Connolly | Halcrow | Larson, G. | Stone |
| Dahl | Hentges | Matheny | Tweten |
| Davis | Hickle | McDonald | Wells |
| Eagles | Hoghaug | Moquist | White |
| Erickson, K. | Jenkins | Reimers | |

Absent and not voting:

| | | | |
|--------|------|--------------|---------|
| Dawson | Dick | Erickson, W. | Glaspey |
|--------|------|--------------|---------|

So the bill passed and the title was agreed to.

House Bill No. 422. A Bill for an Act to amend and reenact section 11-13-17 of the North Dakota Century Code, to provide that certain county records shall be destroyed by any suitable means as determined by the board of county commissioners.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Rundle |
| Aamoth | Froelich | Lang | Sandness |
| Anderson | Gackle | Larson, G. | Sanstead |
| Atkinson | Ganser | Larson, L. | Schaffer |
| Austin | Giffey | Leibhan | Seibel |
| Backes | Goodman | Lillehaugen | Simonson |
| Belter | Grant | Linderman | Solberg, I. |
| Berg | Halcrow | Link | Solberg, O. |
| Bernabucci | Haugland | Lundene | Stoltenow |
| Bier | Henning | Matheny | Stone |
| Boustead | Hensrud | McDonald | Streibel |
| Boyum | Hentges | Metzger | Strinden |
| Bullis | Hickle | Miedema | Swedlund |
| Bunker | Hilleboe | Moquist | Thompson |
| Burke | Hoffner | Mueller | Thorsgard |
| Connolly | Hoghaug | Olienyk | Tweten |
| Dahl | Hougen | Opedahl | Wagner |
| Davis | Jenkins | Peterson, J. | Weber |
| DeKrey | Johnson, K. | Peterson, R. | Welder |
| Diehl | Jones | Powers | Wells |
| Dornacker | Kelsch | Register | White |
| Eagles | Kingsbury | Reimers | Wilkie |
| Emerson | Knudson | Rivinius | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|------|--------------|---------|
| Aas | Dick | Erickson, W. | Glaspey |
| Dawson | | | |

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, February 4, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 162
Senate Bill No. 274
Senate Bill No. 284
Senate Bill No. 289
Senate Bill No. 244

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, February 4, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 50
House Bill No. 53
House Bill No. 79

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 50
House Bill No. 53
House Bill No. 79

Were delivered to the Governor for his approval at the hour of 2:27 o'clock P.M., February 4, 1969.

REP. GANSER, Chairman

Rep. Streibel moved that the House now stand recessed until 1:00 P.M., February 5, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-FIFTH DAY AFTER RECESS AND
TWENTY-SIXTH DAY

Bismarck, February 5, 1969

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 112
House Bill No. 139
House Bill No. 162
House Bill No. 198
House Bill No. 224
House Bill No. 447
House Bill No. 493

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 15 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, after the word "of", delete the sum \$456,676.00 and in lieu thereof insert the sum \$256,676.00.

Line 10 delete the sum \$269,700.00 and in lieu thereof insert the sum \$69,700.00.

Line 12 delete the sum \$456,676.00 and in lieu thereof insert the sum \$256,676.00.

Line 13 delete the sum \$456,676.00 and in lieu thereof insert the sum \$256,676.00.

Line 18 delete the sum \$456,676.00 after the word "of" and in lieu thereof insert the sum \$256,676.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The item on supplies and materials was reduced since, according to the Penitentiary, the program is being phased out.

REP. MUELLER, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 17 has had the same under consideration and recommends that the same be amended as follows:

In Line 7 of the bill, delete the sum \$80,451.00 and in lieu thereof insert the sum \$76,161.00.

Line 8 delete the sum \$34,500.00 and in lieu thereof insert the sum \$33,060.00.

Line 9 delete the sum \$3,000.00 and in lieu thereof insert the sum \$2,500.00.

Add a new line 9a "Data Processing" and the sum \$6,230.00.

Following line 12, add a new section as follows:

"SECTION 2.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

To appropriate as a specific line item the amount allocated for data processing in accordance with other budgets recommended by the executive budget.

REP. MUELLER, Chairman

Rep. Diehl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 22 has had the same under consideration and recommends that the same be amended as follows:

In line 9 of the bill after the words "the sum of" delete the sum \$310,250.00 and in lieu thereof insert the sum \$329,250.00.

Line 9 delete the sum \$19,000.00 and in lieu thereof insert the sum \$38,000.00.

Line 20 delete the sum \$657,639.00 and in lieu thereof insert the sum \$676,639.00.

Line 21 delete the sum \$310,250.00 and in lieu thereof insert the sum \$329,250.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of the Legislature that this Department receive whatever funds are available under the Elementary and Secondary Education Act of 1965 and the amount of the general fund be reduced accordingly. It is also intended to increase the amount for film purchases since additional revenues would cover the increased costs.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 220 has had the same under consideration and returns the bill without recommendation.

REP. DORNACKER, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 315 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title of the engrossed bill delete the word "sections" and insert in lieu thereof the word "section" and delete the numerals and word "57-15-27 and"

In the second line of the title delete the following: "interim fund of"

In the third line of the title delete the following: "political subdivisions and the"

In line 1 place triple parentheses before the first word "SECTION"

In line 12 place triple parentheses after the word "of"

Delete all of lines 16 and 17

In line 18 delete the following: "clusive of expenditures for"

In line 18 place triple parentheses before the word "debt"

In line 19 place triple parentheses after the period

In line 20 place triple parentheses around the Section number "2" and insert in lieu thereof the number "1"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred House Bill No. 320 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker

Rep. Backes

Rep. Boyum

Rep. Dahl

Rep. DeKrey

Rep. Gackle

Rep. Lundene

Rep. Weber

Rep. Wilkie

REP. DORNACKER, Chairman

Rep. DeKrey moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Finance and Taxation to whom was referred House Bill No. 320 has had the same under consideration and recommends that the same do pass.

Rep. Aas

Rep. Aamoth

Rep. Bernabucci

Rep. Boustead

Rep. Goodman

Rep. L. Larson

Rep. McDonald

Rep. Stone

REP. DORNACKER, Chairman

Rep. McDonald moved that the report of the minority be substituted for the report of the majority, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 376 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 409 has had the same under consideration and returns the bill without recommendation.

REP. DORNACKER, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 482 has had the same under consideration and recommends that the same be amended as follows:

In line 9 after the word "of" insert the following:
"not to exceed"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Concurrent Resolution No. 17 has had the same under consideration and recommends that the same be amended as follows:

In line 18 delete the word "made" and insert in lieu thereof the word "make"

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Hilleboe moved that the amendments to House Bill No. 256 as recommended by the Committee on State and Federal Government as printed on page 374 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 308 as recommended by the Committee on Political Subdivisions as printed on page 375 of the House Journal be adopted.

Rep. Schaffer moved to dispense with the reading of the amendments to House Bill No. 308, which motion prevailed.

Question then was on Rep. Schaffer's motion to adopt the amendments to House Bill No. 308, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 309 as recommended by the Committee on Finance and Taxation as printed on pages 375 and 376 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 349 as recommended by the Committee on Political Subdivisions as printed on page 376 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 358 as recommended by the Committee on Finance and Taxation as printed on page 376 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 397 as recommended by the Committee on Political Subdivisions as printed on pages 376 and 377 of the House Journal be adopted, which motion prevailed.

**FIRST READING OF HOUSE BILLS
AND CONCURRENT RESOLUTIONS**

Committee on Delayed Bills, Reps. Streibel, Strinden, Link, Giffey and Reimers introduced:

House Bill No. 506. A Bill for an Act providing an appropriation for the payment of printing expenses of the legislative assembly, and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

Reps. Gackle, Goodman, Ganser, Hickie and Kingsbury introduced:

House Concurrent Resolution No. 29. A Concurrent Resolution urging Congress to give favorable consideration to the Water Bank legislation introduced by the North Dakota Congressional Delegation.

Was read the first time and referred to the committee on Natural Resources.

Rep. Dornacker introduced:

House Concurrent Resolution No. 30. A Concurrent Resolution directing the Legislative Research Committee, with the aid and cooperation of the State Tax Department, to make a comprehensive study of the North Dakota tax structure, and particularly personal and corporate income tax rates, including in lieu taxes, and to make a complete review and study of the property tax assessment procedure used in North Dakota, both at the local level and property assessed by the State Board of Equalization.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Wagner and Davis introduced:

House Concurrent Resolution No. 31. A Concurrent Resolution proclaiming the present Miss North Dakota and all subsequent Miss North Dakotas the official hostess of the State of North Dakota.

Was read the first time and referred to the committee on General Affairs.

FIRST READING OF SENATE BILLS

Senate Bill No. 162. A Bill for an Act to amend and reenact section 6-03-38 of the North Dakota Century Code, relating to banks' investments — violation a misdemeanor.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 244. A Bill for an Act to amend and reenact section 50-21-03 of the 1967 Supplement to the North Dakota Century Code, relating to The Bank of North Dakota loans to nursing Homes and Homes for the Aged.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 274. A Bill for an Act to amend and reenact subdivision (3) of subsection D of section 52-09-20 of the North Dakota Century Code, relating to definitions of primary insurance benefit under North Dakota Old Age and Survivor Insurance System.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 284. A Bill for an Act to appropriate money out of funds available under Section 903 (Reed Act) of the Social Security Act to the State of North Dakota Unemployment Trust Fund, for acquiring land and erecting a building thereon for use by the North Dakota Employment Security Bureau.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 289. A Bill for an Act to amend and reenact section 20-08-03 of the North Dakota Century Code, relating to the issuance of big game hunting licenses, antelope and big horn sheep licenses by lottery.

Was read the first time and referred to the committee on Natural Resources.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 5, 1969

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 26

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS ON CONSENT CALENDAR

Senate Bill No. 132. A Bill for an Act to amend and reenact section 18-05-13 of the North Dakota Century Code, relating to state auditor to examine books of relief associations.

Senate Bill No. 133. A Bill for an Act to amend and reenact section 26-23-11 of the North Dakota Century Code, relating to commissioner to notify state auditor of default of public employee and duty of state auditor.

Senate Bill No. 134. A Bill for an Act to amend and reenact section 54-11-07 of the North Dakota Century Code, relating to suspension of treasurer by governor and appointment.

Senate Bill No. 135. A Bill for an Act to amend and reenact subsection 4 of section 54-11-04 of the North Dakota Century Code, relating to records of state treasurer.

Senate Bill No. 136. A Bill for an Act to amend and reenact section 54-11-06 of the North Dakota Century Code, relating to irregularities in books of treasurer, auditor to report to the governor and temporary suspension of treasurer.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Reimers |
| Aamoth | Erickson, K. | Knudson | Rivinius |
| Aas | Erickson, W. | Kuehn | Rundle |
| Anderson | Freeman | Lang | Sandness |
| Atkinson | Froelich | Larson, G. | Sanstead |
| Austin | Ganser | Larson, L. | Schaffer |
| Belter | Giffey | Leibhan | Seibel |
| Berg | Goodman | Lillehaugen | Simonson |
| Bernabucci | Grant | Linderman | Solberg, I. |
| Bier | Halcrow | Link | Solberg, O. |
| Boustead | Haugland | Lundene | Stoltenow |
| Boyum | Henning | Matheny | Stone |
| Bullis | Hensrud | McDonald | Streibel |
| Bunker | Hentges | Metzger | Swedlund |
| Burke | Hickle | Miedema | Thompson |
| Connolly | Hilleboe | Moquist | Thorsgard |
| Dahl | Hoffner | Mueller | Tweten |
| Davis | Hoghaug | Olienyk | Wagner |
| DeKrey | Hougen | Opedahl | Weber |
| Dick | Jenkins | Peterson, J. | Welder |

| | | | |
|------------------------|-------------|--------------|-------------|
| Diehl | Johnson, K. | Peterson, R. | White |
| Dornacker | Jones | Powers | Wilkie |
| Eagles | Kelsch | Register | Mr. Speaker |
| Absent and not voting: | | | |
| Backes | Gackle | Strinden | Wells |
| Dawson | Glaspey | | |

So the bills passed and the title were agreed to.

House Bill No. 28. A Bill for an Act making an appropriation for salaries and other expenses for administering the provisions of Chapter 39-17 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rivinius |
| Aamoth | Erickson, W. | Kuehn | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Froelich | Larson, G. | Schaffer |
| Atkinson | Gackle | Larson, L. | Seibel |
| Austin | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Henning | Matheny | Streibel |
| Boyum | Hensrud | McDonald | Strinden |
| Bullis | Hentges | Metzger | Swedlund |
| Bunker | Hickle | Miedema | Thompson |
| Burke | Hilleboe | Moquist | Thorsgard |
| Connolly | Hoffner | Mueller | Tweten |
| Dahl | Hoghaug | Olienyk | Wagner |
| Davis | Hougen | Opedahl | Weber |
| DeKrey | Jenkins | Peterson, J. | Weider |
| Dick | Johnson, K. | Peterson, R. | Wells |
| Diehl | Jones | Powers | White |
| Dornacker | Kelsch | Register | Wilkie |
| Eagles | Kingsbury | Reimers | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

Rundle

Absent and not voting:

| | | | |
|--------|--------|---------|----------|
| Backes | Dawson | Glaspey | Haugland |
|--------|--------|---------|----------|

So the bill passed and the title was agreed to.

House Bill No. 29. A Bill for an Act making an appropriation for salaries and expenses for predatory animal control to the commissioner of agriculture.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Lang | Rundle |
| Aamoth | Freeman | Larson, G. | Sandness |
| Aas | Gackle | Larson, L. | Sanstead |
| Anderson | Ganser | Leibhan | Seibel |
| Atkinson | Giffey | Lillehaugen | Simonson |
| Austin | Grant | Linderman | Solberg, I. |
| Belter | Halcrow | Link | Solberg, O. |

| | | | |
|--------------|-------------|--------------|-------------|
| Berg | Haugland | Lundene | Stoltenow |
| Bier | Henning | Matheny | Stone |
| Boustead | Hensrud | McDonald | Streibel |
| Bullis | Hentges | Metzger | Strinden |
| Bunker | Hickle | Miedema | Swedlund |
| Connolly | Hilleboe | Mueller | Thompson |
| Dahl | Hoffner | Olienyk | Thorsgard |
| Davis | Hougen | Opedahl | Tweten |
| DeKrey | Jenkins | Peterson, J. | Wagner |
| Dick | Johnson, K. | Peterson, R. | Weber |
| Diehl | Jones | Powers | Welder |
| Dornacker | Kingsbury | Register | Wells |
| Eagles | Knudson | Reimers | Wilkie |
| Emerson | Kuehn | Rivinius | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|------------|----------|---------|----------|
| Bernabucci | Froelich | Hoghaug | Schaffer |
| Boyum | Goodman | Kelsch | White |
| Burke | | | |

Absent and not voting:

| | | | |
|--------|--------|---------|---------|
| Backes | Dawson | Glaspay | Moquist |
|--------|--------|---------|---------|

So the bill passed and the title was agreed to.

House Bill No. 86. A Bill for an Act making an appropriation for the operation of the state employees' retirement program.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Goodman | Lillehaugen | Solberg, I. |
| Bernabucci | Grant | Linderman | Solberg, O. |
| Bier | Halcrow | Link | Stoltenow |
| Boustead | Haugland | Lundene | Stone |
| Boyum | Henning | Matheny | Streibel |
| Bullis | Hensrud | McDonald | Strinden |
| Bunker | Hentges | Metzger | Swedlund |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|--------|---------|---------|----------|
| Backes | Glaspay | Moquist | Thompson |
| Dawson | | | |

So the bill passed and the title was agreed to.

House Bill No. 198. A Bill for an Act to amend and reenact section 23-11-05 of the North Dakota Century Code, providing for the compensation of commissioners of housing authorities.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 9; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Johnson, K. | Reimers |
| Aamoth | Emerson | Kelsch | Rivinius |
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Erickson, W. | Lang | Sanstead |
| Atkinson | Freeman | Larson, G. | Schaffer |
| Austin | Froelich. | Leibhan | Simonson |
| Belter | Gackle | Lillehaugen | Solberg, I. |
| Berg | Ganser | Linderman | Solberg, O. |
| Bernabucci | Giffey | Link | Stoltenow |
| Bier | Goodman | Lundene | Stone |
| Boustead | Grant | Matheny | Streibel |
| Boyum | Halcrow | McDonald | Strinden |
| Bullis | Haugland | Metzger | Swedlund |
| Bunker | Henning | Miedema | Tweten |
| Burke | Hensrud | Mueller | Wagner |
| Connolly | Hentges | Olienyk | Weber |
| Dahl | Hickle | Opedahl | Welder |
| Davis | Hilleboe | Peterson, J. | Wells |
| DeKrey | Hoffner | Peterson, R. | Wilkie |
| Dick | Hougen | Powers | Mr. Speaker |
| Diehl | Jenkins | Register | |

Those voting in the negative were:

| | | | |
|-----------|-----------|--------|-----------|
| Dornacker | Kingsbury | Rundle | Thorsgard |
| Hoghaug | Kuehn | Seibel | White |
| Jones | | | |

Absent and not voting:

| | | | |
|--------|------------|---------|----------|
| Backes | Glaspey | Moquist | Thompson |
| Dawson | Larson, L. | | |

So the bill passed and the title was agreed to.

House Bill No. 268. A Bill for an Act to provide for construction, operation and supervision of jails and correctional facilities; to require a jail register in all city and county jails; to allow the Law Enforcement Council to prescribe rules for all city and county jails; to provide a penalty for violation of rules prescribed by the Law Enforcement Council; to provide for inspection and licensing of all city and county jails and allow appeals therefrom; to amend and reenact Section 40-18-12 of the North Dakota Century Code, relating to sentences for violation of city ordinances; to amend and reenact sections 33-12-28 and 33-12-31 of the North Dakota Century Code, relating to conviction of defendant and executing judgment; to amend and reenact section 29-26-21 of the North Dakota Century Code, relating to judgment and sentence limitation and to repeal Chapter 12-44, relating to county jails, and sections 40-05-06 and 40-11-12, relating to penalties for violating city ordinances, and 12-61-05, relating to jail standards, of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 62; nays, 33; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|----------|----------|-----------|-------------|
| Aamoth | Ganser | Leibhan | Schaffer |
| Aas | Giffey | Linderman | Seibel |
| Atkinson | Goodman | Link | Solberg, I. |
| Austin | Haugland | Lundene | Solberg, O. |
| Belter | Hentges | Miedema | Stone |
| Bier | Hilleboe | Mueller | Streibel |

| | | | |
|--------------|------------|--------------|-----------|
| Boyum | Hoffner | Olienyk | Strinden |
| Bunker | Hoghaug | Opedahl | Swedlund |
| Dick | Hougen | Peterson, R. | Thompson |
| Diehl | Jones | Powers | Thorsgard |
| Dornacker | Kelsch | Register | Tweten |
| Eagles | Knudson | Reimers | Wagner |
| Emerson | Kuehn | Rivinius | Weber |
| Erickson, K. | Lang | Sandness | Welder |
| Froelich | Larson, G. | Sanstead | Wilkie |
| Gackle | Larson, L. | | |

Those voting in the negative were:

| | | | |
|------------|--------------|-------------|--------------|
| Aafedt | Davis | Hickle | Moquist |
| Anderson | DeKrey | Jenkins | Peterson, J. |
| Berg | Erickson, W. | Johnson, K. | Rundle |
| Bernabucci | Freeman | Kingsbury | Simonson |
| Boustead | Grant | Lillehaugen | Stoltenow |
| Bullis | Halcrow | Matheny | Wells |
| Burke | Henning | McDonald | White |
| Connolly | Hensrud | Metzger | Mr. Speaker |
| Dahl | | | |

Absent and not voting:

| | | |
|--------|--------|---------|
| Backes | Dawson | Glaspey |
|--------|--------|---------|

So the bill passed and the title was agreed to.

House Bill No. 362. A Bill for an Act to amend and reenact section 40-45-09 of the 1967 Supplement to the North Dakota Century Code and section 40-45-11 of the North Dakota Century Code, relating to police pensions in cities.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aamoth | Erickson, W. | Kuehn | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Froelich | Larson, G. | Schaffer |
| Atkinson | Gackle | Larson, L. | Seibel |
| Austin | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | Kingsbury | Rivinius | |

Absent and not voting:

| | | |
|--------|--------|---------|
| Backes | Dawson | Glaspey |
|--------|--------|---------|

So the bill passed and the title was agreed to.

House Bill No. 383. A Bill for an Act to provide for the payment of ten-year compensation to judges of the supreme court and district court.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 57; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|------------|
| Aamoth | Emerson | Larson, G. | Sandness |
| Aas | Erickson, K. | McDonald | Sanstead |
| Anderson | Froelich | Miedema | Stolttenow |
| Boustead | Gackle | Olienyk | Stone |
| Bullis | Ganser | Peterson, J. | Streibel |
| Dahl | Haugland | Peterson, R. | Strinden |
| Dick | Hoffner | Powers | Thompson |
| Diehl | Hougen | Register | Wagner |
| Dornacker | Jones | Reimers | Wells |
| Eagles | Kelsch | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|-------------|-------------|
| Aafedt | Giffey | Kuehn | Rundle |
| Atkinson | Goodman | Lang | Schaffer |
| Austin | Grant | Larson, L. | Seibel |
| Belter | Halcrow | Leibhan | Simonson |
| Berg | Henning | Lillehaugen | Solberg, I. |
| Bernabucci | Hensrud | Linderman | Solberg, O. |
| Bier | Hentges | Link | Swedlund |
| Boyum | Hickle | Lundene | Thorsgard |
| Bunker | Hilleboe | Matheny | Tweten |
| Burke | Hoghaug | Metzger | Weber |
| Connolly | Jenkins | Moquist | Welder |
| Davis | Johnson, K. | Mueller | White |
| DeKrey | Kingsbury | Opedahl | Wilkie |
| Erickson, W. | Knudson | Rivinius | Mr. Speaker |
| Freeman | | | |

Absent and not voting:

| | | |
|--------|--------|---------|
| Backes | Dawson | Glaspay |
|--------|--------|---------|

So the bill lost.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-SIXTH DAY

Bismarck, February 5, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. John Nicolai, Trinity Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Backes, Dawson, and Glaspay.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Fourth Day After Recess and Twenty-fifth Day, and recommends that the same be corrected as follows:

Page 381, line 51, delete "Twenty-First" and substitute "Twenty-second" in lieu thereof;

Page 381, line 52, delete "Twenty-second" and substitute "Twenty-third" in lieu thereof;

Page 381, line 52, delete "Twenty-third" and substitute "Twenty-fourth" in lieu thereof;

The Journal of the previous day be corrected as follows:

Page 353, line six, delete "Twenty-first" and substitute "Twenty-second" in lieu thereof; and delete "Twenty-second" and substitute "Twenty-third" in lieu thereof;

Page 353, line seven, delete "Twenty-third" and substitute "Twenty-fourth" in lieu thereof;

Page 354, line seven, delete "Twenty-second" and substitute "Twenty-third" in lieu thereof;

Page 356, line two, delete "Twenty-third" and substitute "Twenty-fourth" in lieu thereof;

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 70, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 77, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 93, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 170, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 185, has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 226, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 229, has had the same under consideration and recommends that the same be amended as follows:

In line 55 place triple parentheses before the word "In"

In line 60 place triple parentheses after the period

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 262, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 263, has had under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 264, has had the same under consideration and recommends that the same do pass.

REP. JOHNSON, Chairman

Rep. Welder moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 266, has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 281, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 283, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Ganser moved that the report be adopted.

Rep. Moquist moved a substitute motion that House Bill No. 283 go on the calendar, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 285, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. AAMOTH, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 294, has had the same under consideration and recommends that the same be amended as follows:

In line 14 after the word "Law" and before the comma insert the following language "and with a certificate of satisfactory completion by the dean of the School of Law"

In line 15 before the word "the" delete the word "of" and insert in lieu thereof the word "to"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 311, has had the same under consideration and recommends that the same do pass.

REP. JOHNSON, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 345, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 396, has had the same under consideration and recommends that the same be amended as follows:

In line 25 place triple parentheses before the word "state" and after the word "trade" and insert in lieu thereof the word "vocational"

In line 56 insert triple parentheses before the word "The"

In line 57 delete the triple parentheses before and after the word "five" and delete the word "nine"

In line 58 delete the triple parentheses before the period and delete the following: "**with a minimum of five hundred dollars**"

Delete all of line 59

In line 60 delete the following: "**and continuing until all loans have been paid**" and insert in lieu thereof the following:

"The loan note shall require repayment to commence not later than nine months after termination of schooling. The student debtor may continue to pay only interest as long as student is enrolled in an institution of higher learning or is on active duty in the armed forces of the United States, not to exceed four years. All notes shall be combined into one amortized note for repayment purposes. A minimum amount of \$360.00 per annum shall be paid against the amortized note and six years shall be maximum repayment period"

In line 67 after the word "chapter" insert a "."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 8 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, delete the sum \$758,719.00 after the words "the sum of" and in lieu thereof insert the sum \$810,521.00.

Line 8 delete the sum \$585,144.00 and in lieu thereof insert the sum \$618,944.00.

Line 9 delete the sum \$41,375.00 and in lieu thereof insert the sum \$40,550.00.

Line 10 delete the sum \$111,850.00 and in lieu thereof insert the sum \$107,500.00.

Line 11 delete the sum \$7,850.00 and in lieu thereof insert the sum \$26,850.00.

Add a new line 11a "Special Assessment, City of Devils Lake" and the sum \$682.00.

Add a new line 12a "Chimney repair, road repaving" and the sum \$3,495.00.

Line 14 delete the sum \$758,719.00 and in lieu thereof insert the sum \$810,521.00.

Line 15 delete the sum \$111,288.00 and in lieu thereof insert the sum \$170,388.00.

Line 16 delete the sum \$647,431.00 and in lieu thereof insert the sum \$640,133.00.

Line 20 after the word "of" delete the sum \$758,719.00 and in lieu thereof insert the sum \$810,521.00.

After line 23, add a new section as follows:

"SECTION 3.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The budget was amended to reflect federal funds anticipated by the institution. The salaries and wages were adjusted in accordance with the new section and fees and services and supplies and materials were reduced to a minimum budget for the next biennium. In addition to the Governor's budget, amounts were added for the payment of special assessments, paving streets and chimney repair.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Bier moved that the amendments to House Bill No. 205 as recommended by the Committee on Education as printed on page 383 of the House Journal be adopted, which motion prevailed.

Rep. Bernabucci requested that House Bills 207, 208 and 209 be removed from the Consent Calendar, which request was granted.

SECOND READING OF HOUSE BILLS ON CONSENT CALENDAR

House Bill No. 210. A Bill for an Act to amend and reenact section 15-20-02 of the North Dakota Century Code, relating to provide for the state treasurer to be the custodian of funds received under all acts of the United States Congress for vocational education.

House Bill No. 447. A Bill for an Act to amend and reenact section 15-20-14 of the North Dakota Century Code, relating to administration of vocational rehabilitation.

As amended.

House Bill No. 503. A Bill for an Act to amend and reenact section 15-20-13 of the North Dakota Century Code, relating to executive officer of the state board.

House Bill No. 504. A Bill for an Act to amend and reenact subsection 4 of section 15-20-12 of the North Dakota Century Code, relating to the executive officer of the state board.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Froelich | Larson, G. | Sandness |
| Anderson | Gackle | Larson, L. | Sanstead |
| Atkinson | Ganser | Leibhan | Schaffer |
| Austin | Giffey | Lillehaugen | Seibel |
| Belter | Goodman | Linderman | Simonson |
| Berg | Grant | Link | Solberg, I. |
| Bernabucci | Halcrow | Lundene | Solberg, O. |
| Bier | Haugland | Matheny | Stoltenow |
| Boustead | Henning | McDonald | Stone |
| Boyum | Hensrud | Metzger | Streibel |
| Bullis | Hentges | Miedema | Strinden |
| Bunker | Hickle | Moquist | Swedlund |
| Burke | Hilleboe | Mueller | Thompson |
| Connolly | Hoffner | Olienyk | Thorsgard |
| Dahl | Hoghaug | Opedahl | Tweten |
| Dick | Hougen | Peterson, J. | Wagner |
| Diehl | Johnson, K. | Peterson, R. | Weber |
| Dornacker | Jones | Powers | Welder |
| Eagles | Kelsch | Register | Wells |
| Emerson | Kingsbury | Reimers | White |
| Erickson, K. | Knudson | Rivinius | Wilkie |
| Erickson, W. | Kuehn | Rundle | Mr. Speaker |
| Freeman | Lang | | |

Those voting in the negative were:

Davis Jenkins

Absent and not voting:

| | | | |
|--------|--------|--------|---------|
| Aamoth | Backes | DeKrey | Glaspey |
| Aas | Dawson | | |

So the bills passed and the titles were agreed to.

Rep. Streibel moved that House Bills No. 207, 208 and 209 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 207. A Bill for an Act to amend and reenact section 15-20-06 of the 1967 Supplement to the North Dakota Century Code, relating to provide for an expansion of activities as provided in the vocational education amendments of 1968.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 11; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Larson, G. | Schaffer |
| Anderson | Freeman | Larson, L. | Seibel |
| Atkinson | Froelich | Leibhan | Simonson |
| Austin | Ganser | Lillehaugen | Solberg, I. |
| Belter | Giffey | Linderman | Solberg, O. |
| Berg | Goodman | Link | Stoltenow |

| | | | |
|--------------|-------------|--------------|-------------|
| Bier | Grant | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hilleboe | Mueller | Thorsgard |
| Dahl | Hoffner | Olienyk | Tweten |
| Davis | Hoghaug | Opedahl | Wagner |
| DeKrey | Hougen | Peterson, R. | Weber |
| Dick | Johnson, K. | Powers | Welder |
| Diehl | Jones | Register | Wells |
| Dornacker | Kelsch | Rivinius | White |
| Eagles | Knudson | Sandness | Wilkie |
| Emerson | Kuehn | Sanstead | Mr. Speaker |
| Erickson, K. | Lang | | |

Those voting in the negative were:

| | | | |
|------------|---------|--------------|---------|
| Bernabucci | Halcrow | Kingsbury | Reimers |
| Connolly | Hickle | Moquist | Rundle |
| Gackle | Jenkins | Peterson, J. | |

Absent and not voting:

| | | | |
|--------|--------|--------|---------|
| Aamoth | Backes | Dawson | Glaspey |
| Aas | | | |

So the bill passed and the title was agreed to.

House Bill No. 208. A Bill for an Act to amend and reenact section 15-20-01 of the North Dakota Century Code, relating to include the provisions and benefits of all acts adopted by the United States Congress for vocational education.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 62; nays, 32; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Leibhan | Schaffer |
| Atkinson | Froelich | Linderman | Seibel |
| Austin | Giffey | Link | Solberg, I. |
| Belter | Grant | Lundene | Solberg, O. |
| Bier | Henning | Metzger | Stone |
| Boustead | Hensrud | Miedema | Streibel |
| Boyum | Hoffner | Mueller | Strinden |
| Burke | Hoghaug | Olienyk | Swedlund |
| DeKrey | Hougen | Opedahl | Thompson |
| Dick | Johnson, K. | Peterson, R. | Thorsgard |
| Diehl | Jones | Powers | Tweten |
| Dornacker | Kelsch | Register | Wagner |
| Eagles | Knudson | Rivinius | Weber |
| Emerson | Lang | Sandness | Wilkie |
| Erickson, K. | Larson, G. | Sanstead | Mr. Speaker |
| Erickson, W. | Larson, L. | | |

Those voting in the negative were:

| | | | |
|------------|----------|-------------|--------------|
| Aas | Davis | Hilleboe | Peterson, J. |
| Anderson | Gackle | Jenkins | Reimers |
| Berg | Ganser | Kingsbury | Rundle |
| Bernabucci | Goodman | Kuehn | Simonson |
| Bullis | Halcrow | Lillehaugen | Stoltenow |
| Bunker | Haugland | Matheny | Welder |
| Connolly | Hentges | McDonald | Wells |
| Dahl | Hickle | Moquist | White |

Absent and not voting:

| | | | |
|--------|--------|--------|---------|
| Aamoth | Backes | Dawson | Glaspey |
|--------|--------|--------|---------|

So the bill passed and the title was agreed to.

House Bill No. 209. A Bill for an Act to amend and reenact section 15-20-08 of the North Dakota Century Code, relating to increase the federal percentage of funds that may be used for reimbursements of salaries of vocational education teachers to conform with provisions of recently enacted federal legislation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Gackle | Larson, G. | Rundle |
| Aas | Ganser | Larson, L. | Sanstead |
| Anderson | Giffey | Leibhan | Schaffer |
| Atkinson | Goodman | Lillehaugen | Seibel |
| Austin | Grant | Linderman | Simonson |
| Belter | Haugland | Link | Solberg, I. |
| Berg | Henning | Lundene | Stoltenow |
| Bernabucci | Hensrud | Matheny | Stone |
| Bier | Hentges | McDonald | Streibel |
| Boustead | Hickle | Metzger | Strinden |
| Boyum | Hilleboe | Miedema | Swedlund |
| Bullis | Hoffner | Moquist | Thompson |
| Bunker | Hoghaug | Mueller | Thorsgard |
| Burke | Hougen | Olienyk | Tweten |
| DeKrey | Jenkins | Opedahl | Wagner |
| Diehl | Johnson, K. | Peterson, J. | Weber |
| Dornacker | Jones | Peterson, R. | Welder |
| Eagles | Kelsch | Powers | Wells |
| Emerson | Knudson | Register | White |
| Erickson, K. | Kuehn | Reimers | Wilkie |
| Freeman | Lang | Rivinius | Mr. Speaker |
| Froelich | | | |

Those voting in the negative were:

| | | | |
|----------|-------|---------|-----------|
| Connolly | Davis | Halcrow | Kingsbury |
| Dahl | | | |

Absent and not voting:

| | | | |
|--------|--------|--------------|-------------|
| Aamoth | Dawson | Erickson, W. | Sandness |
| Backes | Dick | Glaspey | Solberg, O. |

So the bill passed and the title was agreed to.

House Bill No. 403. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, relating to the expense allowance for legislators, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 55; nays, 37; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|----------|
| Aamoth | Erickson, K. | Knudson | Reimers |
| Aas | Erickson, W. | Lang | Sandness |
| Anderson | Freeman | Larson, L. | Sanstead |
| Atkinson | Ganser | Linderman | Seibel |
| Austin | Giffey | Link | Stone |
| Belter | Grant | Lundene | Streibel |
| Boustead | Haugland | McDonald | Strinden |
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Miedema | Tweten |
| Bunker | Hentges | Mueller | Wagner |
| Burke | Hilleboe | Peterson, J. | Weber |
| Dahl | Hoffner | Peterson, R. | White |

| | | | |
|------------------------------------|-------------|-------------|-------------|
| Eagles | Jones | Powers | Wilkie |
| Emerson | Kelsch | Register | |
| Those voting in the negative were: | | | |
| Aafedt | Gackle | Larson, G. | Schaffer |
| Berg | Goodman | Leibhan | Simonson |
| Bernabucci | Halcrow | Lillehaugen | Solberg, I. |
| Bier | Hickle | Matheny | Stoltenow |
| Connolly | Hoghaug | Moquist | Thompson |
| Davis | Jenkins | Olienyk | Thorsgard |
| DeKrey | Johnson, K. | Opedahl | Welder |
| Diehl | Kingsbury | Rivinius | Wells |
| Dornacker | Kuehn | Rundle | Mr. Speaker |
| Froelich | | | |
| Absent and not voting: | | | |
| Backes | Dick | Hougen | Solberg, O. |
| Dawson | Glaspey | | |

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

House Bill No. 455. A Bill for an Act to amend and reenact section 11-33-05 of the North Dakota Century Code, relating to the compensation of county planning commission members; and to repeal section 11-33-15 of the North Dakota Century Code, relating to the listing of nonconforming uses and occupancies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 74; nays, 16; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Larson, G. | Rivinius |
| Aamoth | Froelich | Larson, L. | Sandness |
| Aas | Gackle | Leibhan | Sanstead |
| Anderson | Ganser | Lillehaugen | Schaffer |
| Atkinson | Giffey | Linderman | Solberg, I. |
| Austin | Goodman | Link | Stoltenow |
| Belter | Grant | Lundene | Stone |
| Bernabucci | Halcrow | Matheny | Streibel |
| Bier | Haugland | McDonald | Strinden |
| Boustead | Henning | Metzger | Swedlund |
| Boyum | Hensrud | Mueller | Thompson |
| Bullis | Hentges | Olienyk | Tweten |
| Bunker | Hilleboe | Opedahl | Wagner |
| Burke | Hoffner | Peterson, J. | Weber |
| Dahl | Hoghaug | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Erickson, K. | Lang | | |

Those voting in the negative were:

| | | | |
|----------|-------------|-----------|-----------|
| Berg | Dornacker | Kingsbury | Seibel |
| Connolly | Hickle | Kuehn | Simonson |
| Davis | Jenkins | Moquist | Thorsgard |
| Diehl | Johnson, K. | Rundle | White |

Absent and not voting:

| | | | |
|--------|---------|---------|-------------|
| Backes | Dick | Glaspey | Miedema |
| Dawson | Freeman | Knudson | Solberg, O. |

So the bill passed and the title was agreed to.

House Bill No. 465. A Bill for an Act to amend and reenact section 54-40-08 of the 1967 Supplement to the North Dakota Century Code, relating to joint exercise of governmental powers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 13; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Sandness |
| Aamoth | Freeman | Kuehn | Sanstead |
| Aas | Froelich | Lang | Schaffer |
| Anderson | Gackle | Larson, G. | Seibel |
| Atkinson | Ganser | Larson, L. | Solberg, I. |
| Austin | Giffey | Leibhan | Stone |
| Belter | Goodman | Lillehaugen | Streibel |
| Bier | Grant | Linderman | Strinden |
| Boustead | Halcrow | Link | Swedlund |
| Boyum | Haugland | Lundene | Thompson |
| Bullis | Henning | Matheny | Thorsgard |
| Bunker | Hensrud | McDonald | Tweten |
| Burke | Hentges | Metzger | Wagner |
| Dahl | Hilleboe | Mueller | Weber |
| DeKrey | Hoffner | Opedahl | Welder |
| Diehl | Hoghaug | Peterson, J. | Wells |
| Dornacker | Hougen | Peterson, R. | White |
| Eagles | Johnson, K. | Powers | Wilkie |
| Emerson | Jones | Register | Mr. Speaker |
| Erickson, K. | Kelsch | Rivinius | |

Those voting in the negative were:

| | | | |
|------------|-----------|---------|-----------|
| Berg | Hickle | Moquist | Rundle |
| Bernabucci | Jenkins | Olienyk | Simonson |
| Connolly | Kingsbury | Reimers | Stoltenow |
| Davis | | | |

Absent and not voting:

| | | | |
|--------|--------|---------|-------------|
| Backes | Dick | Miedema | Solberg, O. |
| Dawson | Gaspey | | |

So the bill passed and the title was agreed to.

House Bill No. 468. A Bill for an Act to provide that county commissioners shall have the power to enter into agreements with private landowners for the purpose of making improvements on private roads, and to provide that the costs of such improvements shall constitute a lien upon the real estate of the landowner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Lang | Sandness |
| Aamoth | Freeman | Larson, G. | Schaffer |
| Aas | Gackle | Larson, L. | Seibel |
| Anderson | Ganser | Leibhan | Solberg, I. |
| Atkinson | Giffey | Lillehaugen | Solberg, O. |
| Austin | Goodman | Linderman | Stone |
| Belter | Grant | Link | Streibel |
| Bernabucci | Halcrow | Lundene | Strinden |
| Bier | Haugland | Matheny | Swedlund |
| Boustead | Henning | Miedema | Thompson |
| Bunker | Hensrud | Mueller | Thorsgard |
| Burke | Hickle | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, R. | Weber |
| Diehl | Jenkins | Powers | Welder |
| Dornacker | Johnson, K. | Register | Wells |
| Eagles | Kingsbury | Reimers | White |

| | | | |
|------------------------------------|----------|----------|--------------|
| Emerson | Knudson | Rivinius | Wilkie |
| Erickson, K. | Kuehn | Rundle | Mr. Speaker |
| Those voting in the negative were: | | | |
| Berg | Froelich | Kelsch | Peterson, J. |
| Boyum | Hentges | McDonald | Sanstead |
| Bullis | Hilleboe | Metzger | Simonson |
| Connolly | Hougen | Moquist | Stoltenow |
| Dahl | Jones | | |

Absent and not voting:

| | | | |
|--------|--------|------|---------|
| Backes | Dawson | Dick | Glaspey |
|--------|--------|------|---------|

So the bill passed and the title was agreed to.

House Bill No. 481. A Bill for an Act to amend and reenact section 40-05-15 of the North Dakota Century Code, relating to unclaimed motor vehicles.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Knudson | Reimers |
| Aas | Freeman | Kuehn | Rivinius |
| Anderson | Gackle | Lang | Rundle |
| Atkinson | Ganser | Larson, G. | Sanstead |
| Austin | Giffey | Larson, L. | Schaffer |
| Belter | Goodman | Leibhan | Seibel |
| Bier | Grant | Lillehaugen | Simonson |
| Boustead | Halcrow | Linderman | Stoltenow |
| Boyum | Haugland | Link | Stone |
| Bullis | Henning | Lundene | Streibel |
| Bunker | Hensrud | Matheny | Swedlund |
| Burke | Hentges | McDonald | Thompson |
| Connolly | Hickle | Metzger | Thorsgard |
| Dahl | Hilleboe | Miedema | Tweten |
| Davis | Hoffner | Moquist | Wagner |
| DeKrey | Hoghaug | Mueller | Weber |
| Diehl | Hougen | Olienyk | Welder |
| Dornacker | Jenkins | Opedahl | White |
| Eagles | Johnson, K. | Peterson, J. | Wilkie |
| Emerson | Jones | Powers | Mr. Speaker |
| Erickson, K. | Kelsch | Register | |

Those voting in the negative were:

| | | | |
|------------|--------------|-------------|----------|
| Aafedt | Froelich | Sandness | Strinden |
| Berg | Kingsbury | Solberg, I. | Wells |
| Bernabucci | Peterson, R. | Solberg, O. | |

Absent and not voting:

| | | | |
|--------|--------|------|---------|
| Backes | Dawson | Dick | Glaspey |
|--------|--------|------|---------|

So the bill passed and the title was agreed to.

House Bill No. 494. A Bill for an Act to create and enact subsection 6 of section 40-08-03 of the North Dakota Century Code, providing a ten alderman and mayor organization under the council form of government; amending and reenacting 40-08-04 and the heading only of 40-08-06 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-------|----------|
| Aafedt | Erickson, W. | Kuehn | Rundle |
| Aamoth | Freeman | Lang | Sandness |

| | | | |
|--------------|-------------|--------------|-------------|
| Aas | Froelich | Larson, G. | Sanstead |
| Anderson | Gackle | Larson, L. | Schaffer |
| Atkinson | Ganser | Leibhan | Seibel |
| Austin | Giffey | Lillehaugen | Simonson |
| Belter | Goodman | Linderman | Solberg, I. |
| Berg | Grant | Link | Solberg, O. |
| Bernabucci | Halcrow | Lundene | Stoltenow |
| Bier | Haugland | Matheny | Stone |
| Boustead | Henning | McDonald | Streibel |
| Boyum | Hensrud | Metzger | Strinden |
| Bullis | Hentges | Miedema | Swedlund |
| Bunker | Hickle | Moquist | Thompson |
| Burke | Hilleboe | Mueller | Thorsgard |
| Connolly | Hoffner | Olienyk | Tweten |
| Dahl | Hoghaug | Opedahl | Wagner |
| Davis | Hougen | Peterson, J. | Weber |
| DeKrey | Jenkins | Peterson, R. | Welder |
| Diehl | Johnson, K. | Powers | Wells |
| Dornacker | Jones | Register | White |
| Eagles | Kelsch | Reimers | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, K. | Knudson | | |

Absent and not voting:

Backes Dawson Dick Glaspey

So the bill passed and the title was agreed to.

House Bill No. 33. A Bill for an Act directing the board of administration to sell, convey, and transfer certain real property owned by the state of North Dakota for the use and benefit of the state industrial school, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 52; nays, 39; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|----------|--------------|-------------|
| Aamoth | Emerson | Jones | Sanstead |
| Aas | Freeman | Kingsbury | Schaffer |
| Anderson | Froelich | Larson, G. | Seibel |
| Berg | Gackle | Larson, L. | Stoltenow |
| Bernabucci | Ganser | McDonald | Stone |
| Bier | Goodman | Metzger | Streibel |
| Boustead | Henning | Miedema | Strinden |
| Bullis | Hensrud | Mueller | Thorsgard |
| Burke | Hentges | Peterson, J. | Tweten |
| Connolly | Hilleboe | Peterson, R. | Wagner |
| Dahl | Hoghaug | Powers | Wells |
| Davis | Hougen | Register | White |
| Eagles | Jenkins | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|----------|-------------|-------------|
| Atkinson | Grant | Lillehaugen | Sandness |
| Austin | Halcrow | Linderman | Simonson |
| Belter | Haugland | Link | Solberg, I. |
| Boyum | Hickle | Lundene | Solberg, O. |
| DeKrey | Hoffner | Matheny | Swedlund |
| Diehl | Kelsch | Moquist | Thompson |
| Dornacker | Knudson | Olienyk | Weber |
| Erickson, K. | Kuehn | Opedahl | Welder |
| Erickson, W. | Lang | Rivinius | Wilkie |
| Giffey | Leibhan | Rundle | |

Absent and not voting:

| | | | |
|--------|--------|---------|-------------|
| Aafedt | Bunker | Dick | Johnson, K. |
| Backes | Dawson | Glaspey | |

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

House Bill No. 112. A Bill for an Act to amend and reenact sections 43-07-02, 43-07-04, 43-07-07, 43-07-10, 43-07-13, and section 43-07-11 of the North Dakota Century Code, relating to the licensing of contractors and enforcement of the chapter.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 57; nays, 35; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Johnson, K. | Sandness |
| Aas | Erickson, K. | Knudson | Solberg, I. |
| Anderson | Erickson, W. | Lang | Solberg, O. |
| Atkinson | Freeman | Larson, G. | Stoltenow |
| Austin | Ganser | Larson, L. | Stone |
| Belter | Grant | Leibhan | Streibel |
| Bernabucci | Halcrow | Linderman | Strinden |
| Bier | Haugland | Link | Swedlund |
| Boustead | Henning | Miedema | Thompson |
| Boyum | Hentges | Peterson, J. | Tweten |
| Bullis | Hoffner | Powers | Weber |
| Bunker | Hoghaug | Register | White |
| Dahl | Hougen | Reimers | Wilkie |
| DeKrey | Jenkins | Rivinius | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

| | | | |
|----------|-------------|--------------|-----------|
| Aafedt | Goodman | Lundene | Sanstead |
| Berg | Hensrud | Matheny | Schaffer |
| Burke | Hickle | Metzger | Seibel |
| Connolly | Hilleboe | Moquist | Simonson |
| Davis | Jones | Mueller | Thorsgard |
| Diehl | Kelsch | Olienyk | Wagner |
| Froelich | Kingsbury | Opedahl | Welder |
| Gackle | Kuehn | Peterson, R. | Wells |
| Giffey | Lillehaugen | Rundle | |

Absent and not voting:

| | | | |
|--------|-----------|---------|----------|
| Backes | Dick | Glaspey | McDonald |
| Dawson | Dornacker | | |

So the bill passed and the title was agreed to.

House Bill No. 139. A Bill for an Act to amend and reenact section 27-06-02 of the North Dakota Century Code, relating to salary and expenses of court reporter.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 76; nays, 13; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|----------|------------|-------------|
| Aafedt | Froelich | Lang | Sandness |
| Aamoth | Gackle | Larson, G. | Sanstead |
| Aas | Ganser | Larson, L. | Solberg, I. |
| Anderson | Giffey | Leibhan | Solberg, O. |
| Atkinson | Grant | Linderman | Stoltenow |
| Austin | Halcrow | Link | Stone |

| | | | |
|--------------|-------------|--------------|-------------|
| Belter | Haugland | Lundene | Streibel |
| Bier | Henning | Matheny | Strinden |
| Boyum | Hensrud | Metzger | Swedlund |
| Bullis | Hilleboe | Miedema | Thompson |
| Bunker | Hoffner | Moquist | Thorsgard |
| Burke | Hoghaug | Mueller | Tweten |
| Dahl | Hougen | Olienyk | Wagner |
| DeKrey | Jenkins | Opedahl | Weber |
| Diehl | Johnson, K. | Peterson, R. | Welder |
| Eagles | Jones | Powers | Wells |
| Emerson | Kelsch | Register | White |
| Erickson, K. | Knudson | Reimers | Wilkie |
| Freeman | Kuehn | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|---------|-------------|----------|
| Berg | Goodman | Kingsbury | Schaffer |
| Bernabucci | Hentges | Lillehaugen | Seibel |
| Connolly | Hickle | Rundle | Simonson |
| Davis | | | |

Absent and not voting:

| | | | |
|----------|-----------|--------------|--------------|
| Backes | Dick | Erickson, W. | McDonald |
| Boustead | Dornacker | Glaspey | Peterson, J. |
| Dawson | | | |

So the bill passed and the title was agreed to.

House Bill No. 162. A Bill for an Act to amend and reenact sections 57-15-14 and 57-16-04 of the North Dakota Century Code relating to referral elections in school districts, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aamoth | Freeman | Kuehn | Sanstead |
| Aas | Froelich | Lang | Sandness |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Belter | Goodman | Lillehaugen | Solberg, I. |
| Berg | Grant | Link | Solberg, O. |
| Bernabucci | Halcrow | Lundene | Stoltenow |
| Bier | Haugland | Matheny | Stone |
| Bunker | Henning | McDonald | Streibel |
| Burke | Hensrud | Metzger | Strinden |
| Boustead | Hentges | Miedema | Swedlund |
| Boyum | Hickle | Mueller | Thompson |
| Bullis | Hilleboe | Moquist | Thorsgard |
| Connolly | Hoffner | Olienyk | Tweten |
| Dahl | Hoghaug | Opedahl | Wagner |
| Davis | Hougen | Peterson, J. | Welder |
| DeKrey | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | Kingsbury | Rivinius | |

Absent and not voting:

| | | | |
|--------|--------------|-----------|-------|
| Backes | Dick | Glaspey | Weber |
| Dawson | Erickson, W. | Linderman | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 224. A Bill for an Act to create and enact section 23-02-32.1 of the North Dakota Century Code, relating to reporting deaths to the highway commissioner; to create and enact section 23-07-01.1 of the North Dakota Century Code, relating to reporting certain physical or mental disorders to the highway commissioner; to create and enact section 50-08-27.1 of the North Dakota Century Code, relating to reporting names of recipient of aid to the blind to the highway commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 80; nays, 10; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Aamoth | Freeman | Kingsbury | Rundle |
| Aas | Froelich | Knudson | Sanstead |
| Anderson | Gackle | Lang | Schaffer |
| Atkinson | Ganser | Larson, G. | Seibel |
| Austin | Giffey | Larson, L. | Simonson |
| Belter | Goodman | Leibhan | Solberg, I. |
| Berg | Grant | Linderman | Solberg, O. |
| Bernabucci | Halcrow | Link | Stoltenow |
| Bier | Haugland | Lundene | Stone |
| Boustead | Henning | Matheny | Streibel |
| Bullis | Hentges | Moquist | Swedlund |
| Bunker | Hickle | Mueller | Thompson |
| Dahl | Hilleboe | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Diehl | Hougen | Peterson, R. | Wells |
| Dornacker | Jenkins | Powers | White |
| Eagles | Johnson, K. | Register | Wilkie |
| Emerson | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|-------------|----------|-----------|
| Boyum | Hensrud | McDonald | Strinden |
| Burke | Kuehn | Metzger | Thorsgard |
| Connolly | Lillehaugen | | |

Absent and not voting:

| | | | |
|--------|--------------|---------|----------|
| Backes | Dick | Glaspey | Sandness |
| Dawson | Erickson, W. | Miedema | Weber |

So the bill passed and the title was agreed to.

House Bill No. 280. A Bill for an Act to provide that school districts may levy to equip school buses with two-way radios and central station equipment and to provide for the installation and maintenance of such equipment.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 54; nays, 38; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|--------------|
| Aafedt | Emerson | Kelsch | Peterson, R. |
| Aamoth | Erickson, K. | Kuehn | Powers |
| Anderson | Freeman | Lang | Reimers |
| Atkinson | Grant | Larson, G. | Rivinius |
| Austin | Halcrow | Larson, L. | Sandness |
| Belter | Haugland | Leibhan | Sanstead |
| Bier | Henning | Lillehaugen | Solberg, I. |
| Boustead | Hensrud | Link | Stoltenow |
| Bunker | Hentges | Lundene | Stone |

| | | | |
|-----------|-------------|--------------|-------------|
| Dahl | Hoffner | Miedema | Streibel |
| DeKrey | Hougen | Moquist | Strinden |
| Diehl | Jenkins | Olienyk | Wagner |
| Dornacker | Johnson, K. | Peterson, J. | Mr. Speaker |
| Eagles | Jones | | |

Those voting in the negative were:

| | | | |
|------------|-----------|----------|-------------|
| Aas | Ganser | McDonald | Solberg, O. |
| Berg | Giffey | Metzger | Swedlund |
| Bernabucci | Goodman | Mueller | Thompson |
| Boyum | Hickle | Opedahl | Thorsgard |
| Bullis | Hilleboe | Register | Tweten |
| Burke | Hoghaug | Rundle | Welder |
| Connolly | Kingsbury | Schaffer | Wells |
| Davis | Knudson | Seibel | White |
| Froelich | Linderman | Simonson | Wilkie |
| Gackle | Matheny | | |

Absent and not voting:

| | | | |
|--------|--------------|---------|-------|
| Backes | Dick | Glaspey | Weber |
| Dawson | Erickson, W. | | |

So the bill passed and the title was agreed to.

House Bill No. 368. A Bill for an Act to amend and reenact subsection 14 of section 15-29-08 and section 15-40-17 of the North Dakota Century Code, relating to payment of tuition.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Goodman | Lillehaugen | Solberg, I. |
| Bernabucci | Grant | Linderman | Solberg, O. |
| Bier | Halcrow | Link | Stoltenow |
| Boustead | Haugland | Lundene | Stone |
| Boyum | Henning | Metzger | Streibel |
| Bullis | Hensrud | Miedema | Strinden |
| Bunker | Hentges | Moquist | Swedlund |
| Burke | Hickle | Mueller | Thompson |
| Connolly | Hilleboe | Olienyk | Thorsgard |
| Dahl | Hoffner | Opedahl | Tweten |
| Davis | Hoghaug | Peterson, J. | Wagner |
| DeKrey | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | Wells |
| Dornacker | Johnson, K. | Register | White |
| Eagles | Jones | Reimers | Wilkie |
| Emerson | Kelsch | Rivinius | Mr. Speaker |
| Erickson, K. | Kingsbury | | |

Those voting in the negative were:

| | | | |
|------------------------|----------|---------|-------|
| Aafedt | McDonald | | |
| Absent and not voting: | | | |
| Backes | Dick | Matheny | Weber |
| Dawson | Glaspey | | |

So the bill passed and the title was agreed to.

House Bill No. 493. A Bill for an Act to provide for the establishment of the North Dakota Advisory Council on Libraries to the State Library Commission which is the Board of Administration.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 61; nays, 29; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Sandness |
| Aamoth | Erickson, W. | Lang | Sanstead |
| Aas | Freeman | Larson, G. | Schaffer |
| Anderson | Giffey | Larson, L. | Seibel |
| Atkinson | Glaspey | Linderman | Simonson |
| Austin | Grant | Link | Solberg, I. |
| Belter | Haugland | Lundene | Solberg, O. |
| Berg | Henning | McDonald | Streibel |
| Bier | Hensrud | Miedema | Strinden |
| Boustead | Hentges | Mueller | Swedlund |
| Bunker | Hickle | Opedahl | Thompson |
| Dahl | Hilleboe | Peterson, J. | Thorsgard |
| Diehl | Hoffner | Peterson, R. | Wells |
| Dornacker | Hougen | Powers | Wilkie |
| Eagles | Kelsch | Register | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|------------|-------------|-------------|-----------|
| Bernabucci | Ganser | Kuehn | Rundle |
| Boyum | Goodman | Lillehaugen | Stoltenow |
| Bullis | Halcrow | Metzger | Stone |
| Burke | Jenkins | Moquist | Tweten |
| Connolly | Johnson, K. | Olienyk | Wagner |
| Davis | Jones | Reimers | Welder |
| DeKrey | Kingsbury | Rivinius | White |
| Froelich | | | |

Absent and not voting:

| | | | |
|--------|--------|---------|---------|
| Backes | Dick | Hoghaug | Matheny |
| Dawson | Gackle | Leibhan | Weber |

So the bill passed and the title was agreed to.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Cliff Lindberg, and Rep. Lindberg was thereupon introduced to the House.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, February 5, 1969

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House Amendment to Senate Bill No. 77.

Very respectfully,
LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 5, 1969

Mr. President: I have the honor to return:

Senate Bill No. 131

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 5, 1969

Mr. President: I have the honor to transmit:

House Bill No. 34

House Bill No. 91

House Bill No. 150
House Bill No. 167
House Bill No. 178
House Bill No. 193
House Bill No. 194
House Bill No. 231
House Bill No. 243
House Bill No. 275

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 5, 1969

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 4

Which the House has amended.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 1:00 P.M., February 6, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-SIXTH DAY AFTER RECESS AND
TWENTY-SEVENTH DAY

Bismarck, February 6, 1969

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 205
House Bill No. 256
House Bill No. 308
House Bill No. 309
House Bill No. 349
House Bill No. 358
House Bill No. 397

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 6, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 164

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

The Speaker announced that the House would be at ease pursuant to the call of the chair.

The House reconvened, pursuant to the call of the chair, with Speaker E. Johnson presiding.

STANDING COMMITTEE REPORTS

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 12 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, after the words "the sum of" delete the sum \$1,444,145.00 and in lieu thereof insert the sum \$1,486,629.00.

Line 8 delete the sum \$1,047,887.00 and in lieu thereof insert the sum \$1,094,791.00.

Line 10 delete the sum \$194,206.00 and in lieu thereof insert the sum \$173,222.00.

Line 11 delete the sum \$15,000.00 and in lieu thereof insert the sum \$31,564.00.

Line 16 delete the sum \$1,444,145.00 and in lieu thereof insert the sum \$1,486,629.00.

Line 17 delete the sum \$124,000.00 and in lieu thereof insert the sum \$188,268.00.

Line 18 delete the sum \$1,320,145.00 and in lieu thereof insert the sum \$1,298,361.00.

Line 22 after the word "of" delete the sum \$1,444,145.00 and in lieu thereof insert the sum \$1,486,629.00.

Following line 32, add a new section, as follows:

"SECTION 4.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The budget was increased by the amount of anticipated federal funds for the next biennium and it was reduced in the area of supplies and materials to that amount which it appeared necessary to continue on the basis of a minimum budget for the next biennium.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 14 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Diehl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 36 has had the same under consideration and recommends that the same be amended as follows:

In line 26 delete the triple parentheses

In line 27 insert triple parentheses before the first word "county" and after the second word "county" and insert in lieu thereof the words **"region, the regional"**

In line 28 place triple parentheses before and after the word "counties" and insert in lieu thereof the word **"regions"**

In line 29 place triple parentheses before and after the word "county" and insert in lieu thereof the word **"regional"**

In line 30 delete the triple parentheses

In line 31 delete the triple parentheses before and after the word "each" and delete the word **"the"**

In line 37 place triple parentheses before and after the word "county" and insert in lieu thereof the word **"regional"**

In line 100 delete the word **"Pembina,"** and the word **"Walsh"** and insert in lieu thereof **"Nelson, Foster, Griggs, Eddy"**

In line 101 delete the word "Eddy,"

In line 102 delete the word "Nelson," and the words "Foster, Griggs," and insert in lieu thereof "Pembina, Walsh,"

Delete all of line 111

In line 112 delete the following: "association exists within such county, by the"

In line 175 delete the words "over which" and insert in lieu thereof the words "any part of which is located in his county"

In line 176 delete the words "the committee has the authority granted by this chapter"

In line 179 delete the triple parentheses

In line 180 delete the triple parentheses and delete the words "attorney general"

In line 183 delete the triple parentheses before and after the words "county commissioners" and delete the words "attorney general"

In line 184 delete the triple parentheses before and after the words "the county general fund" and delete the word "appropriations"

In line 185 delete the following: "available to the attorney general"

In line 225 following the period insert the following: "The committee shall consider, wherever feasible and whenever the effected school districts indicate their agreement, two or more school districts agreeing and submitting to a single administrative unit for such school districts."

In line 360 after the period insert the following: "Such plan may include a proposal for two or more school districts cooperating and submitting to a single administrative unit for such school districts."

Delete all of lines 429 through 463

In line 536 delete the following: ", or approved as provided in subsection"

In line 537 delete the following: "6 of section 15-53-13,"

In line 588 after the word "superintendent" insert the word "involved"

In line 630 delete the following: "or"

Delete all of line 631

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 84, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 160, has had the same under consideration and recommends that the same be amended as follows:

In line 19 following the comma after the word "state" insert the following:

"and the fixtures and permanent contents in such buildings,"

In line 28 following the period after the word "bids" insert the following:

"An insurance policy written by a private insurance company on public property, concerned in this chapter, shall remain in force after the date of its expiration until the policy is returned to the company

or its representative, or the officer, board or governing body having control of such property notifies the company or its representative in writing that such insurance is not desired. Any premium due for the period the policy is held by the insured, after the expiration date of the policy or notification by the insured to the company or its representative, shall be a charge against the insured and collectible by the insurance company."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 287, has had the same under consideration and recommends that the same be amended as follows:

In line 49 delete the word "and" at the end of the line

Delete all of line 50

In line 51 delete the word "unless" and insert in lieu thereof the word "until"

In line 51 delete the words "so as"

Delete all of line 52

In line 53 delete the words "of section 57-38-58." through the period and insert in lieu thereof the following new language: "to that of a nonresident as defined in subsection 4 of section 57-38-58 of the North Dakota Century Code. The employee shall give written notice to his employer within fifteen days after such change in status. The employer upon receiving such written notice shall deduct and withhold from the employee's wages as provided in this section until the employee files with the employer the signed certificate referred to herein."

In line 55 delete the words "Any employee"

Delete all of the lines 56 through 58

In line 59 delete the words "Dakota Century Code." and insert in lieu thereof the following new language:

"Any employee willfully failing to give written notice to his employer of his change in status as required herein within the time prescribed shall be subject to the penalty provided for in subsection 3 of section 57-38-45 of the North Dakota Century Code."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 314, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 318, has had the same under consideration and recommends that the same be amended as follows:

In line 7 place triple parentheses around the words "twenty-five" and insert in lieu thereof the words "one hundred" and also in line 7 place triple parentheses around the word "one" and insert in lieu thereof the word "two"

In line 14 after the word "not" and before the word "more" insert the words **"less than three hundred dollars nor"** and also in line 14 place triple parentheses before the word "one" and after the word "thousand" and insert in lieu thereof the words **"five hundred"**

In line 15 place triple parentheses before the "The"

In line 18 place triple parentheses after the period

In line 25 delete the words **"for a second"**

Delete all of line 26

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 333, has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 360, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 402, has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 407, has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 430, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 161, has had the same under consideration and recommends that the same be amended as follows:

Delete all following "A BILL" and in lieu thereof insert the following:

For an Act to amend and reenact section 16-01-15 of the 1967 Supplement to the North Dakota Century Code, relating to requirement for an interval between elections, and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 16-01-15 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-01-15. CERTAIN QUESTIONS NOT TO BE VOTED UPON FOR ((SIX)) **THREE MONTHS.**) Whenever at any election a bond issue, mill levy question, or question of reorganizing a school district, has failed to receive the required number of votes for approval by the electors, the matter shall not again be submitted to a vote until a period of at least ((six)) **three months** shall have expired ((.)) **and in no event shall more than two elections on the same general matter be held within twelve consecutive calendar months.**

SECTION 2. EMERGENCY.) This measure is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 277, has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Hougen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 284, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 356, has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 378, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 426, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted.

MOTIONS

Rep. Hentges moved a substitute motion to place House Bill No. 426 on the calendar, which motion was then withdrawn.

Rep. Hentges moved that House Bill No. 426 be re-referred to the Committee on Judiciary, which motion failed.

The question being on the motion of Rep. Aas that the Committee Report on House Bill No. 426 be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 438, has had the same under consideration and recommends that the same be amended as follows:

In line 1 after the word "family" delete the words "in driving" and insert in lieu thereof the words "while operating"

In line 2 after the word "vehicle" delete the words "upon a highway"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Schaffer moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 436, has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 442, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Gackle moved to reconsider the action of the House by which House Bill No. 412 was lost, which motion prevailed.

Rep. Gackle moved that House Bill No. 412 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. James Johnston, and Rep. Johnston was thereupon introduced to the House.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-SEVENTH DAY

Bismarck, February 6, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Walter Ellingson, St. George's Episcopal Church, Bismarck.

Roll was called, and all members were present except Reps. Dawson, Glaspey and McDonald.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fifth Day After Recess and the Twenty-sixth Day, and finds the same to be correct.

REP. STONE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Mueller moved that the amendments to House Bill No. 15 as recommended by the Committee on Appropriations as printed on page 399 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 17 as recommended by the Committee on Appropriations as printed on page 400 of the House Journal be adopted.

Rep. Mueller moved that the House dispense with the reading of the amendments to House Bill No. 17, which motion prevailed.

The question then being on the motion of Rep. Mueller to adopt the amendments to House Bill No. 17, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 22 as recommended by the Committee on Appropriations as printed on page 400 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 315 as recommended by the Committee on Political Subdivisions as printed on page 401 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 482 as recommended by the Committee on Political Subdivisions as printed on page 402 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Concurrent Resolution No. 17 as recommended by the Committee on Political Subdivisions as printed on page 402 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 8 as recommended by the Committee on Appropriations as printed on pages 412 and 413 of the House Journal be adopted.

Rep. Mueller moved that the House dispense with the reading of the amendments to House Bill No. 8, which motion prevailed.

The question then being on the motion of Rep. Mueller to adopt the amendments to House Bill No. 8, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 229 as recommended by the Committee on Finance and Taxation as printed on pages 410 and 411 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 294 as recommended by the Committee on Judiciary as printed on pages 411 and 412 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 396 as recommended by the Committee on Education as printed on page 412 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 71 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 128 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 129 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. AAMOTH, Chairman

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 140 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. AAMOTH, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 141 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

REP. AAMOTH, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 147 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF A HOUSE BILL AND CONCURRENT RESOLUTIONS

Committee on Delayed Bills, Reps. Reimers, Streibel, Link, Giffey, and Strinden introduced:

House Bill No. 507. A Bill for an Act to authorize the state board of higher education to construct a sugar beet research and service center on the campus of North Dakota state university, for the operation and maintenance of such building, and providing an appropriation.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Sanstead, Bier, Moquist and Eagles introduced:

House Concurrent Resolution No. 32. A Concurrent Resolution for a study by the Legislative Research Committee of the compulsory school attendance statutes and existing age limits for compulsory school attendance.

Was read the first time and referred to the committee on Education.

Reps. Gackle and Olienyk introduced:

House Concurrent Resolution No. 33. A Concurrent Resolution urging Congress to rescind and revoke the membership of the United States in the United Nations.

Was read the first time and referred to the committee on State and Federal Government.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 26. A Concurrent Resolution commending the League of Women Voters upon the beginning of its Fiftieth Anniversary Year.

Was read the first time and referred to the committee on State and Federal Government.

SECOND READING OF HOUSE BILLS

House Bill No. 220. A Bill for an Act to create and enact a new section to chapters 57-52, 57-53 and 57-54 of the North Dakota Cen-

tury Code, relating to a credit for refund for taxes paid on worthless accounts.

Was read the second time.

Rep. Halcrow asked that he be excused from voting because of a personal interest.

Rep. Tweten moved that Rep. Halcrow be allowed to vote on House Bill No. 220, which motion prevailed.

Rep. Ganser requested that he be excused from voting because of a personal interest.

Rep. Tweten moved that Rep. Ganser be allowed to vote on House Bill No. 220, which motion prevailed.

Rep. Thorsgard requested that he be excused from voting on House Bill No. 220 because of a personal interest.

Rep. Tweten moved that Rep. Thorsgard be allowed to vote on House Bill No. 220, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 66; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|----------|-------------|-----------|
| Aamoth | Dick | Hilleboe | Reimers |
| Austin | Emerson | Hoghaug | Runde |
| Bernabucci | Froelich | Johnson, K. | Streibel |
| Boustead | Gackle | Larson, L. | Strinden |
| Bunker | Goodman | Matheny | Thorsgard |
| Burke | Halcrow | Moquist | Wagner |
| Davis | Henning | Register | |

Those voting in the negative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Leibhan | Schaffer |
| Aas | Ganser | Lillehaugen | Seibel |
| Anderson | Giffey | Linderman | Simonson |
| Atkinson | Grant | Link | Solberg, I. |
| Backes | Haugland | Lundene | Solberg, O. |
| Belter | Hensrud | Metzger | Stoltenow |
| Berg | Hentges | Miedema | Stone |
| Bier | Hickle | Mueller | Swedlund |
| Boyum | Hoffner | Olienyk | Thompson |
| Bullis | Hougen | Opedahl | Tweten |
| Connolly | Jones | Peterson, J. | Weber |
| Dahl | Kelsch | Peterson, R. | Welder |
| DeKrey | Kingsbury | Powers | Wells |
| Diehl | Knudson | Rivinius | White |
| Dornacker | Kuehn | Sandness | Wilkie |
| Eagles | Lang | Sanstead | Mr. Speaker |
| Erickson, K. | Larson, G. | | |

Absent and not voting:

| | | | |
|---------|---------|---------|----------|
| Dawson | Glaspey | Jenkins | McDonald |
| Freeman | | | |

So the bill lost.

House Bill No. 256. A Bill for an Act to create a legislative compensation commission, appointed by the governor, with authority to recommend the rate of legislative expense allowance and interim per diem.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 77; nays, 16; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rundle |
| Aamoth | Emerson | Knudson | Sandness |
| Aas | Erickson, K. | Kuehn | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Giffey | Larson, G. | Seibel |
| Austin | Goodman | Larson, L. | Solberg, I. |
| Belter | Grant | Leibhan | Solberg, O. |
| Berg | Haugland | Linderman | Stone |
| Bier | Henning | Link | Streibel |
| Boustead | Hensrud | Lundene | Strinden |
| Boyum | Hentges | Metzger | Swedlund |
| Bullis | Hilleboe | Miedema | Thompson |
| Bunker | Hoffner | Olienyk | Thorsgard |
| Burke | Hoghaug | Opedahl | Tweten |
| Connolly | Hougen | Peterson, J. | Wagner |
| Dahl | Jenkins | Peterson, R. | Weber |
| DeKrey | Johnson, K. | Powers | Wells |
| Dick | Jones | Register | White |
| Diehl | Kelsch | Rivinius | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | | | |
|------------|-------------|---------|-----------|
| Bernabucci | Ganser | Matheny | Simonson |
| Davis | Halcrow | Moquist | Stoltenow |
| Froelich | Hickle | Mueller | Welder |
| Gackle | Lillehaugen | Reimers | Wilkie |

Absent and not voting:

| | | | |
|--------|---------|---------|----------|
| Backes | Freeman | Glaspey | McDonald |
| Dawson | | | |

So the bill passed and the title was agreed to.

MOTION

Rep. Hilleboe moved that House Bill No. 308 be re-referred to the House Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 309. A Bill for an Act to create and enact a new section to chapter 57-54 of the North Dakota Century Code; to amend and reenact sections 57-50-03 and 57-54.1-15 of the North Dakota Century Code and to amend and reenact sections 17, 34 and 48 of chapter 376 of the 1967 Session Laws of the state of North Dakota, relating to motor vehicle fuel and special fuel tax refunds, refunds for erroneously or illegally collected taxes, setting a limitation on the minimum dollar amount to be refunded, limiting the period of time refund checks must be retained and eliminating the statutory requirement requiring receipts to be issued upon payment of motor vehicle fuel taxes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Emerson | Kingsbury | Rundle |
| Aamoth | Erickson, K. | Knudson | Sandness |
| Aas | Erickson, W. | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Goodman | Lillehaugen | Solberg, O. |
| Berg | Grant | Linderman | Stoltenow |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Bernabucci | Halcrow | Link | Stone |
| Bier | Haugland | Lundene | Streibel |
| Boustead | Henning | Matheny | Strinden |
| Boyum | Hensrud | Metzger | Swedlund |
| Bullis | Hentges | Miedema | Thompson |
| Bunker | Hickle | Moquist | Thorsgard |
| Burke | Hilleboe | Mueller | Tweten |
| Connolly | Hoffner | Opedahl | Wagner |
| Dahl | Hoghaug | Peterson, J. | Weber |
| Davis | Hougen | Peterson, R. | Welder |
| DeKrey | Jenkins | Powers | Wells |
| Dick | Johnson, K. | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Dornacker | Kelsch | Rivinius | Mr. Speaker |
| Eagles | | | |
| Absent and not voting: | | | |
| Dawson | Glaspey | McDonald | Olienyk |
| Freeman | | | |

So the bill passed and the title was agreed to.

House Bill No. 320. A Bill for an Act to amend and reenact subsection 1 of section 19-05-08 and subsection 2 of section 19-05-13 of the North Dakota Century Code, providing for the phasing out of the tax and stamps on oleomargarine.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 52; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|-----------|--------------|----------|
| Aafedt | Burke | Hoghaug | Register |
| Aamoth | Connolly | Jenkins | Reimers |
| Aas | Davis | Kelsch | Rundle |
| Atkinson | Dornacker | Knudson | Seibel |
| Austin | Eagles | Kuehn | Stone |
| Berg | Giffey | Larson, L. | Thompson |
| Bernabucci | Goodman | Matheny | Tweten |
| Bier | Hensrud | Metzger | Wagner |
| Boustead | Hentges | Olienyk | Wells |
| Bullis | Hilleboe | Peterson, R. | White |
| Bunker | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Anderson | Gackle | Larson, G. | Sandness |
| Backes | Ganser | Leibhan | Sanstead |
| Belter | Grant | Lillehaugen | Schaffer |
| Boyum | Halcrow | Linderman | Simonson |
| Dahl | Haugland | Link | Solberg, O. |
| DeKrey | Henning | Lundene | Stoltenow |
| Dick | Hickle | Miedema | Streibel |
| Diehl | Hoffner | Moquist | Swedlund |
| Emerson | Hougen | Mueller | Thorsgard |
| Erickson, K. | Johnson, K. | Opedahl | Weber |
| Erickson, W. | Jones | Peterson, J. | Welder |
| Freeman | Kingsbury | Powers | Wilkie |
| Froelich | Lang | Rivinius | Mr. Speaker |

Absent and not voting:

| | | | |
|---------|----------|-------------|----------|
| Dawson | McDonald | Solberg, I. | Strinden |
| Glaspey | | | |

So the bill lost.

MESSAGE TO THE SENATE

House Chamber
Bismarck, February 6, 1969

Mr. President: I have the honor to transmit:

House Bill No. 5
House Bill No. 58
House Bill No. 143
House Bill No. 151
House Bill No. 188
House Bill No. 217
House Bill No. 221
House Bill No. 297
House Bill No. 299
House Bill No. 307
House Bill No. 310
House Bill No. 316
House Bill No. 337
House Bill No. 351
House Bill No. 365
House Bill No. 371
House Bill No. 391
House Bill No. 392
House Bill No. 400
House Bill No. 419
House Bill No. 422
House Concurrent Resolution No. 28

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 6, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 55

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 6, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 26
Senate Bill No. 57
Senate Bill No. 63
Senate Bill No. 115
Senate Bill No. 126
Senate Bill No. 137
Senate Bill No. 154
Senate Bill No. 165
Senate Bill No. 166
Senate Bill No. 178
Senate Bill No. 201
Senate Bill No. 204
Senate Bill No. 205
Senate Bill No. 210
Senate Bill No. 214
Senate Bill No. 223
Senate Bill No. 224
Senate Bill No. 229
Senate Bill No. 241
Senate Bill No. 243
Senate Bill No. 270
Senate Bill No. 277

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 6, 1969

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Concurrent Resolution No. 4.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 349. A Bill for an Act to amend and reenact Section 16-17-02 of the 1967 Supplement to the North Dakota Century Code, relating to the number of precinct committeemen that a political party is entitled to and establishing the terms thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 62; nays, 27; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|----------|--------------|-------------|
| Anderson | Froelich | Knudson | Sandness |
| Atkinson | Gackle | Kuehn | Sanstead |
| Austin | Giffey | Lang | Schaffer |
| Belter | Goodman | Larson, L. | Solberg, I. |
| Bier | Grant | Leibhan | Solberg, O. |
| Boustead | Halcrow | Lillehaugen | Stone |
| Boyum | Henning | Linderman | Streibel |
| Bullis | Hensrud | Link | Swedlund |
| Bunker | Hentges | Lundene | Thompson |
| DeKrey | Hilleboe | Mueller | Tweten |
| Dick | Hoffner | Olienyk | Weber |
| Diehl | Hoghaug | Peterson, J. | Welder |
| Dornacker | Hougen | Powers | Wells |
| Erickson, K. | Jenkins | Reimers | Wilkie |
| Erickson, W. | Jones | Rivinius | Mr. Speaker |
| Freeman | Kelsch | | |

Those voting in the negative were:

| | | | |
|------------|-------------|--------------|-----------|
| Aafedt | Dahl | Larson, G. | Rundle |
| Aamoth | Eagles | Matheny | Seibel |
| Aas | Emerson | Metzger | Simonson |
| Berg | Ganser | Miedema | Stoltenow |
| Bernabucci | Hickle | Moquist | Wagner |
| Burke | Johnson, K. | Peterson, R. | White |
| Connolly | Kingsbury | Register | |

Absent and not voting:

| | | | |
|--------|----------|----------|-----------|
| Backes | Glaspey | McDonald | Strinden |
| Davis | Haugland | Opedahl | Thorsgard |
| Dawson | | | |

So the bill passed and the title was agreed to.

House Bill No. 358. A Bill for an Act to amend and reenact section 57-20-01 of the North Dakota Century Code, relating to the due dates and delinquency of real and personal property taxes, and penalties thereon.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 11; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jenkins | Rundle |
| Aamoth | Emerson | Johnson, K. | Sandness |
| Aas | Erickson, K. | Knudson | Schaffer |
| Anderson | Erickson, W. | Lang | Simonson |
| Atkinson | Freeman | Larson, G. | Solberg, I. |
| Austin | Froelich | Leibhan | Solberg, O. |
| Belter | Gackle | Lillehaugen | Stoltenow |
| Berg | Ganser | Linderman | Stone |
| Bernabucci | Giffey | Link | Streibel |
| Bier | Goodman | Lundene | Strinden |
| Boustead | Grant | Metzger | Swedlund |
| Boyum | Halcrow | Moquist | Thompson |
| Bullis | Haugland | Mueller | Thorsgard |
| Bunker | Henning | Olienyk | Tweten |
| Burke | Hensrud | Peterson, J. | Wagner |
| Dahl | Hentges | Peterson, R. | Weber |
| DeKrey | Hilleboe | Powers | Welder |
| Dick | Hoffner | Register | White |
| Diehl | Hoghaug | Reimers | Wilkie |
| Dornacker | Hougen | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------------------|-----------|------------|---------|
| Connolly | Kelsch | Matheny | Seibel |
| Hickle | Kingsbury | Miedema | Wells |
| Jones | Kuehn | Sanstead | |
| Absent and not voting: | | | |
| Backes | Dawson | Larson, L. | Opedahl |
| Davis | Glaspey | McDonald | |

So the bill passed and the title was agreed to.

House Bill No. 397. A Bill for an Act to amend and reenact section 40-05-06 of the North Dakota Century Code, relating to city fines and penalties limited.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 59; nays, 34; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|-----------|----------|--------------|-------------|
| Aamoth | Gackle | Kuehn | Schaffer |
| Aas | Ganser | Lang | Seibel |
| Anderson | Giffey | Larson, L. | Solberg, O. |
| Atkinson | Halcrow | Leibhan | Stoltenow |
| Austin | Haugland | Lillehaugen | Stone |
| Belter | Henning | Link | Streibel |
| Bullis | Hentges | Matheny | Strinden |
| Bunker | Hilleboe | Miedema | Swedlund |
| Dahl | Hoffner | Moquist | Thompson |
| Davis | Hoghaug | Mueller | Thorsgard |
| Dick | Hougen | Olienyk | Tweten |
| Dornacker | Jenkins | Peterson, J. | Weber |
| Eagles | Jones | Powers | White |
| Emerson | Kelsch | Register | Mr. Speaker |
| Freeman | Knudson | Sandness | |

Those voting in the negative were:

| | | | |
|------------|--------------|------------|-------------|
| Aafedt | Diehl | Kingsbury | Rundle |
| Berg | Erickson, K. | Larson, G. | Sanstead |
| Bernabucci | Erickson, W. | Linderman | Simonson |
| Bier | Froelich | Lundene | Solberg, I. |
| Boustead | Goodman | Metzger | Wagner |
| Boyum | Grant | Opedahl | Welder |
| Burke | Hensrud | Reimers | Wells |

| | | | |
|------------------------|-------------|----------|--------------|
| Connolly | Hickle | Rivinius | Wilkie |
| DeKrey | Johnson, K. | | |
| Absent and not voting: | | | |
| Backes | Glaspey | McDonald | Peterson, R. |
| Dawson | | | |

So the bill passed and the title was agreed to.

House Bill No. 409. A Bill for an Act to amend and reenact section 57-36-29 of the North Dakota Century Code, relating to the creation of a credit for cigarette and tobacco taxes paid on products represented by accounts which subsequently become worthless and uncollectable.

Was read the second time.

Rep. Register requested he be excused from voting on House Bill No. 409 because of a personal interest.

Rep. Emerson requested he be excused from voting on House Bill No. 409 because of a personal interest.

Rep. Boustead moved that Reps. Register and Emerson be allowed to vote on House Bill No. 409, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 63; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|----------|--------------|----------|
| Aamoth | Davis | Hoghaug | Powers |
| Aas | Emerson | Hougen | Register |
| Anderson | Froelich | Jenkins | Reimers |
| Austin | Ganser | Kingsbury | Sanstead |
| Bernabucci | Goodman | Larson, G. | Streibel |
| Boustead | Halcrow | Larson, L. | Strinden |
| Bunker | Hentges | Olienyk | Wagner |
| Connolly | Hilleboe | Peterson, J. | White |

Those voting in the negative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Leibhan | Seibel |
| Atkinson | Freeman | Lillehaugen | Simonson |
| Backes | Gackle | Linderman | Solberg, I. |
| Belter | Giffey | Link | Solberg, O. |
| Berg | Grant | Lundene | Stoltenow |
| Bier | Haugland | Matheny | Stone |
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Dahl | Hoffner | Mueller | Tweten |
| DeKrey | Johnson, K. | Opedahl | Weber |
| Dick | Jones | Peterson, R. | Welder |
| Diehl | Kelsch | Rivinius | Wells |
| Dornacker | Knudson | Rundle | Wilkie |
| Eagles | Kuehn | Sandness | Mr. Speaker |
| Erickson, K. | Lang | Schaffer | |

Absent and not voting:

| | | |
|--------|---------|----------|
| Dawson | Glaspey | McDonald |
|--------|---------|----------|

So the bill lost.

House Bill No. 70. A Bill for an Act to authorize the state board of higher education to construct a stadium on the campus of the North Dakota state school of science with private or federal funds.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | Metzger | Strinden |
| Bullis | Hensrud | Miedema | Swedlund |
| Bunker | Hentges | Moquist | Thompson |
| Burke | Hickle | Mueller | Thorsgard |
| Cannolly | Hilleboe | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, J. | Weber |
| Dick | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | Wells |
| Dornacker | Johnson, K. | Register | White |
| Eagles | Jones | Reimers | Wilkie |
| Emerson | Kelsch | Rivinius | Mr. Speaker |

Absent and not voting:

| | | | |
|------|---------|------------|----------|
| Aas | Dawson | Larson, G. | McDonald |
| Dahl | Glaspey | | |

So the bill passed and the title was agreed to.

House Bill No. 77. A Bill for an Act to permit the destruction or removal of certain buildings at the North Dakota state school of science and providing for the cost of removal or the disposition of any proceeds from the sale thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Sandness |
| Aas | Erickson, W. | Kuehn | Sanstead |
| Anderson | Freeman | Lang | Schaffer |
| Atkinson | Froelich | Larson, G. | Seibel |
| Austin | Gackle | Larson, L. | Simonson |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Giffey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Miedema | Thompson |
| Bunker | Hentges | Moquist | Thorsgard |
| Burke | Hickle | Mueller | Tweten |
| Cannolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | | |

Those voting in the negative were:

Rundle

Absent and not voting:

Dawson Glaspey McDonald

So the bill passed and the title was agreed to.

House Bill No. 93. A Bill for an Act authorizing the state board of higher education to construct an outdoor amphitheater on the campus of Minot state college with private funds and student fees and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | Metzger | Strinden |
| Bullis | Hensrud | Miedema | Swedlund |
| Bunker | Hentges | Moquist | Thompson |
| Burke | Hickle | Mueller | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | | |

Absent and not voting:

Dawson Glaspey McDonald Thorsgard

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTION

Rep. Boustead moved that House Bill No. 185 be re-referred to the Committee on Transportation, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 205. A Bill for an Act to amend and reenact sections 15-34-09 and 15-34-09.1 of the North Dakota Century Code, relating to transportation and maintenance of pupils and authorizing a levy.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 27; nays, 67; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------|---------|-------------|----------|
| Aamoth | Henning | Leibhan | Sanstead |
| Bier | Hoffner | Lillehaugen | Stone |

| | | | |
|--------------|------------|----------|-------------|
| Dick | Hougen | Link | Strinden |
| Eagles | Jones | Lundene | Swedlund |
| Erickson, K. | Kelsch | Miedema | Thompson |
| Freeman | Knudson | Olienyk | Mr. Speaker |
| Haugland | Larson, G. | Register | |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | DeKrey | Jenkins | Rundle |
| Aas | Diehl | Johnson, K. | Schaffer |
| Anderson | Dornacker | Kingsbury | Seibel |
| Atkinson | Emerson | Kuehn | Simonson |
| Austin | Erickson, W. | Lang | Solberg, I. |
| Backes | Froelich | Larson, L. | Solberg, O. |
| Belter | Gackle | Linderman | Stoltenow |
| Berg | Ganser | Matheny | Streibel |
| Bernabucci | Giffey | Metzger | Thorsgard |
| Boustead | Goodman | Moquist | Tweten |
| Boyum | Grant | Mueller | Wagner |
| Bullis | Halcrow | Opedahl | Weber |
| Bunker | Hensrud | Peterson, J. | Welder |
| Burke | Hentges | Peterson, R. | Wells |
| Connolly | Hickle | Powers | White |
| Dahl | Hilleboe | Reimers | Wilkie |
| Davis | Hoghaug | Rivinius | |

Absent and not voting:

| | | | |
|--------|---------|----------|----------|
| Dawson | Glaspey | McDonald | Sandness |
|--------|---------|----------|----------|

So the bill lost.

House Bill No. 263. A Bill for an Act to amend and reenact section 4-10.1-09 of the North Dakota Century Code, relating to the potato tax levy and the investment of the proceeds thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rundle |
| Aamoth | Erickson, K. | Knudson | Sandness |
| Aas | Erickson, W. | Kuehn | Sanstead |
| Anderson | Freeman | Lang | Schaffer |
| Atkinson | Froelich | Larson, G. | Seibel |
| Austin | Gackle | Larson, L. | Simonson |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Giffey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Miedema | Thompson |
| Bunker | Hentges | Moquist | Thorsgard |
| Burke | Hickle | Mueller | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Rivinius | Mr. Speaker |
| Eagles | Kelsch | | |

Absent and not voting:

| | | | |
|--------|---------|----------|---------|
| Dawson | Glaspey | McDonald | Reimers |
|--------|---------|----------|---------|

So the bill passed and the title was agreed to.

House Bill No. 264. A Bill for an Act to amend and reenact section 4-28-08 of the North Dakota Century Code, relating to the wheat tax levy and the investment of the proceeds thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rivinius |
| Aamoth | Emerson | Knudson | Sandness |
| Aas | Erickson, K. | Kuehn | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Freeman | Larson, G. | Seibel |
| Austin | Froelich | Larson, L. | Simonson |
| Backes | Gackle | Leibhan | Solberg, I. |
| Belter | Ganser | Lillehaugen | Solberg, O. |
| Berg | Giffey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Miedema | Thompson |
| Bunker | Hentges | Moquist | Thorsgard |
| Burke | Hickle | Mueller | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hougen | Peterson, J. | Welder |
| DeKrey | Jenkins | Peterson, R. | Wells |
| Dick | Johnson, K. | Powers | White |
| Diehl | Jones | Register | Wilkie |
| Dornacker | Kelsch | Reimers | Mr. Speaker |

Those voting in the negative were:

Hoghaug Rundle

Absent and not voting:

Dawson Glaspey Halcrow McDonald

So the bill passed and the title was agreed to.

House Bill No. 266. A Bill for an Act to provide for the issuance of warrants to conduct administrative and other inspections authorized by law.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 13; absent and not voting, 5

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Sandness |
| Aamoth | Erickson, K. | Kuehn | Schaffer |
| Aas | Erickson, W. | Lang | Seibel |
| Anderson | Freeman | Larson, G. | Simonson |
| Atkinson | Froelich | Larson, L. | Solberg, I. |
| Austin | Gackle | Leibhan | Solberg, O. |
| Backes | Ganser | Linderman | Stoltenow |
| Belter | Goodman | Lundene | Stone |
| Berg | Grant | Matheny | Streibel |
| Bernabucci | Haugland | Metzger | Strinden |
| Bier | Henning | Miedema | Swedlund |
| Boustead | Hensrud | Moquist | Thompson |
| Bullis | Hilleboe | Olienyk | Thorsgard |
| Bunker | Hoffner | Opedahl | Tweten |
| Burke | Hoghaug | Peterson, J. | Wagner |
| Dahl | Hougen | Peterson, R. | Weber |

| | | | |
|-----------|-------------|----------|-------------|
| Dick | Johnson, K. | Powers | Welder |
| Diehl | Jones | Register | Wells |
| Dornacker | Kelsch | Reimers | Wilkie |
| Eagles | Kingsbury | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|---------|-------------|---------|
| Boyum | Giffey | Jenkins | Mueller |
| Connolly | Hentges | Lillehaugen | Rundle |
| Davis | Hickle | Link | White |

Absent and not voting:

| | | | |
|---------|---------|----------|----------|
| Dawson | Halcrow | McDonald | Sanstead |
| Glaspey | | | |

So the bill passed and the title was agreed to.

House Bill No. 283. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to driver's license examinations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 17; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rivinius |
| Anderson | Freeman | Lang | Sandness |
| Atkinson | Froelich | Larson, G. | Sanstead |
| Austin | Gackle | Larson, L. | Schaffer |
| Backes | Goodman | Lillehaugen | Seibel |
| Belter | Grant | Linderman | Solberg, I. |
| Berg | Halcrow | Link | Stoltenow |
| Bernabucci | Haugland | Lundene | Stone |
| Bier | Henning | Matheny | Streibel |
| Bullis | Hensrud | Metzger | Strinden |
| Bunker | Hentges | Moquist | Swedlund |
| Burke | Hickle | Mueller | Thompson |
| Connolly | Hilleboe | Olienyk | Thorsgard |
| Dahl | Hoffner | Opedahl | Tweten |
| Davis | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Jones | Register | Wilkie |
| Dornacker | Kelsch | Reimers | Mr. Speaker |
| Eagles | Kingsbury | | |

Those voting in the negative were:

| | | | |
|----------|--------------|---------|-------------|
| Aamoth | Erickson, W. | Kuehn | Simonson |
| Aas | Ganser | Leibhan | Solberg, O. |
| Boustead | Giffey | Miedema | Wagner |
| Boyum | Johnson, K. | Rundle | Weber |

Absent and not voting:

| | | |
|--------|---------|----------|
| Dawson | Glaspey | McDonald |
|--------|---------|----------|

So the bill passed and the title was agreed to.

House Bill No. 311. A Bill for an Act to amend and reenact section 61-24-13 of the North Dakota Century Code, relating to hearings conducted by the Garrison Diversion Conservancy District on contracts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 98; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Kingsbury | Rundle |
| Aas | Erickson, K. | Knudson | Sandness |
| Aafedt | Erickson, W. | Kuehn | Sanstead |
| Anderson | Freeman | Lang | Schaffer |
| Atkinson | Froelich | Larson, G. | Seibel |
| Austin | Gackle | Larson, L. | Simonson |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Giffey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |
| Bier | Haugland | Matheny | Streibel |
| Boustead | Henning | Metzger | Strinden |
| Boyum | Hensrud | Miedema | Swedlund |
| Bullis | Hentges | Moquist | Thompson |
| Bunker | Hickle | Mueller | Thorsgard |
| Burke | Hilleboe | Olienyk | Tweten |
| Connolly | Hoffner | Opedahl | Wagner |
| Dahl | Hoghaug | Peterson, J. | Weber |
| Davis | Hougen | Peterson, R. | Welder |
| DeKrey | Jenkins | Powers | Wells |
| Dick | Johnson, K. | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Dornacker | Kelsch | Rivinius | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|---------|---------|------|----------|
| Dawson | Halcrow | Link | McDonald |
| Glaspey | | | |

So the bill passed and the title was agreed to.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Committee on Appropriations introduced:

House Concurrent Resolution No. 34. A Concurrent Resolution directing the Legislative Research Committee to study the exemptions from taxation provided by the laws of this State.

Was read the first time and referred to the committee on State and Federal Government.

MOTIONS

Rep. Hilleboe moved to reconsider our action by which the House adopted House Bill No. 403, which motion prevailed.

Rep. Strinden moved that House Bill No. 403 be placed on Second Reading and Final Passage, which motion prevailed.

FINAL PASSAGE OF HOUSE BILL NO. 403

House Bill No. 403. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, relating to the expense allowance for legislators, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 12; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aamoth | Erickson, W. | Knudson | Rivinius |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Linderman | Solberg, I. |
| Belter | Goodman | Link | Solberg, O. |
| Berg | Grant | Leibhan | Stone |
| Boustead | Haugland | Lillehaugen | Streibel |

| | | | |
|--------------|-------------|--------------|-------------|
| Boyum | Henning | Lundene | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| DeKrey | Hoffner | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Erickson, K. | Kingsbury | | |

Those voting in the negative were:

| | | | |
|------------|----------|---------|-----------|
| Aafedt | Connolly | Matheny | Simonson |
| Bernabucci | Davis | Moquist | Stoltenow |
| Bier | Hoghaug | Rundle | Thorsgard |

Absent and not voting:

| | | | |
|--------|---------|---------|----------|
| Dawson | Glaspey | Halcrow | McDonald |
|--------|---------|---------|----------|

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Boustead moved that House Bill No. 227 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. Boustead moved that he be permitted to withdraw House Bill No. 227, which motion prevailed.

Rep. Streibel moved that the House now stand recessed until 1:00 P.M., February 7, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-SEVENTH DAY AFTER RECESS AND
TWENTY-EIGHTH DAY

Bismarck, February 7, 1969

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and concurrent resolution:

House Bill No. 8
House Bill No. 15
House Bill No. 17
House Bill No. 22
House Bill No. 33
House Bill No. 229
House Bill No. 294
House Bill No. 396
House Bill No. 482
House Concurrent Resolution No. 17

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 315

And find the same correctly Re-engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Bunker moved that House Bill No. 395 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Bunker then moved that he be permitted to withdraw House Bill No. 395, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred House Bill No. 232 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title after the word "fund" and before the "." add the following: "; providing that all funds outstanding from loans made to veterans shall be deposited in the veterans' aid fund; and declaring an emergency"

In line 3 after the word "of" delete "\$100,000" and insert in lieu thereof "\$25,000"

After line 8 add the following:

"SECTION 2. FUNDS OUTSTANDING TO BE DEPOSITED IN VETERAN'S AID FUND.) All funds outstanding from loans made to veterans pursuant to chapter 37-14, all funds outstanding from loans made from the general fund pursuant to chapter 284 of the 1967 Session Laws, and any balance remaining in the general fund from such appropriation, shall be deposited in the permanent revolving fund of the veterans' aid fund.

SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

REP. OLIENYK, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 269 has had the same under consideration and recommends that the same be amended as follows:

In line 5 place triple parentheses around the words "under thirty"

In line 6 place triple parentheses around the words "years of age"

And when so amended recommends the same do pass.

REP. HALCROW, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 289 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title delete the word "allow" and place in lieu thereof the word "compel"

In line 2 of the Bill delete the word "may" and place in lieu thereof the word "shall"

In line 2 of the Bill delete the words "or any part"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HALCROW, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 304 has had the same under consideration and recommends that the same be amended as follows:

After line 10 insert the following:

"Any producer subject to the deduction provided in this chapter may, within sixty days following such deduction, make application by personal letter to the economic development commission for a refund application blank. Upon the return of said blank, properly executed by the producer, accompanied by a record of the deduction by the purchaser, the producer shall be refunded the net amount of the deduction collected. If no request for refund shall have been made within the period prescribed above, then the producer shall be presumed to have agreed to such deduction."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 411 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HALCROW, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 445 has had the same under consideration and recommends that the same be amended as follows:

In line 21 delete the words "provided that the loans shall"

Delete all of lines 22 through 31, and substitute in lieu thereof the following: "in an aggregate amount exceeding ten thousand dollars for any loan or extension of credit, other than a loan secured by a first mortgage on his residence. At no time shall any combination of loans or extensions of credit or both made by a state banking association to an officer of that association exceed an aggregate amount of thirty thousand dollars."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Mueller moved that the amendments to House Bill No. 12, as recommended by the Committee on Appropriations and as printed on pages 427 and 428 of the House Journal be adopted.

Rep. Mueller moved to dispense with the reading of the amendments to House Bill No. 12, which motion prevailed.

The question was then on the motion of Rep. Mueller to adopt the amendments to House Bill No. 12, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 36, as recommended by the Committee on Education and as printed on pages 428 and 429 of the House Journal be adopted.

Rep. Bier moved to dispense with the reading of the amendments to House Bill No. 36, which motion prevailed.

The question was then on the motion of Rep. Bier to adopt the amendments to House Bill No. 36, which motion prevailed.

Rep. Bier moved that House Bill No. 36 be re-referred to the Committee on Appropriations, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 160 as recommended by the Committee on Industry and Business as printed on pages 429 and 430 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 161 as recommended by the Committee on Judiciary as printed on pages 431 and 432 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 287 as recommended by the Committee on Industry and Business as printed on page 430 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 318 as recommended by the Committee on Transportation as printed on pages 430 and 431 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 438 as recommended by the Committee on Transportation as printed on page 433 of the House Journal be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 26. A Bill for an Act making an appropriation for the purpose of administering the provisions of Chapter 12-61 of the North Dakota Century Code.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 57. A Bill for an Act to amend and reenact section 25-09-02 of the North Dakota Century Code, relating to charges to patients at the state hospital.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 63. A Bill for an Act relating to a change from the council system of government to the modern council form of government, providing the petition required therefor, the determination of the sufficiency of the petition by the city auditor, the procedure to be followed when the petition is filed, and for a special election and ballot thereon.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 115. A Bill for an Act to amend and reenact section 47-10-24 of the North Dakota Century Code, relating to the definition of minerals in leases and conveyances.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 126. A Bill for an Act to create and enact section 39-03A-27 of the North Dakota Century Code relating to effect of amendments of the highway patrolmen's retirement system and to amend and reenact subsection 7 of section 39-03A-01, sections 39-03A-09, 39-03A-10 and 39-03A-21 of the 1967 Supplement to the North Dakota Century Code relating to the highway patrolmen's retirement system, the payments by contributors, retirement allowance, contributions by the state of North Dakota and payments in case of death.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 137. A Bill for an Act to create and enact subsection 25 of section 57-02-08 of the North Dakota Century Code, relating to the elimination of personal property taxes on personal property not required to be assessed by the state board of equalization; to provide for the levying and collection of an adjusted gross income tax on individual, business, and corporation income in lieu of personal property taxes; to provide exemptions for persons sixty-five years of age or older; to allocate moneys to counties and their political subdivisions; to amend and reenact sections 15-40-02, 57-39.2-02, subsection 10 of section 57-39.2-04, subdivision a of subsection 6 of section 57-40.2-01, subsection 4 of section 57-40.2-04, and sections 57-55-03 and 57-55-04 of the North Dakota Century Code, relating to broadening the sales and use tax base, excluding certain items from the exemptions, and deleting references to the per capita school tax; and to repeal sections 18-03-09, 37-01-27, 57-15-23, and 57-39.2-03 and chapter 57-03 of the North Dakota Century Code.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 154. A Bill for an Act to amend and reenact sections 52-01-03, 57-38-57, 57-39.2-23 and 65-04-15 of the North Dakota Century Code, relating to the exchange of certain information by the unemployment compensation division of the employment security bureau, the tax commissioner and the workmen's compensation bureau.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 164. A Bill for an Act to create and enact title 17 of the North Dakota Century Code, relating to certain consumer and other credit transactions and constituting the uniform consumer credit code; consolidating and revising certain aspects of the law relating to consumer and other loans, consumer and other sales of goods, services and interests in land, and consumer leases; revising the law relating to usury; regulating certain practices relating to insurance in consumer credit transactions; providing for administrative regulation of certain consumer credit transactions; making uniform the law with respect thereto; and repealing inconsistent legislation; to amend and reenact sections 6-01-01, relating to the authority of the commissioner of banking and financial institutions; 6-03-62, relating to interest on loans of a state banking association; 6-09-12, relating to the fixing of rates of interest by the industrial commission; 7-04-17, relating to the repayment of loans of a building and loan association; 28-22-14, relating to the exemption of property from execution; 28-25-11, relating to the exemption of earnings from execution; 32-09-01, relating to the right of a creditor to proceed by garnishment; 32-09-02 and 32-09-03, relating to the exemption of wages from garnishment; 41-09-16, relating to the priority of statutes in case of conflict; 47-14-01, relating to the definition of a loan of money; 47-14-05, relating to the rate of interest on legal indebtedness in the absence of contract; 47-14-06, relating to an annual rate when period not specified; and 47-14-08, relating to the deduction of interest in advance on a loan; to repeal sections 6-06-18, 7-02-04, 47-14-09, 47-14-10, and 47-14-11, and chapters 13-03, 13-04, 51-13, 51-14, and 51-15, of the North Dakota Century Code; providing a penalty; providing for an appropriation; and declaring an emergency.

Was read the first time and referred to the committee on Industry and Business.

RECOGNITION

Rep. Welder announced that a former Representative was in the chambers, and requested that the House recognize former Rep. C. P. Ritter, and Rep. Ritter was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 11, has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Bullis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 63, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 183, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Weber moved that the report be adopted.

Rep. Metzger moved a substitute motion that House Bill No. 183 be put on the calendar, which motion failed on a division vote.

The question then was on the motion of Rep. Weber to adopt the Committee Report on House Bill No. 183, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 218, has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 249, has had the same under consideration and recommends that the same be amended as follows:

In line 20 after the period insert the following:

"A transaction shall be deemed isolated if the person, copartnership, association or corporation has not bought interests as described above in more than two other transactions within this State within the twelve month period immediately prior to the date of such transaction."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 286, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SANDNESS, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 303, has had the same under consideration and returns the bill without recommendation.

REP. DICK, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 373, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SANDNESS, Chairman

Rep. O. Solberg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 374 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SANDNESS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 404, has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 431, has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Rundle requested that House Bill No. 140 be removed from the Consent Calendar, which request was granted.

RECOGNITION

Rep. Streibel announced that four prominent Boy Scouts were in the chambers, and requested that the House recognize these young men, and thereupon Gary Romero of Grand Forks, Greg Kurfman of Mandan, John Nordham of Bottineau and Craig Pfau of Tower City were introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 14. A Bill for an Act making an appropriation for the general maintenance and operation of the tag and sign plant at the state penitentiary.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Erickson, K. | Knudson | Rundle |
| Anderson | Erickson, W. | Kuehn | Sandness |
| Atkinson | Freeman | Lang | Sanstead |
| Austin | Froelich | Larson, G. | Schaffer |
| Backes | Gackle | Larson, L. | Seibel |
| Belter | Ganser | Leibhan | Simonson |
| Berg | Giffey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Dick | Jenkins | Powers | Wells |
| Diehl | Jones | Register | White |
| Dornacker | Kelsch | Reimers | Wilkie |
| Eagles | Kingsbury | Rivinius | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Aafedt | Glaspey | Johnson, K. | Peterson, J. |
| Aamoth | Hougen | McDonald | Solberg, I. |
| Dawson | | | |

So the bill passed and the title was agreed to.

House Bill No. 84. A Bill for an Act making an appropriation for the purpose of paying salaries and other expenses of the upper great plains transportation institute.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 16; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aas | Eagles | Kingsbury | Sandness |
| Anderson | Emerson | Knudson | Sanstead |
| Atkinson | Erickson, K. | Kuehn | Schaffer |
| Austin | Freeman | Lang | Seibel |
| Backes | Froelich | Larson, L. | Simonson |
| Belter | Gackle | Leibhan | Solberg, O. |

| | | | |
|-----------|---------|--------------|-------------|
| Berg | Giffey | Linderman | Stone |
| Bier | Goodman | Link | Streibel |
| Boustead | Halcrow | Lundene | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| DeKrey | Jenkins | Peterson, R. | Wells |
| Dick | Jones | Powers | Willkie |
| Diehl | Kelsch | Reimers | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | | | |
|------------------------|-------------|--------------|-------------|
| Aafedt | Ganser | Larson, G. | Rivinius |
| Bernabucci | Grant | Lillehaugen | Rundle |
| Boyum | Haugland | Matheny | Welder |
| Erickson, W. | Hilleboe | Register | White |
| Absent and not voting: | | | |
| Aamoth | Hougen | McDonald | Solberg, I. |
| Dawson | Johnson, K. | Peterson, J. | Stoltenow |
| Glaspay | | | |

So the bill passed and the title was agreed to.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-EIGHTH DAY

Bismarck, February 7, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Lester Myers, Church of Nazarene, Mandan.

Roll was called and all members were present except Reps. Dawson, Glaspay, Hougen, K. Johnson, McDonald, J. Peterson and I. Solberg.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Sixth Day After Recess and Twenty-Seventh Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS AND A CONCURRENT RESOLUTION

Committee on Delayed Bills, Reps. Streibel, Strinden, Link, Reimers and Giffey introduced:

House Bill No. 508. A Bill for an Act providing an appropriation for the provision of a representative of North Dakota state government in Washington, D. C., for the purpose of the promotion of the interests of the state in the field of economic development and providing government liaison.

Was read the first time and referred to the committee on Industry and Business.

Committee on Delayed Bills, Reps. Streibel, Giffey, Reimers, Strinden and Link introduced:

House Bill No. 509. A Bill for an Act to amend and reenact sections 57-52-02, 57-52-04, 57-54-08, 57-54-09, 57-54-10, 57-54-13, 57-54-16 and 57-54-22 of the North Dakota Century Code, relating to the imposition of special fuels tax and motor vehicle fuels tax as taxes on dealers rather than on users or consumers.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Jenkins, K. Johnson, Davis and Stoltenow introduced:

House Concurrent Resolution No. 35. A Concurrent Resolution requesting Secretary of Agriculture Hardin to investigate the manner and intent in which the Wholesome Meat Act of 1967 is being administered, urging compliance with the intent of Congress and the prior pledges of the Agriculture Department, and requesting an interpretation of the "Rule of Reason".

Was read the first time and referred to the committee on Agriculture.

Rep. Gackle moved that Senate Bill No. 129 be moved to the foot of the calendar, which motion prevailed.

Rep. Jenkins moved that House Bill No. 141 be laid over one legislative day, which motion failed.

SECOND READING OF SENATE BILL ON CONSENT CALENDAR

Senate Bill No. 141. A Bill for an Act to repeal section 6-03-40.1 of the North Dakota Century Code, relating to liquidation of investments in agricultural credit corporations and penalty of banking associations.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 16; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|--------------|-----------|--------------|-------------|
| Aamoth | Freeman | Larson, G. | Schaffer |
| Aas | Froelich | Larson, L. | Seibel |
| Anderson | Ganser | Lillehaugen | Simonson |
| Atkinson | Giffey | Linderman | Solberg, O. |
| Austin | Grant | Link | Stone |
| Belter | Haugland | Lundene | Streibel |
| Bernabucci | Henning | Miedema | Strinden |
| Bier | Hensrud | Mueller | Swedlund |
| Boustead | Hentges | Olienyk | Thompson |
| Bunker | Hickle | Opedahl | Thorsgard |
| Burke | Hilleboe | Peterson, R. | Tweten |
| DeKrey | Hoffner | Powers | Wagner |
| Diehl | Hoghaug | Register | Weber |
| Dornacker | Jones | Reimers | Welder |
| Eagles | Kelsch | Rivinius | White |
| Emerson | Kingsbury | Sandness | Wilkie |
| Erickson, K. | Kuehn | Sanstead | Mr. Speaker |
| Erickson, W. | Lang | | |

Those voting in the negative were:

| | | | |
|--------|----------|---------|-----------|
| Aafedt | Connolly | Goodman | Moquist |
| Berg | Dahl | Halcrow | Rundle |
| Boyum | Davis | Jenkins | Stoltenow |
| Bullis | Gackle | Knudson | Wells |

Absent and not voting:

| | | | |
|--------|-------------|----------|--------------|
| Backes | Glaspay | Leibhan | Metzger |
| Dawson | Hougen | Matheny | Peterson, J. |
| Dick | Johnson, K. | McDonald | Solberg, I. |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved that the House reconsider the action by which House Bill No. 63 was indefinitely postponed, which motion prevailed.

Rep. Bernabucci moved that House Bill No. 63 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 277. A Bill for an Act to provide that a defendant in a criminal case must give notice of the defense of alibi.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 11; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kuehn | Sandness |
| Aas | Erickson, K. | Lang | Schaffer |
| Anderson | Erickson, W. | Larson, G. | Seibel |
| Atkinson | Freeman | Larson, L. | Simonson |
| Austin | Gackle | Leibhan | Solberg, O. |
| Backes | Ganser | Lillehaugen | Stone |
| Belter | Giffey | Linderman | Streibel |
| Berg | Goodman | Link | Strinden |
| Bernabucci | Grant | Lundene | Swedlund |
| Bier | Halcrow | Metzger | Thompson |
| Boustead | Haugland | Miedema | Thorsgard |
| Boyum | Henning | Moquist | Tweten |
| Bunker | Hensrud | Mueller | Wagner |
| Burke | Hentges | Olienyk | Weber |
| Dahl | Hilleboe | Opedahl | Welder |
| DeKrey | Hoffner | Peterson, R. | Wells |
| Dick | Hoghaug | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Kelsch | Reimers | Mr. Speaker |
| Eagles | Kingsbury | Rivinius | |

Those voting in the negative were:

| | | | |
|----------|----------|---------|-----------|
| Bullis | Froelich | Knudson | Sanstead |
| Connolly | Hickle | Matheny | Stoltenow |
| Davis | Jones | Rundle | |

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Aamoth | Glaspey | Johnson, K. | Peterson, J. |
| Dawson | Hougen | McDonald | Solberg, I. |

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Lundene announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ludger Kadlec, and Rep. Kadlec was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 333. A Bill for an Act to amend and reenact Section 2-06-01.1 of the North Dakota Century Code, relating to the aeronautics commission exercise of the powers of an airport authority with exceptions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------|--------------|---------|----------|
| Aafedt | Emerson | Knudson | Rundle |
| Aamoth | Erickson, K. | Kuehn | Sandness |

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Erickson, W. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Atkinson | Froelich | Larson, L. | Seibel |
| Austin | Gackle | Leibhan | Simonson |
| Backes | Ganser | Lillehaugen | Solberg, O. |
| Belter | Giffey | Linderman | Stoltenow |
| Berg | Goodman | Link | Stone |
| Bernabucci | Grant | Lundene | Streibel |
| Bier | Halcrow | Matheny | Strinden |
| Boustead | Haugland | Metzger | Swedlund |
| Boyum | Henning | Miedema | Thompson |
| Bullis | Hensrud | Moquist | Thorsgard |
| Bunker | Hentges | Mueller | Tweten |
| Burke | Hickle | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Dick | Jenkins | Powers | Wells |
| Diehl | Jones | Register | White |
| Dornacker | Kelsch | Reimers | Wilkie |
| Eagles | Kingsbury | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | |
|----------|-------|----------|
| Cannolly | Davis | Hilleboe |
|----------|-------|----------|

Absent and not voting:

| | | | |
|---------|-------------|--------------|-------------|
| Dawson | Hougen | McDonald | Solberg, I. |
| Glaspay | Johnson, K. | Peterson, J. | |

So the bill passed and the title was agreed to.

House Bill No. 356. A Bill for an Act to amend and reenact section 32-19.1-01 of the 1967 Supplement to the North Dakota Century Code, relating to the power of parties to a real estate mortgage to agree to short-term foreclosure and eliminating therefrom the necessity for a power of sale; and to amend and reenact section 32-19.1-06 of the 1967 Supplement to the North Dakota Century Code, relating to the manner in which notice of record shall be given of the amount due on foreclosure of short-term mortgage.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aamoth | Erickson, K. | Kuehri | Sandness |
| Aas | Erickson, W. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Atkinson | Froelich | Larson, L. | Seibel |
| Austin | Gackle | Leibhan | Simonson |
| Backes | Ganser | Lillehaugen | Solberg, O. |
| Belter | Giffey | Linderman | Stoltenow |
| Berg | Goodman | Link | Stone |
| Bernabucci | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | Metzger | Swedlund |
| Bullis | Henning | Miedema | Thompson |
| Bunker | Hensrud | Moquist | Thorsgard |
| Burke | Hentges | Mueller | Tweten |
| Cannolly | Hickle | Olienyk | Wagner |
| Dahl | Hilleboe | Opedahl | Weber |
| Davis | Hoffner | Peterson, R. | Welder |
| DeKrey | Hoghaug | Powers | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Dornacker | Kelsch | Rivinius | Mr. Speaker |
| Eagles | Kingsbury | | |

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Bier | Glaspey | Johnson, K. | Peterson, J. |
| Dawson | Hougen | McDonald | Solberg, I. |

So the bill passed and the title was agreed to.

House Bill No. 402. A Bill for an Act to permit the voluntary partial payment of claims without having payment and receipt construed as a release of claims or an admission of liability, and to otherwise determine the effect of such payments and the procedure thereafter.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rundle |
| Aamoth | Emerson | Knudson | Sandness |
| Aas | Erickson, K. | Kuehn | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Freeman | Larson, G. | Seibel |
| Austin | Froehlich | Larson, L. | Simonson |
| Backes | Gackle | Leibhan | Solberg, O. |
| Belter | Ganser | Lillehaugen | Stoltenow |
| Berg | Giffey | Linderman | Stone |
| Bernabucci | Goodman | Link | Streibel |
| Bier | Grant | Lundene | Strinden |
| Boustead | Halcrow | Matheny | Swedlund |
| Boyum | Haugland | Metzger | Thompson |
| Bullis | Henning | Miedema | Thorsgard |
| Bunker | Hentges | Moquist | Tweten |
| Burke | Hickle | Mueller | Wagner |
| Connolly | Hilleboe | Olienyk | Weber |
| Dahl | Hoffner | Opedahl | Welder |
| Davis | Hoghaug | Peterson, R. | Wells |
| DeKrey | Jenkins | Powers | White |
| Dick | Jones | Register | Wilkie |
| Diehl | Kelsch | Reimers | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | |
|---------|----------|
| Hensrud | Rivinius |
|---------|----------|

Absent and not voting:

| | | | |
|---------|-------------|--------------|-------------|
| Dawson | Hougen | McDonald | Solberg, I. |
| Glaspey | Johnson, K. | Peterson, J. | |

So the bill passed and the title was agreed to.

House Bill No. 407. A Bill for an Act to amend and reenact section 10-30-08 of the North Dakota Century Code, relating to non-stockholders members' development corporations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Eagles | Knudson | Sandness |
| Aamoth | Emerson | Kuehn | Sanstead |
| Aas | Erickson, K. | Lang | Schaffer |
| Anderson | Erickson, W. | Larson, G. | Seibel |
| Atkinson | Freeman | Larson, L. | Simonson |
| Austin | Froehlich | Leibhan | Solberg, O. |
| Backes | Gackle | Lillehaugen | Stoltenow |
| Belter | Ganser | Linderman | Stone |
| Bernabucci | Goodman | Link | Streibel |

| | | | |
|-----------|----------|--------------|-------------|
| Bier | Grant | Lundene | Strinden |
| Boustead | Halcrow | Matheny | Swedlund |
| Boyum | Haugland | Metzger | Thompson |
| Bullis | Henning | Miedema | Thorsgard |
| Bunker | Hensrud | Moquist | Tweten |
| Burke | Hentges | Mueller | Wagner |
| Connolly | Hickle | Olienyk | Weber |
| Dahl | Hilleboe | Opedahl | Welder |
| Davis | Hoffner | Peterson, R. | Wells |
| DeKrey | Hoghaug | Powers | White |
| Dick | Jenkins | Register | Wilkie |
| Diehl | Jones | Reimers | Mr. Speaker |
| Dornacker | Kelsch | Rivinius | |

Those voting in the negative were:

| | | |
|------|-----------|--------|
| Berg | Kingsbury | Rundle |
|------|-----------|--------|

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Dawson | Glaspey | Johnson, K. | Peterson, J. |
| Giffey | Hougen | McDonald | Solberg, I. |

So the bill passed and the title was agreed to.

House Bill No. 436. A Bill for an Act to amend and reenact section 30-20-05 of the North Dakota Century Code, relating to the rendering of an account by the executor or administrator of an estate and providing that the executor or administrator file evidence of income received by the estate.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kuehn | Sandness |
| Aas | Emerson | Lang | Sanstead |
| Anderson | Erickson, K. | Larson, G. | Schaffer |
| Atkinson | Erickson, W. | Larson, L. | Seibel |
| Austin | Freeman | Leibhan | Simonson |
| Backes | Froehlich | Lillehaugen | Solberg, O. |
| Belter | Gackle | Linderman | Stoltenow |
| Berg | Ganser | Link | Stone |
| Bernabucci | Goodman | Lundene | Streibel |
| Bier | Grant | Matheny | Strinden |
| Boustead | Halcrow | Metzger | Swedlund |
| Boyum | Haugland | Miedema | Thompson |
| Bullis | Henning | Moquist | Thorsgard |
| Bunker | Hensrud | Mueller | Tweten |
| Burke | Hentges | Olienyk | Wagner |
| Connolly | Hilleboe | Opedahl | Weber |
| Dahl | Hoffner | Peterson, R. | Welder |
| Davis | Hoghaug | Powers | Wells |
| DeKrey | Jenkins | Register | White |
| Dick | Kelsch | Reimers | Wilkie |
| Diehl | Kingsbury | Rivinius | Mr. Speaker |
| Dornacker | Knudson | Rundle | |

Those voting in the negative were:

| | | |
|--------|--------|-------|
| Aamoth | Hickle | Jones |
|--------|--------|-------|

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Dawson | Glaspey | Johnson, K. | Peterson, J. |
| Giffey | Hougen | McDonald | Solberg, I. |

So the bill passed and the title was agreed to.

House Bill No. 8. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment of the school for the deaf at Devils Lake, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Lang | Sandness |
| Anderson | Erickson, W. | Larson, G. | Sanstead |
| Atkinson | Freeman | Larson, L. | Schaffer |
| Austin | Froelich | Leibhan | Seibel |
| Belter | Gackle | Lillehaugen | Simonson. |
| Berg | Ganser | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | Metzger | Strinden |
| Bullis | Henning | Miedema | Swedlund |
| Bunker | Hensrud | Moquist | Thompson |
| Burke | Hentges | Mueller | Thorsgard |
| Connolly | Hickle | Olienyk | Tweten |
| Dahl | Hilleboe | Opedahl | Wagner |
| Davis | Hoffner | Peterson, R. | Weber |
| DeKrey | Hoghaug | Powers | Welder |
| Dick | Jenkins | Register | Wells |
| Diehl | Jones | Reimers | White |
| Dornacker | Kelsch | Rivinius | Wilkie |
| Eagles | Kingsbury | Rundle | Mr. Speaker |
| Emerson | Knudson | | |

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Aamoth | Dawson | Hougen | McDonald |
| Aas | Giffey | Johnson, K. | Peterson, J. |
| Backes | Glaspey | Kuehn | Solberg, I. |

So the bill passed and the title was agreed to.

House Bill No. 15. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the North Dakota twine and cordage plant at the state penitentiary.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Emerson | Knudson | Sandness |
| Anderson | Erickson, K. | Kuehn | Sanstead |
| Atkinson | Erickson, W. | Larson, G. | Schaffer |
| Austin | Freeman | Larson, L. | Seibel |
| Belter | Froehlich | Leibhan | Simonson |
| Berg | Gackle | Lillehaugen | Solberg, O. |
| Bernabucci | Ganser | Linderman | Stoltenow |
| Bier | Goodman | Link | Stone |
| Boustead | Grant | Lundene | Streibel |
| Boyum | Halcrow | Matheny | Strinden |
| Bullis | Haugland | Metzger | Swedlund |
| Bunker | Henning | Miedema | Thorsgard |
| Burke | Hensrud | Mueller | Tweten |
| Connolly | Hentges | Olienyk | Wagner |
| Dahl | Hickle | Opedahl | Weber |
| Davis | Hilleboe | Peterson, R. | Welder |
| DeKrey | Hoffner | Powers | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Jones | Reimers | Wilkie |

| | | | |
|-----------|-----------|----------|-------------|
| Dornacker | Kelsch | Rivinius | Mr. Speaker |
| Eagles | Kingsbury | Rundle | |

Those voting in the negative were:

Hoghaug

Absent and not voting:

| | | | |
|--------|-------------|----------|--------------|
| Aafedt | Giffey | Lang | Peterson, J. |
| Aamoth | Glaspey | McDonald | Solberg, I. |
| Backes | Hougen | Moquist | Thompson |
| Dawson | Johnson, K. | | |

So the bill passed and the title was agreed to.

House Bill No. 17. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state fire and tornado fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Emerson | Knudson | Rundle |
| Anderson | Erickson, K. | Kuehn | Sandness |
| Atkinson | Erickson, W. | Lang | Sanstead |
| Austin | Freeman | Larson, G. | Schaffer |
| Backes | Froehlich | Larson, L. | Seibel |
| Belter | Gackle | Leibhan | Simonson |
| Berg | Ganser | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Mueller | Tweten |
| Connolly | Hickle | Olienyk | Wagner |
| Dahl | Hilleboe | Opedahl | Weber |
| Davis | Hoffner | Peterson, R. | Welder |
| DeKrey | Hoghaug | Powers | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Dornacker | Kelsch | Rivinius | Mr. Speaker |
| Eagles | Kingsbury | | |

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Aafedt | Giffey | Johnson, K. | Peterson, J. |
| Aamoth | Glaspey | McDonald | Solberg, I. |
| Dawson | Hougen | Moquist | Thorsgard |

So the bill passed and the title was agreed to.

House Bill No. 22. A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the division of supervised correspondence study.

Was read the second time.

Rep. Rundle requested that his remarks on House Bill No. 22 be printed in the Journal.

Rep. Rundle: "Mr. Speaker, Ladies and Gentlemen. I would like to ask the question when the personal property tax bill is going to appear on the floor, and when some of the large appropriation bills are going to appear. Why are we hiding them? I said I would vote no on all appropriation bills until such time as we find some of these things out. I should be criticized on an educational bill, and I have been going along, but I have never called a halt. Will we go along to the end of the session until four in the morning, and then we will

have to raise taxes? I want to know, and I think the people would like to know, particularly when the personal property tax bill is going to get on the floor, so we can find out how we are being treated. Will we keep this tax, spend all the money and at the last minute slap a 1¢ sales tax on everybody?

"I would like to have this answered."

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|--------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Kuehn | Sandness |
| Anderson | Erickson, W. | Lang | Sanstead |
| Atkinson | Freeman | Larson, G. | Schaffer |
| Austin | Froelich | Larson, L. | Seibel |
| Backes | Gackle | Leibhan | Simonson |
| Belter | Ganser | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Miedema | Thompson |
| Bunker | Hentges | Moquist | Thorsgard |
| Burke | Hickle | Mueller | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, R. | Welder |
| DeKrey | Jenkins | Powers | Wells |
| Dick | Jones | Register | White |
| Diehl | Kelsch | Reimers | Wilkie |
| Dornacker | Kingsbury | Rivinius | Mr. Speaker |
| Eagles | | | |
| Absent and not voting: | | | |
| Aamoth | Gaspey | Johnson, K | Peterson, J. |
| Dawson | Hougen | McDonald | Solberg, I. |
| Giffey | | | |

So the bill passed and the title was agreed to.

House Bill No. 229. A Bill for an Act to amend and reenact sections 57-12-01, 57-12-01.1, 57-12-02, 57-12-06, and 57-31-03 of the North Dakota Century Code, relating to increasing the membership of the county board of equalization.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 37; nays, 52; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|-----------|------------|-----------|
| Aas | Gackle | Larson, L. | Swedlund |
| Belter | Goodman | Link | Thompson |
| Boustead | Grant | Lundene | Thorsgard |
| Bunker | Haugland | Metzger | Tweten |
| Burke | Hoffner | Miedema | Wagner |
| Diehl | Jones | Opedahl | Weber |
| Dornacker | Kelsch | Powers | Welder |
| Emerson | Kingsbury | Sanstead | Wells |
| Erickson, W. | Lang | Stone | Wilkie |
| Froelich | | | |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Davis | Hoghaug | Register |
| Aamoth | DeKrey | Jenkins | Rivinius |
| Anderson | Dick | Knudson | Rundle |
| Atkinson | Eagles | Kuehn | Sandness |
| Austin | Erickson, K. | Larson, G. | Schaffer |
| Backes | Freeman | Leibhan | Seibel |
| Berg | Ganser | Lillehaugen | Simonson |
| Bernabucci | Halcrow | Linderman | Solberg, O. |
| Bier | Henning | Matheny | Stoltenow |
| Boyum | Hensrud | Moquist | Streibel |
| Bullis | Hentges | Mueller | Strinden |
| Connolly | Hickle | Olienyk | White |
| Dahl | Hilleboe | Peterson, R. | Mr. Speaker |

Absent and not voting:

| | | | |
|---------|------------|--------------|-------------|
| Dawson | Hougen | McDonald | Reimers |
| Giffey | Johnson, K | Peterson, J. | Solberg, I. |
| Glaspey | | | |

So the bill lost.

Speaker E. Johnson called Rep. Halcrow to the chair to preside.

House Bill No. 294. A Bill for an Act to amend and reenact section 27-11-05 of the North Dakota Century Code, relating to the admission to the practice of law, upon motion, graduates of the University of North Dakota School of Law.

Was read the second time.

ROLL CALL.

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 65; nays, 23; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aamoth | Dornacker | Jones | Reimers |
| Aas | Emerson | Kelsch | Rivinius |
| Anderson | Erickson, K. | Kingsbury | Sandness |
| Atkinson | Erickson, W. | Knudson | Sanstead |
| Austin | Freeman | Kuehn | Schaffer |
| Backes | Froelich | Lang | Solberg, O. |
| Belter | Gackle | Larson, G. | Stone |
| Bier | Grant | Larson, L. | Streibel |
| Boustead | Halcrow | Linderman | Strinden |
| Boyum | Haugland | Lundene | Swedlund |
| Bullis | Henning | Miedema | Thompson |
| Connolly | Hensrud | Moquist | Thorsgard |
| Dahl | Hentges | Olienyk | Wagner |
| Davis | Hickle | Opedahl | Welder |
| DeKrey | Hoffner | Peterson, R. | White |
| Dick | Jenkins | Powers | Wilkie |
| Diehl | | | |

Those voting in the negative were:

| | | | |
|------------|-------------|----------|-----------|
| Aafedt | Ganser | Link | Simonson |
| Berg | Goodman | Matheny | Stoltenow |
| Bernabucci | Hilleboe | Metzger | Tweten |
| Bunker | Hoghaug | Register | Weber |
| Burke | Leibhan | Rundle | Wells |
| Eagles | Lillehaugen | Seibel | |

Absent and not voting:

| | | | |
|---------|------------|--------------|-------------|
| Dawson | Hougen | Mueller | Solberg, I. |
| Giffey | Johnson, K | Peterson, J. | Mr. Speaker |
| Glaspey | McDonald | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Kuehn moved that the House reconsider its action by which it adopted the amendments to House Bill No. 315, which motion prevailed.

Rep. Kuehn requested unanimous consent of the House for the purpose of amending House Bill No. 315, which consent was granted.

Rep. Schaffer moved that House Bill No. 315 be amended as follows:

AMENDMENTS TO HOUSE BILL NO. 315

In the first line of the title of the engrossed bill, delete the word "sections" and insert in lieu thereof, the word "section", and delete the numerals and word "57-15-27 and"

In the second line of the title of the engrossed bill, delete the following: "interim fund of"

In the third line of the title of the engrossed bill, delete the following: "political subdivisions and the"

Delete all of lines 1 through 19.

And renumber the sections and lines accordingly.

Which motion prevailed.

Rep. Kuehn moved that the rules be suspended and that House Bill No. 315 be deemed properly re-engrossed, and placed on the calendar for second reading and final passage.

Rep. Wagner moved a substitute motion that House Bill No. 315 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 396. A Bill for an Act to amend and reenact sections 15-62-01, 15-62-02, 15-62-03, 15-62-04, and 15-62-05 of the North Dakota Century Code, relating to student loans.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 84; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Jones | Reimers |
| Aas | Eagles | Kelsch | Rivinius |
| Anderson | Emerson | Kingsbury | Sandness |
| Atkinson | Erickson, K. | Knudson | Sanstead |
| Austin | Erickson, W. | Kuehn | Schaffer |
| Backes | Freeman | Lang | Seibel |
| Belter | Froelich | Larson, G. | Simonson |
| Berg | Gackle | Larson, L. | Solberg, O. |
| Bernabucci | Ganser | Leibhan | Stoltenow |
| Bier | Goodman | Lillehaugen | Streibel |
| Boustead | Grant | Linderman | Strinden |
| Boyum | Halcrow | Link | Thompson |
| Bullis | Haugland | Lundene | Thorsgard |
| Bunker | Henning | Matheny | Tweten |
| Burke | Hensrud | Metzger | Wagner |
| Connolly | Hentges | Mueller | Weber |
| Dahl | Hickle | Olienyk | Welder |
| Davis | Hilleboe | Opedahl | Wells |
| DeKrey | Hoffner | Peterson, R. | White |
| Dick | Hoghaug | Powers | Wilkie |
| Diehl | Jenkins | Register | Mr. Speaker |

Those voting in the negative were:

Rundle

Absent and not voting:

Aamoth

Hougen

Miedema

Solberg, I.

| | | | |
|---------|------------|--------------|----------|
| Dawson | Johnson, K | Moquist | Stone |
| Giffey | McDonald | Peterson, J. | Swedlund |
| Glaspey | | | |

So the bill passed and the title was agreed to.

House Bill No. 482. A Bill for an Act to amend and reenact section 11-15-02 of the North Dakota Century Code, relating to compensation for special duties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rundle |
| Aas | Emerson | Knudson | Sandness |
| Anderson | Erickson, K. | Kuehn | Sanstead |
| Atkinson | Erickson, W. | Lang | Schaffer |
| Austin | Freeman | Larson, G. | Seibel |
| Backes | Froelich | Larson, L. | Simonson |
| Belter | Gackle | Leibhan | Solberg, O. |
| Berg | Ganser | Lillehaugen | Stoltenow |
| Bernabucci | Goodman | Linderman | Stone |
| Bier | Grant | Link | Streibel |
| Boustead | Halcrow | Lundene | Strinden |
| Boyum | Haugland | Matheny | Thompson |
| Bullis | Henning | Metzger | Thorsgard |
| Bunker | Hensrud | Moquist | Tweten |
| Burke | Hentges | Mueller | Wagner |
| Connolly | Hickle | Olienyk | Weber |
| Dahl | Hilleboe | Opedahl | Welder |
| Davis | Hoffner | Peterson, R. | Wells |
| DeKrey | Hoghaug | Powers | White |
| Dick | Jenkins | Register | Wilkie |
| Diehl | Jones | Reimers | Mr. Speaker |
| Dornacker | Kelsch | Rivinius | |

Absent and not voting:

| | | | |
|--------|-------------|--------------|-------------|
| Aamoth | Glaspey | McDonald | Solberg, I. |
| Dawson | Hougen | Miedema | Swedlund |
| Giffey | Johnson, K. | Peterson, J. | |

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 17. A Concurrent Resolution directing the Legislative Research Committee to conduct a study of alternative methods of assisting counties and cities in the financing of road and street construction and maintenance, and to make a report to the legislative assembly.

Was read the second time.

The question being on the final adoption of the resolution, **as amended**, and so the House Concurrent Resolution No. 17 was declared adopted, on a voice vote, and was re-referred to the Legislative Research Resolutions Committee.

SECOND READING OF SENATE BILLS

Senate Bill No. 71. A Bill for an Act to amend and reenact sections 43-11-06 and 43-11-16 of the North Dakota Century Code, relating to the compensation of the members of the board of hairdressers and cosmetologists, and the qualifications for registration of a school for hairdressers and cosmetologists.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Rivinius |
| Aas | Erickson, K. | Kuehn | Sandness |
| Anderson | Erickson, W. | Lang | Sanstead |
| Atkinson | Freeman | Larson, G. | Schaffer |
| Austin | Froelich | Larson, L. | Seibel |
| Backes | Gackle | Leibhan | Simonson |
| Belter | Ganser | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Moquist | Tweten |
| Connolly | Hickle | Mueller | Wagner |
| Dahl | Hilleboe | Olienyk | Weber |
| Davis | Hoffner | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Jones | Register | Wilkie |
| Dornacker | Kelsch | Reimers | Mr. Speaker |
| Eagles | Kingsbury | | |

Those voting in the negative were:

Bernabucci Rundle

Absent and not voting:

| | | | |
|--------|-------------|--------------|-------------|
| Aamoth | Glaspey | McDonald | Solberg, I. |
| Dawson | Hougen | Peterson, J. | Swedlund |
| Giffey | Johnson, K. | | |

So the bill passed and the title was agreed to.

Senate Bill No. 128. A Bill for an Act relating to banks and banking and relating to payment or settlement of checks.

Was read the second time.

Rep. Thompson requested he be excused from voting on House Bill No. 128 because of a personal interest.

Rep. Hoghaug requested he be excused from voting on House Bill No. 128 because of a personal interest.

Rep. Davis moved that Reps. Thompson and Hoghaug be allowed to vote on House Bill No. 128, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Kuehn | Sandness |
| Anderson | Erickson, W. | Lang | Sanstead |
| Atkinson | Freeman | Larson, G. | Schaffer |
| Austin | Froelich | Larson, L. | Seibel |
| Backes | Gackle | Lillehaugen | Simonson |
| Berg | Ganser | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Bullis | Haugland | Metzger | Strinden |
| Bunker | Henning | Miedema | Thompson |
| Burke | Hensrud | Moquist | Thorsgard |
| Connolly | Hentges | Mueller | Tweten |

| | | | |
|------------------------------------|-------------|--------------|-------------|
| Dahl | Hickle | Olienyk | Wagner |
| Davis | Hilleboe | Opedahl | Welder |
| DeKrey | Hoffner | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Jones | Register | Wilkie |
| Dornacker | Kelsch | Reimers | Mr. Speaker |
| Eagles | Kingsbury | Rivinius | |
| Those voting in the negative were: | | | |
| Belter | Hoghaug | Leibhan | Weber |
| Boyum | | | |
| Absent and not voting: | | | |
| Aamoth | Glaspey | McDonald | Solberg, I. |
| Dawson | Hougen | Peterson, J. | Swedlund |
| Giffey | Johnson, K. | | |

So the bill passed and the title was agreed to.

Senate Bill No. 147. A Bill for an Act to amend and reenact section 6-03-37 of the 1967 Supplement to the North Dakota Century Code, relating to banks' reserve requirements.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Kuehn | Sandness |
| Anderson | Erickson, W. | Lang | Sanstead |
| Atkinson | Freeman | Larson, G. | Schaffer |
| Austin | Froelich | Larson, L. | Seibel |
| Backes | Gackle | Leibhan | Simonson |
| Belter | Ganser | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | Metzger | Thompson |
| Bullis | Hensrud | Miedema | Thorsgard |
| Bunker | Hentges | Moquist | Tweten |
| Burke | Hickle | Mueller | Wagner |
| Connolly | Hilleboe | Olienyk | Weber |
| Dahl | Hoffner | Opedahl | Welder |
| Davis | Hoghaug | Peterson, R. | Wells |
| DeKrey | Jenkins | Powers | White |
| Dick | Jones | Register | Wilkie |
| Diehl | Kelsch | Reimers | Mr. Speaker |
| Eagles | Kingsbury | Rivinius | |
| Absent and not voting: | | | |
| Aamoth | Giffey | Johnson, K. | Solberg, I. |
| Dawson | Glaspey | McDonald | Swedlund |
| Dornacker | Hougen | Peterson, J. | |

So the bill passed and the title was agreed to.

Senate Bill No. 140. A Bill for an Act to repeal section 6-02-08 of the North Dakota Century Code, relating to certificate and authorization published of banking associations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 18; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|----------|-----------|---------|----------|
| Aafedt | Dornacker | Jenkins | Rivinius |
| Anderson | Eagles | Jones | Sandness |

| | | | |
|------------|--------------|------------|-------------|
| Atkinson | Emerson | Kingsbury | Sanstead |
| Austin | Erickson, K. | Knudson | Schaffer |
| Backes | Freeman | Kuehn | Seibel |
| Belter | Froelich | Lang | Simonson |
| Berg | Ganser | Larson, G. | Stoltenow |
| Bernabucci | Goodman | Larson, L. | Stone |
| Bier | Grant | Leibhan | Streibel |
| Boustead | Halcrow | Lundene | Strinden |
| Bullis | Henning | Miedema | Thorsgard |
| Bunker | Hensrud | Mueller | Tweten |
| Burke | Hentges | Olienyk | Wagner |
| Connolly | Hickle | Opedahl | Welder |
| Dahl | Hilleboe | Powers | Wells |
| Davis | Hoffner | Register | White |
| Dick | Hoghaug | Reimers | Mr. Speaker |
| Diehl | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aas | Kelsch | Metzger | Solberg, O. |
| Boyum | Lillehaugen | Moquist | Thompson |
| Erickson, W. | Linderman | Peterson, R. | Weber |
| Gackle | Link | Rundle | Wilkie |
| Haugland | Matheny | | |

Absent and not voting:

| | | | |
|--------|---------|--------------|-------------|
| Aamoth | Giffey | Johnson, K. | Solberg, I. |
| Dawson | Glaspey | McDonald | Swedlund |
| DeKrey | Hougen | Peterson, J. | |

So the bill passed and the title was agreed to.

Senate Bill No. 129. A Bill for an Act to amend and reenact section 26-23-17 of the North Dakota Century Code, relating to insurance commissioner to make examinations, request for accounting and report of defaulting employee to governor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Knudson | Rundle |
| Aas | Emerson | Kuehn | Sandness |
| Anderson | Erickson, K. | Lang | Sanstead |
| Atkinson | Erickson, W. | Larson, G. | Schaffer |
| Austin | Freeman | Larson, L. | Seibel |
| Backes | Froelich | Leibhan | Simonson |
| Belter | Ganser | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |
| Bier | Halcrow | Matheny | Streibel |
| Boustead | Haugland | Metzger | Strinden |
| Boyum | Henning | Miedema | Thompson |
| Bullis | Hensrud | Moquist | Thorsgard |
| Bunker | Hentges | Mueller | Tweten |
| Burke | Hickle | Olienyk | Wagner |
| Connolly | Hilleboe | Opedahl | Weber |
| Dahl | Hoffner | Peterson, R. | Welder |
| Davis | Hoghaug | Powers | Wells |
| DeKrey | Jenkins | Register | White |
| Dick | Jones | Reimers | Wilkie |
| Diehl | Kelsch | Rivinius | Mr. Speaker |
| Dornacker | Kingsbury | | |

Those voting in the negative were:

| | |
|--------|------|
| Gackle | Link |
|--------|------|

Absent and not voting:

| | | | |
|--------|-------------|--------------|-------------|
| Aamoth | Glaspey | McDonald | Solberg, I. |
| Dawson | Hougen | Peterson, J. | Swedlund |
| Giffey | Johnson, K. | | |

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 35 be not referred to committee, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 35

Introduced by Representatives Jenkins, K. Johnson, Davis, and Stoltenow.

A Concurrent Resolution requesting Secretary of Agriculture Hardin to investigate the manner and intent in which the Wholesome Meat Act of 1967 is being administered, urging compliance with the intent of Congress and the prior pledges of the Agriculture Department, and requesting an interpretation of the "Rule of Reason".

1 WHEREAS, the United States Congress has enacted the Whole-
2 some Meat Act of 1967, which requires that livestock slaughtering
3 and meat processing firms meet minimum federal standards, so
4 as to insure the production of pure and wholesome meat for human
5 consumption; and

6 WHEREAS, the Secretary of Agriculture when testifying before
7 Congress, prior to the enactment of this legislation, assured
8 Congress, "The eligibility of an establishment for inspection
9 under the Wholesome Meat Act of 1967 is based upon a qualified
10 evaluation of the operating procedures used by the establish-
11 ment in the building, construction and physical facilities rather
12 than upon a separate evaluation of these factors", and further
13 indicated that there were no material specifications except that
14 a plant be clean and sanitary; and

15 WHEREAS, Dr. Robert K. Somers, the Deputy Administrator of
16 the Consumer Protection division of the Consumer and Market-
17 ing Service of the U.S.D.A. in testimony before Congress stated,
18 "Insofar as facilities are concerned, we would use a rule of
19 reason that anything capable of handling meat in a sanitary
20 manner would be accepted; and

21 WHEREAS, there is every indication that the Department
22 of Agriculture will break faith with Congress by deliberately
23 enforcing the Wholesome Meat Inspection Act of 1967 in a manner
24 totally inconsistent with the intent of Congress and their own
25 pledges, as given to Congress by the Secretary of Agriculture
26 and the Deputy Administrator of the Consumer Protection division
27 of the Consumer and Marketing Service of the U.S.D.A., by admin-
28 istering the Wholesome Meat Inspection Act of 1967 in a rigid,
29 uncompromising, excessively technical and totally unrealistic
30 manner; and

31 WHEREAS, ninety-six percent of the slaughtering and pro-
32 cessing firms in North Dakota are non-federally inspected
33 firms to which meat inspecting will apply, are an industry
34 grossing \$17,517,000 in terms of sales from slaughtering,
35 processing, wholesaling and retailing, are employing 531
36 full-time and 188 part-time employees annually, earning
37 wages totalling \$1,016,000 and are producing an annual net
38 income in excess of \$777,000, totalling \$1,793,000 in annual
39 income from non-federally inspected plants in North Dakota,
40 all as established by a study conducted at North Dakota State
41 University; and

42 WHEREAS, said study further revealed that relatively low
43 profit levels exist in the non-federally inspected firms to

44 which meat inspection will apply, suggesting that these firms
45 could not withstand major and abrupt financial requirements
46 in an attempt to gear-up for a stringent, excessively technical
47 and totally unrealistic inspection program with a relatively
48 short period of time; and

49 WHEREAS, the enforcement of the existing federal standards
50 will cause an undue hardship on the non-federally inspected
51 firms located in the State of North Dakota all to the advan-
52 tage of foreign meat importers who presently function under
53 standards ridiculously less severe than those imposed on dom-
54 estic firms; and

55 WHEREAS, the difficulties attendant with meat inspection
56 in rural North Dakota vary substantially from those created
57 by the enforcement of the Wholesome Meat Act of 1967 in more
58 populous and industrialized states; and

59 WHEREAS, a survey of meat processors in North Dakota
60 revealed that only 27% would definitely continue operations
61 by remodeling and upgrading existing facilities, that 10%
62 would definitely discontinue operations, and that 63% would
64 continue operations only if the Wholesome Meat Act of 1967
65 were enforced realistically and in accordance with the Con-
66 gressional intent and policy as espoused by the Department
67 of Agriculture prior to the enactment of said act; and

68 WHEREAS, states may exempt themselves from federal meat
69 inspection program by establishing state programs for this
70 purpose; and

71 WHEREAS, the state of North Dakota is desirous of exempt-
72 ing itself from the extremely harsh standards of the federal
73 program; and

74 WHEREAS, the 41st Legislative Assembly of the State of
75 North Dakota will very probably be adjourned by the 15th day
76 of March, 1969;

77 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
77a REPRESENTA-

78 TIVES OF THE STATE OF NORTH DAKOTA, THE SENATE
78a CONCURRING

79 THEREIN:

80 That Secretary of Agriculture Hardin is hereby urgently
81 requested to carefully investigate the manner and intent
82 in which Wholesome Meat Act of 1967 has been administered and
83 forthwith direct the Consumer and Marketing Service of the
84 U.S.D.A. to bring their policy and regulations into compliance
85 with the intent of Congress and their own pledges as given to
86 Congress by the Secretary of Agriculture and the Deputy Admin-
87 istrator of the Consumer Protection division of the Consumer
88 Marketing Service of the U.S.D.A.; and

89 That a clear, concise and realistic interpretation of
90 the "Rule of Reason" be forthwith promulgated and published
91 so that the 41st Legislative Assembly of the State of North
92 Dakota can act accordingly and exempt itself from the pres-
93 ently oppressive characteristics of the meat inspection pro-
94 visions of the Wholesome Meat Act of 1967; and

95 BE IT FURTHER RESOLVED, that if the time remaining is
96 insufficient to allow the Secretary of Agriculture to so act
97 that the State of North Dakota be given an extension of two
98 years in which to comply with the inspection provisions of
99 the Wholesome Meat Act of 1967; and

100 BE IT FURTHER RESOLVED, that the Clerk of the House of
101 Representatives forward a copy of this resolution to Clifford
102 Hardin — Secretary of Agriculture, J. Phil Campbell, Jr. —
103 Under Secretary of Agriculture, and each member of the North
104 Dakota Congressional Delegation.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 35. A Concurrent Resolution requesting Secretary of Agriculture Hardin to investigate the manner and intent in which the Wholesome Meat Act of 1967 is being administered, urging compliance with the intent of Congress and the prior pledges of the Agriculture Department, and requesting an interpretation of the "Rule of Reason".

Was read the second time.

Rep. Streibel moved the adoption of House Concurrent Resolution No. 35.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted.

Rep. Streibel moved that House Concurrent Resolution No. 35 be messaged to the Senate immediately, which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, February 7, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 3
Senate Bill No. 28
Senate Bill No. 35
Senate Bill No. 38
Senate Bill No. 101
Senate Bill No. 109
Senate Bill No. 184
Senate Bill No. 203
Senate Bill No. 215
Senate Bill No. 247
Senate Bill No. 261
Senate Bill No. 263
Senate Bill No. 264
Senate Bill No. 265
Senate Bill No. 275
Senate Bill No. 281
Senate Bill No. 293
Senate Bill No. 294
Senate Bill No. 304
Senate Bill No. 307
Senate Bill No. 309
Senate Bill No. 310
Senate Bill No. 320
Senate Bill No. 334
Senate Bill No. 337
Senate Bill No. 345
Senate Bill No. 360
Senate Bill No. 415
Senate Concurrent Resolution No. 30

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 7, 1969

Mr. President: I have the honor to transmit:

House Bill No. 28
House Bill No. 29
House Bill No. 33
House Bill No. 86

House Bill No. 112
 House Bill No. 139
 House Bill No. 162
 House Bill No. 198
 House Bill No. 207
 House Bill No. 208
 House Bill No. 209
 House Bill No. 210
 House Bill No. 224
 House Bill No. 268
 House Bill No. 280
 House Bill No. 362
 House Bill No. 368
 House Bill No. 447
 House Bill No. 455
 House Bill No. 465
 House Bill No. 468
 House Bill No. 481
 House Bill No. 493
 House Bill No. 494
 House Bill No. 503
 House Bill No. 504

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 7, 1969

Mr. President: I have the honor to return:

Senate Bill No. 132
 Senate Bill No. 133
 Senate Bill No. 134
 Senate Bill No. 135
 Senate Bill No. 136

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 7, 1969

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 35

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand recessed to the call of the chair, on February 8, 1969, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 165. A Bill for an Act to amend and reenact subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 166. A Bill for an Act to provide for county directors of tax equalization, prescribing the duties thereof, procedures, and the self-listing of taxable property; to amend and reenact subsections 4 and 6 of section 57-01-05 and section 57-02-12 of the North Dakota Century Code, relating to sales ratio studies, the self-listing of taxable property, and providing a penalty; and to repeal sections 4-01-04, 4-01-05, 4-01-08, 4-01-09, and 11-10-02.2 of the North Dakota

Century Code, relating to the obtaining of statistical information by assessors and appointment of county directors of tax equalization.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 178. A Bill for an Act to amend and reenact subdivision d of subsection 1 of section 57-38-01.2 of the North Dakota Century Code to provide for an additional exemption of three hundred dollars for a head of a household for income tax purposes.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 201. A Bill for an Act to amend and reenact section 32-15-32 of the North Dakota Century Code, relating to costs in eminent domain actions.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 204. A Bill for an Act to provide a remedy for persons injured by deceptive trade practices; to amend section 51-12-07 of the North Dakota Century Code, relating to injunction.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 205. A Bill for an Act to provide for the filing and enforcement of foreign judgments; to amend section 28-20-22 of the North Dakota Century Code relating to affidavit of renewal; to repeal section 28-20-18 relating to docketing judgments of United States courts.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 210. A Bill for an Act to create and enact a new subsection to 40-05-01 of the North Dakota Century Code, relating to the grant of power to all municipalities to contract and be contracted with.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 214. A Bill for an Act to amend and reenact section 11-11-26 of the North Dakota Century Code, relating to advertisement for bids.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 223. A Bill for an Act to amend and reenact section 15-55-10 of the North Dakota Century Code, relating to the limitation on revenue producing buildings and other campus improvements constructed from the proceeds of revenue bonds, and declaring an emergency.

Was read the first time and referred to the committee on Education.

Senate Bill No. 224. A Bill for an Act to amend and reenact section 65-02-14 of the North Dakota Century Code, relating to aid in rehabilitating persons injured in employment.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 229. A Bill for an Act to amend and reenact subsection 1 of section 57-02-11 of the North Dakota Century Code, relating to listing and assessing of real property, and to amend and reenact section 57-12-09 of the North Dakota Century Code, relating to notice of increase of assessment of real estate.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 241. A Bill for an Act to amend and reenact section 28-24-02 of the North Dakota Century Code, relating to redemption of real estate from execution sale.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 243. A Bill for an Act to amend and reenact section 57-55-08 of the 1965 Supplement to the North Dakota Century Code, relating to the duty of local law enforcement agency.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 270. A Bill for an Act to amend and reenact section 27-04-08 of the North Dakota Century Code, relating to the sale and distribution of official reports by supreme court reporter, to authorize the sale or disposal of books and other library materials by supreme court reporter; and to repeal section 27-04-05 of the North Dakota Century Code, relating to opinions and reports of supreme court printed and published by reporter.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 277. A Bill for an Act to amend and reenact section 28-27-04 of the North Dakota Century Code, relating to the time for appeal to the supreme court in civil cases.

Was read the first time and referred to the committee on Judiciary.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

TWENTY-EIGHTH DAY AFTER RECESS
AND TWENTY-NINTH DAY

Bismarck, February 8, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 315

And find the same correctly Re-engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 12

House Bill No. 36

House Bill No. 160

House Bill No. 161

House Bill No. 318

House Bill No. 438

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 287

And find the same correctly Re-engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 30. A Concurrent Resolution commending the North Dakota State University Bison and Ronald P. Erhardt for the national recognition received in collegiate football.

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 30 be not referred to committee, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 30. A Concurrent Resolution commending the North Dakota State University Bison and Ronald P.

Erhardt for the national recognition received in collegiate football.

Was read the second time.

Rep. Streibel moved the adoption of Senate Concurrent Resolution No. 30.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 163, has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title after the word "emergency" and before the period insert a semicolon and the words "and providing an appropriation"

In line 18 delete everything after the subsection numeral "7." and insert in lieu thereof the following: " "Registrar" means the registrar of motor vehicles as provided in chapter 39-02."

Delete all of line 19

Following line 21 insert the following new subsection:

"9. "Dealer" means every person, partnership, or corporation engaged in the business of buying, selling, or exchanging snowmobiles, or who advertises, or holds himself out to the public as engaged in the buying, selling, or exchanging of snowmobiles, or who engages in the buying of snowmobiles for resale."

In line 30 delete the two words "agency" and insert in lieu thereof the two words "registrar"

In line 34 insert a period after the word "assigned" and delete the word "which"

Delete all of lines 35 and 36 and insert in lieu thereof the following language: "Such registration number shall be:

1. At least three inches in height and of a reflectorized material; and
2. Securely affixed on each side of the forward half of the snowmobile in such position as to provide clear legibility for identification."

In line 37 delete the word "nine" and insert in lieu thereof the word "ten"

In line 38 delete the word "three" and insert in lieu thereof the word "two" and after the word "years" delete the words "and the" and insert in lieu thereof the following language: "beginning July 1 of each biennium. The fee for initial registration of each snowmobile registered on and after July 1 of the second year of the biennium shall be five dollars. The"

In line 41 delete the word "agency" and insert in lieu thereof the word "registrar"

Following line 42 insert the following new paragraph:

"Upon application for registration as prescribed in this section, any snowmobile dealer as defined in section 1 of this Act shall be issued registration numbers distinctively marked as dealer's registration numbers upon payment of the appropriate fee as prescribed in this section. Such dealer's registration numbers shall be used only on snowmobiles owned by the dealership."

In line 66 delete the words "to the agency" and insert in lieu thereof the words "by the owner to the registrar"

In line 67 delete the word "agency" and insert in lieu thereof the word "registrar"

In line 79 delete the word "agency" and insert in lieu thereof the word "registrar"

In line 84 after the word "highways" and before the period insert the words "under his jurisdiction"

In line 91 after the period insert the following language: "The governing bodies of incorporated cities may, by ordinance, regulate the time of the day during which snowmobiles may be operated within the geographical limits of such city."

In line 95 after the word "provided" delete the word "in" and insert in lieu thereof the words "pursuant to"

Delete all of lines 96, 97, 98, and 99

In line 100 delete the following language: "emergency purposes."

Following line 149 insert the following new subsection:

"7. When snowmobiles are operated within the right-of-way of any road, street, or highway of this state pursuant to this Act, during times or conditions that warrant the use of lights, such snowmobiles shall travel in the same direction as the direction of motor vehicles traveling on the side of the roadway immediately adjacent to the side of the right-of-way traveled by the snowmobile."

Following line 158 insert the following new section:

"SECTION 13. APPROPRIATION.) There is hereby appropriated out of moneys in the state treasury, not otherwise appropriated, the sum of \$5,000.00, or so much thereof as may be necessary, to the motor vehicle registrar for the purpose of administration of the registration of snowmobiles for the biennium beginning July 1, 1969, and ending June 30, 1971; and there is hereby appropriated out of any moneys in the state treasury, not otherwise appropriated, the sum of \$25,000.00, or so much thereof as may be necessary, to the director of state parks for the purpose of construction and maintenance of snowmobile trails and incidental facilities and projects for the advancement of recreational use of snowmobiles for the biennium beginning July 1, 1969, and ending June 30, 1971."

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Olienyk moved that the amendments to House Bill No. 232 as recommended by the Committee on Veterans Affairs as printed on pages 451 and 452 of the House Journal be adopted, which motion prevailed, and House Bill No. 232 was re-referred to the Committee on Appropriations.

Rep. Dick moved that the amendments to House Bill No. 249 as recommended by the Committee on Natural Resources as printed on page 456 of the House Journal be adopted, which motion prevailed.

Rep. Halcrow moved that the amendments to House Bill No. 269 as recommended by the Committee on Labor as printed on page 462 of the House Journal be adopted, which motion prevailed.

Rep. Halcrow moved that the amendments to House Bill No. 289 as recommended by the Committee on Labor as printed on page 452 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 304 as recommended by the Committee on Agriculture as printed on page 452 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 445 as recommended by the Committee on Industry and Business as printed on page 453 of the House Journal, be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 107, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 506, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 12. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects for the state industrial school at Mandan, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 68; nays, 13; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Anderson | Erickson, K. | Larson, G. | Seibel |
| Atkinson | Erickson, W. | Larson, L. | Simonson |
| Austin | Gackle | Linderman | Solberg, O. |
| Backes | Ganser | Link | Stoltenow |
| Berg | Goodman | Lundene | Stone |
| Bier | Grant | Metzger | Streibel |
| Bunker | Halcrow | Miedema | Strinden |
| Burke | Haugland | Mueller | Swedlund |
| Connolly | Hensrud | Olienyk | Thompson |
| Dahl | Hickle | Opedahl | Thorsgard |
| Davis | Hoffner | Peterson, R. | Tweten |
| DeKrey | Jenkins | Powers | Wagner |
| Dick | Kelsch | Register | Weber |
| Diehl | Kingsbury | Rivinius | Welder |
| Dornacker | Knudson | Sandness | Wells |
| Eagles | Kuehn | Sanstead | Wilkie |
| Emerson | Lang | Schaffer | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|----------|-------------|---------|
| Aamoth | Boustead | Hilleboe | Matheny |
| Aas | Boyum | Hoghaug | Moquist |
| Belter | Froelich | Lillehaugen | Rundle |
| Bernabucci | | | |

Absent and not voting:

| | | | |
|---------|---------|-------------|--------------|
| Aafedt | Glaspey | Johnson, K. | Peterson, J. |
| Bullis | Henning | Jones | Reimers |
| Dawson | Hentges | Leibhan | Solberg, I. |
| Freeman | Hougen | McDonald | White |
| Giffey | | | |

So the bill passed and the title was agreed to.

House Bill No. 160. A Bill for and Act to amend and reenact section 26-24-09 of the North Dakota Century Code, relating to insurance on public buildings.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 66; nays, 16; absent and not voting, 16.

Those voting in the affirmative were:

| | | | |
|------------|-----------|--------------|-------------|
| Aamoth | Dick | Kelsch | Rivinius |
| Aas | Diehl | Kingsbury | Sandness |
| Anderson | Dornacker | Knudson | Sanstead |
| Atkinson | Eagles | Kuehn | Schaffer |
| Austin | Emerson | Lang | Seibel |
| Backes | Freeman | Larson, G. | Simonson |
| Berg | Froelich | Larson, L. | Stoltenow |
| Bernabucci | Gackle | Lillehaugen | Stone |
| Bier | Ganser | Metzger | Streibel |
| Boustead | Goodman | Miedema | Strinden |
| Boyum | Halcrow | Moquist | Thorsgard |
| Bunker | Haugland | Mueller | Tweten |
| Burke | Hensrud | Olienyk | Wagner |
| Connolly | Hickle | Peterson, R. | Welder |
| Dahl | Hilleboe | Powers | Wells |
| Davis | Hoghaug | Register | Mr. Speaker |
| DeKrey | Jenkins | | |

Those voting in the negative were:

| | | | |
|--------------|-----------|-------------|----------|
| Belter | Hoffner | Matheny | Swedlund |
| Erickson, K. | Linderman | Opedahl | Thompson |
| Erickson, W. | Link | Rundle | Weber |
| Grant | Lundene | Solberg, O. | Wilkie |

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Aafedt | Glaspay | Johnson, K. | Peterson, J. |
| Bullis | Henning | Jones | Reimers |
| Dawson | Hentges | Leibhan | Solberg, I. |
| Giffey | Hougen | McDonald | White |

So the bill passed and the title was agreed to.

House Bill No. 161. A Bill for an Act to amend and reenact section 16-01-15 of the 1967 Supplement to the North Dakota Century Code, relating to requirement for an interval between elections, and delaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 48; nays, 35; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aas | Emerson | Kuehn | Seibel |
| Anderson | Erickson, W. | Lang | Solberg, O. |
| Atkinson | Froelich | Larson, L. | Stone |
| Austin | Gackle | Lundene | Streibel |
| Bier | Goodman | Miedema | Strinden |
| Boustead | Grant | Moquist | Swedlund |
| Bunker | Haugland | Olienyk | Thompson |
| DeKrey | Hilleboe | Peterson, R. | Tweten |
| Dick | Hoffner | Powers | Wagner |
| Diehl | Hoghaug | Register | Welder |
| Dornacker | Kelsch | Sandness | Wilkie |
| Eagles | Knudson | Sanstead | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|--------------|-------------|----------|
| Aamoth | Davis | Kingsbury | Rivinius |
| Backes | Erickson, K. | Larson, G. | Rundle |
| Belter | Freeman | Lillehaugen | Schaffer |
| Berg | Ganser | Linderman | Simonson |

| | | | |
|-------------------------------|---------|--------------|-------------|
| Bernabucci | Halcrow | Link | Stoltenow |
| Boyum | Hensrud | Matheny | Thorsgard |
| Burke | Hickle | Metzger | Weber |
| Connolly | Jenkins | Mueller | Wells |
| Dahl | Jones | Opedahl | |
| Absent and not voting: | | | |
| Aafedt | Glaspey | Johnson, K. | Reimers |
| Bullis | Henning | Leibhan | Solberg, I. |
| Dawson | Hentges | McDonald | White |
| Giffey | Hougen | Peterson, J. | |

So the bill lost for want of a constitutional majority.

EXPLANATION OF VOTE ON HOUSE BILL NO. 161

Rep. Aamoth explained he voted no on House Bill No. 161 for purposes of reconsideration.

House Bill No. 218. A Bill for an Act to amend and reenact subsection 7 of section 39-12-04 of the North Dakota Century Code, relating to permitting the use of wider vehicles on highways designated by the Commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 33; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|-------------|
| Atkinson | Dornacker | Knudson | Rivinius |
| Austin | Eagles | Kuehn | Schaffer |
| Belter | Erickson, K. | Lang | Seibel |
| Berg | Gackle | Larson, G. | Solberg, O. |
| Bernabucci | Ganser | Larson, L. | Stoltenow |
| Boustead | Goodman | Linderman | Stone |
| Boyum | Halcrow | Link | Swedlund |
| Bunker | Hensrud | Metzger | Wagner |
| Connolly | Hickle | Miedema | Weber |
| Dahl | Hoffner | Moquist | Wells |
| Davis | Hoghaug | Olienyk | Wilkie |
| DeKrey | Jones | Powers | Mr. Speaker |
| Diehl | Kingsbury | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-----------|
| Aamoth | Freeman | Matheny | Simonson |
| Aas | Froelich | Mueller | Streibel |
| Anderson | Grant | Opedahl | Strinden |
| Backes | Haugland | Peterson, R. | Thompson |
| Bier | Jenkins | Register | Thorsgard |
| Burke | Kelsch | Rundle | Tweten |
| Dick | Lillehaugen | Sandness | Welder |
| Emerson | Lundene | Sanstead | White |
| Erickson, W. | | | |

Absent and not voting:

| | | | |
|--------|----------|-------------|--------------|
| Aafedt | Glaspey | Hougen | Peterson, J. |
| Bullis | Henning | Johnson, K. | Reimers |
| Dawson | Hentges | Leibhan | Solberg, I. |
| Giffey | Hilleboe | McDonald | |

So the bill passed and the title was agreed to.

House Bill No. 287. A Bill for an Act to amend and reenact section 57-38-59 of the North Dakota Century Code, relating to the withholding from wages of nonresident employees, and providing a penalty, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Eagles | Knudsen | Sanstead |
| Aas | Emerson | Kuehn | Schaffer |
| Anderson | Erickson, K. | Lang | Seibel |
| Atkinson | Erickson, W. | Larson, G. | Simonson |
| Austin | Freeman | Larson, L. | Solberg, O. |
| Backes | Froelich | Lillehaugen | Stoltenow |
| Belter | Gackle | Linderman | Stone |
| Berg | Ganser | Link | Streibel |
| Bernabucci | Goodman | Lundene | Strinden |
| Bier | Grant | Matheny | Swedlund |
| Boustead | Halcrow | Metzger | Thompson |
| Boyum | Haugland | Moquist | Thorsgard |
| Bunker | Hensrud | Mueller | Tweten |
| Burke | Hickle | Olienyk | Wagner |
| Connolly | Hilleboe | Opedahl | Weber |
| Dahl | Hoffner | Peterson, R. | Welder |
| Davis | Hoghaug | Powers | Wells |
| DeKrey | Jenkins | Register | White |
| Dick | Jones | Rivinius | Wilkie |
| Diehl | Kelsch | Rundle | Mr. Speaker |
| Dornacker | Kingsbury | Sandness | |

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Aafedt | Glaspey | Johnson, K. | Peterson, J. |
| Bullis | Henning | Leibhan | Reimers |
| Dawson | Hentges | McDonald | Solberg, I. |
| Giffey | Hougen | Miedema | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Bernabucci moved to have House Bill No. 255 returned to the House from the Committee on Finance and Taxation, which motion prevailed.

Rep. Bernabucci moved that House Bill No. 255 be withdrawn, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 303. A Bill for an Act to create and enact section 20-01-07.1 of the North Dakota Century Code, prohibiting hunting from snowmobiles; and to amend and reenact section 20-01-07 of the North Dakota Century Code, relating to aerial hunting.

Was read the second time.

Rep. DeKrey requested that his remarks on House Bill No. 303 be printed in the Journal.

Rep. DeKrey:

"Mr. Speaker and Fellow Legislators. My name appears as a co-sponsor of House Bill No. 303. This has to do with game, and in this area, I will say that I well remember when the sky at times was black with the ducks in flight. I will say that 10,000 have stopped at my farm for a day or two on their way north in the spring of the year. I recall as a young man the rabbits I shot, literally from the front door. I recall the serenade of the coyotes, and I would stand terrified by these harmless pups singing their songs. Where are all these now? I see a few ducks, a rabbit is a rarity and there are no coyotes. Have we upset the balance of nature? I don't know.

"Deer spook my cattle. I have never shot one and never will. To me they are beautiful and, of course, protected after a manner. For a few days in the fall of the year, they are run to death. I have done my little part for them, and never begrudged them the small amount of grain or corn they consumed. It was the same with ducks. They also are protected. They were wasted.

"I further will say my losses to coyotes have never been as great as to my neighbors' dogs. These all are or were in the area of game. Where are they now?

"We now have fox. Certainly they are predators. I have watched them stalk my sheep at lambing time. They work beautifully, and are much smarter than you or I. I have no objection to hunting them, as I have suffered much loss at their foxy hands.

"I expect this bill will be defeated. However, by it being before us today, are we the Legislature not saying to these hunters using planes and snowmobiles, 'You must eventually accept control. Now why don't you come back to the Forty-Second Legislature with a control bill of your own, and so write your own ticket. We, the members of the Legislature, are yourselves, only in a different position.'

"Thank you."

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 41; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aamoth | Emerson | Lundene | Stoltenow |
| Aas | Erickson, W. | Metzger | Stone |
| Anderson | Grant | Miedema | Streibel |
| Atkinson | Haugland | Mueller | Strinden |
| Austin | Hensrud | Opedahl | Thompson |
| Boustead | Jenkins | Peterson, R. | Tweten |
| Burke | Kelsch | Rivinius | Welder |
| Connolly | Kuehn | Rundle | White |
| Davis | Lang | Sandness | Wilkie |
| DeKrey | Lillehaugen | Sanstead | Mr. Speaker |
| Dick | Link | Schaffer | |

Those voting in the negative were:

| | | | |
|------------|--------------|------------|-------------|
| Backes | Erickson, K. | Hoghaug | Powers |
| Belter | Freeman | Jones | Register |
| Berg | Froelich | Kingsbury | Seibel |
| Bernabucci | Gackle | Knudson | Simonson |
| Bier | Ganser | Larson, G. | Solberg, O. |
| Boyum | Goodman | Larson, L. | Swedlund |
| Bunker | Halcrow | Linderman | Thorsgard |
| Dahl | Hickle | Matheny | Wagner |
| Diehl | Hilleboe | Moquist | Weber |
| Dornacker | Hoffner | Olienyk | Wells |
| Eagles | | | |

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Aafedt | Glaspey | Johnson, K. | Peterson, J. |
| Bullis | Henning | Leibhan | Reimers |
| Dawson | Hentges | McDonald | Solberg, I. |
| Giffey | Hougen | | |

The bill lost for want of a constitutional majority.

House Bill No. 318. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to second or subsequent convictions for driving while under the influence of intoxicating liquor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Eagles | Kuehn | Sanstead |
| Aas | Emerson | Lang | Schaffer |
| Anderson | Erickson, K. | Larson, G. | Seibel |
| Atkinson | Erickson, W. | Larson, L. | Simonson |
| Austin | Freeman | Lillehaugen | Solberg, O. |
| Backes | Froelich | Linderman | Stoltenow |
| Belter | Gackle | Link | Stone |
| Berg | Ganser | Lundene | Streibel |
| Bernabucci | Goodman | Matheny | Strinden |
| Bier | Grant | Metzger | Swedlund |
| Boustead | Halcrow | Miedema | Thompson |
| Boyum | Haugland | Moquist | Thorsgard |
| Bunker | Hensrud | Mueller | Tweten |
| Burke | Hickle | Olienyk | Wagner |
| Connolly | Hilleboe | Opedahl | Weber |
| Dahl | Hoffner | Peterson, R. | Welder |
| Davis | Hoghaug | Powers | Wells |
| DeKrey | Jenkins | Register | White |
| Dick | Kelsch | Rivinius | Wilkie |
| Diehl | Kingsbury | Rundle | Mr. Speaker |
| Dornacker | Knudson | Sandness | |

Those voting in the negative were:

Jones

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Aafedt | Glaspey | Johnson, K. | Peterson, J. |
| Bullis | Henning | Leibhan | Reimers |
| Dawson | Hentges | McDonald | Solberg, I. |
| Giffey | Hougen | | |

So the bill passed and the title was agreed to.

House Bill No. 404. A Bill for an Act to create and enact section 38-13-04 of the North Dakota Century Code, relating to the filing of addresses.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Eagles | Knudson | Sandness |
| Aas | Emerson | Kuehn | Sanstead |
| Anderson | Erickson, K. | Lang | Schaffer |
| Atkinson | Erickson, W. | Larson, G. | Seibel |
| Austin | Freeman | Larson, L. | Simonson |
| Backes | Froelich | Lillehaugen | Solberg, O. |
| Belter | Gackle | Linderman | Stoltenow |
| Berg | Ganser | Link | Stone |
| Bernabucci | Goodman | Lundene | Streibel |
| Bier | Grant | Matheny | Strinden |
| Boustead | Halcrow | Metzger | Swedlund |
| Boyum | Haugland | Miedema | Thompson |
| Bunker | Hensrud | Moquist | Thorsgard |
| Burke | Hickle | Mueller | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, R. | Welder |
| DeKrey | Jenkins | Powers | Wells |
| Dick | Jones | Register | White |

| | | | |
|------------------------|-----------|-------------|--------------|
| Diehl | Kelsch | Rivinius | Wilkie |
| Dornacker | Kingsbury | Rundle | Mr. Speaker |
| Absent and not voting: | | | |
| Aafedt | Glaspey | Johnson, K. | Peterson, J. |
| Bullis | Henning | Leibhan | Reimers |
| Dawson | Hentges | McDonald | Solberg, I. |
| Giffey | Hougen | | |

So the bill passed and the title was agreed to.

House Bill No. 431. A Bill for an Act requiring consent before land is posted for hunting.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 15; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Diehl | Jenkins | Register |
| Anderson | Dornacker | Jones | Rivinius |
| Atkinson | Eagles | Kingsbury | Rundle |
| Austin | Emerson | Knudson | Sandness |
| Backes | Erickson, K. | Kuehn | Schaffer |
| Belter | Erickson, W. | Lang | Seibel |
| Berg | Freeman | Larson, G. | Simonson |
| Bernabucci | Froelich | Lillehaugen | Stoltenow |
| Bier | Ganser | Linderman | Stone |
| Boustead | Goodman | Link | Streibel |
| Bunker | Grant | Matheny | Strinden |
| Burke | Halcrow | Metzger | Swedlund |
| Connolly | Haugland | Moquist | Tweten |
| Dahl | Hensrud | Mueller | Wagner |
| Davis | Hickle | Olienyk | Welder |
| DeKrey | Hilleboe | Peterson, R. | White |
| Dick | Hoghaug | Powers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|---------|------------|-------------|--------|
| Boyum | Larson, L. | Sanstead | Weber |
| Gackle | Lundene | Solberg, O. | Wells |
| Hoffner | Miedema | Thompson | Wilkie |
| Kelsch | Opedahl | Thorsgard | |

Absent and not voting:

| | | | |
|--------|---------|-------------|--------------|
| Aafedt | Giffey | Hougen | Peterson, J. |
| Aamoth | Glaspey | Johnson, K. | Reimers |
| Bullis | Henning | Leibhan | Solberg, I. |
| Dawson | Hentges | McDonald | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Sandness moved that House Bill No. 369 be returned to the House from the Committee on Transportation, which motion prevailed.

Rep. Sandness moved that House Bill No. 369 be withdrawn, which motion prevailed.

Rep. Boustead moved that House Bill No. 438 be laid over one legislative day, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 11. A Concurrent Resolution urging Congress to respect the rights of the state of North Dakota to the use of waters of the Missouri River.

Was read the second time.

The question being on the final adoption of the resolution, and so the Concurrent Resolution was declared adopted on a voice vote.

MOTIONS

Rep. Boustead moved that the House reconsider its action on House Bill No. 183 by which it was indefinitely postponed, which motion failed on a division vote.

Rep. Gackle requested a recorded roll call vote on Rep. Boustead's motion to reconsider, which request was denied.

Rep. Gackle rose to a point of personal privilege.

Rep. Gackle:

"Members of the Assembly, I realize that it is Saturday and you all want to go home, and by the look of the vote there are a lot who have gone home already. I felt I would like to have this on the calendar because a lot of testimony has not been revealed, and you may also like to know there was a very close vote in the Committee on this — in fact it was 10 to 9 of a 19 member committee, and they perhaps should have asked for a Divided Report, but since that was not done, there are some things that should be revealed.

"I would like to say this, and I appreciate your patience and I appreciate the cooperation the Speaker has given me. When you look at this, you wonder where should we stop. Right now we have or are going to have before us in this Assembly a bill involving abortion, and I respect the sponsor of the bill for taking the courage to bring it out, but really, in all consistency, we can't pass that bill, when we have a law like this on the books passed by the same Legislative Assembly, and if you really think about it, it is certainly true, isn't it?

"I also have in my records some place our action taken two years ago, and the majority of the members are back, regarding the attempted suicide law, which we repealed, and only one member of the Transportation Committee opposed that, and it passed by a substantial majority. It is inconsistent when you repeal a law regarding an attempted suicide, and then have a law like this on the books.

"I have recently read now where doctors have proven that drinking alcohol and becoming intoxicated results in the death of your brain cells, and are we going to legislate against that?

"This bill does not mean that a helmet is going to save your life or something. I think man here has taken upon himself too much authority by a governmental agency, but I suppose if that is the way it is supposed to be, that is the way it is supposed to be. Myself, I put my faith and trust in the Almighty, and I trust this Assembly will consider some of the legislation we have to consider, and let's vote a little consistently, and let the people who should, use their responsibility."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 123, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SANDNESS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 273, has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was

referred House Bill No. 295, has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 325, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SANDNESS, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 274, has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 336, has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 340, has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 475, has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. HAUGLAND, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted, and House Bill No. 475 was re-referred to the Committee on Appropriations.

MOTIONS

Rep. Haugland moved that House Bill No. 479 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Haugland moved that House Bill No. 479 be re-referred to the Committee on Education, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 261, has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title, delete the word "section" and insert in lieu thereof the word "sections" and following the numerals "39-05-09" insert the following: "and 39-05-17"

In the second line of the title, following the word "to" insert the words "the transfer and"

Following line 22, insert the following new section:

"SECTION 2. AMENDMENT.) Section 39-05-17 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

39-05-17. TRANSFER OF TITLE OF VEHICLE — ENDORSEMENT REQUIRED — CERTIFICATE OF TITLE DELIVERED — NEW CERTIFICATE OBTAINED — PENALTY.) The owner of a motor vehicle who sells or transfers his title to such vehicle shall endorse an assignment and warranty of title upon the certificate of title for such vehicle, with a statement ((of all)) **as to whether there are** liens or encumbrances thereon, which statement shall be verified under oath by the owner. The owner shall deliver the certificate of title to the purchaser if title passes to the purchaser. If the legal title does not pass to the purchaser under the terms of the contract for sale of the vehicle, the legal title owner shall endorse thereon (((the amount of his))) **a statement that he holds the lien**, the date thereof and the name of the purchaser, and shall send the certificate of title to the motor vehicle registrar with an application of the purchaser for a new certificate of title showing the name of the legal owner, the registered owner, the ((amount and)) date of the lien of the legal owner, which certificate of title when issued shall be returned by the motor vehicle registrar to the legal title owner, who shall retain the same in his possession until the terms of the contract are complied with by the purchaser, and thereupon, after showing that the lien has been paid and satisfied he shall deliver the certificate of title properly assigned to the purchaser. The purchaser or transferee shall present the endorsed and assigned certificate to the department, accompanied by a transfer fee of one dollar, and shall make an application for and obtain a new certificate of title for such vehicle. A violation of the provisions of this section shall constitute a misdemeanor."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

TWENTY-NINTH DAY

Bismarck, February 8, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. John Miller, Baptist Temple, Mandan.

Roll was called, and all members were present except Reps. Aafedt, Bullis, Dawson, Giffey, Glaspey, Henning, Hentges, Hougen, K. Johnson, Leibhan, McDonald, J. Peterson, Reimers, and I. Solberg.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-seventh Day After Recess and the Twenty-eighth Day and find the same to be correct.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 315. A Bill for an Act to amend and reenact section 57-15-28 of the North Dakota Century Code, relating to the emergency fund of counties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 71; nays, 9; absent and not voting, 18.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Erickson, K. | Knudson | Rundle |
| Anderson | Erickson, W. | Kuehn | Sandness |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Seibel |
| Backes | Gackle | Larson, L. | Solberg, O. |
| Belter | Ganser | Lillehaugen | Stoltenow |
| Berg | Goodman | Linderman | Stone |
| Bernabucci | Grant | Link | Streibel |
| Bier | Halcrow | Matheny | Strinden |
| Boyum | Haugland | Metzger | Swedlund |
| Burke | Hensrud | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| DeKrey | Hoffner | Olienyk | Wagner |
| Dick | Hoghaug | Opedahl | Welder |
| Diehl | Jones | Peterson, R. | White |
| Eagles | Kelsch | Powers | Wilkie |
| Emerson | Kingsbury | Rivinius | |

Those voting in the negative were:

| | | | |
|----------|-----------|----------|-------------|
| Aamoth | Dornacker | Lundene | Weber |
| Boustead | Jenkins | Simonson | Mr. Speaker |
| Bunker | | | |

Absent and not voting:

| | | | |
|--------|-------------|--------------|-------------|
| Aafedt | Gaspey | Leibhan | Reimers |
| Bullis | Henning | McDonald | Sanstead |
| Davis | Hentges | Peterson, J. | Solberg, I. |
| Dawson | Hougen | Register | Wells |
| Giffey | Johnson, K. | | |

So the bill passed and the title was agreed to.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 356, has had the same under consideration and recommends that the same be amended as follows:

In line 10 delete the triple parentheses

In line 15 delete the triple parentheses

And be re-referred to the Committee on Judiciary.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the House be on the Thirteenth Order of Business and at the conclusion of the Thirteenth Order the House stand recessed to 1:00 P.M., February 10, 1969, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 3. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation, maintenance, equipment, supplies, outfitting of patrolmen, travel and miscellaneous expenses for the highway patrol.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 28. A Bill for an Act making an appropriation to the North Dakota heritage commission for the planning and designing of a heritage center.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 35. A Bill for an Act to amend and reenact 15-40-14, 15-40-16, 15-40-18, 15-40-19, and 15-40-24 of the North Dakota Century Code, relating to foundation aid payments to eligible school districts based upon current enrollments and subsequent adjustment of payments based upon average daily membership.

Was read the first time and referred to the committee on Education.

Senate Bill No. 38. A Bill for an Act, relating to and defining abandoned personal property, providing methods for same to be taken into the custody of the state, for its recovery by the rightful owner, for an administrator, for a penalty, and to repeal sections 54-01-02.1, 54-01-02.2 and 54-01-02.3 of the North Dakota Century Code, relating to unclaimed funds.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 101. A Bill for an Act to amend and reenact section 39-10-22 of the North Dakota Century Code, relating to vehicles approaching or entering an intersection.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 109. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the services of the state-wide communications fund in the office of the board of administration.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 184. A Bill for an Act to amend and reenact section 27-05-18 of the North Dakota Century Code, relating to the holding of consecutive jury terms of court.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 203. A Bill for and Act to amend and reenact section 12-10-06 of the North Dakota Century Code, relating to personal interest in a contract by a public officer, and declaring an emergency.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 215. A Bill for an Act providing for the regulation of collection agencies; requiring license for such agencies; providing for fees and bonds therefore; prescribing manner of applying for collection agency license; establishing a collection agencies board; providing for meetings and expenses thereof; establishing powers and meetings of board; providing for expenses of board; providing for records and funds to be kept and prescribing penalties.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 247. A Bill for an Act to amend and reenact section 61-21-65 of the North Dakota Century Code, relating to the consolidation of drainage districts into water management districts.

Was read the first time and referred to the committee on Agriculture.

Senate Bill No. 261. A Bill for an Act to amend and reenact section 11-16-09 of the North Dakota Century Code, relating to state's attorney's contingent fund.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 263. A Bill for an Act to amend and reenact section 28-26-05 of the North Dakota Century Code, and section 35-22-13 of the North Dakota Century Code, relating to foreclosure costs.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 264. A Bill for an Act to amend and reenact section 56-01-05 of the North Dakota Century Code, relating to inheritance by a child born out of wedlock.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 265. A Bill for an Act to amend and reenact section 40-57-02 of the North Dakota Century Code, relating to the definition of "project" under the Municipal Industrial Development Act.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 275. A Bill for an Act to amend and reenact section 12-14-13 of the North Dakota Century Code, relating to punishment for perjury.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 281. A Bill for an Act to amend and reenact section 65-04-18 of the North Dakota Century Code, relating to charges of certain workmen's compensation injuries to the subsequent injury fund.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 293. A Bill for an Act to amend and reenact sections 12-21-07, 12-21-09, and 12-21-11 of the North Dakota Century Code, to provide that certain motion picture projectionists shall not be liable for showing or possessing obscene motion pictures if acting within the scope of their employment.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 294. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 of the North Dakota Century Code, relating to definition of employer.

Was read the first time and referred to the committee on Labor.

Senate Bill No. 304. A Bill for an Act to amend and reenact section 6-08-16 of the North Dakota Century Code, relating to issuance of checks or drafts without sufficient funds or credit.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 307. A Bill for an Act to create a Board of Hearing Aid Dealers and Fitters to provide for licensure of persons who are dealers and fitters of hearing aids; to provide for the regulation of dispensing and fitting of hearing aids to the public; and to provide for penalties and punishment for violation of this act.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 309. A Bill for an Act to create and enact section 9-08-02.1 of the North Dakota Century Code, relating to liability for errors or omissions in plans and specifications of construction contracts.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 310. A Bill for an Act to amend and reenact sections 4-30-36, 4-30-43 and 4-30-55 of the 1967 Supplement to the North Dakota Century Code, relating to minimum standards for grade A milk and milk products, filled milk, filled dairy products, imitation milk, imitation dairy products and substitutes therefor, providing for the regulation thereof and providing for pasteurization of milk and milk products.

Was read the first time and referred to the committee on Agriculture.

Senate Bill No. 320. A Bill for an Act to amend and reenact Section 6-09-15 of the 1967 Supplement to the North Dakota Century Code, relating to lending and investment powers of The Bank of North Dakota.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 334. A Bill for an Act to amend and reenact section 4-30-03 of the North Dakota Century Code, relating to the filing of surety bond or certified bank draft by milk processing or manufacturing plants.

Was read the first time and referred to the committee on Agriculture.

Senate Bill No. 337. A Bill for an Act to amend and reenact section 18-11-22 of the North Dakota Century Code, relating to state auditor to examine books of relief associations, report of unauthorized spending to governor and duty of governor.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 345. A Bill for an Act to define credit cards and other terms, and to provide for limited imposition of liability on the holder of a credit card.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 360. A Bill for an Act to amend and reenact section 24-17-03 of the North Dakota Century Code, relating to limitations on outdoor advertising.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 415. A Bill for an Act to amend and reenact section 57-23-05 of the North Dakota Century Code, relating to the application for the abatement or refund of taxes and providing that the county auditor shall give notice of hearing.

Was read the first time and referred to the committee on Finance and Taxation.

House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

TWENTY-NINTH DAY AFTER RECESS AND
THIRTIETH DAY

Bismarck, February 10, 1969

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 8, 1969

Mr. President: I have the honor to transmit:

House Bill No. 70
House Bill No. 77
House Bill No. 93
House Bill No. 256
House Bill No. 263
House Bill No. 264
House Bill No. 266
House Bill No. 283
House Bill No. 309
House Bill No. 311
House Bill No. 349
House Bill No. 358
House Bill No. 397
House Bill No. 403

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 232
House Bill No. 249
House Bill No. 269
House Bill No. 289
House Bill No. 304
House Bill No. 445

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 24 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the bill, after the words "sum of" delete the sum of \$900,000.00 and in lieu thereof insert the sum \$921,116.00.

Line 12 delete the sum \$28,884.00 and in lieu thereof insert the sum of \$50,000.00.

Line 13, delete the sum \$946,700.00 and in lieu thereof insert the sum \$967,816.00.

Line 14 delete the sum \$900,000.00 and in lieu thereof insert the sum \$921,116.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The budget was raised to reflect an increase in anticipated income but the total amount appropriated remains the same.

REP. MUELLER, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 27 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, after the words "the sum of" delete the sum \$92,248.00 and in lieu thereof insert the sum \$76,000.00.

Line 10, delete the sum \$26,212.00 and in lieu thereof insert the sum \$22,000.00.

Line 11, delete the sum \$21,036.00 and in lieu thereof insert the sum \$19,000.00.

Line 12, delete the sum \$30,000.00 and in lieu thereof insert the sum \$20,000.00.

Line 14, delete the sum \$92,248.00 and in lieu thereof insert the sum \$76,000.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

This budget was reduced on request of the association because their income did not justify the expenditure reflected in the bill.

REP. MUELLER, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 87 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 125 has had the same under consideration and recommends that the same be amended as follows:

After line 11, add a new section, as follows:

"SECTION 2.) No part of the above appropriation may be used for partial payment to vendors for fees, supplies or services unless such payment is accepted by said vendors agreeable that any unpaid remainder does not become an unpaid liability of the State Welfare Board or any county welfare board or county in this state."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

As stated in new section 2.

REP. MUELLER, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 201 has had the same under consideration and recommends that the same be amended as follows:

In the eighth line of the title of the bill put triple parentheses around the word "three" and insert in lieu thereof the word "one" and also in the same line put triple parentheses around the final letter "s" in the word "physicians"

In the last line of the title of the bill put triple parentheses around the period and insert in lieu thereof a comma and add the following language: "and to repeal Chapter 43-14 of the North Dakota Century Code, relating to the practice of osteopathy."

In line 86 delete the word "twelve" and insert in lieu thereof the word "ten"

In line 87 delete the word "three" and insert in lieu thereof the word "one"

In line 88 insert the word "a" before the capital letters "D.O." and delete the small letter "s" after the capital letters "D.O."

In line 92 delete the word "three", and delete the small letter "s" after the capital letters "D.O."

In line 107 place triple parentheses before the first word "the" and delete the triple parentheses before and after the word "three"

In line 108 place triple parentheses after the word "year" and before the period and insert in lieu thereof the words "no more than four terms shall expire on the thirty-first of July of each year"

In line 112 delete everything after the period and all of lines 113, 114, 115, 116, 117 and 118.

In line 139 after the word "osteopathy" insert the words "who were"

In line 139 delete the words "who are otherwise" and insert in lieu thereof the words "and who were practicing in the state"

In line 140 delete the word "qualified" and insert in lieu thereof the words "one year immediately preceding July 1, 1969"

In line 140 delete the words "may elect to" and insert in lieu thereof the word "shall"

In line 141 delete the words "may apply for" and insert in lieu thereof the words "shall be issued"

In line 147 delete the words "those sections of"

In line 148 insert a period after the word "examiners" and delete the remaining words in the balance of the line and all the words in line 149.

Delete the language in line 150 through line 153 and insert in lieu thereof the following:

"SECTION 8. REPEAL.) Chapter 43-14 of the North Dakota Century Code is hereby repealed."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 238 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 244 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HALCROW, Chairman

Rep. Schaffer moved that the report be adopted.

Rep. Stone moved a substitute motion to have House Bill No. 244 placed on the calendar, which motion failed.

The question then was on the motion of Rep. Schaffer to adopt the report of the Labor Committee on House Bill No. 244, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 330 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 239, has had the same under consideration and recommends that the same be amended as follows:

In the fifth line of the title delete the word "five" and insert the word "ten"

In line 7 delete the word "five" and insert the word "ten"

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 271, has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title following the word "to" insert the following: "create and enact sections 30-17-07 and 30-17-08 of the North Dakota Century Code, relating to summary administration by affidavit, and to"

In line 12 place triple parentheses before the word "twenty-five" and in line 13 place triple parentheses after the word "hundred" and insert in lieu thereof "five thousand"

Following line 17 insert the following new subsection:

"3. An affidavit in lieu of a petition for summary administration is filed as provided in section 30-17-07."

In line 137 place triple parentheses around the words "twenty-five hundred" and insert in lieu thereof the words "five thousand"

Following line 175 insert the following new sections:

"SECTION 5. Section 30-17-07 of the North Dakota Century Code is hereby created and enacted to read as follows:

30-17-07. AFFIDAVIT IN LIEU OF PETITION FOR SUMMARY ADMINISTRATION — TRANSFER BY AFFIDAVIT — CONTENTS.) The surviving spouse, if there be one, otherwise any person entitled to personal property of the decedent by will or intestate succession, hereafter termed "distributee", shall have a defeasible right to the personal property thereof, without awaiting the appointment of a personal representative or the probate of a will if:

1. The value of the entire estate does not exceed the sum of one thousand dollars.
2. Thirty days have elapsed since the death of the decedent.
3. No petition has been presented to the probate court as provided for under chapter 30-05, chapter 30-08, or under this chapter.

The surviving spouse, distributee, or distributees, shall be entitled to receive the personal property or to have evidence of ownership thereof transferred to said surviving spouse, distributee or distributees upon such person or persons filing with the county court in the county where the deceased person last resided an affidavit showing that such surviving spouse, distributee, or distributees have a defeasible right to receive the personal property or properties set forth in such affidavit, or to have evidence of ownership thereof transferred from the decedent to said surviving spouse, distributee, or distributees. A copy of any will of which the decedent may have died possessed shall

be attached to such affidavit upon filing. Upon the filing of such affidavit, and upon the payment of a filing fee of three dollars, the court may order the transfer of the personal property or evidence of ownership thereof, as the same shall appear in the affidavit. Upon delivering a certified copy of such affidavit and order to any person owing any money to the decedent, having custody of any personal property belonging to the decedent, or acting as registrar or transfer agent of any evidence of interest, indebtedness, or property right of the decedent, such person shall forthwith make such transfer to the surviving spouse, distributee, or distributees as the court may direct in its order.

The defeasible right of the surviving spouse, distributee, or distributees declared by this section shall be subject only to any proceedings to administer the estate or probate of the will of the decedent, and to the superior rights of any other person to such personal property as may be established by such probate proceedings.

SECTION 6. Section 30-17-08 of the North Dakota Century Code is hereby created and enacted to read as follows:

30-17-08. EFFECT OF AFFIDAVIT — RELEASE — ACTION — ACCOUNTABILITY OF SPOUSE, DISTRIBUTEES, OR TRANSFEROR.) The person making payment, delivery, transfer, or issuance of personal property or evidence of ownership thereof pursuant to the provisions of section 30-17-07 shall be discharged and released to the same extent as if such payment, delivery, transfer, or issuance had been made to a personal representative of the decedent, and he shall not be required to see to the application thereof or to inquire into the truth of any statement in the affidavit. If any person to whom such affidavit and order are delivered refused to pay, deliver, transfer, or issue any personal property or evidence of ownership thereof, as required by section 30-17-07, payment, delivery, transfer, or issuance may be compelled in an action brought for such purpose by or on behalf of the person entitled thereto under section 30-17-07, upon proof of the defeasible right declared by such section. Any person to whom payment, delivery, transfer, or issuance is made shall be answerable therefor to any personal representative of the estate of the decedent, his heirs, or distributees, or to any other person or public body having a superior right."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 443, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 338, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 423, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 61, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 170, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 179, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Boustead moved that the amendments to House Bill No. 163, as recommended by the Committee on Transportation and as printed on pages 480 and 481 of the House Journal be adopted.

Rep. Boustead moved to dispense with the reading of the amendments to House Bill No. 163, which motion prevailed.

The question then was on the motion of **Rep. Boustead** to adopt the amendments to House Bill No. 163, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 261, as recommended by the Committee on Transportation and as printed on pages 490 and 491 of the House Journal be adopted.

Rep. Boustead moved to dispense with the reading of the amendments to House Bill No. 261, which motion prevailed.

The question then was on the motion of **Rep. Boustead** to adopt the amendments to House Bill No. 261, which motion prevailed.

MOTIONS

Rep. Streibel moved the rules be suspended and that the amendments to House Bill No. 125 be considered at this time, which motion prevailed.

Rep. Streibel moved that the amendments to House Bill No. 125 as recommended by the Committee on Appropriations be adopted, which motion prevailed.

Rep. Streibel moved that the rules be suspended and House Bill No. 125 be placed on the calendar immediately following House Bill No. 107, which motion prevailed.

RECOGNITION

Rep. Streibel announced that representatives of the State Federation of Business and Professional Women were in the chamber, and requested that they be recognized, and the organization members were thereupon introduced to the House.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that **Reps. Lundena** and **Lillehaugen** escort **Mr. Palmer Levin**, former Speaker of the House, to the rostrum.

Rep. Lundene moved that the remarks of former **Rep. Palmer Levin** be printed in the Journal, which motion prevailed.

Former Rep. Palmer Levin:

"Mr. Speaker, Legislators and visitors:

"It is indeed an honor and a pleasure for me to come back in the House where I spent a number of years while the House was in session. I know you are busy, and there is not anything I can say or do that will help you solve your problems. The problems seem to be pretty much the same now as in the past — taxes, appropriations and education. They were the main features in the years gone by — along with welfare, and they still are.

"With those words, I am going to let you get back to work, and I know you will do a good job, even though it might have seemed impossible at the beginning of the session. At the end of the Session, the State as always will be a little better off.

"Thank you."

MOTIONS

Rep. Gackle moved to have House Bill No. 405 returned to the House from the Committee on Agriculture, which motion prevailed.

Rep. Gackle moved that House Bill No. 405 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Rep. Dahl moved to have House Bill No. 406 returned to the House from the Committee on Industry and Business, which motion prevailed.

Rep. Dahl requested unanimous consent of the House to withdraw House Bill No. 406, which request was granted.

MOTIONS

Rep. Aamoth moved that the House reconsider the action by which House Bill No. 161 was lost, which motion prevailed.

Rep. Aamoth moved to have House Bill No. 161 laid over one legislative day, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: The majority of your Committee on Finance and Taxation to whom was referred House Bill No. 97, has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title after the word "Code" delete the period and insert a semi-colon and the following material: "and providing for an appropriation."

In line 16 after the word "corporation" delete the words and comma "or organization."

In line 17 delete the following words: "including but not limited to those corporations"

In line 18 delete the comma after the word "Act"

In line 19 after the word "which" delete the following material: "does not pay North Dakota state income taxes, and"

In line 20 delete the word "which"

In line 21 delete everything after the period

Delete all of lines 22 through 24 and insert the following language in lieu thereof:

"Provided, however, that the provisions of this section shall not become effective if for any reason any other provision of this Act does not become effective, nor shall the provisions of this section continue in effect if this Act does become effective and any part of it is invalidated or disapproved in any way, other than by action of the legislative assembly, that would cause it to become ineffective."

In line 51 after the word "corporation" insert the words "or co-operative corporation"

In line 54 after the word "corporation" insert the words "or co-operative corporation"

In line 55 after the word "corporation" insert the words "or co-operative corporation"

In line 58 after the word "corporation" insert the words "or co-operative corporation"

In line 62 after the word "corporation" insert the words "or cooperative corporation"

In line 63 after the word "corporation" insert the words "or cooperative corporation"

In line 91 after the period insert the following language:

"Provided, however, that the provisions of this section shall not become effective if for any reason any other provision of this Act does not become effective, nor shall the provisions of this section continue in effect if this Act does become effective and any part of it is invalidated or disapproved in any way, other than by action of the legislative assembly, that would cause it to become ineffective."

In line 107 after the period insert the following language:

"Provided, however, that the provisions of this section shall not become effective if for any reason any other provision of this Act does not become effective, nor shall the provisions of this section continue in effect if this Act does become effective and any part of it is invalidated or disapproved in any way, other than by action of the legislative assembly, that would cause it to become ineffective."

In line 109 before the comma insert the following:

"and which is not subject to a special tax in lieu of personal property taxes,"

In line 116 after the period insert the following language:

"Each cooperative corporation required to file an income tax return pursuant to the provisions of Chapter 57-38, in addition to any other taxes imposed by such chapter, shall pay a separate and additional tax of two and one-half percent of its net income. For the purposes of this Act, net income of a cooperative corporation shall include both distributed patronage dividends and amounts withheld by the cooperative corporation.

"Provided, however, that the provisions of this section shall not become effective if for any reason any other provision of this Act does not become effective, nor shall the provisions of this section continue in effect if this Act does become effective and any part of it is invalidated or disapproved in any way, other than by action of the legislative assembly, that would cause it to become ineffective."

In line 187 after the period insert the following language:

"Provided, however, that the provisions of this section shall not become effective if for any reason any other provision of this Act does not become effective, nor shall the provisions of this section continue in effect if this Act does become effective and any part of it is invalidated or disapproved in any way, other than by action of the legislative assembly, that would cause it to become ineffective."

In line 196 after the period insert the following language:

"Provided, however, that the provisions of this section shall not become effective if for any reason any other provision of this Act does not become effective, nor shall the provisions of this section continue in effect if this Act does become effective and any part of it is invalidated or disapproved in any way, other than by action of the legislative assembly, that would cause it to become ineffective."

In line 205 after the period insert the following language:

"Provided, however, that the provisions of this section shall not become effective if for any reason any other provision of this Act does not become effective, nor shall the provisions of this section continue in effect if this Act does become effective and any part of it is invalidated or disapproved in any way, other than by action of the legislative assembly, that would cause it to become ineffective."

In line 214 after the period insert the following language:

"Provided, however, that the provisions of this section shall not become effective if for any reason any other provision of this Act does not become effective, nor shall the provisions of this section

continue in effect if this Act does become effective and any part of it is invalidated or disapproved in any way, other than by action of the legislative assembly, that would cause it to become ineffective."

In line 261 after the parentheses and before the word "On" insert the following language:

"It is hereby provided that any political subdivision which has an existing bonded indebtedness for which a tax levy must be made in 1969 or any year thereafter, shall reduce its levy in each such year for current operating purposes by the amount which its tax levy on taxable property in that year for retirement of the bonded indebtedness is increased because of the exemption of personal property by this Act."

In line 263 after the word "total" insert the word "average" and also in line 263 delete the word "year" and insert in lieu thereof the following: "years 1967, 1968 and"

In line 269 after the word "total" insert the word "average"

In line 270 delete the word "year" and insert in lieu thereof the following: "years 1967, 1968 and"

In line 273 before the word "personal" insert the words "average amount of" and also in line 273 delete the word "year" and insert in lieu thereof the following: "years 1967, 1968 and"

In line 287 after the period insert the following language:

"Any amount that would be apportioned and credited to the retirement of a bonded indebtedness existing in 1969 for which a tax levy was made in 1969 and in any year thereafter, shall be credited to the general fund of the political subdivision."

In line 289 after the word "for" insert the words "the average taxes levied for the years 1967, 1968 and"

In line 291 after the word "levied" and before the word "within" insert the words "by each taxing authority"

In line 297 after the period insert the following language:

"Provided, however, that the provisions of this section shall not become effective if for any reason any other provision of this Act does not become effective, nor shall the provisions of this section continue in effect if this Act does become effective and any part of it is invalidated or disapproved in any way, other than by action of the legislative assembly, that would cause it to become ineffective."

SECTION 11. DECLARATION OF LEGISLATIVE INTENT.) It is the intent of the legislative assembly to remove from taxation all personal property, except as specifically provided in this Act, and to replace such taxes with an adjusted gross income tax and a broadened base on sales taxes. It is the further intent of the legislative assembly to apply a higher rate of taxation to all professional and business income earned, other than as an employee, in order to prevent an unreasonable shifting of the tax burden to salaried persons. In addition, it is the intent of the legislative assembly to impose additional net income taxes upon corporations, but to specifically exclude from the provisions of this Act, both as to the exemption of personal property taxation and as to the replacement income taxes, those non-profit corporations which do not pay income taxes, either because they are exempted from the provisions of the income tax by law or because of the peculiar nature of their status in relation to other corporations, in order to prevent injustice by granting relief to any class without providing for the sharing of the replacement tax burden.

SECTION 12. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, such amount as shall be necessary to carry out the provisions of this Act."

In line 298 place triple parentheses around the section numeral "11." and insert in lieu thereof the numeral "13."

And renumber the lines accordingly.

Rep. Backes
Rep. Dahl
Rep. Dawson
Rep. DeKrey
Rep. L. Larson
Rep. Lundene
Rep. McDonald
Rep. Stone
Rep. Weber
Rep. Wilkie

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Dahl moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Finance and Taxation to whom was referred House Bill No. 97, has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker
Rep. Aas
Rep. Aamoth
Rep. Bernabucci
Rep. Boustead
Rep. Boyum
Rep. Gackle
Rep. Goodman
Rep. Welder

REP. DORNACKER, Chairman

Rep. Aas moved that the report of the minority be substituted for that of the majority.

Rep. Aas then withdrew his motion.

The question then was on the motion of Rep. Dahl to adopt the report of the majority of the Finance and Taxation Committee on House Bill No. 97, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 398, has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Streibel moved that House Bill No. 249 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 249. A Bill for an Act to amend and reenact subsection 1 of section 43-22-01 of the North Dakota Century Code, relating to the definition of an oil, gas, or mineral broker.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 91; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Dornacker | Kingsbury | Sandness |
| Aamoth | Eagles | Knudson | Sanstead |
| Aas | Emerson | Kuehn | Schaffer |
| Anderson | Erickson, K. | Lang | Seibel |
| Atkinson | Erickson, W. | Larson, G. | Simonson |

| | | | |
|------------|----------|--------------|-------------|
| Austin | Froelich | Larson, L. | Solberg, I. |
| Backes | Gackle | Leibhan | Solberg, O. |
| Belter | Ganser | Lillehaugen | Stoltenow |
| Berg | Giffey | Linderman | Stone |
| Bernabucci | Goodman | Link | Streibel |
| Bier | Grant | Lundene | Strinden |
| Boustead | Halcrow | Metzger | Swedlund |
| Boyum | Haugland | Miedema | Thompson |
| Bullis | Hensrud | Moquist | Thorsgard |
| Bunker | Hentges | Mueller | Tweten |
| Burke | Hickle | Olienyk | Wagner |
| Connolly | Hilleboe | Opedahl | Weber |
| Dahl | Hoffner | Peterson, J. | Welder |
| Davis | Hoghaug | Peterson, R. | Wells |
| Dawson | Hougen | Powers | Wilkie |
| DeKrey | Jenkins | Reimers | White |
| Dick | Jones | Rivinius | Mr. Speaker |
| Diehl | Kelsch | Rundle | |

Those voting in the negative were:

Freeman Henning Matheny

Absent and not voting:

Glaspey Johnson, K. McDonald Register

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that House Bill No. 269 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 269. A Bill for an Act to amend and reenact section 65-05-19 of the North Dakota Century Code, relating to payment of nondependency payments in certain workmen's compensation claims; and to repeal section 65-05-20 of the North Dakota Century Code, relating to nondependency payments in lieu of dependency compensation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rundle |
| Aamoth | Emerson | Knudson | Sandness |
| Aas | Erickson, K. | Kuehn | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Freeman | Larson, G. | Seibel |
| Austin | Froelich | Larson, L. | Simonson |
| Backes | Gackle | Leibhan | Solberg, I. |
| Belter | Ganser | Lillehaugen | Solberg, O. |
| Berg | Giffey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | Metzger | Swedlund |
| Bullis | Henning | Miedema | Thompson |
| Bunker | Hensrud | Moquist | Thorsgard |
| Burke | Hentges | Mueller | Tweten |
| Connolly | Hickle | Olienyk | Wagner |
| Dahl | Hilleboe | Opedahl | Weber |
| Davis | Hoffner | Peterson, J. | Welder |
| Dawson | Hoghaug | Peterson, R. | Wells |
| DeKrey | Hougen | Powers | White |

| | | | |
|-----------|---------|----------|-------------|
| Dick | Jenkins | Reimers | Wilkie |
| Diehl | Jones | Rivinius | Mr. Speaker |
| Dornacker | Kelsch | | |

Absent and not voting:

| | | | |
|---------|-------------|----------|----------|
| Glaspey | Johnson, K. | McDonald | Register |
|---------|-------------|----------|----------|

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTIETH DAY

Bismarck, February 10, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. A. B. Meyer, Bismarck Reformed Church, Bismarck.

Roll was called and all members were present except Reps. Glaspey, K. Johnson, McDonald, and Register.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Eighth Day After Recess and Twenty-Ninth Day, and finds the same to be correct.

REP. BELTER, Vice Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Haugland moved that the amendments to House Bill No. 350 as recommended by the Committee on Social Welfare as printed on page 492 of the House Journal be adopted, which motion prevailed.

And House Bill No. 350 was re-referred to the Committee on Judiciary.

SECOND READING OF HOUSE BILLS

House Bill No. 107. A Bill for an Act to appropriate moneys to the public welfare board of North Dakota to supplement its budget for the 1967-1969 biennium to pay reasonable costs to hospitals and nursing homes for services rendered to welfare recipients and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 29; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Lang | Sanstead |
| Aas | Erickson, W. | Larson, G. | Shaffer |
| Anderson | Freeman | Leibhan | Seibel |
| Atkinson | Froelich | Lillehaugen | Solberg, I. |
| Backes | Gackle | Linderman | Solberg, O. |
| Belter | Ganser | Link | Stone |
| Berg | Giffey | Lundene | Streibel |
| Boustead | Grant | Matheny | Strinden |
| Bullis | Haugland | Metzger | Swedlund |
| Bunker | Henning | Miedema | Thompson |
| Burke | Hensrud | Mueller | Thorsgard |
| Dahl | Hoffner | Opedahl | Tweten |
| Dick | Hoghaug | Peterson, J. | Wagner |
| Diehl | Hougen | Peterson, R. | Welder |

| | | | |
|-----------|-----------|----------|-------------|
| Dornacker | Jones | Rivinius | Wilkie |
| Eagles | Kingsbury | Sandness | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|------------|----------|------------|-----------|
| Aafedt | DeKrey | Kelsch | Reimers |
| Austin | Goodman | Knudson | Rundle |
| Bernabucci | Halcrow | Kuehn | Simonson |
| Bier | Hentges | Larson, L. | Stoltenow |
| Boyum | Hickle | Moquist | Weber |
| Connolly | Hilleboe | Olienyk | Wells |
| Davis | Jenkins | Powers | White |
| Dawson | | | |

Absent and not voting:

| | | | |
|---------|-------------|----------|----------|
| Glaspey | Johnson, K. | McDonald | Register |
|---------|-------------|----------|----------|

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 125. A Bill for an Act making a deficiency appropriation to the public welfare department for the purpose of making payments to vendors of medical services and grants for and to recipients.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 65; nays, 28; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aamoth | Emerson | Kingsbury | Rivinius |
| Aas | Erickson, K. | Lang | Sandness |
| Anderson | Erickson, W. | Larson, G. | Sanstead |
| Atkinson | Freeman | Leibhan | Schaffer |
| Austin | Froelich | Lillehaugen | Solberg, I. |
| Backes | Gackle | Linderman | Solberg, O. |
| Berg | Ganser | Link | Streibel |
| Boustead | Giffey | Lundene | Strinden |
| Boyum | Grant | Matheny | Swedlund |
| Bullis | Haugland | Metzger | Thompson |
| Bunker | Henning | Miedema | Thorsgard |
| Burke | Hensrud | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Dick | Hoghaug | Opedahl | Welder |
| Diehl | Hougen | Peterson, J. | Wells |
| Dornacker | Jones | Peterson, R. | Wilkie |
| Eagles | | | |

Those voting in the negative were:

| | | | |
|------------|----------|------------|-------------|
| Aafedt | DeKrey | Kelsch | Rundle |
| Belter | Goodman | Knudson | Seibel |
| Bernabucci | Halcrow | Kuehn | Simonson |
| Bier | Hentges | Larson, L. | Stoltenow |
| Connolly | Hickle | Moquist | Weber |
| Davis | Hilleboe | Powers | White |
| Dawson | Jenkins | Reimers | Mr. Speaker |

Absent and not voting:

| | | | |
|-------------|----------|----------|-------|
| Glaspey | McDonald | Register | Stone |
| Johnson, K. | | | |

So the bill passed and the title was agreed to.

House Bill No. 273. A Bill for an Act to amend and reenact section 57-20-06 of the North Dakota Century Code, relating to the delivery of tax lists to county treasurers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Rundle |
| Aamoth | Eagles | Kingsbury | Sandness |
| Aas | Emerson | Knudson | Sanstead |
| Anderson | Erickson, K. | Kuehn | Schaffer |
| Atkinson | Erickson, W. | Lang | Seibel |
| Austin | Freeman | Larson, G. | Simonson |
| Backes | Froelich | Larson, L. | Solberg, I. |
| Belter | Gackle | Leibhan | Solberg, O. |
| Berg | Ganser | Lillehaugen | Stoltenow |
| Bernabucci | Giffey | Linderman | Stone |
| Bier | Goodman | Link | Streibel |
| Boustead | Grant | Lundene | Strinden |
| Boyum | Halcrow | Matheny | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Moquist | Tweten |
| Connolly | Hickle | Mueller | Wagner |
| Dahl | Hilleboe | Olienyk | Weber |
| Davis | Hoffner | Opedahl | Welder |
| Dawson | Hoghaug | Peterson, J. | Wells |
| DeKrey | Hougen | Peterson, R. | White |
| Dick | Jenkins | Powers | Wilkie |
| Diehl | Jones | Rivinius | Mr. Speaker |

Absent and not voting:

| | | | |
|----------|-------------|----------|---------|
| Glaspey | Johnson, K. | Register | Reimers |
| Haugland | McDonald | | |

So the bill passed and the title was agreed to.

House Bill No. 274. A Bill for an Act prohibiting the inhaling, breathing or drinking of any compound liquid or chemical containing toluol, hexane, trichloroethylene, acetone, toluene, ethyl acetate, methyl ethyl ketone, trichoroathane, isopropanol, methyl isobutyl, ketone, methyl cellosolve acetate, cyclohexanone, or any other substance for the purpose of inducing symptoms of intoxication, elation, dizziness, paralysis, irrational behavior, regulating the sale thereof and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Knudson | Sandness |
| Aamoth | Erickson, W. | Kuehn | Sanstead |
| Aas | Freeman | Lang | Schaffer |
| Anderson | Gackle | Larson, G. | Seibel |
| Atkinson | Ganser | Larson, L. | Simonson |
| Austin | Giffey | Leibhan | Solberg, I. |
| Backes | Goodman | Lillehaugen | Solberg, O. |
| Belter | Grant | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Lundene | Streibel |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |

| | | | |
|-----------|-----------|--------------|-------------|
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Jones | Powers | White |
| Dornacker | Kelsch | Rivinius | Wilkie |
| Eagles | Kingsbury | Rundle | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|------|------------|-------|----------|
| Berg | Bernabucci | Boyum | Froelich |
|------|------------|-------|----------|

Absent and not voting:

| | | | |
|---------|----------|----------|---------|
| Glaspey | McDonald | Register | Reimers |
|---------|----------|----------|---------|

Johnson, K.

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, February 10, 1969

Mr. Speaker: I have the honor to transmit:

- Senate Bill No. 16
- Senate Bill No. 19
- Senate Bill No. 22
- Senate Bill No. 27
- Senate Bill No. 34
- Senate Bill No. 45
- Senate Bill No. 97
- Senate Bill No. 130
- Senate Bill No. 191
- Senate Bill No. 193
- Senate Bill No. 245
- Senate Bill No. 302
- Senate Bill No. 305
- Senate Bill No. 311
- Senate Bill No. 324
- Senate Bill No. 352
- Senate Bill No. 356
- Senate Bill No. 389
- Senate Bill No. 413
- Senate Bill No. 417
- Senate Bill No. 418
- Senate Bill No. 419
- Senate Bill No. 449
- Senate Concurrent Resolution No. 11
- Senate Concurrent Resolution No. 16
- Senate Concurrent Resolution No. 35

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 10, 1969

Mr. Speaker: I have the honor to return:

- House Concurrent Resolution No. 28
- House Concurrent Resolution No. 35

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 289. A Bill for an Act to compel state agencies to pay actual moving expenses for employees required to relocate because of their duties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 21; nays, 70; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|-------------|----------|----------|
| Backes | Hoffner | Link | Stone |
| Boyum | Kelsch | Lundene | Swedlund |
| Dahl | Kuehn | Metzger | Thompson |
| Froelich | Larson, L. | Opedahl | Weber |
| Giffey | Lillehaugen | Sanstead | White |
| Grant | | | |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dick | Jenkins | Rundle |
| Aamoth | Diehl | Jones | Sandness |
| Aas | Dornacker | Kingsbury | Schaffer |
| Anderson | Eagles | Knudson | Seibel |
| Atkinson | Emerson | Lang | Simonson |
| Austin | Erickson, K. | Larson, G. | Solberg, I. |
| Belter | Erickson, W. | Leibhan | Solberg, O. |
| Berg | Freeman | Linderman | Stoltenow |
| Bernabucci | Gackle | Matheny | Streibel |
| Bier | Halcrow | Miedema | Strinden |
| Boustead | Haugland | Moquist | Thorsgard |
| Bullis | Henning | Mueller | Tweten |
| Bunker | Hensrud | Olienyk | Wagner |
| Burke | Hentges | Peterson, J. | Welder |
| Connolly | Hickle | Peterson, R. | Wells |
| Davis | Hilleboe | Powers | Wilkie |
| Dawson | Hoghaug | Rivinius | Mr. Speaker |
| DeKrey | Hougen | | |

Absent and not voting:

| | | | |
|----------|-------------|----------|---------|
| Ganser | Goodman | McDonald | Reimers |
| Glaspery | Johnson, K. | Register | |

So the bill lost.

House Bill No. 295. A Bill for an Act to amend and reenact section 54-35-10 of the North Dakota Century Code, relating to legislative compensation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 28; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Powers |
| Aamoth | Erickson, K. | Knudson | Reimers |
| Aas | Freeman | Kuehn | Rivinius |
| Anderson | Froelich | Lang | Sandness |
| Atkinson | Gackle | Larson, G. | Sanstead |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Backes | Giffey | Leibhan | Stone |
| Bier | Haugland | Linderman | Streibel |
| Boustead | Henning | Link | Strinden |
| Bullis | Hensrud | Lundene | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Dahl | Hilleboe | Miedema | Tweten |
| Dawson | Hoffner | Mueller | Wagner |
| DeKrey | Hoghaug | Olienyk | Weber |
| Dick | Hougen | Opedahl | Wells |
| Dornacker | Jones | Peterson, R. | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

| | | | |
|--------|-------|-------------|----------|
| Belter | Diehl | Lillehaugen | Simonson |
|--------|-------|-------------|----------|

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Berg | Erickson, W. | Matheny | Solberg, O. |
| Bernabucci | Grant | Moquist | Stoltenow |
| Boyum | Halcrow | Peterson, J. | Thorsgard |
| Burke | Hickle | Rundle | Welder |
| Connolly | Jenkins | Schaffer | White |
| Davis | Kelsch | Seibel | Wilkie |
| Absent and not voting: | | | |
| Glaspey | Johnson, K. | McDonald | Register |
| Goodman | | | |

So the bill passed and the title was agreed to.

Speaker E. Johnson re-referred House Bill No. 304 to the Committee on Appropriations.

SECOND READING OF HOUSE BILLS

House Bill No. 336. A Bill for an Act to amend and reenact subsection 3 of section 23-06-13 of the North Dakota Century Code, designating who may give authorization for dissection of a body.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Sandness |
| Aamoth | Erickson, K. | Knudson | Sanstead |
| Anderson | Erickson, W. | Kuehn | Schaffer |
| Atkinson | Freeman | Lang | Seibel |
| Austin | Froelich | Larson, G. | Simonson |
| Backes | Gackle | Larson, L. | Solberg, I. |
| Belter | Ganser | Leibhan | Solberg, O. |
| Berg | Giffey | Lillehaugen | Stoltenow |
| Bernabucci | Grant | Linderman | Stone |
| Bier | Halcrow | Link | Streibel |
| Boustead | Haugland | Lundene | Strinden |
| Boyum | Henning | Matheny | Swedlund |
| Bullis | Hensrud | Metzger | Thompson |
| Bunker | Hentges | Mueller | Thorsgard |
| Burke | Hickle | Olienyk | Tweten |
| Connolly | Hilleboe | Opedahl | Wagner |
| Dahl | Hoffner | Peterson, J. | Weber |
| Davis | Hoghaug | Peterson, R. | Welder |
| Dawson | Hougen | Powers | Wells |
| DeKrey | Jenkins | Reimers | White |
| Dick | Jones | Rivinius | Wilkie |
| Diehl | Kelsch | Rundle | Mr. Speaker |
| Eagles | | | |
| Absent and not voting: | | | |
| Aas | Goodman | McDonald | Moquist |
| Dornacker | Johnson, K. | Miedema | Register |
| Glaspey | | | |

So the bill passed and the title was agreed to.

House Bill No. 340. A Bill for an Act to provide for the fluoridation of municipal water supplies, and to provide that the state department of health shall promulgate rules and regulations regarding the fluoridation of municipal water supplies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 23; nays, 68; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------------|------------|-------------|-----------|
| Boyum | Hoffner | Link | Swedlund |
| Dahl | Kelsch | Powers | Thompson |
| Dornacker | Knudson | Sanstead | Thorsgard |
| Emerson | Kuehn | Solberg, I. | Tweten |
| Erickson, W. | Lang | Stone | Wilkie |
| Grant | Larson, G. | Strinden | |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|--------------|
| Aafedt | DeKrey | Hoghaug | Peterson, R. |
| Aamoth | Dick | Hougen | Reimers |
| Anderson | Diehl | Jenkins | Rivinius |
| Atkinson | Eagles | Jones | Rundle |
| Austin | Erickson, K. | Kingsbury | Sandness |
| Backes | Freeman | Larson, L. | Schaffer |
| Belter | Froelich | Leibhan | Seibel |
| Berg | Gackle | Lillehaugen | Simonson |
| Bernabucci | Ganser | Linderman | Solberg, O. |
| Bier | Giffey | Lundene | Stoltenow |
| Boustead | Halcrow | Matheny | Streibel |
| Bullis | Haugland | Metzger | Wagner |
| Bunker | Henning | Moquist | Weber |
| Burke | Hensrud | Mueller | Welder |
| Connolly | Hentges | Olienyk | Wells |
| Davis | Hickle | Opedahl | White |
| Dawson | Hilleboe | Peterson, J. | Mr. Speaker |

Absent and not voting:

| | | | |
|---------|-------------|----------|----------|
| Aas | Goodman | McDonald | Register |
| Glaspay | Johnson, K. | Miedema | |

So the bill lost.

House Bill No. 438. A Bill for an Act relating to the liability of the head of a family for negligence of a member of the family.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 55; nays, 35; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aafedt | Dornacker | Hoghaug | Powers |
| Aamoth | Eagles | Hougen | Sanstead |
| Anderson | Emerson | Jenkins | Solberg, O. |
| Atkinson | Erickson, W. | Kelsch | Stone |
| Austin | Freeman | Kingsbury | Streibel |
| Belter | Froelich | Knudson | Strinden |
| Berg | Giffey | Kuehn | Swedlund |
| Bier | Halcrow | Lang | Thompson |
| Boustead | Haugland | Larson, L. | Thorsgard |
| Boyum | Henning | Leibhan | Tweten |
| Bullis | Hensrud | Linderman | White |
| Bunker | Hentges | Mueller | Wilkie |
| DeKrey | Hilleboe | Olienyk | Mr. Speaker |
| Dick | Hoffner | Opedahl | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Backes | Gackle | Metzger | Seibel |
| Bernabucci | Grant | Moquist | Simonson |
| Burke | Hickle | Peterson, J. | Solberg, I. |
| Connolly | Jones | Peterson, R. | Stoltenow |
| Dahl | Larson, G. | Reimers | Wagner |
| Davis | Lillehaugen | Rivinius | Weber |
| Dawson | Link | Rundle | Welder |
| Diehl | Lundene | Sandness | Wells |
| Erickson, K. | Matheny | Schaffer | |

Absent and not voting:

| | | | |
|--------|---------|-------------|----------|
| Aas | Glaspey | Johnson, K. | Miedema |
| Ganser | Goodman | McDonald | Register |

So the bill passed and the title was agreed to.

House Bill No. 445. A Bill for an Act to amend and reenact section 6-03-60 of the North Dakota Century Code, relating to loans to and purchases from directors, officers, and employees, restrictions, conditions, penalty and civil liability.

Was read the second time.

Rep. Thompson requested that he be excused from voting on House Bill No. 445 because of a personal interest.

Rep. Wagner moved that Rep. Thompson and any other members with banking interests be permitted to vote on House Bill No. 445, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 86; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Knudson | Sandness |
| Aamoth | Emerson | Kuehn | Sanstead |
| Anderson | Erickson, K. | Lang | Schaffer |
| Atkinson | Erickson, W. | Larson, G. | Seibel |
| Austin | Freeman | Larson, L. | Simonson |
| Backes | Froelich | Leibhan | Solberg, I. |
| Belter | Gackle | Lillehaugen | Solberg, O. |
| Berg | Ganser | Linderman | Stoltenow |
| Bernabucci | Giffey | Link | Stone |
| Bier | Grant | Matheny | Streibel |
| Boustead | Halcrow | Metzger | Strinden |
| Boyum | Henning | Moquist | Swedlund |
| Bullis | Hensrud | Mueller | Thompson |
| Bunker | Hickle | Olienyk | Tweten |
| Burke | Hilleboe | Opedahl | Wagner |
| Connolly | Hoffner | Peterson, J. | Weber |
| Dahl | Hoghaug | Peterson, R. | Welder |
| Davis | Hougen | Powers | Wells |
| Dawson | Jenkins | Reimers | White |
| DeKrey | Jones | Rivinius | Wilkie |
| Diehl | Kelsch | Rundle | Mr. Speaker |
| Dornacker | Kingsbury | | |

Those voting in the negative were:

| | | | |
|----------|---------|---------|-----------|
| Dick | Hentges | Lundene | Thorsgard |
| Haugland | | | |

Absent and not voting:

| | | | |
|---------|-------------|----------|----------|
| Aas | Goodman | McDonald | Register |
| Glaspey | Johnson, K. | Miedema | |

So the bill passed and the title was agreed to.

House Bill No. 506. A Bill for an Act providing an appropriation for the payment of printing expenses of the legislative assembly, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Emerson | Knudson | Sandness |
| Aamoth | Erickson, K. | Kuehn | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Freeman | Larson, G. | Seibel |

| | | | |
|------------------------|-----------|--------------|-------------|
| Austin | Froelich | Larson, L. | Simonson |
| Backes | Gackle | Leibhan | Solberg, I. |
| Belter | Ganser | Lillehaugen | Solberg, O. |
| Berg | Giffey | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Moquist | Thompson |
| Bunker | Hentges | Mueller | Thorsgard |
| Burke | Hickle | Olienyk | Tweten |
| Connolly | Hilleboe | Opedahl | Wagner |
| Dahl | Hoffner | Peterson, J. | Weber |
| Davis | Hoghaug | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Dick | Jenkins | Reimers | White |
| Diehl | Jones | Rivinius | Wilkie |
| Dornacker | Kelsch | Rundle | Mr. Speaker |
| Eagles | Kingsbury | | |
| Absent and not voting: | | | |
| Aas | Glaspey | Johnson, K | Miedema |
| Dawson | Goodman | McDonald | Register |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 10, 1969

Mr. President: I have the honor to return:

Senate Bill No. 71
 Senate Bill No. 128
 Senate Bill No. 129
 Senate Bill No. 140
 Senate Bill No. 141
 Senate Bill No. 147

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 10, 1969

Mr. President: I have the honor to transmit:

House Bill No. 8
 House Bill No. 14
 House Bill No. 15
 House Bill No. 17
 House Bill No. 22
 House Bill No. 84
 House Bill No. 277
 House Bill No. 294
 House Bill No. 333
 House Bill No. 356
 House Bill No. 396
 House Bill No. 402
 House Bill No. 407
 House Bill No. 436
 House Bill No. 482

Which the House passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 1:00 P.M., February 11, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTIETH DAY AFTER RECESS AND THIRTY-FIRST DAY

Bismarck, February 11, 1969

The House reconvened at 1:00 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 125

House Bill No. 163

House Bill No. 261

House Bill No. 350

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Wagner moved that a committee of two be appointed to escort Hon. Thomas Kleppe to the rostrum, which motion prevailed.

Speaker E. Johnson appointed Reps. Wagner and Aas.

Congressman Kleppe addressed the Assembly.

Congressman Tom Kleppe:

"Mr. Speaker, Members of the House:

"Thank you very much for that very nice reception and this warm introduction.

"At the outset I would like to take a little credit for the improvement in the weather. It has not been this good since Christmas, and it pleases me very much to see that the sun can shine. It makes us feel that Spring is a little closer.

"Since I last saw you, a number of things have happened in Washington. We seated Adam Clayton Powell. We have inaugurated a new President. We have sworn in a new cabinet — after some degree of deliberation. During the course of the inauguration, we had a number of North Dakota people down there, and I want you to know that the representatives you sent from this body were very representative, and we were pleased to have them there to participate in those festivities.

"As we think about the things that have taken place in the work we have to do, they fall in three specific categories. This administration admittedly has started slowly — which is intentional, and I think it is for the good. With the problems we have there and the difficult situations involved. When you look at the war in Viet Nam and its implications, rash and harsh movement in that direction would probably be a mistake. When you look at the areas of inflation, law enforcement, crime, and law and order, you know these are serious problems.

"In Viet Nam, it looks like we are going to have an improvement from the standpoint of being able to return some of our troops. I hope and believe within a period of six months, this will happen. I believe indications are strong that South Vietnamese are going to be able to take over a bigger job in defending their own country.

"What is going on in Paris? I am like you, we must wait and hope. Hope springs eternal, and this is the way we have to look at Paris. We finally got the round table problem taken care of, but nothing much has happened since. I don't know what the Paris talks will lead to, but militarily the war in Viet Nam has been won, but this doesn't help when 158 American boys were killed again last week. This continues and goes on and on. If we have won the war militarily, then there is a lot of re-structuring that must take place. Negotiations from the standpoint of the war itself are to bring about at least some improvement in that very nasty condition.

"This administration has taken it upon themselves to recognize that the number one problem is inflation. We have to do something about inflation. You have heard many speak about this money thing. It is a situation that affects every individual. It has to come to an end, and it is not going to happen by accident, and it is not going to happen by itself. It is going to have to be planned. It is going to have to be documented, and it is going to have to be supported.

"If there is one thing that is going to measure the degree of success or failure of this new administration, it will be specifically in the area of crime and what is done about it in the City of Washington, D. C. — yours and my Federal City. The situation of crime in Washington, D. C. is beyond comprehension from the standpoint of just what is going on. It used to be tourists would come to town and enjoy the activities down town at night. Not so any more — and for good reason. It clearly is not safe. We still have a good number of normal people coming to town, living in the outskirts, who come down town to shop in the day time, but the night activities, plays, restaurants, theatres and so forth are difficult when you try to promote something like that, because people are just not going out at night because they are afraid, and their fear is justified, with robberies, rape, and the shootings. As a matter of fact, two young men walked into a Junior High School just before I came back here last week, and they wanted to get the money out of the safe, and they did take it. The Assistant Principal decided to fight them, but they shot him in the chest and killed him. It was \$40 plus that was in the safe. This is happening every day. I repeat, the success or failure of this administration to a great degree is going to be centered on whether or not we can meet the problems facing us today in the area of crime in Washington, D. C. Already President Nixon has submitted to Congress a number of proposals to alleviate this crime problem, to increase the number of police officers, and increase the number of judges to handle cases, and to increase the penalties. All too often the area of enforcement has been so lax. If you look back to the April riots of 1968, you learn that less than 20 people of a total of hundreds arrested have been convicted on any kind of misdemeanor or felony. Then you can realize there is a void in the area of enforcing the laws we have. This is something that represents a tremendous challenge.

"This is the first day of the rest of your life. The responsibility and challenge to you individually are the same as those of us in Congress in Washington, because we are your chosen representatives. We can't go back to yesterday and accomplish anything. That is gone. We have to look to the minutes, the hours, the days, weeks, months and years ahead of us and what is good and right for this country. This system of ours and this country of ours and what it represents is far greater than what any of us as individuals believe and think.

"It gives me a great deal of pride and pleasure to be introduced and to walk into this chamber where you people represent our citizenry in North Dakota. It is the same feeling I have when I walk onto the floor of the House in Washington, and I hope that never leaves me because I feel imbued with a spirit of patriotism which circumscribes all boundaries of all kinds. A colleague is a colleague, and I don't care if he is Democrat, Republican or Independent. We must have a common goal, and that common goal has to be achieved, and it only can be achieved through cooperative effort, and it is this feeling that I believe will emanate from this Congress this year. I am looking forward to working within the framework of this administration.

"You have been very gracious to me, and God bless you in your determination and decisions here because it is so vital and important to everyone.

"Thank you."

Rep. Link moved that the remarks of Congressman Kleppe be printed in the House Journal, which motion prevailed.

MOTIONS

Rep. Powers moved that the House reconsider the action by which House Bill No. 303 was lost, which motion failed on a division vote.

Rep. Bernabucci moved that the House reconsider the action by which House Bill No. 289 was lost, which motion prevailed on a division vote.

Rep. Bernabucci requested unanimous consent of the House to amend House Bill No. 289, which request was granted.

Rep. Bernabucci then moved that the rules be suspended and that House Bill No. 289 be amended as follows:

In the first line of the title delete the word "compel" and place in lieu thereof the word "allow"

In line 2 of the Bill delete the word "shall" and place in lieu thereof the word "may"

In line 2 of the Bill after the word "all" insert "or any part"

And renumber the lines accordingly.

Which motion prevailed.

Rep. Bernabucci moved that the rules be suspended and that House Bill No. 289 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 289. A Bill for an Act to allow state agencies to pay actual moving expenses for employees required to relocate because of their duties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 57; nays, 36; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|----------|-------------|-------------|
| Aas | Froelich | Kingsbury | Tweten |
| Atkinson | Gackle | Lang | Sanstead |
| Berg | Ganser | Larson, G. | Solberg, I. |
| Bernabucci | Giffey | Larson, L. | Solberg, O. |
| Bier | Goodman | Lillehaugen | Stone |
| Boustead | Grant | Linderman | Strinden |
| Boyum | Halcrow | Link | Swedlund |
| Bunker | Haugland | Lundene | Thompson |
| Burke | Henning | Matheny | Thorsgard |

| | | | |
|--------------|----------|----------|-------------|
| Dick | Hilleboe | Metzger | Wagner |
| Eagles | Hoffner | Mueller | Weber |
| Emerson | Hoghaug | Olienyk | White |
| Erickson, K. | Hougen | Opedahl | Wilkie |
| Erickson, W. | Kelsch | Register | Mr. Speaker |
| Freeman | | | |

Those voting in the negative were:

| | | | |
|----------|-------------|--------------|-----------|
| Aafedt | DeKrey | Knudson | Rivinius |
| Aamoth | Diehl | Kuehn | Rundle |
| Austin | Dornacker | Leibhan | Schaffer |
| Belter | Glaspey | McDonald | Seibel |
| Bullis | Hensrud | Miedema | Simonson |
| Connolly | Hickle | Moquist | Stoltenow |
| Dahl | Jenkins | Peterson, R. | Streibel |
| Davis | Johnson, K. | Powers | Welder |
| Dawson | Jones | Reimers | Wells |

Absent and not voting:

| | | | |
|----------|---------|--------------|----------|
| Anderson | Hentges | Peterson, J. | Sandness |
| Backes | | | |

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 13 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 21 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, after the words "the sum of" delete the sum \$144,812.00 and in lieu thereof insert the sum \$137,406.00.

Line 9 delete the sum \$94,020.00 and in lieu thereof insert the sum \$86,614.00.

Line 12 delete the sum \$144,812.00 and in lieu thereof insert the sum \$137,406.00.

After line 12 add a new section, as follows:

"SECTION 2.) The handling costs shall be increased to cover the full costs of handling surplus property."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Salary increases in the executive budget were turned down because they had already been given increases in the current biennium through transfer of personnel to the Department of Public Instruction payroll for two months.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 177 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred

House Bill No. 197 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 308 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 364 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 372, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Emerson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 382, has had the same under consideration and recommends that the same be amended as follows:

In line 17 after the "." add the following: "No contract for the construction of such additions shall be awarded until the board of higher education has assurance that the funds for the payment of the contract are available."

And renumber the lines accordingly.

And be re-referred to the Committee on Appropriations.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 412, has had the same under consideration and recommends that the same be amended as follows:

In line 5 after the word "funds" delete the words "to purchase radio"

In line 6 delete the following:

"communication equipment, mobile units, and funds"

In line 10 after the period add the following language:

"The proceeds of such levy shall be placed in a separate fund known as the Police Station and Correctional Facility Fund. No levy shall be made under this section during any period in which the monies to the fund equal or exceed an amount equal to the sum that would be produced by a levy of ten mills upon the net taxable assessed valuation of the city making such a levy."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 461, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 13, has had the same under consideration and recommends that the same be amended as follows:

In line 12 after the word "training" insert the word "of"

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 25, has had the same under consideration and recommends that the same be amended as follows:

Delete all of Section 3, including lines 23 to 32 inclusive.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 26, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. O. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 31, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 232, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 304, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 306, has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the bill, after the words "the sum of" delete the sum \$50,000.00 and in lieu thereof insert the sum \$25,000.00.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 339 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 344 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title, delete the word "repeal" and insert the words "amend and reenact".

In line 1 delete the word "REPEAL" and insert the word "AMENDMENT".

In line 3 delete the word "repealed" and insert in lieu thereof the following: "amended and reenacted" to read as follows:

57-38-36. WHEN PAYMENT OF TAX MAY BE MADE IN QUARTERLY INSTALLMENTS.) If the total tax exceeds one hundred dollars it may be paid in quarterly installments, and if paid in such installments, the first installment shall be paid at the time fixed by this chapter for filing the return, the second installment shall be paid on the fifteenth day of the third month, the third installment on the fifteenth day of the sixth month, and the fourth installment on the fifteenth day of the ninth month after the time fixed by law for filing the return. Interest at the rate of ((six)) **seven** percent per annum shall be charged on all unpaid installment balances during the period from the date fixed by this chapter for filing the return and the date payment of the installment is due. If a taxpayer elects under the provisions of this section to pay the tax in installments, any installment may be paid prior to the date prescribed for its payment. If an installment is not paid in full on or before the date fixed for its payment the whole amount of the unpaid tax shall be paid upon notice and demand from the tax commissioner, and penalty and interest, as provided in sections 57-38-43 and 57-38-45, shall attach, from and after the time of the failure to make such timely payment, to the whole amount of the unpaid tax."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 385 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act for the purpose of creating and establishing an educational broadcasting council, designating membership and powers; and providing an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. NORTH DAKOTA EDUCATIONAL BROADCASTING COUNCIL — CREATION — PURPOSE.) The North Dakota legislature hereby creates the North Dakota educational broadcasting council for the purpose of encouraging and directing the creation of educational radio and television facilities within the state of North Dakota.

SECTION 2. MEMBERSHIP — APPOINTMENT — TERM — NO COMPENSATION — EXPENSES — ORGANIZATION.) The North Dakota educational broadcasting council shall be composed of twelve members as follows: two ex officio members, one appointed by the board of higher education, one appointed by the superintendent of public instruction, and eight appointed by the governor, to be ratified by the Senate.

1. The ex officio members shall be:
The state superintendent of public instruction or his designated representative from that office.
The commissioner of higher education or his designated representative from that office.
2. The appointed members shall be drawn from the public at large with no fewer than four from the western half of the state and no fewer than four from the eastern half of the state. The term of office shall be seven years, except that of the original appointees, two shall serve one year, two shall serve three years, two shall serve five years, and two shall serve seven years, which appointees to be determined by lot.
3. No member shall receive any compensation but shall be reimbursed for reasonable and necessary expenses incurred in connection with service on the council. The governor shall call the initial meeting of the council at which time the council shall elect its chairman and other officers and take such other action as it deems appropriate.

SECTION 3. POWERS AND DUTIES.) The council is directed:

1. To be concerned with the development of statewide educational television and radio facilities.
2. To hold coordinating authority for the development of such statewide educational radio and television facilities as may be required to serve the entire state.
3. To assist any organizations, state agencies, or both in the preparation, filing, and prosecution before the federal communications commission such applications, reports, or other documents or requests for authorization of any kind as may be necessary or appropriate to achieve the purposes of this Act.
4. To receive gifts and contributions from public and private sources to be expended through the stations to provide educational broadcasting facilities and programs.
5. To be concerned with the activation of educational broadcasting channels presently assigned to North Dakota and/or the reallocation or addition of such channels as are determined to be in the best interests of the people of the state.
6. To actively cooperate with the state department of public instruction and the state board of higher education and other agencies and private organizations for the purpose of developing statewide educational broadcasting projects.
7. To adopt bylaws for the conduct of its affairs.
8. To publish such informational material as it deems necessary.
9. To carry on a continuing study relating to the needs, resources, and facilities which are available or may be required to establish educational radio and television facilities throughout the entire state.

SECTION 4. PROHIBITIONS.) Nothing in this Act shall imply or express the intent of the council to license or operate educational broadcasting stations, nor to request the appropriation of state funds for the council's operation of such station.

SECTION 5. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$15,000 to the North Dakota Educational Broadcasting Council to be used in carrying out the provisions of this Act."

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 387, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 440, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 446, has had the same under consideration and recommends that the same be amended as follows:

In line 10 place triple parentheses before the word "In"

In line 14 place triple parentheses after the period

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 459, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 486, has had the same under consideration and recommends that the same be re-referred to the Committee on Appropriations.

REP. HILLEBOE, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 490, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 501, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 18, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 19, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Hensrud moved that the report be adopted, which motion failed.

Rep. Halcrow requested that his remarks on House Concurrent Resolution No. 19 be printed in the Journal.

Rep. Halcrow:

"Mr. Speaker, I want to discuss the matter contained in House Concurrent Resolution No. 19. The Federal Trade Commission has been studying the Unfair Trade Practices under the Justice Department, and they have not come up with the answer because of the very powerful lobbying interests that represent the oil industry in the United States of America. There are a lot of things going on in the pricing of petroleum products that are disturbing, not only to people outside of the major oil companies and the operators, but the independent jobbers as well, and there should be great concern among the people using the products.

"I wonder if many people understand what is going on when you have a gasoline war in at town. Let's take, for example, the town of Grand Forks. Grand Forks quite frequently has a gasoline war. The larger cities generally have the gas wars. You seldom find a gas war in the smaller towns of the state. Now what happens here. They may be selling gasoline in Grand Forks for 25¢ per gallon, and at Langdon, 100 miles from Grand Forks, you will find gasoline selling for 34.9¢ or 35.9¢ per gallon. What is happening here is that the major oil companies are reaping a harvest in the small towns at high prices, and then in the cities with the gasoline war, the smaller town subsidizes the city consumers. This has an adverse effect on the gasoline dealers in the smaller communities. I don't know how many of you are aware of the fact that in gasoline wars, the margin of profit is subsidized by the major oil companies in the particular stations they happen to own. This is a very discouraging situation and one that should be corrected. I don't know if this can be corrected through legislation, but I would suggest that perhaps the major oil companies in the industry should be taking a better look at what they are doing to themselves. They have other trade practices that I might tell you are very unethical and unpractical, and don't make any sense. They have what is known as the saturation of the market. You will find, staying with Grand Forks as the example, on Washington Avenue, four stations there would be as many as could make a fair margin of profit and pay decent wages. There is a high mortality rate in service station consignees.

"A man makes an investment in a station of some \$20,000 or \$30,000 and sets himself up as a lessee of one of those stations, and nine months later he is out of business because there just is not enough business to go around, and traffic does not warrant the number of outlets.

"These trade practices are very serious, and they do not do the oil industry any good nor do they do the consumers any good, and it has a depressing effect on the cities. I would direct to the oil industry that they had better get on the ball, and some of these unfair practices should be studied, and you should stop subsidizing the people of the cities at the expense of the people in the rural areas who are paying the high prices. It is time you took a look at this if you are really interested in the marketing of your products."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 21, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 23, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 24, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 34, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Rep. Weber announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Harry Bergmen, and Rep. Bergmen was thereupon introduced to the House.

Rep. Dornacker moved that House Bill No. 478 be returned to the House from the Committee on Industry and Business, which motion prevailed.

Rep. Dornacker requested unanimous consent to withdraw House Bill No. 478, which request was granted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-FIRST DAY

Bismarck, February 11, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Gerald Mertz, Faith Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Anderson, J. Peterson and Sandness.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-ninth Day After Recess and Thirtieth Day and recommends that the same be corrected as follows:

Page 506, line 33, delete after "Rep. Dahl" the word "that" and insert in lieu thereof the words "to adopt"

Page 506, line 35, after "97" delete "to adopt the amendments"

Page 509, line 17, delete the word "lost" and substitute the word "carried" in lieu thereof.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. William Erickson moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 74, has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 157, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 219, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 244, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 26, has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Jack Heimes, and Rep. Heimes was thereupon introduced to the House.

CONSIDERATION OF AMENDMENTS

Rep. Mueller moved that the amendments to House Bill No. 24 as recommended by the Committee on Appropriations as printed on pages 497 and 498 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 27 as recommended by the Committee on Appropriations as printed on page 498 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 97, as recommended by the Committee on Finance and Taxation, as printed on pages 503, 504, 505 and 506 of the House Journal be adopted.

Rep. Dornacker moved to dispense with the reading of the amendments to House Bill No. 97, which motion prevailed.

The question then was on the motion of Rep. Dornacker to adopt the amendments to House Bill No. 97, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 201, as recommended by the Committee on Social Welfare, and as printed on page 499 of the House Journal be adopted.

Rep. Haugland moved to dispense with the reading of the amendments to House Bill No. 201, which motion prevailed.

The question then was on the motion of Rep. Haugland to adopt the amendments to House Bill No. 201, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 239 as recommended by the Committee on Appropriations as printed on page 500 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 271 as recommended by the Committee on Judiciary and as printed on pages 500 and 501 of the House Journal be adopted.

Rep. Kelsch moved to dispense with the reading of the amendments to House Bill No. 271, which motion prevailed.

The question then was on the motion of Rep. Kelsch to adopt the amendments to House Bill No. 271, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Reimers and Bier introduced:

House Concurrent Resolution No. 36. A Concurrent Resolution relating to a study of methods of improving the quality of elementary and secondary education, and the use of the most efficient instruction methods.

Was read the first time and referred to the committee on Education.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 35. A Concurrent Resolution in support of the concentration of the Garrison Diversion Unit.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 35 be not referred to committee, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 35. A Concurrent Resolution in support of the concentration of the Garrison Diversion Unit.

Was read the second time.

Rep. Streibel moved the adoption of Senate Concurrent Resolution No. 35.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 11, 1969

Mr. President: I have the honor to transmit:

House Bill No. 12
House Bill No. 160
House Bill No. 218
House Bill No. 287
House Bill No. 315
House Bill No. 318
House Bill No. 404
House Bill No. 431

House Concurrent Resolution No. 11

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 11, 1969

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 30

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 87. A Bill for an Act making an appropriation for paying the salaries and other expenses of the milk stabilization board.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 15; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Froelich | Kuehn | Rundle |
| Aamoth | Gackle | Larson, G. | Sanstead |
| Aas | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Glaspey | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Solberg, O. |
| Berg | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Bullis | Haugland | Matheny | Streibel |
| Dahl | Henning | McDonald | Strinden |
| Dawson | Hensrud | Miedema | Swedlund |
| DeKrey | Hentges | Moquist | Thompson |
| Dick | Hoffner | Mueller | Thorsgard |
| Diehl | Hoghaug | Olienyk | Tweten |
| Dornacker | Hougen | Opedahl | Weber |
| Eagles | Johnson, K. | Peterson, R. | Welder |
| Emerson | Jones | Powers | Wells |
| Erickson, K. | Kelsch | Register | Wilkie |
| Erickson, W. | Kingsbury | Rivinius | Mr. Speaker |
| Freeman | Knudson | | |

Those voting in the negative were:

| | | | |
|------------|----------|----------|----------|
| Atkinson | Bunker | Hilleboe | Schaffer |
| Bernabucci | Burke | Jenkins | Wagner |
| Boustead | Connolly | Lang | White |
| Boyum | Davis | Metzger | |

Absent and not voting:

| | | | |
|----------|--------------|---------|----------|
| Anderson | Peterson, J. | Reimers | Sandness |
| Hickle | | | |

So the bill passed and the title was agreed to.

House Bill No. 161. A Bill for an Act to amend and reenact section 16-01-15 of the 1967 Supplement to the North Dakota Century Code, relating to requirement for an interval between elections, and declaring an emergency.

Which had been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 58; nays, 36; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------|---------|-------|----------|
| Aafedt | Emerson | Kuehn | Sanstead |
|--------|---------|-------|----------|

| | | | |
|-----------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Lang | Seibel |
| Aas | Froelich | Larson, G. | Solberg, O. |
| Atkinson | Gackle | Larson, L. | Stone |
| Austin | Goodman | Leibhan | Streibel |
| Backes | Grant | Link | Strindren |
| Bier | Haugland | Lundene | Swedlund |
| Boustead | Hentges | McDonald | Thompson |
| Bunker | Hilleboe | Miedema | Thorsgard |
| Dahl | Hoffner | Moquist | Tweten |
| Davis | Hoghaug | Olienyk | Wagner |
| Dick | Hougen | Peterson, R. | Welder |
| Diehl | Jones | Powers | Wilkie |
| Dornacker | Kelsch | Register | Mr. Speaker |
| Eagles | Knudson | | |

Those voting in the negative were:

| | | | |
|--------------|---------|-------------|-------------|
| Berg | Freeman | Johnson, K | Rivinius |
| Bernabucci | Ganser | Kingsbury | Rundle |
| Boyum | Giffey | Lillehaugen | Schaffer |
| Bullis | Glaspey | Linderman | Simonson |
| Burke | Halcrow | Matheny | Solberg, I. |
| Connolly | Henning | Metzger | Stoltenow |
| Dawson | Hensrud | Mueller | Weber |
| DeKrey | Hickle | Opedahl | Wells |
| Erickson, K. | Jenkins | Reimers | White |

Absent and not voting:

| | | | |
|----------|--------|--------------|----------|
| Anderson | Belter | Peterson, J. | Sandness |
|----------|--------|--------------|----------|

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Speaker E. Johnson called Rep. Kelsch to the Chair to preside.

Acting Speaker Kelsch re-referred House Bill No. 163 to the Committee on Appropriations.

House Bill No. 238. A Bill for an Act to provide that cities may provide for the uniform application of a percentage of the assessed valuation of the residential real property in which personal property is located and to give county boards of equalization the authority to adjust such percentages; and to amend and reenact subsection 2 of section 57-02-11 of the North Dakota Century Code, providing an exception to the requirement that personal property be assessed annually.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 57; nays, 34; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|--------------|
| Aafedt | Dornacker | Jones | Peterson, R. |
| Aamoth | Emerson | Kelsch | Powers |
| Aas | Erickson, W. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Schaffer |
| Austin | Gackle | Lang | Solberg, I. |
| Bernabucci | Goodman | Larson, G. | Solberg, O. |
| Bier | Grant | Larson, L. | Stone |
| Boustead | Halcrow | Leibhan | Swedlund |
| Boyum | Haugland | Linderman | Thompson |
| Bunker | Henning | Miedema | Tweten |
| Burke | Hensrud | Moquist | Wagner |
| Dawson | Hoghaug | Mueller | Welder |
| DeKrey | Hougen | Olienyk | White |
| Dick | Johnson, K | Opedahl | Wilkie |
| Diehl | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|----------|-----------|
| Backes | Giffey | Link | Seibel |
| Berg | Glaspey | Lundene | Simonson |
| Bullis | Hentges | Matheny | Stoltenow |
| Connolly | Hickle | McDonald | Streibel |
| Davis | Hilleboe | Metzger | Strinden |
| Eagles | Hoffner | Register | Thorsgard |
| Erickson, K. | Jenkins | Rivinius | Weber |
| Froelich | Kingsbury | Rundle | Wells |
| Ganser | Lillehaugen | | |

Absent and not voting:

| | | | |
|----------|--------------|----------|-------------|
| Anderson | Dahl | Reimers | Mr. Speaker |
| Belter | Peterson, J. | Sandness | |

So the bill passed and the title was agreed to.

House Bill No. 261. A Bill for an Act to amend and reenact sections 39-05-09 and 39-05-17 of the North Dakota Century Code, relating to the transfer and contents of motor vehicle certificates of title.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Register |
| Aamoth | Erickson, W. | Kingsbury | Rivinius |
| Aas | Freeman | Knudson | Rundle |
| Atkinson | Gackle | Kuehn | Sanstead |
| Austin | Ganser | Lang | Schaffer |
| Backes | Giffey | Larson, G. | Seibel |
| Berg | Glaspey | Larson, L. | Simonson |
| Bernabucci | Goodman | Leibhan | Solberg, I. |
| Bier | Grant | Lillehaugen | Solberg, O. |
| Boustead | Halcrow | Linderman | Stoltenow |
| Boyum | Haugland | Link | Stone |
| Bullis | Henning | Lundene | Streibel |
| Bunker | Hensrud | Matheny | Strinden |
| Burke | Hentges | McDonald | Swedlund |
| Connolly | Hickle | Metzger | Thompson |
| Davis | Hilleboe | Miedema | Thorsgard |
| Dawson | Hoffner | Moquist | Tweten |
| DeKrey | Hoghaug | Mueller | Wagner |
| Dick | Hougen | Olienyk | Weber |
| Diehl | Jenkins | Opedahl | Welder |
| Dornacker | Johnson, K. | Peterson, R. | Wells |
| Eagles | Jones | Powers | Wilkie |
| Emerson | | | |

Absent and not voting:

| | | | |
|----------|--------------|----------|-------------|
| Anderson | Froelich | Reimers | White |
| Belter | Peterson, J. | Sandness | Mr. Speaker |
| Dahl | | | |

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 11, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 13

Senate Bill No. 14

Senate Bill No. 29

Senate Bill No. 80
 Senate Bill No. 110
 Senate Bill No. 187
 Senate Bill No. 268

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 330. A Bill for an Act to provide that nonresident corporations shall compute their income tax liability on the same basis as domestic corporations on income earned in North Dakota and that the income tax liability of nonresident corporations shall be increased or decreased in order that such nonresident corporations be treated on an equal basis with domestic corporations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 52; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|------------|-------------|
| Atkinson | Erickson, W. | Larson, L. | Schaffer |
| Austin | Gackle | Leibhan | Solberg, I. |
| Backes | Grant | Linderman | Solberg, O. |
| Bier | Hensrud | Link | Stone |
| Burke, | Hoffner | Lundene | Streibel |
| Dawson | Hougen | Matheny | Strinden |
| DeKrey | Johnson, K | McDonald | Thompson |
| Diehl | Knudson | Opedahl | Weber |
| Dornacker | Lang | Powers | Wilkie |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|------------|----------|--------------|-----------|
| Aafedt | Freeman | Jones | Reimers |
| Aamoth | Froelich | Kelsch | Rivinius |
| Aas | Ganser | Kingsbury | Rundle |
| Berg | Giffey | Kuehn | Seibel |
| Bernabucci | Goodman | Larson, G. | Simonson |
| Boyum | Halcrow | Lillehaugen | Stoltenow |
| Bullis | Haugland | Metzger | Swedlund |
| Bunker | Henning | Miedema | Thorsgard |
| Connolly | Hentges | Moquist | Tweten |
| Davis | Hickle | Mueller | Wagner |
| Dick | Hilleboe | Olienyk | Welder |
| Eagles | Hoghaug | Peterson, R. | Wells |
| Emerson | Jenkins | Register | White |

Absent and not voting:

| | | | |
|----------|---------|--------------|-------------|
| Anderson | Dahl | Peterson, J. | Sanstead |
| Belter | Glaspey | Sandness | Mr. Speaker |
| Boustead | | | |

So the bill lost.

House Bill No. 398. A Bill for an Act to amend and reenact section 26-08-05 of the North Dakota Century Code, relating to articles of incorporation of domestic insurance companies and declaring an emergency.

Was read the second time.

Rep. Bunker requested that he be excused from voting on House Bill No. 398 because of a personal interest.

Rep. Boustead moved that Rep. Bunker and all members with an insurance interest be permitted to vote on House Bill No. 398, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 55; nays, 36; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------------|------------|-------------|-------------|
| Austin | Glaspey | Kuehn | Sanstead |
| Bullis | Grant | Lillehaugen | Schaffer |
| Connolly | Halcrow | Linderman | Simonson |
| Davis | Haugland | Link | Solberg, I. |
| Dawson | Hentges | Lundene | Solberg, O. |
| DeKrey | Hickle | Matheny | Stoltenow |
| Dick | Hoffner | McDonald | Streibel |
| Diehl | Hoghaug | Miedema | Strinden |
| Dornacker | Hougen | Moquist | Swedlund |
| Erickson, K. | Johnson, K | Olienyk | Thorsgard |
| Erickson, W. | Jones | Opedahl | Weber |
| Froelich | Kelsch | Powers | Welder |
| Gackle | Kingsbury | Rivinius | Wilkie |
| Giffey | Knudson | Rundle | |

Those voting in the negative were:

| | | | |
|------------|---------|--------------|----------|
| Aafedt | Bunker | Hilleboe | Register |
| Aamoth | Burke | Jenkins | Reimers |
| Aas | Eagles | Lang | Seibel |
| Atkinson | Emerson | Larson, G. | Stone |
| Backes | Freeman | Larson, L. | Thompson |
| Berg | Ganser | Leibhan | Tweten |
| Bernabucci | Goodman | Metzger | Wagner |
| Boustead | Henning | Mueller | Wells |
| Boyum | Hensrud | Peterson, R. | White |

Absent and not voting:

| | | | |
|----------|------|--------------|-------------|
| Anderson | Bier | Peterson, J. | Mr. Speaker |
| Belter | Dahl | Sandness | |

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

Rep. Moquist moved that the vote by which House Bill No. 398 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

RECOGNITION

Acting Speaker Kelsch announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Palmer Rustan, and Rep. Rustan was thereupon introduced to the House.

SECOND READING OF A HOUSE BILL

House Bill No. 443. A Bill for an Act to amend and reenact section 57-02-42 of the North Dakota Century Code, relating to the exemption from taxation of personal property in transit.

Was read the second time.

Rep. Halcrow requested that he be excused from voting on House Bill No. 443 because of a personal interest.

Rep. Tweten moved that Rep. Halcrow and all other Representatives with a personal interest in House Bill No. 443 be permitted to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 38; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|--------|--------------|--------|----------|
| Aafedt | Erickson, W. | Jones | Powers |
| Aamoth | Freeman | Kelsch | Register |

| | | | |
|--------------|----------|--------------|-----------|
| Atkinson | Froelich | Knudson | Reimers |
| Austin | Gackle | Lang | Schaffer |
| Bernabucci | Ganser | Larson, G. | Seibel |
| Bullis | Goodman | Leibhan | Stoltenow |
| Bunker | Grant | Linderman | Streibel |
| Burke | Haugland | Miedema | Thorsgard |
| Connolly | Henning | Moquist | Tweten |
| Davis | Hentges | Mueller | Weber |
| Eagles | Hilleboe | Olienyk | Wells |
| Emerson | Hoghaug | Peterson, R. | White |
| Erickson, K. | Jenkins | | |

Those voting in the negative were:

| | | | |
|-----------|-------------|----------|-------------|
| Backes | Glaspey | Lundene | Solberg, I. |
| Berg | Halcrow | Matheny | Solberg, O. |
| Bier | Hensrud | McDonald | Stone |
| Boustead | Hickle | Metzger | Strinden |
| Boyum | Hoffner | Opedahl | Swedlund |
| Dawson | Hougen | Rivinius | Thompson |
| DeKrey | Johnson, K | Rundle | Wagner |
| Dick | Kuehn | Sanstead | Welder |
| Dornacker | Larson, L. | Simonson | Wilkie |
| Giffey | Lillehaugen | | |

Absent and not voting:

| | | | |
|----------|-----------|--------------|-------------|
| Aas | Dahl | Link | Sandness |
| Anderson | Diehl | Peterson, J. | Mr. Speaker |
| Belter | Kingsbury | | |

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 170. A Bill for an Act to amend and reenact section 16-13-15 of the North Dakota Century Code, relating to the canvassing of elections.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|--------------|------------|--------------|-------------|
| Aafedt | Freeman | Knudson | Rivinius |
| Aamoth | Froelich | Kuehn | Rundle |
| Atkinson | Gackle | Lang | Sanstead |
| Austin | Ganser | Larson, G. | Schaffer |
| Berg | Giffey | Larson, L. | Seibel |
| Bernabucci | Glaspey | Leibhan | Simonson |
| Bier | Goodman | Lillehaugen | Solberg, I. |
| Boustead | Grant | Linderman | Solberg, O. |
| Boyum | Halcrow | Link | Stoltenow |
| Bullis | Haugland | Lundene | Stone |
| Bunker | Henning | Matheny | Streibel |
| Burke | Hensrud | McDonald | Strinden |
| Connolly | Hentges | Metzger | Swedlund |
| Davis | Hickle | Moquist | Thorsgard |
| Dawson | Hilleboe | Mueller | Tweten |
| DeKrey | Hoffner | Olienyk | Wagner |
| Dick | Hoghaug | Opedahl | Weber |
| Dornacker | Hougen | Peterson, R. | Welder |
| Eagles | Jenkins | Powers | Wells |
| Emerson | Johnson, K | Register | White |
| Erickson, K. | Jones | Reimers | Wilkie |
| Erickson, W. | Kelsch | | |

Absent and not voting:

| | | | |
|-----|--------|-----------|----------|
| Aas | Belter | Kingsbury | Sandness |
|-----|--------|-----------|----------|

| | | | |
|----------|-------|--------------|-------------|
| Anderson | Dahl | Miedema | Thompson |
| Backes | Diehl | Peterson, J. | Mr. Speaker |

So the bill passed and the title was agreed to.

Senate Bill No. 179. A Bill for an Act to amend and reenact section 16-17-10 and to repeal section 16-17-10.1 of the North Dakota Century Code, relating to political parties' district organization and meeting.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|--------------|------------|--------------|-------------|
| Aafedt | Freeman | Knudson | Rivinius |
| Aamoth | Froelich | Kuehn | Rundle |
| Atkinson | Gackle | Lang | Sanstead |
| Austin | Ganser | Larson, G. | Schaffer |
| Berg | Giffey | Larson, L. | Seibel |
| Bernabucci | Glaspey | Leibhan | Simonson |
| Bier | Goodman | Lillehaugen | Solberg, I. |
| Boustead | Grant | Linderman | Solberg, O. |
| Boyum | Halcrow | Link | Stoltenow |
| Bullis | Haugland | Lundene | Stone |
| Bunker | Henning | Matheny | Streibel |
| Burke | Hensrud | McDonald | Strinden |
| Connolly | Hentges | Metzger | Swedlund |
| Davis | Hickle | Moquist | Thorsgard |
| Dawson | Hilleboe | Mueller | Tweten |
| DeKrey | Hoffner | Olienyk | Wagner |
| Dick | Hoghaug | Opedahl | Weber |
| Dornacker | Hougen | Peterson, R. | Welder |
| Eagles | Jenkins | Powers | Wells |
| Emerson | Johnson, K | Register | White |
| Erickson, K. | Jones | Reimers | Wilkie |
| Erickson, W. | Kelsch | | |

Absent and not voting:

| | | | |
|----------|--------|--------------|-------------|
| Aas | Belter | Kingsbury | Sandness |
| Anderson | Dahl | Miedema | Thompson |
| Backes | Diehl | Peterson, J. | Mr. Speaker |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stand recessed until 12:30 P.M., February 12, 1969.

FIRST READING OF SENATE BILLS AND CONCURRENT RESOLUTIONS

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the game and fish department.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 19. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state wheat commission.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 27. A Bill for an Act making an appropriation for salaries and expenses of the governor's council on human resources.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 34. A Bill for an Act relating to a study by the legislative research committee for the development of a plan for an integrated data processing system for the institutions under the authority of the board of higher education, and providing for an appropriation.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 45. A Bill for an Act to provide for the reclamation of strip mined lands, declaring a penalty, and providing an appropriation.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 97. A Bill for an Act making an appropriation for an administration and management study of certain state departments and programs by the legislative research committee.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 130. A Bill for an Act to maintain or obtain reasonable levels of air quality consistent with the protection of health, and the prevention of injury to plant, animal life and property; to promote the economic and social development of the state; to provide for the comfortable enjoyment of the natural attractions of the state to the greatest extent practical; to establish a statewide program of air pollution prevention, abatement and control; and to coordinate the activities of local and regional air pollution control programs within the state; and creating an Air Pollution Control Advisory Council.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 191. A Bill for an Act to amend and reenact subsection 11 of section 20-03-12 of the North Dakota Century Code, relating to fees for nonresident licenses to hunt predators.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 193. A Bill for an Act to amend and reenact sections 39-18-03 and 57-55-01 of the North Dakota Century Code, relating to the exemption of certain sleeping trailers from personal property and mobile homes taxes.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 245. A Bill for an Act to amend and reenact section 54-03-11 of the North Dakota Century Code, relating to approval and payment of legislative costs and expenses.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 302. A Bill for an Act to create and enact subsection 9 of section 20-02-05 of the North Dakota Century Code, relating to powers of the game and fish commissioner.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 305. A Bill for an Act to amend and reenact section 12-38-11 of the North Dakota Century Code, relating to evading hotel bills.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 311. A Bill for an Act to repeal section 16-09-07 of the 1967 Supplement to the North Dakota Century Code, relating to the use of the same voting place by a township and incorporated city where the combined vote does not exceed five hundred votes.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 324. A Bill for an Act establishing primary and excess insurance on automobile liability policies for anyone in the business of selling, repairing, servicing, storing, leasing, or parking of motor vehicles.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 352. A Bill for an Act to amend and reenact sections 6-09-04, 6-09-05, 6-09-27 and 10-04-12.1 of the North Dakota Century Code and sections 21-10-02, 54-30-30, 54-30-32 and 54-30-33 of the 1967 Supplement to the North Dakota Century Code, making the chief executive of The Bank of North Dakota its president.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 356. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota Century Code, relating to the powers and duties of the director of accounts and purchases.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 389. A Bill for an Act to amend and reenact section 24-17-06 of the North Dakota Century Code, relating to the composition of the highway corridor board.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 413. A Bill for an Act to amend and reenact section 57-22-25 of the North Dakota Century Code, relating to travel fees for sheriffs for distraint.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 417. A Bill for an Act to create and enact section 61-04-29 of the North Dakota Century Code to provide that water permits attached to land acquired by the United States of America shall revert to the state and to provide for their assignment and transfer.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 418. A Bill for an Act to amend section 61-04-15 of the 1967 Supplement of the North Dakota Century Code, relating to assignment or transfer of water permits to provide for assignment of water permits held by any state agency only upon approval of the state engineer.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 419. A Bill for an Act to amend section 61-04-23 of the 1967 Supplement of the North Dakota Century Code, relating to forfeiture of water rights to provide that water rights held by any state agency may be forfeited only by the legislature.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 449. A Bill for an Act to amend and reenact section 11-15-12 of the North Dakota Century Code, relating to sheriff's mileage.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Concurrent Resolution No. 11. A Concurrent Resolution requesting that meat slaughterers and processors within the state of North Dakota comply with the Wholesome Meat Act, and the rules and regulations promulgated thereunder, except when the same are oppressive or unreasonable, and that the Attorney General give legal advice to such slaughterers and processors under certain conditions if they are subjected or threatened with a civil action by the Federal Government.

Was read the first time and referred to the committee on Agriculture.

Senate Concurrent Resolution No. 16. A Concurrent Resolution petitioning the secretary of transportation to review and amend the department of transportation's internal policies regarding highway beautification, so as to afford the continued operation of the outdoor advertising industry and allied industries, and affording local enterprises the opportunity to advertise in this manner, subject to state control, and whereby said industries and enterprises of North Dakota would attain equality with similar industries and enterprises located in the more densely populated and developed states.

Was read the first time and referred to the committee on Industry and Business.

House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk



**THIRTY-FIRST DAY AFTER RECESS AND
THIRTY-SECOND DAY**

Bismarck, February 12, 1969

The House reconvened at 12:30 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 9 has had the same under consideration and recommends that the same be amended as follows:

In the bill delete all of Section 2 from line 17 to line 23 inclusive.

The present Section 3 will now become Section 2 and a new Section 3 is added, as follows:

"SECTION 3.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The workload request is reduced by 15 persons and it is the intent that so much of these moneys as is necessary shall be used to meet the requirements of the new Section 3 which increases the amount allowed by the governor's budget for merit raises by \$63,230.00.

REP. MUELLER, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 11 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, after the words "the sum of" delete the sum \$11,213,854.00 and in lieu thereof insert the sum \$11,607,754.00.

Line 7 delete the sum \$8,129,334.00 and in lieu thereof insert the sum \$8,603,834.00.

Line 8 delete the sum \$495,000.00 and in lieu thereof insert the sum \$486,000.00.

Line 9 delete the sum \$2,084,100.00 and in lieu thereof insert the sum \$2,012,500.00.

Line 15 delete the sum \$11,213,854.00 and in lieu thereof insert the sum \$11,607,754.00.

Line 16 delete the sum \$5,350,000.00 and in lieu thereof insert the sum \$5,800,000.00.

Line 17 delete the sum \$5,863,854.00 and in lieu thereof insert the sum \$5,807,754.00.

Delete all of section 2 from line 18 to 24 inclusive.

Section 3 now shown in the bill beginning line 25, will become section 2 and a new section 3 will be added, as follows:

"SECTION 3.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The committee amended the State Hospital appropriation to include federal grant moneys which are presently being received by the Hospital, but were not included in the governor's budget. The committee reduced salaries and wages by \$375,500.00 to reflect the application of new Section 3 in the bill and to disallow the governor's recommendation of \$127,000.00 for replacement of patient labor and \$198,000.00 for 25 psychiatric technicians.

Reductions were made in the area of fees and services and supplies and materials to provide for a minimum budget for the next biennium.

It is also the intent of the committee that a separate accounting be made of expenditures and receipts relating to the adolescent center, mental health center, and the vocational rehabilitation programs, and that budget requests for these programs be submitted separately from the budget request for the State Hospital for the 1971-1973 biennium.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 19 has had the same under consideration and recommends that the same be amended as follows:

In line 12 of the bill delete the sum \$438,327.00 and in lieu thereof insert the sum \$423,327.00.

Line 20 delete the sum \$311,880.00 and in lieu thereof insert the sum \$326,880.00.

After line 28, add a new section, as follows:

"SECTION 2.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total

amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is this committee's intent to permit vocational education programs to continue at present levels, including funds to match federal funds at the 50% level and salary increases to move area directors into the state office in Bismarck, which will now be funded completely from state office rather than from the institutions.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 85, has had the same under consideration and recommends that the same be amended as follows:

After line 12 insert the following new section:

"SECTION 2.) Upon notice to the director of the department of accounts and purchases by such consultant as may be employed by the state to design and implement data processing systems for the departments, agencies and institutions utilizing or scheduled to utilize the services of the office of centralized data processing, that positions and other budgeted costs have been determined by the consultant to be no longer necessary in those departments, agencies or institutions because the functions of such positions have been mechanized or eliminated through the use of data processing, the director of the department of accounts and purchases shall immediately transfer the amount budgeted for any such position or positions in addition to savings in other budgeted areas, to the purchasing department operating fund for the operation of a centralized data processing system."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of the committee that we include income estimates as follows:

| Department | Estimated Income |
|---|------------------|
| State Treasurer | \$ 6,400.00 |
| Tax Department | 30,000.00 |
| Tax Dept. — Gas Div. | 50,000.00 |
| Legislative Assembly | 10,000.00 |
| State Retirement | 12,000.00 |
| Dept. of Public Instruction | 25,000.00 |
| Teachers Insurance and Retirement | 15,000.00 |
| Vocational Education | 6,000.00 |
| Health Department | 25,000.00 |
| State Hospital | 25,000.00 |
| Insurance Department | 30,200.00 |
| Fire and Tornado Fund | 5,000.00 |
| Bank of North Dakota | 70,000.00 |
| Workmen's Compensation | 40,000.00 |
| Highway Patrol | 20,000.00 |
| Game and Fish Department | 25,000.00 |

| | |
|-------------------------------------|---------------------|
| Highway Department | 30,000.00 |
| Highway Safety Responsibility | 30,000.00 |
| | <u>\$454,600.00</u> |

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Mueller moved that the amendments to House Bill No. 21 as recommended by the Committee on Appropriations as printed on page 520 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 25 as recommended by the Committee on Appropriations as printed on page 522 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 306 as recommended by the Committee on Appropriations as printed on page 522 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 344 as recommended by the Committee on Finance and Taxation as printed on page 523 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 382 as recommended by the Committee on Education as printed on page 521 of the House Journal be adopted, which motion prevailed, and House Bill No. 382 was re-referred to the Committee on Appropriations.

Rep. Bier moved that the amendments to House Bill No. 385 as recommended by the Committee on Education as printed on pages 523 and 524 of the House Journal be adopted.

Rep. Bier moved to dispense with the reading of the amendments to House Bill No. 385, which motion prevailed.

Question then was on the motion of Rep. Bier to adopt the report of the Education Committee on House Bill No. 385, which motion prevailed, and House Bill No. 385 was re-referred to the Committee on Appropriations.

Rep. Schaffer moved that the amendments to House Bill No. 412 as recommended by the Committee on Political Subdivisions as printed on page 521 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 446 as recommended by the Committee on Finance and Taxation as printed on page 525 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Concurrent Resolution No. 13 as recommended by the Committee on Education as printed on page 522 of the House Journal be adopted, which motion prevailed.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 24
 House Bill No. 27
 House Bill No. 97
 House Bill No. 201
 House Bill No. 239
 House Bill No. 271
 House Bill No. 398

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 161

House Bill No. 289

And find the same correctly Re-engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTION

Rep. Hilleboe moved that the House reconsider its action on House Bill No. 438 by which it was passed, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 438. A Bill for an Act relating to the liability of the head of a family for negligence of a member of the family.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 7; nays, 82; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------|----------|----------|-----------|
| Austin | Froelich | Olienyk | Thorsgard |
| Boyum | Knudson | Sanstead | |

Those voting in the negative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Lang | Sandness |
| Aas | Freeman | Larson, G. | Schaffer |
| Anderson | Gackle | Larson, L. | Seibel |
| Atkinson | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Haugland | Lundene | Stone |
| Bullis | Henning | Matheny | Streibel |
| Bunker | Hensrud | McDonald | Strinden |
| Burke | Hentges | Metzger | Swedlund |
| Connolly | Hickle | Moquist | Thompson |
| Dawson | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, J. | Weber |
| Dick | Hougen | Powers | Welder |
| Diehl | Jenkins | Register | Wells |
| Dornacker | Johnson, K. | Reimers | White |
| Eagles | Kelsch | Rivinius | Wilkie |
| Emerson | Kingsbury | Rundle | Mr. Speaker |
| Erickson, K. | Kuehn | | |

Absent and not voting:

| | | | |
|----------|---------|---------|--------------|
| Aafedt | Dahl | Halcrow | Miedema |
| Backes | Glaspey | Jones | Peterson, R. |
| Boustead | | | |

So the bill lost.

Rep. Aamoth moved that House Bill No. 420 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. Aamoth requested unanimous consent to withdraw House Bill No. 420, which request was granted.

Rep. Sanstead moved that House Bill No. 291 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Sanstead requested unanimous consent of the House to withdraw House Bill No. 291, which request was granted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 82, has had the same under consideration and recommends that the same be amended as follows:

After line 18 insert a new section as follows:

"SECTION 3.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Freeman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 250, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 30, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. O. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 298 has had the same under consideration and recommends that the same be amended as follows:

Strike everything after the words "A BILL" and insert in lieu thereof, the following:

"For an Act to amend and reenact subsection 6 of section 11-11-14 and section 16-09-01 of the North Dakota Century Code, relating to the combination of city and township voting precincts under certain conditions.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 6 of section 11-11-14 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

6. To establish election precincts in the county in areas outside the boundaries of incorporated cities **except as provided in chapter 16-09;**

SECTION 2. AMENDMENT.) Section 16-09-01 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-09-01. BOARD OF COUNTY COMMISSIONERS MAY DIVIDE COUNTY INTO PRECINCTS ((EXCEPT IN CITIES))) — COMBINE CITIES WITH TOWNSHIPS UNDER CERTAIN CONDITIONS — PRESERVATION OF BOUNDARIES — NUMBER OF ELECTORS — WHEN MAY REDIVIDE, ANNEX, VACATE OR COMBINE VOTING PRECINCTS — ELECTION INSPECTORS DESIGNATED.) The board of county commissioners may divide the county into precincts and establish the boundaries of the same except that within the boundaries of incorporated cities the governing body of such cities shall divide the cities into precincts and establish their boundaries pursuant to the provisions of title 40. The entirety of civil townships or cities shall be preserved as precincts except when such preservation would be in conflict with the provisions of this chapter. In such case, the civil township or city, except as provided in this chapter, shall be divided into two or more precincts, but in no case shall a precinct be composed of parts of two civil townships, or part of a township and of a city, except as provided in this chapter. No precinct in which voting machines are not used shall contain more than five hundred electors. It is further provided that the board of county commissioners may redivide the county into precincts, annex an existing precinct to another existing precinct, or combine two or more existing precincts one to another when:

1. A petition signed by seventy percent of the electors residing within an existing precinct is presented requesting such existing precinct to be annexed to and become a part of another existing precinct:

2. In the board's discretion, prompted by inaccessibility of polling places, difficulty in obtaining election boards, or economic infeasibility, an existing precinct may be annexed to and become a part of another existing precinct; or

3. The board of county commissioners may combine in their entirety two or more adjoining civil townships into one voting precinct with a common polling place for all elections other than township or school district elections or as otherwise provided by this chapter.

In the case of precincts which are combined, the board of county commissioners shall designate the person to be the inspector of elections of the new voting precinct. In the case where one precinct is annexed to another, the inspector of elections of the annexing precinct shall be the inspector of elections for the new precinct.

Notwithstanding other provisions of law, and for the purpose of statewide elections and the election of precinct committeemen, the county commissioners shall have the further authority to combine a city with an adjacent civil township, which wholly or partially encompasses such city, into one voting precinct, when the votes cast in the city for governor in the preceding election were less than three hundred and the total vote for governor at the previous election of the city and township to be combined would not exceed three hundred votes. If a city is partially encompassed by more than one civil township, the county commissioners shall select the civil township which will be combined with the city by taking into account accessibility of roads, trade area and compactness.

The county commissioners shall appoint the inspector for such combined voting precinct. The judges and clerks shall be appointed as otherwise provided by law.

If the vote in the combined voting precincts at a later date exceeds four hundred and upon request of the city governing body, the board of county commissioners shall restore the city to a separate voting precinct."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 354, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 366, has had the same under consideration and recommends that the same be amended as follows:

After the "." in line 14 add the following: **"The levy authorized herein shall be effective only if the county in which the school district or any part thereof is located has not established a county special education program as provided in chapter 15-59.1.**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 359, has had the same under consideration and recommends that the same be amended as follows:

In line 5 after the second word "county" insert "or township"

In line 6 after the word "the" delete the words "cost of" and insert in lieu thereof the following:

"current equipment rental rates adopted by the North Dakota State Highway Department."

In line 7 delete the following:

"operation of such equipment."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 377, has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title delete the following: "11-28-12,"

In line 13 delete the word "none" and insert in lieu thereof the words "at least one"

In line 30 place triple parentheses before the word "Each" and following the word "member" and insert in lieu thereof the words "Except as otherwise provided by the board of county commissioners, members"; place triple parentheses before the word "receive" and following the word "same" and insert in lieu thereof the words "not be entitled to"

In line 31 place triple parentheses before the first word "for"

In line 34 place triple parentheses after the word "addition" and insert in lieu thereof the following: **", and any member of the board who is also a member of the board of county commissioners shall not be entitled to per diem allowance under the provisions of section 11-10-10 while performing his duties as a member of the county park board; but members of the county park board may be reimbursed"**

In line 35 place triple parentheses before and after the word "such" and insert in lieu thereof the word "their"

Delete lines 41 through 57, inclusive

In line 61 place triple parentheses before the word "Each"

In line 62 place triple parentheses after the word "member" and insert in lieu thereof the following: "Except as otherwise provided by their respective boards of county commissioners, members"; place triple parentheses before the word "receive" and following the word "same" and insert in lieu thereof the words "not be entitled to"

In line 63 place triple parentheses before the word "for"

In line 67 delete the triple parentheses before the word "No"

Following the triple parentheses in line 71 insert the following:

"and any member of the board who is also a member of a board of county commissioners shall not be entitled to per diem allowance under the provisions of section 11-10-10 while performing his duties as a member of the joint park board; but members of the joint park board may be reimbursed for actual necessary expenses incurred in the performance of their duties."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 380, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 381, has had the same under consideration and recommends that the same be amended as follows:

Delete all of lines 5 through 17 and insert in lieu thereof the following: "Students residing in a district annexed to or reorganized with another district or districts within North Dakota attending school in a bordering state shall be permitted to continue attending school in a district in a bordering state. Any parent or guardian of a child, whether or not he has attended school in a district in a bordering state who is denied the right to attend a school in a school district in a bordering state by the school board of his district of residence, may appeal such decision to a county committee, consisting of the county superintendent of schools, the county judge, and the state's attorney. If the committee shall find the attendance of the student or students in question is necessitated by terrain, proximity, inadequacy of curriculum for the educational needs of the particular student or students, or the current attendance of another member of the immediate family in a school in a bordering state, it shall approve the payment of tuition charges by the district of residence. The decision of the county committee may be appealed by the school board or the parent or guardian of the child to the state board of public school education, whose decision shall be final. Upon notification by the admitting district of the failure of the district of residence to pay such tuition charges, all county equalization payments and payments from the state to the district of residence shall be withheld in the same manner as provided in section 15-40-17 for high school students and in accordance with subsection 14 of section 15-29-08 for elementary students.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 432, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Diehl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 458, has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. BIER, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted, and House Bill No. 458 was re-referred to the Committee on Appropriations.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Aafedt and R. Peterson introduced:

House Concurrent Resolution No. 37. A Concurrent Resolution directing the Legislative Research Committee to study the laws of this State relating to telephone communications.

Was read the first time and referred to the committee on Industry and Business.

Rep. Streibel moved that the House be on the Eleventh Order of Business, and House Bill No. 97 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 97. A Bill for an Act to create and enact subsection 25 of section 57-02-08 of the North Dakota Century Code, relating to the elimination of personal property taxes on personal property not required to be assessed by the state board of equalization; to provide for the levying and collection of an adjusted gross income tax on individual, business, and corporation income in lieu of personal property taxes; to provide exemptions for persons sixty-five years of age or older; to allocate moneys to counties and their political subdivisions; to amend and reenact section 15-40-02, 57-39.2-02, subsection 10 of section 57-39.2-04, subdivision a of subsection 6 of section 57-40.2-01, subsection 4 of section 57-40.2-04, and sections 57-55-03 and 57-55-04 of the North Dakota Century Code, relating to broadening the sales and use tax base, excluding certain items from the exemptions, and deleting references to the per capita school tax; and to repeal sections 18-03-09, 37-01-27, 57-15-23, and 57-39.2-03 and chapter 57-03 of the North Dakota Century Code; and providing for an appropriation.

Was read the second time.

Rep. Dornacker requested that his remarks on House Bill No. 97 be printed in the Journal.

Rep. Dornacker:

"This is the result of two years' work of a study commission, which commission consisted of seven Legislators, three citizen members and nine members of organizations — agriculture, labor, retail and wholesale trade.

"We researched all of our states to see what if any method was or had been used to eliminate personal property from tax roles.

"We found only five states do not have personal property in some manner as a base for local taxation. Alaska and Hawaii never have had it. New Jersey has a county option plan. Pennsylvania uses a county partial elimination set up. Minnesota has in the past year used a 3% increase in sales tax plus elimination of all personal property except the merchant has choice of inventory of fixtures.

"We tried many plans for size and equity.

"1. County option plan using income tax. This wouldn't work as it varied from less than one percent to over 10% as to county.

"2. Increase in sales tax. This would need an additional tax of 1½%.

"3. A tax on gross sales. This varied from .1% on wholesalers, .4% on retailer, 1½% on farmer. When we applied ½% across board they all objected as it raised the high turn over business and lowered the low turn over business.

"4. Elimination of only statutory mill levies. This would still require the assessor. 1% increase in sales tax would do the job here. This would mean that the state would pay about 105 mills in cities and 80 mills in townships. The balance would still be factored against your property and you would pay this.

"5. Assess salaries and profits at 25% and apply local mill levy. This has equity and would raise ample money but again would raise much opposition as to the shifting of tax burden. This is the most equitable but probably the least saleable as equity is hard to sell.

"6. Assess automobiles as a replacement. This would bring in considerable income but would result in much opposition from highway, county and city government.

"7. Many others such as partial elimination, elimination and no replacement, a Gackle plan, a Freeman plan, Klipstein proposal, a gross production tax and many other combinations of the above.

"In our study we always came back to income as a replacement and under the law we operated we had to come up with a proposal so the committee finally arrived at the two proposals that are in this legislature. The committee voted nine to seven for the Senate plan and ten to eight for the House plan. We are not in any general agreement except upon our further recommendations.

"A. That to accomplish this proposition and bring real equity in both real and personal property plus income and sales taxes it could be done much better if we had a constitutional convention.

"B. That a study be made of all taxation as we felt there are as great inequities in real, income, corporate taxations as there is in personal property taxation.

"BASIC PROBLEMS:

"This is a local tax and all of the money except the 21 mill, the 1 mill Medical levy and the up to four mills the state can add stays at home for local government.

"Mill levies were always our biggest problem. These have more to do with the amount you pay than the assessment. We found out much of the complaint on personal property was the dollars it cost but the taxpayer did not realize this was based on the mill levy he had wanted or voted for at home. Mill levies generally were much higher in larger cities than in the smaller city.

"The problem of the percentage of personal property also was always there. The state average is 20%. It varies in counties from low of 16% to a high of 30%. The western part of our state generally is the highest. This problem varies from a low of 15% in large cities to a high of 60% in small cities. It also varies greatly in townships as to eastern and western North Dakota. This varies from 14% in east to 40% in western North Dakota.

"The question is, is it equity to place the same percent of tax on a farmer to eliminate 14% of taxes and then eliminate 40% on another farmer. Is this more equitable than the present system? Many of our members felt this was creating greater problems than we were solving.

"We found there were 84 separate mill levies used against personal property in our state. We found that not all counties, cities or townships used all of these levies. Only six counties had bonds and interest for black top roads. Again the committee was not in general agreement as to what equity a return of 20% would create.

"We never could resolve the equity of a different level of tax on income as an equitable manner to finance local government. In the end for the sake of expediency we settled on different levels for the chance of salability of any plan.

"Deductions were another problem. Should we allow dependents? Federal Income tax? We finally decided that we did not use either of these as a factor in assessing personal property so we would not use it under these plans.

"Shifting of tax load was always a major problem. When you eliminate \$500 from one person you have to add it to another or find five who will each pay \$100 more.

"In our committee, as in this legislature, we have the same problem. It was more evident in our study commission. Our legislative members felt they had to represent all the people of North Dakota. The members of organizations could support a plan if it reduced the tax on its members. If it raised the taxes, they would oppose.

"LEGAL PROBLEMS:

"We always operated under the problem of what is legal and what our changes will result in court action.

"1. We had opinions from the Attorney General's office on these problems as they would arise: We were told that in the end the courts would decide but we attempted to draft a plan that would keep as clear as possible from court action.

"a. Bond issues have to be protected. The property we were eliminating was in most cases mortgaged property. The bond holders would have action if payment was not guaranteed. The problem is not as great where you only eliminate 20% or less as it is where you eliminate 40% of bond base. If we replace present bond issues we felt we were obligated to replace future bond issues. This we tried to do. However, we only replace the average of 20% and any district that is over 20% the future mill levy increases and bond issues will fall upon the remaining real estate.

"b. License money has to go for roads. This eliminated the potential of using tax on automobiles.

"c. Problem of equal treatment clause of constitution always lurks in the background. We use same state tax to pay back bond issues in state. What action has a citizen in a district or county that has no bond issues. We were advised that he has an action and the courts will have to decide.

"d. No legislative body can bind the next. Our problem was should we use dedicated fund or trust the next legislative body to appropriate the money. Will they honor our payback of 100% or if money is short only pay back 90% or 80%? The committee felt it did not care to use dedicated funds as this too could result in only having enough money to partially pay back loss and then result in pro-rated pay back.

"e. What will happen to other property in same class as the personal property we are now eliminating. Will they be able to ask that they too pay their personal property under the rate used on other personal property? We were advised this could be a possibility.

"We were and still are faced with the problem of referral. We looked at past elections and saw that this proposition had always lost by about three to one when placed on the ballot.

"We looked at the cross section of our state.

"We find that there is:

"130,000 salaried families.

"17,000 land owners who live off the farm and rent out. These are retired people, widows, children of former owners and people who own land as an investment.

"20,000 professional families, these are doctors, teachers, lawyers, architects, barbers, etc.

"40,000 farmer and rancher families.

"20,000 self-employed business families.

"From the standpoint of tax shift the taxes will be reduced on about 60,000 families. The taxes on the other 170,000 families will have to be increased to take care of the reduction of the 60,000. Our job was to convince these people that they owed a greater share of the tax load than they had been paying now.

"SOME OF THE QUESTIONS ASKED US:

"Under our present system if taxes go up it is because of higher assessments or higher mill levies, do we have any assurance under this plan that we will not have an increase?

"We had to tell them that you have none and if a future legislature raises the $\frac{1}{2}$ to 1% you have lost the local board of equalization plus the courts to get relief. All you can do is pay and hope two years later you can change enough legislators to reduce the tax.

"Do we have any assurance that future legislatures will continue to pay back the loss so real property will not in time take over all of the loss. We had to tell them there is no assurance.

"Does any plan such as these favor and give greater reductions to foreign and domestic corporations? We had to say it does. We had to say it will make it easier for foreign corporations to expand and compete with local merchants.

"Does this plan increase the money we will be sending to Washington in federal income tax? We had to say it will.

"Is the farmer taking a risk of having his home and buildings taxed? We had to say it greatly increases this possibility.

"Will this increase the tax burden on homes and land? We had to admit that it will.

"Does this plan give greater relief to large city businesses than small city businesses? We had to say it does.

"What happens to future bond issues and mill levy increases?

"We had to tell them that if you were in a district where the loss was not over 20% of assessed valuation, the growth factor would take care of this. However, if you were in a district such as rural or small city you would have to add the additional increase to real property.

"What effect will this have on new industry? We had to tell them it will not effect the industry but it will result in those who as individuals decide where industry is to go, hesitating to come to North Dakota as we then will have the highest individual income tax level over \$15,000 income in the U.S.A.

"We had to tell them that we now will have a 10% or 11% corporate income tax and become one of the highest rates in the U.S.A. This will be offset by no inventory tax and can be reduced in case of foreign corporations by only paying the tax on percentage of profits as it applies to sales made in North Dakota.

"What effect will this have on education?

"We had to tell them that it will make it more difficult to increase foundation payments as now we will have not only schools but city, township, county coming to Bismarck to compete in the state's tax

dollar. We had to tell them it will result in higher salaries as salaries are always negotiated on take home pay.

"In our hearings on the committee level and in the hearing during the session those who favored our bill represented about 60,000 families and those who opposed the bill represented 150,000 families.

"Our committee realized there were enormous problems in drafting a bill to make and change all of the additions from the time of our constitution until the present. We felt that the legislative committees would make further changes. We were right as you can see by the amendments. We still have problems and we still need many more amendments if we are to take this shift in taxation.

"Our committee felt the base year of 1969 would be the most realistic as it would have and factor in the most recent mill levy increases plus the new bond issues and the schools who had voted local mill levy increases. 1969 would also give equal adjustments to lease sites which now are assessed as real property. The legislative committees moved back to years of 1967-68-69 as an average. This factors in 1,600,000 dollars of pay back on real property of lease sites for two years in the average. This reduces the pay back on new bond issues and increased city and school levies so these cities will not get all of the money returned.

"Our present system is not as inequitable as we might think.

"We have told the rancher and the farmer that because you carry a greater load on land that we will not assess your home and buildings. We will not assess your machinery purchased the first year as you pay a greater load in sales tax.

"We have told our salaried that because you pay and have less real property that your major contribution is sales and income tax. We have not been wise when we started our individual income tax rate at a low level and placed an almost prohibitive level on higher incomes.

"Again we must realize that our salaried people will have to be paid enough salary to allow them to live after paying taxes or they will eventually leave our state. Basically any tax on salaries is going to result in increased wages.

"We have told our business people that we let you pass the sales tax onto the customer. Those of us in business likewise should and generally do pass on the taxes on inventories to the customer. There are cases where certain cities have much higher mill levies where this becomes a problem. However, the people in each city decide by vote what the mill levy shall be. This is a local problem not a state or legislative problem.

"Our basic problem is not in the amount we are assessed but in the mill levy applied against the assessment.

"When we use the same percentage of tax on profit we then create as great an inequity in reverse as we eliminate by going to the same rate on all business regardless of the local mill levy.

"We live in a technical age. If North Dakota is to grow and if we are to attract industry, bring skilled personnel, engineers and professional people to our state we cannot do this by creating the highest individual income tax in our nation. We should by rights be lowering this tax on our higher level so we can compete with management and other states in bringing these people to our state. House Bill No. 97 is not as dangerous as the Senate version Senate Bill No. 137 in this respect.

"The bill before us has several gross problems.

"1. On a permanent basis it will not raise enough money to continue to pay back the money eliminated.

2 years — \$35,000,000.00 — Income

2 years — \$39,760,000.00 — Payment

"We are \$4,760,000.00 short of paying our replacement; this does not take into consideration growth factor nor does it consider the loss factor on income.

"2. It allows the larger business people to adjust the tax downward by incorporating and using profits as salaries. This will cause some legislature in the future to have to increase rates. Where will the increase fall, business or salaried or both.

"3. It allows business in border cities to pay only on the profits based on sales made in North Dakota. This privilege is not allowed to the small businessman or those who do not have customers in other states.

"4. It gives a decided advantage to foreign corporations and will in the end make our state a haven for outsiders at the expense of eliminating our North Dakota businessman who is the backbone of our cities. Who is the mayor of your city, who serves on the school board? It is not the employee of some large corporation who does not know how long he will be assigned to manage the business in your city.

"I have no choice but to oppose this bill as written. I know you will ask me why I didn't do a better job in writing it?

"I have to confess that after two years of study I do not know nor do I think we can draft an equitable bill without a constitutional convention. I believe we can do a better job in eliminating some of the inequities we have in our present system. I have bills in this house that will do this if this bill fails."

Rep. McDonald requested that his remarks on House Bill No. 97 be printed in the Journal.

Rep. McDonald:

"Mr. Speaker the following remarks I address to the people of North Dakota, the news media and this body, and I request that my remarks be printed in the Journal.

"Today we have the privilege of examining the results of our action two years ago when we passed House Bill No. 728 creating a special tax study commission and charging that commission with the responsibility of presenting a workable and acceptable solution to the replacement of the personal property tax to this session of the legislature. We have before us today House Bill No. 97 which is the fruition of the seed planted two years ago. But, before meeting the child I feel this body should first know the parents, the nineteen men who labored to bring forth the bill we are about to consider. The citizen members of the commission were:

Arlo Beggs, Jamestown
 Virgil Johnson, Fargo
 Donald Kirsch, Gladstone
 Minard McCrea, Valley City
 John McDonald, Grand Forks
 Delbert Moore, Forbes
 Oscar Nord, Churchs Ferry
 W. S. Russell, Mandan
 James Smykowski, Cayuga
 Alfred Strinden, Litchville
 W. A. Taft, Jamestown, and
 Eugene Thompson, Bismarck

"These citizen members were reinforced with Senators:

A. W. Luick, Fairmount
 Herbert Meschke, Minot, and
 Carroll Torgerson, Cooperstown

as well as Representatives:

Monty Burke, McKenzie

Peter Hilleboe, Fargo, and
Francis Weber, Wheatland

with our esteemed colleague Eldred Dornacker as chairman. And they served. These men from small towns and large, the grain farmer and the cattleman, from labor and management, retail merchant and professional man, the Republican and the Democrat. Their dedication and determination will serve as an inspiration for years to come to those who strive for tax reform. It is not just to infer the bill before us has the total support of the total commission any more than it is just to say that every bill that passes has the total support of this body. But there is something of each of us in every law we enact, and there is something of each of these nineteen men in the bill before us. With this as background let us examine the bill itself.

"House Bill No. 97 was amended in committee, the amendments are of a technical nature and do not in any way interfere or alter the intent of the bill. I will not go into them as they were well explained by Rep. Dornacker in the Sixth Order yesterday.

"The heart of the bill, however, is in where the replacement moneys come from and how they are returned to the political subdivisions. For an explanation of that I yield to Representative LeRoy Larson.

(Larson explains the broadening of the sales tax base and yields to Representative Gene Dahl who explains the computation of income tax rates. Dahl yields to Representatives Richard Backes and Francis Weber who explains the pay back formula and then yields to Representative McDonald.)

"One of our greatest challenges, one of our greatest opportunities and indeed one of our greatest responsibilities at this Session is to repeal the most unjust and most cumbersome of our tax burdens — the personal property tax.

"Lest this Assembly forget the nature of this one part of our tax structure that we are here seeking to rid ourselves of forever, I would like to point out some of the reasons that make passage of House Bill No. 97 necessary.

The personal property tax is the most regressive . . . the most archaic . . . the most inequitable . . . the most costly . . . and the most detrimental tax that North Dakota carries on its books.

"It was first levied when the only concept of taxation at the local level was property taxation. There were no income taxes, no sales taxes, or any of the other taxes that have come into widespread use in this century. The personal property tax was imposed in the 1800's and we have continued to drag this monstrosity with us into the 1960's because we have lacked the courage and the imagination to solve the problems that its elimination creates. We should clearly understand that it is a tax from territorial days . . . and it is a tax for territorial thinkers.

"In addition to being inequitable in its basic premise, the personal property tax is inequitable in its administration. And in spite of over 80 years of effort . . . 40 legislative assemblies passing exemptions and additions . . . plugging and unplugging loopholes . . . the administration remains as inequitable as it was the first day an assessor gee-hawed his oxen to start his job.

"A few weeks ago a joint session of the House and Senate Business and Industry committees heard testimony on a piece of proposed legislation called the Uniform Code of Commercial Credit. Interestingly, in presenting this legislation to the committees Judge Burdick stated there was a great deal in the bill we would simply have to accept on faith. Relating this to the bill before us there is a degree of faith necessary when dealing with tax reform as well as interest rates.

"The majority of your Committee on Finance and Taxation recommends House Bill No. 97 for do pass with the full knowledge of imperfections, but with the conviction that this is a step in the right direction. And it is our feeling that we must make a beginning. To put debate into proper perspective it is necessary only to answer three questions:

"1. Are we really serious about replacing the personal property tax?

"2. Do we agree that the replacement should be based on the ability to pay?

"3. Are we satisfied with the payback formula?

"The timid who have always feared to venture forward will be paralyzed by fear of some unknown complication. My suggestion to the fearful is to move to the back of the line and seek the protection of those who are not afraid of the future.

"After 80 years, it is time to admit that there is no perfect solution and there never will be as long as men disagree over the concept of perfection. It is time to get down to business with a program of action."

ROLL CALL

The question being on the final passage of the bill, as amended, ther roll was called and there were ayes, 52; nays, 45; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|-----------|-------------|
| Austin | Froelich | Linderman | Schaffer |
| Backes | Giffey | Link | Seibel |
| Belter | Glaspey | Lundene | Solberg, I. |
| Berg | Grant | Matheny | Solberg, O. |
| Connolly | Henning | McDonald | Stoltenow |
| Davis | Hickle | Miedema | Stone |
| Dawson | Hoffner | Opedahl | Strinden |
| DeKrey | Johnson, K. | Powers | Swedlund |
| Dick | Kingsbury | Register | Thompson |
| Emerson | Knudson | Rivinius | Tweten |
| Erickson, K. | Larson, L. | Rundle | Weber |
| Erickson, W. | Leibhan | Sandness | Wilkie |
| Freeman | Lillehaugen | Sanstead | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|-----------|------------|--------------|
| Aafedt | Diehl | Hoghaug | Olienyk |
| Aamoth | Dornacker | Hougen | Peterson, J. |
| Aas | Eagles | Jenkins | Peterson, R. |
| Anderson | Gackle | Jones | Reimers |
| Atkinson | Ganser | Kelsch | Simonson |
| Bernabucci | Goodman | Kuehn | Streibel |
| Bier | Halcrow | Lang | Thorsgard |
| Boustead | Haugland | Larson, G. | Wagner |
| Boyum | Hensrud | Metzger | Welder |
| Bullis | Hentges | Moquist | Wells |
| Bunker | Hilleboe | Mueller | White |
| Burke | | | |

Absent and not voting:

Dahl

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 12, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 271

Senate Bill No. 292

Senate Bill No. 323
 Senate Bill No. 332
 Senate Bill No. 370
 Senate Bill No. 441
 Senate Bill No. 456

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-SECOND DAY

Bismarck, February 12, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Stanley Malmgren, First Baptist Church, Bismarck.

Roll was called and all members were present except Reps. Dahl, Dornacker and W. Erickson.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirtieth Day After Recess and Thirty-first Day and recommends that the same be corrected as follows:

Page 519, line 29, delete "389" and substitute in lieu thereof "289"

Page 519, line 42, delete word "compel" and substitute in lieu thereof the word "allow"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 45, has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

For an Act to provide for a state youth authority for the placement, treatment and rehabilitation of delinquent and unruly children committed to its custody to provide for an advisory board and for contracting with other states.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. CREATION OF STATE YOUTH AUTHORITY — DIRECTOR.) A state youth authority is hereby created and established with such powers and duties as are prescribed by this Act. The state youth authority shall be created within the public welfare board, and its chief administrative officer shall be the executive director of the public welfare board, or his designee.

SECTION 2. STATE YOUTH AUTHORITY — POWERS AND DUTIES.) The state youth authority shall be the administrative agency which shall take custody of delinquent and unruly children committed to its care by the juvenile courts. Upon committing a child to the custody of the state youth authority the committing judge, the juvenile supervisor, law enforcement officers and other

public officials shall make available to the state youth authority all pertinent data in their possession with respect to the child. Upon taking custody of a child, the state youth authority shall process the child through such diagnostic testing and evaluation programs as may be necessary to determine his disposition in his best interest and in the best interest of the state. In doing so, the state youth authority may utilize the psychological, psychiatric, vocational, medical, and other diagnostic testing services that are available, examine all the pertinent circumstances, and review the reasons for his commitment. Upon completion of the diagnostic testing and evaluation program, the state youth authority shall make disposition of the child as follows:

1. Place him in the custody of his parent, guardian, or in a foster home or suitable private institution licensed by the state for the care of children; or
2. Place him in the custody of the state industrial school or in a vocational, training, or similar institution for children or young adults within this state; or
3. Place him in the custody of a vocational, training, or similar institution for children or young adults in another state in the event that adequate facilities for his treatment and rehabilitation are not available within this state and the committing judge concurs in the placement.

Subject to the authority of the committing court and the Uniform Juvenile Court Act, the state youth authority shall retain jurisdiction of the child until he reaches the age of twenty-one years, and may change placement of the child at any time it appears to be in his best interest and in the best interest of the state.

SECTION 3. TEMPORARY CUSTODY.) The state youth authority may place a child committed to its custody in the temporary custody of the state industrial school, a vocational, training, medical, psychiatric, psychological, or other institution suitable for children within this state for not more than sixty days, in order to provide for diagnostic testing and evaluation pending disposition under section 2.

SECTION 4. CREATION OF STATE YOUTH AUTHORITY ADVISORY BOARD — MEMBERS — MEETINGS — POWERS AND DUTIES.) There is hereby created and established, with the powers and duties prescribed by this Act, a state youth authority advisory board which shall consist of a juvenile court judge designated by the chief justice of the supreme court, the superintendent of the state industrial school, and the superintendent of the state hospital.

The advisory board shall meet at such times and places as they may decide by majority vote, upon due notice to all members by the director. It shall be the duty of the advisory board to evaluate and recommend proposals for placement, custody, and rehabilitation programs for children committed to the custody of the central youth authority. The advisory board may also review specific initial placements and changes in custody and make recommendations to the director concerning them.

SECTION 5. STATE YOUTH AUTHORITY TO REPORT TO COMMITTING JUDGE — CONCURRENCE OF JUDGE FOR PLACEMENT OUT-OF-STATE.)

Within ten days after the completion of diagnostic testing and evaluation of a child, the director shall report the results thereof to the committing judge and the disposition made, if any, other than a temporary placement pursuant to section 3. The director shall review each placement every three months to determine whether a change in placement or program is necessary for the treatment or rehabilitation of the child, and shall report his findings and dispositions to the advisory board and the public welfare board.

SECTION 6. STATE YOUTH AUTHORITY TO CONTRACT WITH FACILITIES IN OTHER STATES FOR CUSTODY.)

a. The state youth authority is hereby empowered to contract with the appropriate agencies or departments of other states in order that they may receive custody of committed children for vocational, training, or other purposes contemplated by this Act. Before contracting with any agency or department of another state, the director shall assess the facilities that are offered by such department or agency, and, after contracting, forward to each district judge in the state a summary on the facilities that are furnished by such agency or department and such other information pertaining thereto as may reasonably be requested.

b. Any contract entered into shall provide for:

1. Its duration.
2. Payments to be made to the other state for maintenance and extraordinary medical and dental expenses of children received, and for participation in or receipt of rehabilitative or correctional services, facilities, programs or treatment not reasonably included as part of normal maintenance.
3. Participation in programs of youth employment, the crediting of payments received by children on account thereof, and the crediting of proceeds from the disposal of any products resulting from such programs.
4. Transportation of children to and from the other state.
5. The right of the director, or his designee, to have at all reasonable times access to any institution in which a child in its custody may be committed, either temporarily or otherwise, for the purpose of inspecting the facilities thereof and visiting the child under commitment to the state youth authority.
6. The submission of reports by each institution in accordance with section 7 concerning the progress of treatment or rehabilitation of each child placed in its custody.
7. Such other matters as may be necessary and appropriate to fix the obligations, responsibilities, and rights of both states.

Children under the jurisdiction of the state youth authority who are in the custody of an institution of another state shall at all times be subject to the jurisdiction of this state, and at any time may be removed therefrom for change of placement as provided in section 2. All children placed in custody in another state shall be treated in a reasonable and humane manner and shall be treated equally with other children placed in custody in the same institution. Placement of a child in another state shall not deprive him of any legal rights he would have had if placed in an institution in this state.

SECTION 7. REPORT BY CUSTODIAN TO STATE YOUTH AUTHORITY.) Any person, agency, department, or vocational, training, or other institution, either within or without this state, that has received custody of a child under this Act, other than temporary custody, shall:

1. Submit to the director, in such form as he may reasonably prescribe, a quarterly report of the progress of the child; and
2. Submit to the director, as required by him and in such form as he may reasonably prescribe, any interim report of the progress of the juvenile he deems necessary in the interest of the child.

Quarterly and interim reports shall be made available to the court, the advisory board, and the public welfare board.

SECTION 8. PLANNING — DEVELOPMENT — ASSESSMENT OF EXISTING FACILITIES.) The state youth authority shall aid in the development of new or improved means of prevention, control, treatment and rehabilitation of children committed to its custody. It shall utilize research and other information available from all sources and, if necessary, initiate studies to aid in the general planning and development of appropriate programs for the placement, treatment and rehabilitation of children. The state youth authority shall assess existing programs and activities within the state, and keep informed of current developments relating to placement, treatment and rehabilitation of children.

SECTION 9. COOPERATION WITH OTHER AGENCIES AND DEPARTMENTS OF THE STATE — RIGHT TO INSPECT FACILITIES OF STATE INSTITUTIONS — RIGHT TO EXAMINE CHILDREN.) The state youth authority shall cooperate with and receive the cooperation of the board of pardons, the public welfare board, the board of administration, the state parole board, the state department of health, and such other agencies and departments of the state as may be necessary to carry out the objectives of this Act. The state youth authority may inspect at all reasonable times the facilities of those institutions within the state it is authorized to utilize under this Act, and may examine any child it has placed in the custody of such institution.

SECTION 10. COOPERATION WITH FEDERAL AGENCIES AND DEPARTMENTS.) The state youth authority is empowered to cooperate with and receive any technical and financial assistance from the United States or any department, agency, or officer thereof as may be necessary to carry out the objectives of this Act in the manner authorized by law.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 321, has had the same under consideration and recommends that the same be amended as follows:

In line 41 delete the word "visitation" and insert in lieu thereof the word "visitation"

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The majority of your Committee on State and Federal Government to whom was referred House Bill No. 452, has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Belter
 Rep. Berg
 Rep. Wm. Erickson (4th)
 Rep. Haugland
 Rep. Henning
 Rep. Hickle
 Rep. Matheny
 Rep. Rundle
 Rep. Simonson
 Rep. I. Solberg (2nd)
 Rep. Wells

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted.

Mr. Speaker: The minority of your Committee on State and Federal Government to whom was referred House Bill No. 452, has had the same under consideration and recommends that the same do pass.

Rep. Hilleboe
Rep. Rivinius
Rep. Atkinson
Rep. Burke
Rep. Hensrud
Rep. Hentges
Rep. Thompson

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report of the Minority be substituted for that of the Majority, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 433, has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 492, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Knudson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 90, has had the same under consideration and recommends that the same be amended as follows:

In line 4 after the figure "3," insert the word "and"

In line 4 after the figure "4" place triple parentheses around the following "and 5"

In line 10 after the figure "3," insert the word "and"

In line 10 after the figure "4," place triple parentheses around the following "and 5,"

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 7, has had the same under consideration and recommends that the same be amended as follows:

In line 5 delete the word "primary" and insert the word "general" in lieu thereof

In line 5 after the numerals "1970" delete the following "or at any special"

In line 6 delete the following "statewide election called prior thereto,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 13. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment,

miscellaneous, and special projects, of the state penitentiary and state farm.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 13; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------------|-----------|--------------|-------------|
| Aafedt | Freeman | Larson, G. | Seibel |
| Aas | Gackle | Larson, L. | Simonson |
| Anderson | Ganser | Leibhan | Solberg, I. |
| Atkinson | Giffey | Linderman | Solberg, O. |
| Austin | Goodman | Link | Stoltenow |
| Belter | Grant | Lundene | Stone |
| Berg | Halcrow | Matheny | Streibel |
| Bernabucci | Haugland | McDonald | Strinden |
| Bier | Henning | Metzger | Swedlund |
| Boustead | Hensrud | Miedema | Thompson |
| Boyum | Hentges | Mueller | Thorsgard |
| Bullis | Hickle | Olienyk | Tweten |
| Bunker | Hoffner | Opedahl | Wagner |
| Dawson | Hougen | Peterson, J. | Weber |
| DeKrey | Jenkins | Peterson, R. | Welder |
| Dick | Kelsch | Powers | Wells |
| Diehl | Kingsbury | Reimers | White |
| Eagles | Knudson | Sandness | Wilkie |
| Emerson | Kuehn | Sanstead | Mr. Speaker |
| Erickson, K. | Lang | Schaffer | |

Those voting in the negative were:

| | | | |
|----------|----------|-------------|----------|
| Aamoth | Froelich | Johnson, K. | Moquist |
| Burke | Hilleboe | Jones | Register |
| Connolly | Hoghaug | Lillehaugen | Rundle |
| Davis | | | |

Absent and not voting:

| | | | |
|--------|--------------|---------|----------|
| Backes | Dornacker | Glaspey | Rivinius |
| Dahl | Erickson, W. | | |

So the bill passed and the title was agreed to.

House Bill No. 26. A Bill for an Act making an appropriation for salaries and expenses of the state library commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|----------|-------------|-------------|
| Aafedt | Freeman | Kuehn | Rundle |
| Aas | Froelich | Lang | Sandness |
| Anderson | Gackle | Larson, G. | Sanstead |
| Atkinson | Ganser | Larson, L. | Schaffer |
| Austin | Giffey | Leibhan | Seibel |
| Backes | Goodman | Lillehaugen | Simonson |
| Belter | Grant | Linderman | Solberg, I. |
| Berg | Halcrow | Link | Solberg, O. |
| Bernabucci | Haugland | Lundene | Stoltenow |
| Bier | Henning | Matheny | Stone |
| Boustead | Hensrud | McDonald | Streibel |
| Boyum | Hentges | Metzger | Strinden |
| Bullis | Hickle | Miedema | Swedlund |
| Bunker | Hilleboe | Moquist | Thompson |
| Burke | Hoffner | Mueller | Thorsgard |
| Connolly | Hoghaug | Olienyk | Tweten |
| Davis | Hougen | Opedahl | Wagner |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Dawson | Jenkins | Peterson, J. | Weber |
| DeKrey | Johnson, K. | Peterson, R. | Welder |
| Dick | Jones | Powers | Wells |
| Diehl | Kelsch | Register | Wilkie |
| Eagles | Kingsbury | Reimers | Mr. Speaker |
| Erickson, K. | Knudson | Rivinius | |
| Absent and not voting: | | | |
| Aamoth | Dornacker | Erickson, W. | White |
| Dahl | Emerson | Glaspey | |

So the bill passed and the title was agreed to.

House Bill No. 197. A Bill for an Act to repeal section 15-27-06 of the North Dakota Century Code, relating to limitations in school district annexation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 15; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Ganser | Larson, G. | Schaffer |
| Austin | Giffey | Larson, L. | Seibel |
| Backes | Glaspey | Link | Solberg, I. |
| Belter | Grant | Lundene | Stone |
| Bernabucci | Haugland | Matheny | Streibel |
| Bier | Henning | McDonald | Strinden |
| Boustead | Hensrud | Metzger | Swedlund |
| Bullis | Hentges | Miedema | Thompson |
| Bunker | Hilleboe | Mueller | Thorsgard |
| Connolly | Hoffner | Opedahl | Tweten |
| Davis | Hoghaug | Peterson, J. | Wagner |
| Dawson | Hougen | Peterson, R. | Weber |
| DeKrey | Jenkins | Powers | Wells |
| Dick | Johnson, K. | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Eagles | Kelsch | Rivinius | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|--------|---------|-------------|-----------|
| Berg | Halcrow | Lillehaugen | Simonson |
| Boyum | Hickle | Linderman | Stoltenow |
| Burke | Knudson | Moquist | Welder |
| Gackle | Leibhan | Olienyk | |

Absent and not voting:

| | | | |
|--------|--------------|---------|-------------|
| Aamoth | Dornacker | Goodman | Solberg, O. |
| Dahl | Erickson, W. | | |

So the bill passed and the title was agreed to.

House Bill No. 232. A Bill for an Act making an appropriation for the veterans' aid commission revolving loan fund; providing that all funds outstanding from loans made to veterans shall be deposited in the veterans' aid fund; and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------|----------|------------|----------|
| Aafedt | Froelich | Kuehn | Rivinius |
| Aamoth | Gackle | Lang | Rundle |
| Aas | Ganser | Larson, G. | Sandness |

| | | | |
|--------------|-------------|--------------|-------------|
| Anderson | Giffey | Larson, L. | Sanstead |
| Atkinson | Glaspey | Leibhan | Schaffer |
| Austin | Goodman | Lillehaugen | Seibel |
| Belter | Grant | Linderman | Simonson |
| Berg | Halcrow | Link | Solberg, O. |
| Bier | Haugland | Lundene | Stoltenow |
| Boustead | Henning | Matheny | Stone |
| Boyum | Hensrud | McDonald | Streibel |
| Bullis | Hentges | Metzger | Strinden |
| Bunker | Hickle | Miedema | Swedlund |
| Burke | Hilleboe | Moquist | Thompson |
| Connolly | Hoffner | Mueller | Tweten |
| Davis | Hoghaug | Olienyk | Wagner |
| Dawson | Hougen | Opedahl | Weber |
| DeKrey | Jenkins | Peterson, J. | Welder |
| Diehl | Johnson, K. | Peterson, R. | Wells |
| Eagles | Jones | Powers | White |
| Emerson | Kelsch | Register | Wilkie |
| Erickson, K. | Kingsbury | Reimers | Mr. Speaker |
| Freeman | Knudson | | |

Absent and not voting:

| | | | |
|------------|------|--------------|-------------|
| Backes | Dahl | Dornacker | Solberg, I. |
| Bernabucci | Dick | Erickson, W. | Thorsgard |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

House Bill No. 304. A Bill for an Act to levy a tax on the sale of flaxseed for the purpose of creating a fund to be used for flax utilization research, and appropriating money from the fund to the economic development commission to carry on such research.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Rundle |
| Aamoth | Froelich | Lang | Sandness |
| Aas | Gackle | Larson, G. | Sanstead |
| Anderson | Ganser | Larson, L. | Schaffer |
| Atkinson | Giffey | Leibhan | Seibel |
| Austin | Glaspey | Lillehaugen | Simonson |
| Belter | Goodman | Linderman | Solberg, I. |
| Berg | Grant | Link | Solberg, O. |
| Bernabucci | Halcrow | Lundene | Stoltenow |
| Bier | Haugland | Matheny | Stone |
| Boustead | Henning | McDonald | Streibel |
| Boyum | Hensrud | Metzger | Strinden |
| Bullis | Hentges | Miedema | Swedlund |
| Bunker | Hickle | Moquist | Thompson |
| Burke | Hilleboe | Mueller | Thorsgard |
| Connolly | Hoffner | Olienyk | Tweten |
| Davis | Hoghaug | Opedahl | Wagner |
| Dawson | Hougen | Peterson, J. | Weber |
| DeKrey | Jenkins | Peterson, R. | Welder |
| Dick | Johnson, K. | Powers | Wells |
| Diehl | Jones | Register | White |
| Eagles | Kelsch | Reimers | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, K. | Knudson | | |

Absent and not voting:

| | | | |
|--------|------|-----------|--------------|
| Backes | Dahl | Dornacker | Erickson, W. |
|--------|------|-----------|--------------|

So the bill passed and the title was agreed to.

House Bill No. 308. A Bill for an Act to amend and reenact subsection 2 of section 11-11-53 of the 1967 Supplement to the North Dakota Century Code, providing for the submission to the voters of a county the question of whether a tax should be authorized for the promotion of historical work by the county historical society and, if so, appropriation of such tax for historical purposes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 73; nays, 20; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|--------------|----------|--------------|-------------|
| Aafedt | Giffey | Larson, G. | Sandness |
| Aamoth | Glaspey | Larson, L. | Sanstead |
| Aas | Goodman | Leibhan | Schaffer |
| Anderson | Grant | Lillehaugen | Seibel |
| Atkinson | Halcrow | Linderman | Solberg, O. |
| Austin | Haugland | Link | Stone |
| Belter | Henning | Lundene | Streibel |
| Bier | Hensrud | Matheny | Strinden |
| Boustead | Hickle | Metzger | Swedlund |
| Bunker | Hilleboe | Miedema | Thompson |
| Dawson | Hoffner | Moquist | Thorsgard |
| DeKrey | Hoghaug | Mueller | Tweten |
| Dick | Hougen | Opedahl | Wagner |
| Diehl | Jones | Peterson, J. | Weber |
| Eagles | Kelsch | Peterson, R. | Wells |
| Emerson | Knudson | Powers | White |
| Erickson, K. | Kuehn | Register | Wilkie |
| Freeman | Lang | Rivinius | Mr. Speaker |
| Gackle | | | |

Those voting in the negative were:

| | | | |
|------------|----------|-------------|-----------|
| Berg | Connolly | Jenkins | Reimers |
| Bernabucci | Davis | Johnson, K. | Rundle |
| Boyum | Froelich | Kingsbury | Simonson |
| Bullis | Ganser | McDonald | Stoltenow |
| Burke | Hentges | Olienyk | Welder |

Absent and not voting:

| | | | |
|--------|-----------|--------------|-------------|
| Backes | Dornacker | Erickson, W. | Solberg, I. |
| Dahl | | | |

So the bill passed and the title was agreed to.

House Bill No. 339. A Bill for an Act to create and enact subsection 3 of section 57-38-40 of the North Dakota Century Code, relating to the approval of income tax refunds of a deceased taxpayer.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Freeman | Knudson | Sandness |
| Aas | Froelich | Kuehn | Sanstead |
| Anderson | Gackle | Lang | Schaffer |
| Atkinson | Ganser | Larson, G. | Seibel |
| Austin | Giffey | Larson, L. | Simonson |
| Belter | Glaspey | Leibhan | Solberg, I. |
| Berg | Goodman | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stoltenow |

| | | | |
|------------------------|--------------|--------------|-------------|
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Backes | Dornacker | McDonald | Reimers |
| Dahl | Erickson, W. | | |

So the bill passed and the title was agreed to.

House Bill No. 364. A Bill for an Act to amend and reenact section 15-45-01 of the North Dakota Century Code, relating to establishing kindergartens.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 57; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|----------|----------|-------------|-------------|
| Aafedt | Froelich | Leibhan | Sanstead |
| Aas | Glaspey | Lillehaugen | Streibel |
| Anderson | Halcrow | Lundene | Strinden |
| Austin | Haugland | McDonald | Swedlund |
| Backes | Hilleboe | Miedema | Thompson |
| Boyum | Hoffner | Opedahl | Thorsgard |
| Bullis | Hougen | Powers | Tweten |
| Bunker | Jones | Register | Weber |
| Dick | Kelsch | Sandness | Mr. Speaker |
| Eagles | Knudson | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aamoth | Freeman | Kuehn | Rivinius |
| Atkinson | Gackle | Lang | Rundle |
| Belter | Ganser | Larson, G. | Schaffer |
| Berg | Giffey | Larson, L. | Seibel |
| Bernabucci | Goodman | Linderman | Simonson |
| Bier | Grant | Link | Solberg, I. |
| Boustead | Henning | Matheny | Solberg, O. |
| Burke | Hensrud | Metzger | Stoltenow |
| Connolly | Hentges | Moquist | Stone |
| Davis | Hickle | Mueller | Wagner |
| Dawson | Hoghaug | Olienyk | Welder |
| DeKrey | Jenkins | Peterson, J. | Wells |
| Diehl | Johnson, K. | Peterson, R. | White |
| Emerson | Kingsbury | Reimers | Wilkie |
| Erickson, K. | | | |

Absent and not voting:

| | | |
|------|-----------|--------------|
| Dahl | Dornacker | Erickson, W. |
|------|-----------|--------------|

So the bill lost.

House Bill No. 372. A Bill for an Act to amend and reenact sections 40-46-09 and 40-46-13 of the North Dakota Century Code, relating to city employees eligibility for retirement on city pension plan and including full time employees of city recreation commission, and providing for immediate benefits for dependents upon death of employee.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aamoth | Freeman | Kuehn | Sandness |
| Aas | Froelich | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Glaspey | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Solberg, O. |
| Berg | Grant | Link | Stoltenow |
| Bernabucci | Halcrow | Lundene | Stone |
| Bier | Haugland | Matheny | Streibel |
| Boustead | Henning | McDonald | Strinden |
| Boyum | Hensrud | Metzger | Swedlund |
| Bullis | Hentges | Moquist | Thompson |
| Bunker | Hickle | Mueller | Thorsgard |
| Burke | Hilleboe | Olienyk | Tweten |
| Connolly | Hoffner | Opedahl | Wagner |
| Davis | Hoghaug | Peterson, J. | Weber |
| Dawson | Hougen | Peterson, R. | Welder |
| DeKrey | Jenkins | Powers | Wells |
| Dick | Johnson, K. | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Eagles | Kelsch | Rivinius | Mr. Speaker |
| Emerson | Kingsbury | | |

Absent and not voting:

| | | | |
|------|-----------|--------------|---------|
| Dahl | Dornacker | Erickson, W. | Miedema |
|------|-----------|--------------|---------|

So the bill passed and the title was agreed to.

House Bill No. 387. A Bill for an Act to amend and reenact section 23-14-14 of the North Dakota Century Code, relating to district health units acquiring and disposing of real and personal property and providing for the borrowing of funds and the disposition of property upon dissolution, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 9; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aamoth | Erickson, K. | Kuehn | Sandness |
| Aas | Freeman | Lang | Schaffer |
| Anderson | Gackle | Larson, G. | Seibel |
| Atkinson | Giffey | Larson, L. | Simonson |
| Austin | Glaspey | Leibhan | Solberg, I. |
| Backes | Goodman | Lillehaugen | Solberg, O. |
| Belter | Grant | Linderman | Stoltenow |
| Berg | Halcrow | Link | Stone |
| Bier | Haugland | Lundene | Streibel |
| Boustead | Henning | Matheny | Swedlund |
| Bullis | Hensrud | Metzger | Thompson |
| Bunker | Hentges | Miedema | Thorsgard |
| Burke | Hickle | Mueller | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hougen | Peterson, J. | Welder |
| DeKrey | Johnson, K. | Peterson, R. | Wells |
| Dick | Jones | Powers | Wilkie |

| | | | |
|------------------------------------|--------------|----------|-------------|
| Diehl | Kelsch | Register | Mr. Speaker |
| Eagles | Kingsbury | | |
| Those voting in the negative were: | | | |
| Bernabucci | Hoghaug | McDonald | Reimers |
| Boyum | Jenkins | Moquist | Strinden |
| Ganser | | | |
| Absent and not voting: | | | |
| Dahl | Erickson, W. | Rivinius | White |
| Dornacker | Froelich | Sanstead | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Streibel moved that the House stand recessed for fifteen minutes, which motion prevailed.

House reconvened with Speaker E. Johnson presiding.

**SECOND READING OF HOUSE BILLS
AND HOUSE CONCURRENT RESOLUTIONS**

House Bill No. 440. A Bill for an Act to amend and reenact section 57-23-08 of the North Dakota Century Code, relating to the approval by the state tax commissioner of application for abatement or refund of real or personal property taxes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 59; nays, 0; absent and not voting, 39.

Those voting in the affirmative were:

| | | | |
|--------------|-----------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Sandness |
| Aarnoth | Froelich | Lang | Seibel |
| Atkinson | Gackle | Larson, G. | Simonson |
| Austin | Giffey | Larson, L. | Solberg, I. |
| Belter | Goodman | Lillehaugen | Solberg, O. |
| Berg | Grant | Linderman | Stoltenow |
| Bier | Haugland | Link | Streibel |
| Boustead | Henning | Lundene | Swedlund |
| Boyum | Hensrud | Matheny | Thompson |
| Bunker | Hickle | McDonald | Wagner |
| Connolly | Hoghaug | Miedema | Weber |
| Dawson | Hougen | Peterson, J. | White |
| Diehl | Jenkins | Peterson, R. | Wilkie |
| Emerson | Kingsbury | Powers | Mr. Speaker |
| Erickson, K. | Knudson | Register | |

Absent and not voting:

| | | | |
|------------|--------------|----------|-----------|
| Aas | Dornacker | Jones | Rundle |
| Anderson | Eagles | Kelsch | Sanstead |
| Backes | Erickson, W. | Leibhan | Schaffer |
| Bernabucci | Ganser | Metzger | Stone |
| Bullis | Glaspey | Moquist | Strinden |
| Burke | Halcrow | Mueller | Thorsgard |
| Dahl | Hentges | Olienyk | Twetn |
| Davis | Hilleboe | Opedahl | Welder |
| DeKrey | Hoffner | Reimers | Wells |
| Dick | Johnson, K. | Rivinius | |

So the bill passed and the title was agreed to.

House Bill No. 459. A Bill for an Act to amend and reenact section 47-18-04 by creating and enacting a new subsection thereto, to amend and reenact section 57-38-48, subsection 1 of section 57-39.2-13 and subsection 1 of section 57-40.2-16 of the North Dakota Century Code, relating to the attachment of sales, use and income tax liens against a homestead interest.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 58; nays, 6; absent and not voting, 34.

Those voting in the affirmative were:

| | | | |
|--------------|----------|--------------|-------------|
| Aafedt | Ganser | Kuehn | Register |
| Aamoth | Giffey | Larson, G. | Sandness |
| Austin | Glaspey | Larson, L. | Seibel |
| Belter | Goodman | Leibhan | Simonson |
| Berg | Grant | Lillehaugen | Solberg, I. |
| Bernabucci | Haugland | Linderman | Solberg, O. |
| Bier | Henning | Link | Streibel |
| Boustead | Hensrud | Lundene | Swedlund |
| Boyum | Hickle | Matheny | Thompson |
| Bunker | Hoffner | McDonald | Wagner |
| Dawson | Hoghaug | Miedema | Weber |
| Diehl | Hougen | Peterson, J. | White |
| Emerson | Jenkins | Peterson, R. | Wilkie |
| Erickson, K. | Kelsch | Powers | Mr. Speaker |
| Froelich | Knudson | | |

Those voting in the negative were:

| | | | |
|----------|-----------|------|-----------|
| Atkinson | Gackle | Lang | Stoltenow |
| Cannolly | Kingsbury | | |

Absent and not voting:

| | | | |
|----------|--------------|----------|-----------|
| Aas | Dornacker | Metzger | Sanstead |
| Anderson | Eagles | Moquist | Schaffer |
| Backes | Erickson, W. | Mueller | Stone |
| Bullis | Freeman | Olienyk | Strinden |
| Burke | Halcrow | Opedahl | Thorsgard |
| Dahl | Hentges | Reimers | Tweten |
| Davis | Hilleboe | Rivinius | Welder |
| DeKrey | Johnson, K. | Rundle | Wells |
| Dick | Jones | | |

So the bill passed and the title was agreed to.

Rep. Aamoth moved that House Bill No. 490 be moved to the foot of the calendar, which motion prevailed.

House Concurrent Resolution No. 18. A Concurrent Resolution relating to the employment of architects in planning and constructing buildings by the state of North Dakota.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

Speaker E. Johnson re-referred House Concurrent Resolution No. 19 to the Appropriations Committee.

House Concurrent Resolution No. 21. A Concurrent Resolution indicating the support of the Legislative Assembly for the establishment of an Indian family training center at Fort Lincoln, south of Bismarck, and urging the appropriate federal authorities to establish such a center.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 23. A Concurrent Resolution directing the board of administration to discontinue farm operations at the state industrial school and to dispose of certain surplus property in relation thereto.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 34. A Concurrent Resolution directing the Legislative Research Committee to study the exemptions from taxation provided by the laws of this State.

Was read the second time.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote and House Concurrent Resolution No. 34 was re-referred to the Legislative Research Resolutions Committee.

House Bill No. 24. A Bill for an Act making an appropriation for salaries and expenses for the state seed department.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Knudson | Rundle |
| Aamoth | Froelich | Kuehn | Sandness |
| Anderson | Gackle | Lang | Sanstead |
| Atkinson | Ganser | Larson, G. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Erickson, K. | Kingsbury | Rivinius | |

Absent and not voting:

| | | | |
|--------|-----------|--------------|----------|
| Aas | Dahl | Erickson, W. | Schaffer |
| Backes | Dornacker | Larson, L. | |

So the bill passed and the title was agreed to.

House Bill No. 27. A Bill for an Act making an appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 88; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------|----------|---------|----------|
| Aafedt | Freeman | Knudson | Rivinius |
| Aamoth | Froelich | Kuehn | Sandness |

| | | | |
|------------------------------------|-------------|--------------|-------------|
| Anderson | Gackle | Lang | Sanstead |
| Atkinson | Ganser | Larson, G. | Seibel |
| Austin | Giffey | Larson, L. | Simonson |
| Belter | Glaspay | Leibhan | Solberg, I. |
| Berg | Goodman | Lillehaugen | Solberg, O. |
| Bier | Grant | Linderman | Stoltenow |
| Boustead | Halcrow | Link | Stone |
| Boyum | Haugland | Lundene | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |
| DeKrey | Hougen | Opedahl | Weber |
| Dick | Jenkins | Peterson, J. | Welder |
| Diehl | Johnson, K. | Peterson, R. | Wells |
| Eagles | Jones | Powers | White |
| Emerson | Kelsch | Register | Wilkie |
| Erickson, K. | Kingsbury | Reimers | Mr. Speaker |
| Those voting in the negative were: | | | |
| Bernabucci | Hoghaug | Matheny | Rundle |
| Absent and not voting: | | | |
| Aas | Dahl | Erickson, W. | Schaffer |
| Backes | Dornacker | | |

So the bill passed and the title was agreed to.

House Bill No. 201. A Bill for an Act to create and enact section 43-17-39 of the North Dakota Century Code, providing that doctors of osteopathy may elect to come under the jurisdiction of the state board of medical examiners; and to amend and reenact sections 43-17-01, 43-17-02, 43-17-03, 43-17-04, subsections 1 and 2 of section 43-17-18, and section 43-17-31 of the North Dakota Century Code, providing that osteopathic physicians may engage in the practice of medicine, that one osteopathic physician shall be appointed to an expanded state board of medical examiners, and that the state board of medical examiners may refuse to grant a license to practice medicine to an osteopathic physician who fails to designate his osteopathic school of practice, and to repeal Chapter 43-14 of the North Dakota Century Code, relating to the practice of osteopathy.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 83; nays, 6; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Powers |
| Aamoth | Freeman | Kingsbury | Reimers |
| Anderson | Froelich | Knudson | Rivinius |
| Atkinson | Gackle | Kuehn | Rundle |
| Austin | Ganser | Lang | Sanstead |
| Belter | Giffey | Larson, G. | Seibel |
| Berg | Glaspay | Larson, L. | Simonson |
| Bernabucci | Goodman | Leibhan | Solberg, I. |
| Bier | Grant | Lillehaugen | Solberg, O. |
| Boustead | Halcrow | Linderman | Stoltenow |
| Boyum | Haugland | Link | Stone |
| Bullis | Henning | Lundene | Streibel |
| Bunker | Hensrud | Matheny | Swedlund |
| Burke | Hentges | Metzger | Thorsgard |
| Davis | Hickle | Miedema | Wagner |
| Dawson | Hilleboe | Moquist | Weber |

| | | | |
|---------|---------|--------------|-------------|
| DeKrey | Hoffner | Mueller | Welder |
| Dick | Hoghaug | Olienyk | White |
| Diehl | Hougen | Opedahl | Wilkie |
| Eagles | Jenkins | Peterson, J. | Mr. Speaker |
| Emerson | Jones | Peterson, R. | |

Those voting in the negative were:

| | | | |
|-------------|----------|--------|-------|
| Johnson, K. | Sandness | Tweten | Wells |
| Register | Strinden | | |

Absent and not voting:

| | | | |
|----------|-----------|--------------|----------|
| Aas | Dahl | Erickson, W. | Schaffer |
| Backes | Dornacker | McDonald | Thompson |
| Connolly | | | |

So the bill passed and the title was agreed to.

House Bill No. 239. A Bill for an Act to amend and reenact section 57-13-04 of the North Dakota Century Code by creating a new subsection thereto, providing that the state board of equalization shall not make an adjustment in the assessed valuation of property in an amount exceeding ten percent in any one year.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 11; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rivinius |
| Anderson | Froelich | Kuehn | Rundle |
| Atkinson | Gackle | Lang | Sanstead |
| Austin | Giffey | Larson, G. | Seibel |
| Belter | Glaspey | Larson, L. | Simonson |
| Berg | Goodman | Leibhan | Solberg, I. |
| Bernabucci | Grant | Lillehaugen | Stoltenow |
| Bier | Halcrow | Linderman | Stone |
| Boustead | Haugland | Link | Streibel |
| Boyum | Hensrud | Lundene | Strinden |
| Bullis | Hickle | Matheny | Swedlund |
| Bunker | Hilleboe | Metzger | Thorsgard |
| Burke | Hoffner | Moquist | Tweten |
| Davis | Hoghaug | Mueller | Wagner |
| Dawson | Hougen | Olienyk | Weber |
| Dick | Johnson, K. | Opedahl | Welder |
| Diehl | Jones | Peterson, J. | Wells |
| Eagles | Kelsch | Register | White |
| Emerson | Kingsbury | Reimers | |

Those voting in the negative were:

| | | | |
|---------|--------------|-------------|-------------|
| Freeman | Hentges | Powers | Wilkie |
| Ganser | Jenkins | Sandness | Mr. Speaker |
| Henning | Peterson, R. | Solberg, O. | |

Absent and not voting:

| | | | |
|--------|----------|--------------|----------|
| Aamoth | Connolly | Dornacker | Miedema |
| Aas | Dahl | Erickson, W. | Schaffer |
| Backes | DeKrey | McDonald | Thompson |

So the bill passed and the title was agreed to.

House Bill No. 271. A Bill for an Act to create and enact sections 30-17-07 and 30-17-08 of the North Dakota Century Code, relating to summary administration by affidavit, and to amend and reenact sections 30-17-01, 30-17-03, 30-17-04, and 30-17-05 of the North Dakota Century Code, relating to the summary administration of small estates.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Knudson | Rundle |
| Aamoth | Froelich | Kuehn | Sandness |
| Aas | Gackle | Lang | Sanstead |
| Anderson | Ganser | Larson, G. | Seibel |
| Atkinson | Giffey | Larson, L. | Simonson |
| Austin | Glaspey | Leibhan | Solberg, I. |
| Belter | Goodman | Lillehaugen | Solberg, O. |
| Berg | Grant | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Eagles | Johnson, K. | Powers | White |
| Emerson | Jones | Register | Wilkie |
| Erickson, K. | Kelsch | Rivinius | Mr. Speaker |
| Erickson, W. | Kingsbury | | |

Absent and not voting:

| | | | |
|------------|----------|-----------|----------|
| Backes | Connolly | Dornacker | Reimers |
| Bernabucci | Dahl | McDonald | Schaffer |

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS
AND SENATE CONCURRENT RESOLUTIONS

Senate Bill No. 74. A Bill for an Act to amend and reenact section 40-38-02 of the North Dakota Century Code, relating to the levy and collection of funds for public libraries by municipalities and counties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 62; absent and not voting 9.

Those voting in the affirmative were:

| | | | |
|--------------|------------|--------------|-----------|
| Aas | Haugland | Linderman | Sanstead |
| Anderson | Hentges | Link | Stone |
| Bunker | Hoffner | Lundene | Strinden |
| Eagles | Hougen | Opedahl | Swedlund |
| Emerson | Kelsch | Peterson, J. | Thompson |
| Erickson, K. | Larson, L. | Powers | Thorsgard |
| Grant | Leibhan | Register | |

Those voting in the negative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Kingsbury | Rundle |
| Aamoth | Freeman | Knudson | Sandness |
| Atkinson | Froelich | Kuehn | Seibel |
| Austin | Gackle | Lang | Simonson |
| Belter | Ganser | Larson, G. | Solberg, I. |
| Berg | Giffey | Lillehaugen | Stoltenow |
| Bier | Glaspey | Matheny | Streibel |
| Boustead | Goodman | McDonald | Tweten |
| Boyum | Henning | Metzger | Wagner |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Bullis | Hensrud | Miedema | Weber |
| Burke | Hickle | Moquist | Welder |
| Davis | Hilleboe | Mueller | Wells |
| Dawson | Hoghaug | Olienyk | White |
| DeKrey | Jenkins | Peterson, R. | Wilkie |
| Dick | Johnson, K. | Rivinius | Mr. Speaker |
| Diehl | Jones | | |
| Absent and not voting: | | | |
| Backes | Dahl | Halcrow | Schaffer |
| Bernabucci | Dornacker | Reimers | Solberg, O. |
| Connolly | | | |

So the bill lost.

Senate Bill No. 219. A Bill for an Act providing for the transfer of forty acres in McKenzie County, North Dakota, from the state of North Dakota to the North Dakota rural rehabilitation corporation for the purpose of clearing title to such property, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aamoth | Freeman | Knudson | Rivinius |
| Aas | Froelich | Kuehn | Rundle |
| Anderson | Gackle | Lang | Sandness |
| Atkinson | Ganser | Larson, G. | Sanstead |
| Austin | Giffey | Larson, L. | Seibel |
| Belter | Glaspey | Leibhan | Simonson |
| Berg | Goodman | Lillehaugen | Solberg, I. |
| Bier | Grant | Linderman | Stoltenow |
| Boustead | Haugland | Link | Stone |
| Boyum | Henning | Lundene | Streibel |
| Bullis | Hensrud | Matheny | Strinden |
| Bunker | Hentges | McDonald | Swedlund |
| Burke | Hickle | Metzger | Thorsgard |
| Davis | Hilleboe | Miedema | Tweten |
| Dawson | Hoffner | Moquist | Wagner |
| DeKrey | Hoghaug | Mueller | Weber |
| Dick | Hougen | Olienyk | Welder |
| Diehl | Jenkins | Opedahl | Wells |
| Eagles | Johnson, K. | Peterson, J. | White |
| Emerson | Jones | Powers | Wilkie |
| Erickson, K. | Kelsch | Register | Mr. Speaker |
| Erickson, W. | Kingsbury | | |

Those voting in the negative were:

Aafedt Peterson, R.

Absent and not voting:

| | | | |
|------------|-----------|----------|-------------|
| Backes | Dahl | Reimers | Solberg, O. |
| Bernabucci | Dornacker | Schaffer | Thompson |
| Connolly | Halcrow | | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 244. A Bill for an Act to amend and reenact section 50-21-03 of the 1967 Supplement to the North Dakota Century Code, relating to The Bank of North Dakota loans to nursing Homes and Homes for the Aged.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 6; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kuehn | Sandness |
| Aamoth | Freeman | Lang | Sanstead |
| Aas | Froelich | Larson, G. | Seibel |
| Anderson | Glaspey | Larson, L. | Simonson |
| Atkinson | Ganser | Leibhan | Solberg, I. |
| Austin | Giffey | Lillehaugen | Stoltenow |
| Belter | Goodman | Linderman | Stone |
| Berg | Grant | Matheny | Streibel |
| Bier | Haugland | McDonald | Strinden |
| Boustead | Henning | Metzger | Swedlund |
| Boyum | Hensrud | Miedema | Thompson |
| Bullis | Hentges | Moquist | Thorsgard |
| Bunker | Hickle | Mueller | Tweten |
| Burke | Hilleboe | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| Dawson | Hougen | Peterson, J. | Wells |
| DeKrey | Jenkins | Peterson, R. | Welder |
| Diehl | Jones | Powers | White |
| Eagles | Kelsch | Register | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, K. | Knudson | Rundle | |

Those voting in the negative were:

| | | | |
|--------|-------------|------|---------|
| Dick | Hoffner | Link | Lundene |
| Gackle | Johnson, K. | | |

Absent and not voting:

| | | | |
|------------|-----------|---------|-------------|
| Backes | Dahl | Halcrow | Schaffer |
| Bernabucci | Dornacker | Reimers | Solberg, O. |
| Connolly | | | |

So the bill passed and the title was agreed to.

Senate Concurrent Resolution No. 26. A Concurrent Resolution commending the League of Women Voters upon the beginning of its Fiftieth Anniversary Year.

Was read the second time.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF A HOUSE BILL

House Bill No. 490. A Bill for an Act to amend and reenact sections 57-38-35, 57-38-39 and 57-38-45 of the North Dakota Century Code, relating to income tax, interest and penalties and to repeal section 57-38-43 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 4; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Knudson | Register |
| Aamoth | Freeman | Kuehn | Rivinius |
| Aas | Froelich | Lang | Sandness |
| Anderson | Gackle | Larson, G. | Sanstead |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |

| | | | |
|------------------------------------|-------------|--------------|-------------|
| Burke | Hilleboe | Miedema | Tweten |
| Davis | Hoffner | Moquist | Wagner |
| Dawson | Hougen | Mueller | Weber |
| Dick | Jenkins | Olienyk | Welder |
| Diehl | Johnson, K. | Opedahl | Wells |
| Eagles | Jones | Peterson, J. | White |
| Emerson | Kelsch | Peterson, R. | Wilkie |
| Erickson, K. | Kingsbury | Powers | Mr. Speaker |
| Those voting in the negative were: | | | |
| DeKrey | Hoghaug | Rundle | Thorsgard |
| Absent and not voting: | | | |
| Backes | Dahl | Hickle | Schaffer |
| Bernabucci | Dornacker | Reimers | Solberg, O. |
| Connolly | Halcrow | | |

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 12, 1969

Mr. President: I have the honor to return:

Senate Bill No. 61

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 12, 1969

Mr. President: I have the honor to transmit:

House Bill No. 107

House Bill No. 125

House Bill No. 249

House Bill No. 269

House Bill No. 273

House Bill No. 274

House Bill No. 295

House Bill No. 336

House Bill No. 445

House Bill No. 506

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand recessed to 1:00 P.M., February 13, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of the registrar of motor vehicles, and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 14. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state highway department and to authorize expenditures for highway project construction costs.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 29. A Bill for an Act making an appropriation to meet the extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 80. A Bill for an Act to create and enact subsection 4 of section 20-03-02 of the 1967 Supplement to the North Dakota Century Code, relating to fishing license exemptions.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 110. A Bill for an Act making an appropriation to the North Dakota state fair association.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 187. A Bill for an Act authorizing a mill levy to provide for payments under contract for the provision of a public transportation system, and declaring an emergency.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 268. A Bill for an Act to amend and reenact section 57-15-06 of the North Dakota Century Code, relating to limitations on county tax levies.

Was read the first time and referred to the committee on Political Subdivisions.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTY-SECOND DAY AFTER RECESS AND
THIRTY-THIRD DAY

Bismarck, February 13, 1969

The House reconvened at 1:00 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

MOTIONS

Rep. Belter moved that a committee of three be appointed to escort Hon. Mark Andrews, U. S. Congressman from North Dakota, and Mrs. Andrews to the rostrum, which motion prevailed.

Speaker E. Johnson appointed Reps. Belter, Hensrud and Mueller. Congressman Andrews addressed the Assembly.

Congressman Mark Andrews:

"Thank you, Mr. Speaker. It is always a privilege for a legislator to be in the company of other legislators, and particularly for a legislator like myself who has campaigned with most of you from the Eastern District. Mary and I have relaxed in your living rooms, and I have been known to take off my shoes and rest up from the campaign trail. We have visited with friends and neighbors together. Without the encouragement and support of people like Butch Mueller and Brynhild Haugland to help me along the way, I undoubtedly would not be serving in the Congress today. It is particularly gratifying for me to come back and say hello, and more particularly to say thank you.

"The challenges you face on a state level are remarkably similar to the challenges we have in Congress. One of the problems is money. I read in the newspaper one of your legislative leaders said the problems would be simplified if we had \$10 million more that we could put in some place. That is always true. The newspapers say that we have a \$3 billion surplus, when actually we have a \$6 billion deficit, which will be covered by taking \$10 billion from the trust fund, and the relief you on the state level should expect from us on the Federal level might not be coming for the next two years.

"The war in Vietnam will be resolved in the next five or six months. Here again, we have to take cautious steps in ending the out-right hostilities, and we do know we are not removing the demand for federal dollars for the defense establishment. When the cost of Vietnam has been taken out, we still face vast outlays of defense money expenditures. Fifty-eight percent of our Naval bottoms are over 20 years of age, while the Russian Navy has only one percent over twenty years of age, which indicates the job to be done in replacing this type of defense capability.

"Our Garrison Diversion Project called for massive expenditures to be built up over twenty years, to build a great state and more productive nation, and it is a worthwhile expenditure of our Federal government. North of Grand Forks, at the Sentinel Missile Site, our government will spend more than the cost of Garrison Dam in the

very near future. Defense takes money that could otherwise be available for running our routine affairs and furthering our country's needs.

"You have a problem in North Dakota in that many of the tax dollars have been printed by the Federal government. We have an open-end deal on the Appropriations Committee which I am privileged to serve on. I wish the Federal government were on the same basis as you, where we have to make ends meet before we can decide on the budget for the year. We would be better off in the long run. The amount of gross tax income of North Dakota and local subdivisions divided by total income of the state is 23.9%. This is the highest in the nation. North Dakota is 46% higher than the average state in what you do for the people of North Dakota with what we have to do with.

"The Federal government is long overdue in setting up blocks, so we can give relief to people who are doing as much as you are in the State of North Dakota.

"Every time you buy a combine in North Dakota, you are assisting the people in Illinois or where this industry is located in the education of their children. We are losing here because we do not have the factories or plants. This cries out for adjustment. I believe we can get something done.

"Once again, it is a great privilege to be back. It is wonderful for Mary and me to visit with you. I don't want to overstay my welcome by talking too long. Thank you so much for taking the time and being so generous to us today."

Rep. Streibel moved that the remarks of Congressman Andrews be printed in the House Journal, which motion prevailed.

MOTIONS

Rep. Powers moved that a committee of two be appointed to escort the State Dairy Princess Mary Karol Holden to the rostrum, which motion prevailed.

Speaker E. Johnson appointed Reps. Powers and Simonson.

North Dakota Dairy Princess Mary Karol Holden addressed the Assembly.

Mary Karol Holden:

"I have been honored many times since I was crowned State Dairy Princess, but this appearance before my State Legislature is an honor beyond my dreams.

"As North Dakota Dairy Princess I have the privilege, honor and responsibility to speak up for the dairy industry. I enjoy this for two main reasons. The first is that I have a quality product to promote, and I am a foods and nutrition major at NDSU, and in every class the value of dairy foods is impressed on me. The infant can use milk as his only food source for the first three months of life. This almost complete nutrition is valuable to the growing teen for strong, sound bones as well as a healthy vibrant appearance. The growth spurt of the teens demands the almost complete nutrition of dairy foods. The adult, too, needs milk products for sound nutrition, the maintenance of strong bones and the vitality that dairy foods provide.

"The other main reason I am willing to speak up for the dairy foods (in addition to their own value) is my respect for the dairy farmers themselves. They are a hard working group of men who have the ambition to get up early in the morning seven days a week, fifty-two weeks a year to bring milk to the nation's table.

"I like dairy foods because of their variety — milk, ice cream, butter, and the wonderful world of cheeses. You know our American cheese is universal. We now have eye witness evidence that

the moon is not made of Green Cheese. Commander Borman reported it. He told us, 'The moon is made of American cheese.'

"More seriously though, dairy foods are vital to the health of the nation, and it is up to you to keep dairying strong in our state."

Rep. Streibel moved that the remarks of Dairy Princess Mary Karol Holden be printed in the House Journal, which motion prevailed.

MOTIONS

Rep. Link moved that the House reconsider its action on House Bill No. 364 by which it was lost, which motion prevailed.

Rep. Hilleboe moved that the House Bill No. 364 be re-referred to the Committee on Education, which motion prevailed.

Rep. Aamoth moved that the House request a return of House Bill No. 138 from the Senate, which motion prevailed.

Rep. Aamoth moved that the House reconsider its action on Senate Bill No. 74 by which it was lost, which motion prevailed.

Rep. Aamoth moved that Senate Bill No. 74 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 110 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 175, has had the same under consideration and recommends that the same be amended as follows:

In line 15 after the word "Code" insert the following language: "and employed primarily as classroom teachers"

After line 15 insert the following:

"2. "Administrator" means and includes all public school employees employed primarily for administration of the school or schools of a school district and devoting at least fifty percent of their time in any one year to the duties of administration of the school or schools of a school district;"

In line 16 delete the subsection number "2." and insert in lieu thereof the subsection number "3."

In line 18 delete the subsection number "3." and insert in lieu thereof the subsection number "4."

After line 23 insert the following:

"5. "Appropriate negotiating unit" means a group of administrators having common interests, common problems, a common employer, or a history of common representation, which warrants that group being represented by a single representative organization in negotiations with a school board,"

In line 24 delete the subsection number "4." and insert in lieu thereof the subsection number "6."

In line 71 delete the following: "or b" and insert in lieu thereof "b, c, or d"

Delete all of lines 74 through 78

In line 80 after the word "Teachers" insert the following: ", or administrators,"

In line 84 after the word "Teachers" insert the following: ", or administrators,"

In line 90 after the word "teacher" insert ", or administrator,"

In line 99 delete the following: "entire group" and insert in lieu thereof the word "majority"

In line 99 after the word "teachers" insert ", or administrators,"

In line 100 delete the following: ", or by a portion of" and insert a " " in lieu thereof

Delete all of line 101

In line 102 following the word "teachers" insert ", or administrators,"

Delete all of lines 114 through 123.

In line 127 after the word "teachers" insert the following: ", or administrators,"

In line 129 after the word "teachers" insert ", or administrators,"

In line 148 after the word "teachers," insert "or administrators,"

In line 156 delete the word "sixty" and insert in lieu thereof the word "forty"

In line 268 after the word "No" insert "teacher, administrator or"

Delete all of lines 282 through 294

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 254, has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title place a period after the word "employees" and delete the following ", and providing for partial compensation for"

Delete the fourth line of the title

In line 4 delete the triple parentheses and the hyphen

In line 5 delete the triple parentheses and the following: "**— COMPENSATION FOR UNUSED**"

In line 6 delete the words "**ACCUMULATED SICK LEAVE**"

In line 16 place triple parentheses before the word "Sick"

In line 31 delete the triple parentheses before the word "Each"

In line 34 delete the words "**Each employee shall**"

Delete lines 35 through 43 and insert in lieu thereof the following:

"Sick leave will be allowed for all employees who are eligible for vacation leave and will be computed on the following basis:

Based on a forty-hour work week, employees may be credited with the number of hours sick leave that can be earned during the calendar year, on January 1, at a maximum of eight hours per month (one day per month), regardless of service, with unlimited accumulation; however, only that portion earned may be taken. An exception to this policy provides that, at the discretion of the agency, up to one hundred forty-four hours of sick leave may be taken in advance of the accumulation thereof.

Proportionate hours of sick leave shall be granted to employees whose standard work week is less or greater than the standard forty-hour week, on a percentage basis. Sick leave hours shall not be computed on overtime hours.

No payment will be made for earned or accumulated sick leave when employee terminates his employment. Any unauthorized or unearned sick leave taken, shall be deducted from the employee's last paycheck.

A medical certificate may be required from an attending physician for sick leave, and sick leave may be used for medical and dental appointments."

In line 46 place triple parentheses before and after the word "adopted"; and before the period insert the words **"for annual leave"**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 272 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 324 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 327 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Kingsbury moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 393 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 435 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 475 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Connolly moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 133 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title of the bill before the period insert a comma and the following material: **"and declaring an emergency"**

In line 10 before the word "seven" insert triple parentheses and in line 11 after the comma insert triple parentheses and add the following: **"four per cent per annum higher than the maximum rate of interest payable on deposits authorized under section 6-03-63, but in any event not less than seven per cent,**

In line 12 after the period add the following: **"This section shall not apply to a loan made to a foreign or domestic corporation, or a cooperative corporation or association, nor to any business loan or credit sale the principal amount of which amounts to more than \$25,000.00."**

In line 13 before the word "interest" add the words **"interest on"**

In line 16 delete the underlined language, and delete all of lines 17 and 18

After line 18 of the bill insert the following material:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 257 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 353 has had the same under consideration and recommends that the same be amended as follows:

In line 11 delete the word **"twelve"** and insert in lieu thereof the word **"eleven"**

In line 23 after the period delete the remainder of the line and delete all of line 24

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 386 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 439 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. AAMOTH, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 508, has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title of the bill before the period insert a comma and the following material: **"and declaring an emergency"**

After line 49 of the bill insert the following material:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 162, has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 163, has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 167, has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Mueller moved that the amendments to House Bill No. 9 as recommended by the Committee on Appropriations as printed on page 541 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 11 as recommended by the Committee on Appropriations as printed on pages 541 and 542 of the House Journal be adopted.

Rep. Mueller moved to dispense with the reading of the amendments to House Bill No. 11, which motion prevailed.

The question then was on the motion of Rep. Mueller to adopt the amendments to House Bill No. 11, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 19 as recommended by the Committee on Appropriations as printed on pages 542 and 543 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 82 as recommended by the Committee on Appropriations as printed on page 546 of the House Journal be adopted.

Rep. Tweten moved to dispense with the reading of amendments to House Bill No. 82, which motion prevailed.

The question then was on the motion of Rep. Mueller that the amendments to House Bill No. 82 be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 85 as recommended by the Committee on Appropriations as printed on pages 543 and 544 of the House Journal be adopted.

Rep. Mueller moved to dispense with the reading of the amendments to House Bill No. 85, which motion prevailed.

The question then was on the motion of Rep. Mueller to adopt the amendments to House Bill No. 85, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 298, as recommended by the Committee on Political Subdivisions and as printed on pages 546 and 547 of the House Journal be adopted.

Rep. Schaffer moved to dispense with the reading of the amendments to House Bill No. 298, which motion prevailed.

The question then was on the motion of Rep. Schaffer to adopt the amendments to House Bill No. 298, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 359 as recommended by the Committee on Political Subdivisions as printed on page 548 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 366 as recommended by the Committee on Education as printed on page 548 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 377 as recommended by the Committee on Political Subdivisions as printed on pages 548 and 549 of the House Journal be adopted.

Rep. Schaffer moved to dispense with the reading of the amendment to House Bill No. 377, which motion prevailed.

The question then was on the motion of Rep. Schaffer to adopt the amendments to House Bill No. 377, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 381, as recommended by the Committee on Education and as printed on page 549 of the House Journal be adopted.

Rep. Bier moved to dispense with the reading of the amendments to House Bill No. 381, which motion prevailed.

The question then was on the motion of Rep. Bier to adopt the amendments to House Bill No. 381, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and a resolution:

House Bill No. 21
 House Bill No. 25
 House Bill No. 306
 House Bill No. 344
 House Bill No. 382
 House Bill No. 385
 House Bill No. 412
 House Bill No. 446
 House Concurrent Resolution No. 13

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Sanstead, Anderson, J. Peterson, Backes, Haugland, Emerson, Aas, Seibel, Simonson and Rundle introduced:

House Concurrent Resolution No. 38. A Concurrent Resolution commending the Minot State College Marching Band and its director, Dr. James W. Jurrens, for the national recognition they have received.

MOTION

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 38 be not referred to committee, not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 38

Introduced by Representatives Sanstead, Anderson, J. Peterson, Backes, Haugland, Emerson, Aas, Seibel, Simonson, Rundle

A concurrent resolution commending the Minot State College Marching Band and its director, Dr. James W. Jurrens, for the national recognition they have received.

1 WHEREAS, the Minot State College Marching Band has, since
2 its inception in 1946, been a credit to the musical talents
3 of North Dakotans; and

4 WHEREAS, a crowning achievement of the illustrious history
5 of the Minot State College Marching Band was its performance
6 in the Tournament of Roses Parade in Pasadena, California, on
7 News Year's Day; and

8 WHEREAS, officials of this most famous of all pre-bowl
9 football game parades estimate that at least two million
10 persons saw the band along the line of march and an additional
11 one hundred million Americans saw it on television;

12 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
13 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,
13a THE

14 SENATE CONCURRING THEREIN:

15 That the Firty-first Legislative Assembly takes great
16 pleasure in commending the Minot State College Marching Band
17 and its director, Dr. James W. Jurrens, for the honors they
18 have brought to their college and to this State; and

19 BE IT FURTHER RESOLVED, that copies of this resolution
20 be forwarded by the Secretary of State to the President of
21 Minot State College and to Dr. James W. Jurrens.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 38. A Concurrent Resolution commending the Minot State College Marching Band and its director, Dr. James W. Jurrens, for the national recognition they have received.

Was read the second time.

Rep. Streibel moved the adoption of House Concurrent Resolution No. 38.

The question being on the final adoption of the resolution.

So the House Concurrent Resolution was declared adopted on a voice vote.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Rep. Dawson introduced:

House Concurrent Resolution No. 39. A Concurrent Resolution for a study by the Legislative Research Committee of means and methods of control and eradication of the noxious weed "leafy spurge", of the long-term and short-term economic impact of control or non-control, and a study of the general effectiveness of North Dakota's weed control laws.

Was read the first time and referred to the committee on Agriculture.

Rep. Streibel introduced:

House Concurrent Resolution No. 40. A Concurrent Resolution requesting the Congress of the United States to direct the Interstate Commerce Commission to investigate the carload freight rates applicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and equitable.

Was read the first time and referred to the committee on Transportation.

Reps. E. Johnson, Davis, Opedahl and Bunker introduced:

House Concurrent Resolution No. 41. A Concurrent Resolution urging Congress to amend the Uniform Time Act of 1966 to provide that daylight saving time would commence on Memorial Day and end after Labor Day.

Was read the first time and referred to the committee on General Affairs.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 13, 1969

Mr. President: I have the honor to inform you that the House request the return of House Bill No. 138.

ROY GILBREATH, Chief Clerk

Rep. Link moved that the absent members be excused, which motion prevailed.

Rep. Link moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-THIRD DAY

Bismarck, February 13, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. John McMullen, First United Methodist Church, Mandan.

Roll was called and all members were present except Reps. Dornacker, Leibhan and Reimers.

A quorum was declared by Speaker E. Johnson.

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-first Day After Recess and Thirty-second Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Kelsch moved that the amendments to House Bill No. 45, as recommended by the Committee on Judiciary and as printed on pages 558, 559, 560 and 561 of the House Journal be adopted.

Rep. Kelsch moved to dispense with the reading of the amendments to House Bill No. 45, which motion prevailed.

The question then was on the motion of Rep. Kelsch to adopt the amendments to House Bill No. 45, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 321 as recommended by the Committee on Judiciary as printed on page 561 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 90 as recommended by the Committee on State and Federal Government as printed on page 562 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Concurrent Resolution No. 7 as recommended by the Committee on State and Federal Government as printed on page 562 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 21. A Bill for an Act making an appropriation to the department of public instruction for the purpose of paying salaries and other expenses of the director of surplus property.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Sanstead |
| Aas | Emerson | Knudson | Schaffer |
| Anderson | Erickson, K. | Kuehn | Seibel |
| Atkinson | Erickson, W. | Lang | Simonson |
| Austin | Freeman | Larson, G. | Solberg, I. |
| Backes | Froehlich | Larson, L. | Solberg, O. |
| Belter | Gackle | Leibhan | Stoltenow |
| Bernabucci | Ganser | Linderman | Stone |
| Bier | Giffey | Link | Streibel |
| Boustead | Glaspey | Lundene | Strinden |
| Boyum | Goodman | Miedema | Swedlund |
| Bullis | Grant | Mueller | Thompson |
| Bunker | Haugland | Olienyk | Tweten |
| Connolly | Henning | Opedahl | Wagner |
| Dahl | Hentges | Peterson, J. | Weber |
| Davis | Hickle | Powers | Welder |
| Dawson | Hoffner | Register | Wells |
| DeKrey | Hougen | Reimers | Wilkie |
| Dick | Jenkins | Rivinius | Mr. Speaker |
| Diehl | Jones | Sandness | |

Those voting in the negative were:

| | | | |
|---------|-------------|----------|--------------|
| Aamoth | Hoghaug | Matheny | Peterson, R. |
| Berg | Johnson, K. | McDonald | Rundle |
| Burke | Kelsch | Metzger | Thorsgard |
| Hensrud | Lillehaugen | Moquist | White |

Absent and not voting:

| | | |
|-----------|---------|----------|
| Dornacker | Halcrow | Hilleboe |
|-----------|---------|----------|

So the bill passed and the title was agreed to.

House Bill No. 25. A Bill for an Act making an appropriation for the maintenance of the North Dakota national guard as provided for by title 37 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 92; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rivinius |
| Aamoth | Erickson, W. | Kuehn | Rundle |
| Aas | Freeman | Lang | Sandness |
| Anderson | Froehlich | Larson, G. | Sanstead |
| Atkinson | Gackle | Larson, L. | Schaffer |
| Austin | Ganser | Leibhan | Seibel |
| Belter | Giffey | Lillehaugen | Simonson |
| Berg | Glaspey | Linderman | Solberg, I. |
| Bernabucci | Goodman | Link | Solberg, O. |
| Boustead | Grant | Lundene | Stoltenow |
| Boyum | Haugland | Matheny | Stone |
| Bullis | Henning | McDonald | Streibel |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Jones | Powers | White |
| Eagles | Kelsch | Register | Wilkie |
| Emerson | Kingsbury | Reimers | Mr. Speaker |

Those voting in the negative were:

Strinden

Absent and not voting:

| | | | |
|--------|-----------|---------|-------------|
| Backes | Dornacker | Halcrow | Johnson, K. |
| Bier | | | |

So the bill passed and the title was agreed to.

House Bill No. 30. A Bill for an Act making an appropriation to the state outdoor recreation agency for funding the planning, acquisition and development of outdoor recreation agencies and activities.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 60; nays, 34; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Ganser | Linderman | Sandness |
| Aas | Giffey | Link | Sanstead |
| Anderson | Glaspey | Lundene | Solberg, I. |
| Austin | Grant | Matheny | Solberg, O. |
| Backes | Haugland | Metzger | Stone |
| Belter | Henning | Miedema | Streibel |
| Dick | Hensrud | Mueller | Strinden |
| Diehl | Hoffner | Olienyk | Swedlund |
| Eagles | Hoghaug | Opedahl | Thompson |
| Emerson | Hougen | Peterson, J. | Thorsgard |
| Erickson, K. | Jones | Peterson, R. | Tweten |
| Erickson, W. | Kelsch | Powers | Weber |
| Freeman | Kingsbury | Register | Wells |
| Froelich | Leibhan | Reimers | Wilkie |
| Gackle | Lillehaugen | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|----------|------------|-----------|
| Aamoth | Connolly | Jenkins | Moquist |
| Atkinson | Dahl | Johnson, K | Rundle |
| Berg | Davis | Knudson | Schaffer |
| Bernabucci | Dawson | Kuehn | Seibel |
| Bier | DeKrey | Lang | Simonson |
| Boustead | Goodman | Larson, G. | Stoltenow |
| Bullis | Hentges | Larson, L. | Welder |
| Bunker | Hickle | McDonald | White |
| Burke | Hilleboe | | |

Absent and not voting:

| | | | |
|-------|-----------|---------|--------|
| Boyum | Dornacker | Halcrow | Wagner |
|-------|-----------|---------|--------|

So the bill passed and the title was agreed to.

House Bill No. 250. A Bill for an Act reappropriating to the adjutant general for the microfilming of military records a portion of the unexpended funds previously appropriated for the compilation of records of military service.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 8; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|---------|-------------|-------------|
| Aafedt | Freeman | Kuehn | Sanstead |
| Aas | Gackle | Lang | Schaffer |
| Anderson | Ganser | Larson, G. | Seibel |
| Atkinson | Giffey | Larson, L. | Solberg, I. |
| Austin | Glaspey | Leibhan | Solberg, O. |
| Belter | Goodman | Lillehaugen | Stoltenow |
| Bier | Grant | Linderman | Stone |

| | | | |
|---|------------|--------------|-------------|
| Boustead | Haugland | Link | Streibel |
| Bullis | Henning | Lundene | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Mueller | Thorsgard |
| Dahl | Hilleboe | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, J. | Weber |
| Dick | Hougen | Peterson, R. | Welder |
| Diehl | Johnson, K | Powers | Wells |
| Eagles | Jones | Register | White |
| Emerson | Jenkins | Reimers | Wilkie |
| Erickson, K. | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, W. | Knudson | Sandness | |
| Those voting in the negative were: | | | |
| Aamoth | Bernabucci | Kelsch | McDonald |
| Berg | Dawson | Matheny | Simonson |
| Absent and not voting: | | | |
| Backes | Dornacker | Halcrow | Rundle |
| Boyum | Froelich | Moquist | |

So the bill passed and the title was agreed to.

House Bill No. 306. A Bill for an Act making an appropriation for the purpose of constructing a chapel at the Grafton state school upon conditions, and to amend and reenact section 1 of chapter 387 of the 1967 North Dakota Session Laws, relating to the fund for the construction of the chapel.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Powers |
| Aamoth | Erickson, K. | Kelsch | Register |
| Aas | Erickson, W. | Kingsbury | Reimers |
| Anderson | Freeman | Knudson | Rivinius |
| Atkinson | Froelich | Kuehn | Rundle |
| Austin | Gackle | Lang | Sanstead |
| Belter | Ganser | Larson, G. | Schaffer |
| Berg | Giffey | Larson, L. | Seibel |
| Bernabucci | Glaspey | Leibhan | Simonson |
| Bier | Goodman | Lillehaugen | Solberg, I. |
| Boustead | Grant | Linderman | Solberg, O. |
| Boyum | Haugland | Link | Streibel |
| Bullis | Henning | Lundene | Strinden |
| Bunker | Hensrud | Matheny | Swedlund |
| Burke | Hentges | Metzger | Thompson |
| Connolly | Hickle | Miedema | Thorsgard |
| Dahl | Hilleboe | Moquist | Tweten |
| Davis | Hoffner | Mueller | Weber |
| Dawson | Hoghaug | Olienyk | Welder |
| DeKrey | Hougen | Opedahl | Wells |
| Dick | Jenkins | Peterson, J. | Wilkie |
| Diehl | Johnson, K | Peterson, R. | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

| | | | |
|-------------------------------|-----------|----------|-------|
| McDonald | Stoltenow | Wagner | White |
| Absent and not voting: | | | |
| Backes | Halcrow | Sandness | Stone |
| Dornacker | | | |

So the bill passed and the title was agreed to.

House Bill No. 344. A Bill for an Act to amend and reenact section 57-38-36 of the North Dakota Century Code, relating to installment payments of income tax.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Sanstead |
| Aamoth | Froelich | Lang | Schaffer |
| Aas | Gackle | Larson, G. | Seibel |
| Anderson | Ganser | Larson, L. | Simonson |
| Atkinson | Giffey | Leibhan | Solberg, I. |
| Austin | Glaspey | Lillehaugen | Solberg, O. |
| Belter | Goodman | Linderman | Stoltenow |
| Berg | Grant | Link | Stone |
| Bernabucci | Halcrow | Lundene | Streibel |
| Bier | Haugland | Matheny | Strinden |
| Boustead | Henning | McDonald | Swedlund |
| Boyum | Hensrud | Metzger | Thompson |
| Bullis | Hentges | Miedema | Thorsgard |
| Bunker | Hickle | Moquist | Tweten |
| Burke | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Diehl | Jenkins | Register | White |
| Eagles | Johnson, K | Reimers | Wilkie |
| Emerson | Jones | Rivinius | Mr. Speaker |
| Erickson, K. | Kelsch | Sandness | |
| Erickson, W. | Knudson | | |

Those voting in the negative were:

| | | | |
|----------|-----------|--------------|--------|
| Connolly | Kingsbury | Peterson, R. | Rundle |
| Dick | | | |

Absent and not voting:

| | | | |
|--------|--------|-----------|---------|
| Backes | Dawson | Dornacker | Mueller |
|--------|--------|-----------|---------|

So the bill passed and the title was agreed to.

House Bill No. 412. A Bill for an Act to provide for a tax levy for police department stations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 64; nays, 30; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Kuehn | Register |
| Aas | Freeman | Lang | Sandness |
| Anderson | Froelich | Larson, L. | Sanstead |
| Atkinson | Glaspey | Leibhan | Schaffer |
| Austin | Goodman | Lillehaugen | Seibel |
| Bier | Grant | Linderman | Solberg, I. |
| Boustead | Haugland | Link | Solberg, O. |
| Boyum | Henning | Lundene | Stone |
| Bunker | Hensrud | Metzger | Streibel |
| Burke | Hentges | Miedema | Strinden |
| Dahl | Hoffner | Mueller | Swedlund |
| DeKrey | Hoghaug | Olienyk | Thompson |
| Dick | Hougen | Opedahl | Thorsgard |
| Eagles | Jones | Peterson, J. | Wagner |

| | | | |
|--------------|---------|--------------|-------------|
| Emerson | Kelsch | Peterson, R. | Wilkie |
| Erickson, K. | Knudson | Powers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|-------------|------------|-----------|
| Aafedt | Diehl | Kingsbury | Simonson |
| Belter | Ganser | Larson, G. | Stoltenow |
| Berg | Giffey | McDonald | Tweten |
| Bernabucci | Halcrow | Moquist | Weber |
| Bullis | Hickle | Reimers | Welder |
| Connolly | Hilleboe | Rivinius | Wells |
| Davis | Jenkins | Rundle | White |
| Dawson | Johnson, K. | | |

Absent and not voting:

| | | | |
|--------|-----------|--------|---------|
| Backes | Dornacker | Gackle | Matheny |
|--------|-----------|--------|---------|

So the bill passed and the title was agreed to.

House Bill No. 432. A Bill for an Act making an appropriation for constructing facilities for a rehearsal hall, a music library, and general resource facilities at the International Peace Garden music and youth camp, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Sandness |
| Aamoth | Freeman | Kuehn | Sanstead |
| Aas | Gackle | Lang | Schaffer |
| Anderson | Ganser | Larson, G. | Seibel |
| Atkinson | Giffey | Larson, L. | Simonson |
| Austin | Glaspey | Leibhan | Solberg, I. |
| Backes | Goodman | Lillehaugen | Solberg, O. |
| Belter | Grant | Linderman | Stone |
| Berg | Halcrow | Link | Streibel |
| Bier | Haugland | Lundene | Strinden |
| Boustead | Henning | Matheny | Swedlund |
| Boyum | Hensrud | McDonald | Thompson |
| Bullis | Hentges | Metzger | Thorsgard |
| Bunker | Hickle | Moquist | Tweten |
| Burke | Hilleboe | Mueller | Wagner |
| Connolly | Hoffner | Olienyk | Weber |
| Dahl | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Johnson, K. | Register | White |
| Diehl | Jones | Rivinius | Wilkie |
| Eagles | Kelsch | Rundle | Mr. Speaker |
| Emerson | Kingsbury | | |

Those voting in the negative were:

| | | | |
|------------|--------------|---------|-----------|
| Bernabucci | Erickson, W. | Jenkins | Powers |
| Dawson | Froelich | Miedema | Stoltenow |

Absent and not voting:

| | | | |
|-------|-----------|--------------|---------|
| Davis | Dornacker | Peterson, R. | Reimers |
|-------|-----------|--------------|---------|

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 446. A Bill for an Act to amend and reenact section 57-12-01.1 of the North Dakota Century Code, relating to spot checks of real and personal property, and providing a penalty for omission to list or for refusal to list property for assessment purposes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 54; nays, 40; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|----------|--------------|-------------|
| Aamoth | Glaspey | Larson, G. | Sandness |
| Aas | Goodman | Larson, L. | Seibel |
| Austin | Grant | Linderman | Solberg, O. |
| Backes | Halcrow | Link | Stone |
| Belter | Haugland | Lundene | Streibel |
| Boustead | Henning | McDonald | Strinden |
| Boyum | Hensrud | Miedema | Swedlund |
| Bunker | Hentges | Moquist | Thorsgard |
| Eagles | Hoffner | Mueller | Wagner |
| Emerson | Hoghaug | Olienyk | Weber |
| Erickson, K. | Hougen | Peterson, J. | White |
| Erickson, W. | Jenkins | Powers | Wilkie |
| Freeman | Kelsch | Register | Mr. Speaker |
| Gackle | Knudson | | |

Those voting in the negative were:

| | | | |
|------------|-------------|--------------|-----------|
| Aafedt | Davis | Jones | Reimers |
| Anderson | Dawson | Kingsbury | Rivinius |
| Atkinson | DeKrey | Kuehn | Rundle |
| Berg | Diehl | Lang | Sanstead |
| Bernabucci | Froelich | Leibhan | Schaffer |
| Bier | Ganser | Lillehaugen | Simonson |
| Bullis | Giffey | Matheny | Stoltenow |
| Burke | Hickle | Metzger | Tweten |
| Connolly | Hilleboe | Opedahl | Welder |
| Dahl | Johnson, K. | Peterson, R. | Wells |

Absent and not voting:

| | | | |
|------|-----------|-------------|----------|
| Dick | Dornacker | Solberg, I. | Thompson |
|------|-----------|-------------|----------|

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 13, 1969

Mr. Speaker: I have the honor to return House Bill No. 138, which the House requested.

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Aamoth moved to reconsider the action by which the House passed House Bill No. 138, which motion prevailed.

Rep. Aamoth moved that House Bill No. 138 be re-referred to the Committee on Industry and Business, which motion prevailed.

SECOND READING OF HOUSE BILLS AND A
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 13. A Concurrent Resolution urging the Board of Higher Education to establish nursing programs at Minot State College and North Dakota State University.

Was read the second time.

The question being on the final adoption of the resolution, as amended, and so the House Concurrent Resolution was declared adopted on a division vote.

House Bill No. 433. A Bill for an Act to improve and extend by reciprocal legislation the enforcement of duties of support among the several states by the enactment of the Revised Uniform Reciprocal Enforcement of Support Act (1968) and to repeal chapter 14-12 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Sandness |
| Aamoth | Erickson, W. | Kingsbury | Sanstead |
| Aas | Freeman | Knudson | Schaffer |
| Anderson | Froelich | Kuehn | Seibel |
| Atkinson | Gackle | Lang | Simonson |
| Austin | Ganser | Larson, G. | Solberg, I. |
| Belter | Giffey | Larson, L. | Solberg, O. |
| Berg | Glaspey | Leibhan | Stoltenow |
| Bernabucci | Goodman | Lillehaugen | Stone |
| Bier | Grant | Linderman | Streibel |
| Boustead | Halcrow | Link | Strinden |
| Boyum | Haugland | Lundene | Swedlund |
| Bullis | Henning | McDonald | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Connolly | Hentges | Moquist | Tweten |
| Dick | Hickle | Olienyk | Wagner |
| Dahl | Hilleboe | Opedahl | Weber |
| Davis | Hoffner | Peterson, J. | Welder |
| Dawson | Hoghaug | Powers | Wells |
| DeKrey | Hougen | Register | White |
| Diehl | Jenkins | Rivinius | Wilkie |
| Eagles | Johnson, K. | Rundle | Mr. Speaker |
| Emerson | Jones | | |

Those voting in the negative were:

| | | | |
|------------------------|-----------|---------|--------------|
| Burke | Matheny | Metzger | Reimers |
| Absent and not voting: | | | |
| Backes | Dornacker | Mueller | Peterson, R. |

So the bill passed and the title was agreed to.

House Bill No. 452. A Bill for an Act create and enact sections 19-02-02.1 and 23-05-07.1 of the North Dakota Century Code, and to amend and reenact sections 23-04-07, 23-09-02, subsection 9 of section 23-09-09, sections 23-09-10, 23-09-11, 23-09-14, 23-09-16, 23-09-17, 23-09-18, 23-09-19, 23-09-22, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-07, 23-10-08, 23-10-09, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to licensing and regulations of restaurants, hotels, boarding-houses, lodging-houses, motor courts, and trailer courts, and the enforcement of laws relating thereto, and declaring a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 53; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|----------|----------|-----------|-------------|
| Atkinson | Diehl | Jenkins | Powers |
| Austin | Eagles | Kelsch | Reimers |
| Bier | Freeman | Kingsbury | Sandness |
| Boyum | Froelich | Knudson | Solberg, O. |
| Bullis | Goodman | Linderman | Stoltenow |
| Bunker | Halcrow | Link | Swedlund |
| Burke | Hentges | Lundene | Thompson |
| Connolly | Hilleboe | Metzger | Thorsgard |
| Davis | Hoffner | Miedema | Tweten |
| DeKrey | Hoghaug | Moquist | Wagner |
| Dick | Hougen | Olienyk | Wilkie |

Those voting in the negative were:

| | | | |
|--------|--------|------------|----------|
| Aafedt | Gackle | Larson, G. | Sanstead |
| Aamoth | Ganser | Larson, L. | Schaffer |

| | | | |
|--------------|-------------|--------------|-------------|
| Aas | Giffey | Leibhan | Seibel |
| Anderson | Glaspey | Lillehaugen | Simonson |
| Backes | Grant | Matheny | Solberg, I. |
| Belter | Haugland | McDonald | Stone |
| Berg | Henning | Mueller | Streibel |
| Bernabucci | Hensrud | Opedahl | Strinden |
| Boustead | Hickle | Peterson, J. | Weber |
| Dahl | Johnson, K. | Peterson, R. | Welder |
| Dawson | Jones | Register | Wells |
| Emerson | Kuehn | Rivinius | White |
| Erickson, K. | Lang | Rundle | Mr. Speaker |
| Erickson, W. | | | |

Absent and not voting:

Dornacker

So the bill lost.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 2 has had the same under consideration and recommends that the same be amended as follows:

In line 18 of the bill delete the sum \$215,688.00 and in lieu thereof insert the sum \$175,688.00.

Line 22 delete the sum \$242,188.00 and in lieu thereof insert the sum \$202,188.00.

Line 25 delete the sum \$130,000.00 and in lieu thereof insert the sum \$100,000.00.

Line 26 delete the sum \$130,000.00 and in lieu thereof insert the sum \$100,000.00.

Line 50 delete the sum \$21,200.00 and in lieu thereof insert the sum \$21,600.00.

Line 51 delete the sum \$21,200.00 and in lieu thereof insert the sum \$21,600.00.

Line 61 delete the sum \$31,708.00 and in lieu thereof insert the sum \$32,716.00.

Line 64 delete the sum \$38,392.00 and in lieu thereof insert the sum \$39,400.00.

Line 65 delete the sum \$2,948,615.00 and in lieu thereof insert the sum \$2,880,023.00.

After line 80, insert a new section as follows:

"SECTION 6:) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Board of Higher Education: Salaries were decreased \$40,000.00 to disallow a proposed finance officer and secretary.

Boys' and Girls' Club Work: \$200.00 per year was added for the Indian County Agent in Mountrail County.

Indian Affairs Commission: Salaries and wages were increased \$1,008.00 to bring a part-time secretary to a full-time level.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 3, has had the same under consideration and recommends that the same be amended as follows:

In line 19 of the bill delete the sum \$35,108.00 and in lieu thereof insert the sum \$37,108.00.

Line 21 delete the sum \$884.00 and in lieu thereof insert the sum \$1,000.00.

Line 22 delete the sum \$151,091.00 and in lieu thereof insert the sum \$153,207.00.

Line 39 delete the sum \$629,457.00 and in lieu thereof insert the sum \$619,457.00.

Line 43 delete the sum \$785,160.00 and in lieu thereof insert the sum \$775,160.00.

Line 60 delete the sum \$121,920.00 and in lieu thereof insert the sum \$96,000.00.

Line 61 delete the sum \$5,000.00 and in lieu thereof insert the sum \$4,000.00.

Line 63 delete the sum \$499,383.00 and in lieu thereof insert the sum \$472,463.00.

Line 66 delete the sum \$85,719.00 and in lieu thereof insert the sum \$90,719.00.

Line 67 delete the sum \$25,000.00 and in lieu thereof insert the sum \$20,000.00.

Line 112 delete the sum \$3,032,238.00 and in lieu thereof insert the sum \$2,997,434.00.

After line 127, insert a new section, as follows:

"SECTION 6.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Attorney General Licensing: Fees and services were raised \$2,000.00 per diem expenses on extra hearings. Equipment was raised \$116.00 for the purchase of files and electric typewriter.

Public Service Commission: Reduced by \$10,000.00 because another bill takes care of expenses for one commissioner.

State Examiner: Fees and services and supplies and materials items were reduced on the basis of the auditors transferred to the State Auditor's office.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 4, has had the same under consideration and recommends that the same be amended as follows:

In line 23 of the bill, delete the sum \$221,389.00 and in lieu thereof insert the sum \$226,389.00.

Line 24 delete the sum \$64,700.00 and in lieu thereof insert the sum \$59,700.00.

Line 52 delete the sum \$104,376.00 and in lieu thereof insert the sum \$105,376.00.

Add a new line 54a "**Purchase of Flags**" and the sum \$2,000.00.

Line 56 delete the sum \$109,576.00 and in lieu thereof insert the sum \$112,576.00.

Line 59 delete the sum \$234,228.00 and in lieu thereof insert the sum \$265,719.00.

Line 60 delete the sum \$78,000.00 and in lieu thereof insert the sum \$87,800.00.

Line 61 delete the sum \$23,800.00 and in lieu thereof insert the sum \$20,800.00.

Line 62 delete the sum \$3,200.00 and in lieu thereof insert the sum \$6,000.00.

Line 63 delete the sum \$339,228.00 and in lieu thereof insert the sum \$380,319.00.

Add a new line 63a "**Less estimated income**" and the sum \$43,491.00.

Add a new line 63b "**General fund transfer and appropriation**" and the sum \$336,828.00.

Delete all of line 71.

Line 75 delete the sum \$422,475.00 and in lieu thereof insert the sum \$430,395.00.

Line 76 delete the sum \$59,310.00 and in lieu thereof insert the sum \$61,538.00.

Line 78 delete the sum \$13,600.00 and in lieu thereof insert the sum \$16,000.00.

Line 79 delete the sum \$554,638.00 and in lieu thereof insert the sum \$567,186.00.

Delete line 85.

Delete all of line 86.

Delete all of line 87.

Line 88 delete the sum \$1,793,468.00 and in lieu thereof insert the sum \$1,795,366.00.

After line 103, add a new section, as follows:

"SECTION 6.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Parole Office: \$5,000.00 was moved from fees and services to salaries for the addition of one secretary.

Adjutant General: Salaries were increased \$1,000.00 for inaugural expense. An additional \$2,000.00 was added for the purchase of flags.

Department of Agriculture: Federal funds were included in the budget. Supplies were reduced to reflect the minimum budget and one car was allowed under equipment.

Geological Survey: One oil field inspector was added under salaries. Fees and services and equipment items were increased to provide expenses and an automobile for the one additional oil field inspector.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 83, has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the bill after the word "which" delete the sum \$1,354,951.00 and in lieu thereof insert the sum \$1,362,498.00.

Line 5 delete the sum \$736,070.00 and in lieu thereof insert the sum \$697,059.00.

Line 9 delete the sum \$1,354,951.00 and in lieu thereof insert the sum \$1,305,750.00.

Add a new line 9a "Special assistant, school lunch" and the sum \$19,000.00.

Add a new line 10a "Fees and services, school lunch" and the sum \$5,000.00.

Add a new line 11a "Supplies and materials, school lunch" and the sum \$480.00.

Add a new line 12a "Equipment, school lunch" and the sum \$500.00.

Line 14 delete the sum \$2,083,778.00 and in lieu thereof insert the sum \$2,059,557.00.

Line 15 delete the sum \$1,347,708.00 and in lieu thereof insert the sum \$1,362,498.00.

Line 16 delete the sum \$736,070.00 and in lieu thereof insert the sum \$697,059.00.

After line 23, add a new section as follows:

"SECTION 3.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

In regard to the whole amendment process, the Department of Public Instruction appropriation request was reduced in accordance

with new Section 3. The budget was also decreased in the area of salary and wages by \$36,267, to the amount required to continue the present level of operation. In addition to the governor's budget amounts were included to provide for additional staff and related costs involved in the school lunch program.

REP. MUELLER, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 13, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 119

Which the Senate has amended as follows:

In line 7 after the word "administration" delete the remainder of the line and insert in lieu thereof the following: "may lease to the Walsh County historical society"

In line 8 delete the first word "to"

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 13, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 12
 Senate Bill No. 23
 Senate Bill No. 50
 Senate Bill No. 78
 Senate Bill No. 124
 Senate Bill No. 125
 Senate Bill No. 180
 Senate Bill No. 182
 Senate Bill No. 192
 Senate Bill No. 197
 Senate Bill No. 202
 Senate Bill No. 208
 Senate Bill No. 212
 Senate Bill No. 213
 Senate Bill No. 226
 Senate Bill No. 235
 Senate Bill No. 266
 Senate Bill No. 273
 Senate Bill No. 290
 Senate Bill No. 291
 Senate Bill No. 308
 Senate Bill No. 319
 Senate Bill No. 327
 Senate Bill No. 328
 Senate Bill No. 347
 Senate Bill No. 358
 Senate Bill No. 369
 Senate Bill No. 402
 Senate Bill No. 434
 Senate Bill No. 462
 Senate Bill No. 470
 Senate Bill No. 471

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, February 13, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 118
House Bill No. 135
House Bill No. 155

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 13, 1969

Mr. President: I have the honor to transmit:

House Bill No. 87
House Bill No. 161
House Bill No. 238
House Bill No. 289
House Bill No. 261
House Bill No. 398
House Bill No. 443

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 13, 1969

Mr. President: I have the honor to return:

Senate Bill No. 170
Senate Bill No. 179
Senate Concurrent Resolution No. 35

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 13, 1969

Mr. President: I have the honor to return:

Senate Bill No. 157

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order of Business, the House stand recessed until 1:00 P.M., February 14, 1969.

FIRST READING OF SENATE BILLS

Senate Bill No. 271. A Bill for an Act to create and enact subsections 23, 24, and 25 of section 19-02.1-01, subsections 15, 16, 17, 18, 19, 20, 21, 22, and 23 of section 19-02.1-02, subsections 5, 6, 7, 8, 9, and 10 of section 19-02.1-05, and section 19-02.1-23 all of the North Dakota Century Code; and to amend and reenact section 19-02.1-04, section 19-02.1-06, and subsection 1 of section 19-02.1-15 all of the North Dakota Century Code, relating to the control of drugs and penalties.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 292. A Bill for an Act to amend and reenact sections 25-03-08, 25-03-10, subsections 1, 3, 5, 6, and 7 of section 25-03-11, sections 25-03-18, 25-03-21, and 25-03-23 of the North Dakota Century Code to allow alcoholics and drug addicts to be admitted and treated at the state hospital.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 323. A Bill for an Act to create and enact subsection 12 of section 10-04-06 of the North Dakota Century Code, relating to exempt transactions.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 332. A Bill for an Act to amend and reenact sections 58-04-05, 58-05-02, 58-07-01, 58-07-02, subsections 7, 9, and 10 of section 58-07-03, and section 58-08-05 of the North Dakota Century Code, relating to the merging of the offices of township clerk and treasurer upon a vote of a majority of electors in the township.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 370. A Bill for an Act to create and enact subsection 28 of section 40-05-02 of the North Dakota Century Code, relating to provision of a municipal public transportation system, and its operation, and declaring an emergency.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 441. A Bill for an Act to amend and reenact subsection 6 of section 61-28-02 of the North Dakota Century Code, relating to the definition of "Waters of the state."

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 456. A Bill for an Act to amend and reenact section 5-01-07 of the North Dakota Century Code, to provide that no retail beer or liquor license shall be renewed in any organized township without the written consent of the board of township supervisors.

Was read the first time and referred to the committee on Political Subdivisions.

The House stood recessed pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTY-THIRD DAY AFTER RECESS AND
THIRTY-FOURTH DAY

Bismarck, February 14, 1969

The House reconvened at 1:00 p.m., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 35 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted.

Rep. Jones moved a substitute motion to place House Bill No. 35 on the calendar, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 211 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Johnson (Dist. 39) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 279, has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to create and enact subsection 7 of section 38-03-07 of the North Dakota Century Code, relating to the duties of the state coal mine inspector; to amend and reenact sections 38-03-02, 38-03-03, 38-03-05, subsections 1 and 5 of section 38-03-07, and section 38-03-14 of the North Dakota Century Code, relating to the qualifications, bond, powers and duties, and assistants of the state coal mine inspector; and to amend and reenact section 38-05-07 of the North Dakota Century Code, relating to certificate of qualification as mine foreman.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) Subsection 7 of section 38-03-07 of the North Dakota Century Code is hereby created and enacted to read as follows:

7. Cooperate and assist in all accident prevention programs sponsored by the workmen's compensation bureau.

SECTION 2. AMENDMENT.) Section 38-03-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

38-03-02. QUALIFICATION OF INSPECTOR.) No person shall be eligible to the office of inspector unless he:

1. Is a citizen of the United States of America;

2. (((Has been))) Is a resident of this state (((for at least five years prior to his appointment)));
3. Actually shall have been employed (((at underground coal mining for a period of at least eight years prior to his appointment))) **in mining in the state of North Dakota for a period of five years prior to appointment, provided that up to four successfully completed academic years of college level training may be substituted on a year for year basis for such employment;**
- (((4. Shall have the qualifications of a mine foreman or pit boss;
5.))) **4. Shall possess a competent knowledge of (((all the different systems of))) coal mining** (((and working, of systems of properly ventilating coal mines, and of the nature and constituent parts of noxious and explosive gases of coal mines and the various methods of expelling such gases for mines))).

SECTION 3. AMENDMENT.) Section 38-03-03 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

38-03-03. BOND, OFFICE, AND CLERICAL HELP OF INSPECTOR.) Before entering upon the duties of his office, the inspector shall furnish a bond in the penal sum of five thousand dollars. (((The inspector shall have his office in the state capitol building.))) He may employ (((all))) **such** necessary clerical help for the purpose of carrying out the provisions of this chapter (((and may fix the compensation of such help, but the same shall not exceed the sum of three thousand dollars per annum))) **for such compensation as the legislature may designate.**

SECTION 4. AMENDMENT.) Section 38-03-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

38-03-05. INSPECTOR NOT TO BE AGENT, MANAGER, SUPERINTENDENT, NOR BE INTERESTED IN COAL MINING COMPANIES.) The inspector, while he is in office, shall not act as an agent for any corporation, nor as the superintendent or manager of any mine. He shall not be in the employ of any mining company nor be interested in any coal mining operation as owner (((,))) or lessee (((, or otherwise))).

SECTION 5. AMENDMENT.) Subsection 1 of section 38-03-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. Enter, inspect, and examine any coal mine, including what is commonly known as a "strip mine," or any shaft, drift, slope, (((gravel pit, stone quarry, or clay pit,))) or other excavations in the process of sinking for the purpose of mining coal, (((gravel, clay, bentonite, or any other substance mined or extracted in this state,))) and the workings and the machinery belonging thereto, at all reasonable times, either by day or night;

SECTION 6. AMENDMENT.) Subsection 5 of section 38-03-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

5. Carefully examine all the coal mines in operation in this state annually, and all mines having an annual output of twelve hundred tons or more, at least every (((six months))) **three months**, and oftener, if necessary, to see that every precaution is taken to insure the safety of all the working men that may be engaged in such coal mine;

SECTION 7. AMENDMENT.) Section 38-03-14 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

38-03-14. TECHNICAL ASSISTANTS AND ADVISERS MAY BE EMPLOYED BY INSPECTOR — PAY — INSTRUMENTS FURNISHED INSPECTOR. For the more efficient discharge of the duties imposed upon him ((by this title)) pursuant to the provisions of this chapter, the inspector, with the approval of the commissioners of the workmen's compensation bureau, may hire all necessary technical assistants and advisers to ((determine)) aid him in determining the condition, fitness, and suitability of boilers and all other machinery or equipment, both electrical and mechanical, of coal mines in this state which may affect the safety of the miners therein. Such assistants and advisers shall be paid from appropriations made by the legislative assembly.

SECTION 8. AMENDMENT.) Section 38-05-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

38-05-07. CERTIFICATE OF QUALIFICATION AS MINE FOREMAN — ISSUANCE — GRADE REQUIRED — QUALIFICATIONS — FORM — EVIDENCE — RECORD.) The board of examiners shall issue a certificate of qualification for the position of mine foreman to each applicant who passes a successful examination showing his knowledge of mine workings, ventilation, gases, and black-damp, and his actual experience in underground or strip coal mining. No applicant receiving less than a grade of seventy-five per cent on his entire examination shall be entitled to a certificate. A certificate shall be granted only to a person who is ((twenty-three)) **twenty-one** years of age or over, of good moral character, a citizen of the United States, and a resident of this state, who has ((had at least five years practical experience in the working of coal mines)) **been employed in mining in the state of North Dakota for a period of five years prior to the issuance of a certificate, provided that up to four successfully completed academic years of college level training may be substituted on a year for year basis for such employment, and shall possess a competent knowledge of coal mining.** The certificate shall be in the form prescribed by the inspector, and shall show the full name, age, and birthplace of the person named therein and the length or nature of his previous experience in coal mines, and shall designate the position for which he is qualified. A certificate shall be valid only when signed by a majority of the members of the board, and when so signed shall be sufficient evidence of the holder's competency for the duties of mine foreman under the provisions of this title. The inspector shall keep in his office a record of such certificates issued. All certificates issued shall cease to be valid in seven years after date of issuing.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 290 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Wells moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 322 has had the same under consideration and recommends that the same be amended as follows:

In line 8 place triple parentheses after the word "thousand" and after the triple parentheses insert the following words "**ten thousand five hundred**" and delete the triple parentheses after the word "dollars"

In line 9 delete the triple parentheses around the semicolon and delete the remainder of the line

Delete all of lines 10 and 11

In line 12 delete everything before the triple parentheses

In line 13 place triple parentheses after the word "thousand" and before the word "dollars" insert the words "twelve thousand five hundred" and delete the triple parentheses after the word "dollars"

In line 15 delete the triple parentheses around the semicolon and delete the balance of the line

Delete all of lines 16 and 17

In line 19 place triple parentheses after the word "thousand" and insert thereafter the following word "fourteen thousand" and delete the triple parentheses after the word "dollars"

In line 20 delete the triple parentheses around the period and delete the remainder of the sentence

Delete all of lines 21 and 22

In line 23 delete all of the language before the word "Such"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 334 has had the same under consideration and recommends that the same be amended as follows:

In line 10 after the word "The" delete the word "commissioner" and insert in lieu thereof the words "state laboratory department"

In line 11 delete the words "of agriculture"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 343 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. K. JOHNSON, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted, and House Bill No. 343 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 361 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred House Bill No. 379 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HALCROW, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 390 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Leibhan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 408 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 415 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 441 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 424 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of title delete the word "judgements" and insert in lieu thereof the word "judgments"

In line 1 after the word "PUBLIC" insert the following language "EXCEPT AS OTHERWISE PROVIDED BY STATUTE"

In line 3 delete the word "judgement" and insert in lieu thereof the word "judgment"

In line 6 delete the word "JUDGEMENTS" and insert in lieu thereof the word "JUDGMENTS"

In line 7 delete the word "judgements" and insert in lieu thereof the word "judgments"

In line 9 delete the word "JUDGEMENT" and insert in lieu thereof the word "JUDGMENT"

In line 10 delete the word "judgement" and insert in lieu thereof the word "judgment"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 464 has had the same under consideration and recommends that the same be amended as follows:

In line 8 after the comma following 1969 insert the following:

"and which is not the result of a business reorganization or acquisition."

In line 29 after the period following the word credit insert the following new language: "For the purpose of this act new industry shall be defined as a corporate enterprise engaged in assembling, fabricating, manufacturing, mixing, or processing of any agricultural, mineral, or manufactured products or any combination thereof."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 469 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Grant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 487, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Matheny moved that the report be adopted.

MOTIONS

Rep. Gackle moved a substitute motion to re-refer House Bill No. 487 to the Committee on Appropriations, which motion failed on a division vote.

Rep. Halcrow moved that the Committee Report on House Bill No. 487 be laid over one legislative day, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 495 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 498 has had the same under consideration and recommends that the same be amended as follows:

Delete all of lines 13 through 15

In line 16 delete the subsection number "3." and insert in lieu thereof the subsection number "2."

In line 24 delete the subsection number "4." and insert in lieu thereof the subsection number "3."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 25 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Burke moved that the report be adopted.

Rep. Kelsch moved a substitute motion that House Concurrent Resolution No. 25 be placed on the calendar, which motion failed on a division vote.

The question then was on the original motion of Rep. Burke to adopt the committee report on House Concurrent Resolution No. 25, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 27 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 174 has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 456 has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Hougen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 489 has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Speaker E. Johnson announced that the son of former Representative Fay Brown was in the chamber, and Phillip Brown was thereupon introduced to the House.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 14, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 23

Which the Senate has amended as follows:

In line 3 delete the figure "20,000.00" and insert in lieu thereof the figure "15,000.00"

In line 9 delete the figure "20,000.00" and insert in lieu thereof the figure "15,000.00"

In line 10 delete the figure "20,000.00" and insert in lieu thereof the figure "15,000.00"

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 14, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 2

Senate Bill No. 51

Senate Bill No. 121

Senate Bill No. 216

Senate Bill No. 237

Senate Bill No. 282

Senate Bill No. 403

Senate Bill No. 437

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, February 14, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 506

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-FOURTH DAY

Bismarck, February 14, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. F. A. McCormick, Reformed Presbyterian Church, Bismarck.

Roll was called and all members were present except Reps. Aafedt, Backes, Goodman and Lundene.

A quorum was declared by Speaker E. Johnson.

CORRECTION AND REVISION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-second Day After Recess and the Thirty-third Day and recommends that the same be corrected as follows:

Page 594, between lines 41 and 42, insert the following:

"Rep. Aamoth moved to reconsider the action by which the House passed House Bill No. 138, which motion prevailed."

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 319, has had the same under consideration and recommends that the same be amended as follows:

Delete lines 1 through 49 and insert in lieu thereof the following:

SECTION 1. DEFINITION — JUSTIFIED MEDICAL TERMINATION OF PREGNANCY.) As used in this Act, "justified medical termination of pregnancy" shall mean the intentional ending of the pregnancy of a woman by the request of said woman, if unmarried and over the age of 18, or if said woman is unmarried and is under the age of 18 then at the request of said woman and her then living parent or guardian, or if said woman is married then at the request of said woman and her husband, or if said woman is married and is legally separated by court decree from her husband then at her request, by a licensed physician using acceptable medical procedures in a hospital duly licensed by the North Dakota State Health Department and fully accredited by the joint commission on accreditation of hospitals upon the unanimous written certification of the members of a special hospital board that:

1. Continuation of the pregnancy, in the opinion of the board based on a reasonable medical certainty, will result in:

a. the death of the woman; or

- b. the serious permanent impairment of the physical health of the woman; or
 - c. the birth of the child with grave and permanent physical deformity or mental retardation after consultation confirmed in writing over the signature of a cytogeneticist;
2. Less than sixteen weeks of gestation have passed and the pregnancy resulted from rape as defined in Section 12-30-01, subsections two through seven, or incest as defined by Section 12-22-06 of this Code, and the state's attorney of the county in which the alleged rape or incest occurred has certified to the committee over his signature that there is probable cause to believe that the alleged violation did occur.

SECTION 2. SPECIAL HOSPITAL BOARD — HOW CONSTITUTED — REQUIREMENTS OF BOARD PROCEEDINGS.) Any hospital duly licensed by the North Dakota State Health Department and fully accredited by the joint commission on accreditation of hospitals may elect to appoint a special hospital board for the purposes of this Act. Such board shall be appointed by the legal governing board of the hospital. In making such appointment the legal governing board of the hospital may establish such policies as it deems appropriate for the operation of such special hospital board provided that such policies are not in conflict with this Act, and such policies may limit the conditions within which such hospital will permit the intentional ending of the pregnancy to circumstances more restrictive than the provisions of Section 1 of this Act. The special hospital board shall consist of a committee of three licensed physicians who are members of the staff of the hospital where a proposed termination of pregnancy would be performed if certified in accordance with this Act. Such special hospital board shall meet regularly or on call for the purpose of determining the question of medical justification in each individual case. Written records of all proceedings and deliberations of the board shall be maintained as permanent records of the hospital, and such records shall be signed by each member of the board for each proceeding. The board's certification shall not take place until after there shall have been consultation with one or more persons specializing in that field of medicine most closely related to the specific case. Such consultant or consultants must be certified by an American Board and shall not be a member of the special board. The request for and the report of the consultant or consultants shall be in writing and shall be filed with the record of the board. The membership of such special hospital board may, by decision of the appointing authority, be made confidential to the general public. Each member of the special hospital board shall be responsible for making a direct evaluation of the patient prior to certification.

SECTION 3. APPOINTMENT OF BOARD NOT MANDATORY — LIMITATIONS OF LIABILITY.) Nothing contained herein shall require any hospital to appoint a special hospital board or admit any patient for the purpose of justified medical termination of pregnancy or permit the intentional ending of the pregnancy within said hospital. No hospital shall be held liable for any damages by reason of its refusal or failure to appoint a special hospital board for the purposes of this Act, or by its refusal or failure to permit the intentional ending of a pregnancy within such hospital. The members of such special hospital board shall not be held liable for damages by reason of their decision concerning a request for a certification for justified medical termination of pregnancy. No physician shall be held liable for damages by reason of the decision of the special hospital board concerning a request for certification for justified medical termination of pregnancy. Any person who is a member of or associated with the staff of a hospital, or any employee of a hospital, in which a justified medical termination has been authorized

may object in writing to such termination on moral or religious grounds and shall not thereafter be required to participate in medical procedures which will result in a termination of pregnancy. The refusal of any such person to participate shall not form the basis of any disciplinary or recriminatory action against such person.

SECTION 4. REQUIREMENT OF RESIDENCY.) The special hospital board shall not issue its certification determining that a justified medical termination of pregnancy condition exists unless the woman has been regularly residing within the State of North Dakota for not less than thirty days prior to the submission of her request. In making such determination the special hospital board may rely upon the affidavit of the woman making such request and the affidavits of not less than two other persons who are not related to the woman.

SECTION 5. REPORTS TO THE STATE HEALTH DEPARTMENT.) Within thirty days following the intentional ending of a pregnancy under the provisions of this Act the hospital shall report such case to the State Health Department. Such report shall be in such form as is prescribed by the State Health Department and shall preserve the confidentiality of the patient. Any duly designated representative of the State Health Department shall be entitled to examine and review the complete records of a special hospital board. Such examination and review shall take place at the hospital where such special hospital board is appointed.

And renumber the sections and the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 357 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SANDNESS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 449 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SANDNESS, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Concurrent Resolution No. 22 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title delete the word "around" and insert in lieu thereof the following words "on top of"

In line 15 delete the word "along" and insert in lieu thereof the following words "on top of"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SANDNESS, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred Senate Bill No. 94 has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 181 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred Senate Bill No. 294 has had the same under consideration and recommends that the same do pass.

REP. HALCROW, Chairman

Rep. Schaffer moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved to dispense with the reading of the amendments to House Bills Nos. 133, 175, 254, 2, 3, 4 and 83, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 133 as recommended by the Committee on Industry and Business as printed on pages 583 and 584 of the House Journal be adopted, which motion prevailed on a division vote.

Rep. Bier moved that the amendments to House Bill No. 175 as recommended by the Committee on Education as printed on pages 581 and 582 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 254 as recommended by the Committee on State and Federal Government as printed on pages 582 and 583 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 353 as recommended by the Committee on Judiciary as printed on page 584 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 508 as recommended by the Committee on Industry and Business as printed on pages 584 and 585 of the House Journal be adopted, which motion prevailed, and House Bill No. 508 was re-referred to the Committee on Appropriations.

Rep. Mueller moved that the amendments to House Bill No. 2 as recommended by the Committee on Appropriations as printed on pages 596 and 597 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 3 as recommended by the Committee on Appropriations as printed on page 597 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 4 as recommended by the Committee on Appropriations as printed on pages 598 and 599 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 83 as recommended by the Committee on Appropriations as printed on pages 599 and 600 of the House Journal be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 451, has had the same under consideration and recommends that the same be amended as follows:

In line 8 before the word "resources" insert the word "staff"
And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened with Speaker E. Johnson presiding.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Hoghaug and Metzger introduced:

House Concurrent Resolution No. 42. A Concurrent Resolution urging the Commissioner of the Internal Revenue Service to review and adjust the income deduction allowed to trading stamp companies for the redeeming of trading stamps.

Was read the first time and referred to the committee on Industry and Business.

Committee on State and Federal Government introduced:

House Concurrent Resolution No. 43. A Concurrent Resolution directing the Legislative Research Committee to conduct a study of fees charged for the licensing, inspection, or regulation of business activities and products, and fees charged for services rendered by the State.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order the House be on the Eleventh Order of Business, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 12. A Bill for an Act making an appropriation to continue the operation of North Dakota civil defense as provided for by Chapter 37-17 of the North Dakota Century Code.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 23. A Bill for an Act making an appropriation to the state water conservation commission for general administrative expenses, maintenance and construction of dams; planning, surveying and construction expenses of multiple purpose water projects; and organizing water conservation and irrigation districts.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 50. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, relating to requiring re-examination of visual acuity every four years for driver license applicants between the ages of forty-four and seventy.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 78. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, providing an exception to the requirement for examination of persons applying for renewal of operator's licenses one year or more after expiration of such licenses.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 124. A Bill for an Act to amend and reenact section 49-18-03 of the North Dakota Century Code, relating to the regulation of common or special motor carriers of property.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 125. A Bill for an Act to amend and reenact section 49-18-02 of the North Dakota Century Code by creating a new subsection relating to exemption from regulation under the provisions of chapter 49-18 of the transportation for hire, of agricultural commodities.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 180. A Bill for an Act to amend and reenact section 44-06-04 of the North Dakota Century Code, relating to notaries public.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 182. A Bill for an Act to authorize the gift of all or part of a human body after death for specified purposes; to amend and reenact sections 23-06-01.1 and 23-06-01.2 of the North Dakota Century Code; and to repeal section 23-06-01 of the North Dakota Century Code.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 192. A Bill for an Act to amend and reenact subsection 1 a. of section 57-37-11 of the North Dakota Century Code, relating to the determination of a minor for exemption purposes pursuant to the provisions of the estate tax act.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 197. A Bill for an Act to amend and reenact section 23-15-01 of the North Dakota Century Code, relating to the regulation of the retail sale of fireworks, and declaring an emergency.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 202. A Bill for an Act to provide for the use of a slow-moving vehicle identification emblem, and providing a penalty for noncompliance.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 208. A Bill for an Act to amend and reenact section 39-08-09 of the North Dakota Century Code, relating to the amount of apparent property damage required for reporting of a motor vehicle accident.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 212. A Bill for an Act to create and enact subsection 20 of section 20-01-01 of the North Dakota Century Code, relating to the definition of small game, and to amend and reenact subsections 1, 2 and 3 of section 20-03-12 of the North Dakota Century Code, relating to the schedule of fees for certain hunting licenses.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 213. A Bill for an Act to amend and reenact sections 40-48-03, 40-48-04, and 40-48-10 of the North Dakota Century Code, relating to municipal planning commissions and the adoption of municipal master plans.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 226. A Bill for an Act to amend and reenact subsection 1 of section 39-01-08 of the North Dakota Century Code,

relating to authority of state, and political subdivisions to carry insurance on vehicles and aircraft.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 235. A Bill for an Act authorizing counties and cities to provide services for alcoholics.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 266. A Bill for an Act to amend and reenact sections 15-63-01, 15-63-03, and 15-63-04 of the North Dakota Century Code, relating to North Dakota Indian college scholarships.

Was read the first time and referred to the committee on Education.

Senate Bill No. 273. A Bill for an Act to amend and reenact subsection 3 of section 57-39.2-01 and subsection 3 of section 57-40.2-01 of the North Dakota Century Code, relating to the definition of the term "processing" for sales and use tax purposes.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 290. A Bill for an Act to provide for the creation of the North Dakota board of examiners for nursing home administrators; fixing its membership, prescribing its powers, duties and functions; to provide requirements for licensure of nursing home administrators; to provide for license fees; to create the state board of nursing home administrators fund; to repeal conflicting laws; and for other purposes.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 291. A Bill for an Act to amend and reenact subsection 7 of section 39-12-04 of the 1967 Supplement to the North Dakota Century Code, relating to width, height, and length limitations on vehicles — exceptions.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 308. A Bill for an Act to authorize payment of reasonable expenses and attorneys fees where untrue allegations and denials in pleadings are made without reasonable cause and not in good faith.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 319. A Bill for an Act to amend and reenact section 16-18-17 of the 1967 Supplement to the North Dakota Century Code, providing that the subsequent death of an absentee voter shall not constitute grounds for rejecting the ballot.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 327. A Bill for an Act to amend and reenact subsection 4 of section 57-38-59 of the 1967 Supplement to the North Dakota Century Code, relating to nonresident income tax withholding and the filing of a certificate by an employee with his employer.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 328. A Bill for an Act to amend Chapter 57-38 of the North Dakota Century Code by creating and enacting thereto a new section relating to reciprocal arrangements between states for withholding of income taxes.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 347. A Bill for an Act to amend and reenact section 12-26-04 of the North Dakota Century Code, relating to the punishment for assault or assault and battery.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 358. A Bill for an Act to amend and reenact section 57-37-24 of the North Dakota Century Code, relating to the procedure for the computation of the distribution of the estate tax between the state, counties and cities of this state.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 369. A Bill for an Act to amend and reenact subsection 2 of section 11-15-07 of the North Dakota Century Code, relating to county fees.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 402. A Bill for an Act relating to a study by the legislative research committee of the procedures, administration, and functions of county government; and providing an appropriation.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 434. A Bill for an Act to amend and reenact section 54-03-22 of the North Dakota Century Code, relating to the continuance of civil actions and proceedings before commissions, boards, and agencies of the state or its political subdivisions when a party to the action or proceeding, or his attorney, is a member of the legislative assembly, and the legislative assembly is in session.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 462. A Bill for an Act to amend and reenact sections 4-12-03, 4-12-03.1, 4-12-04, 4-12-20, and 4-12-22 of the North Dakota Century Code, relating to beekeepers' licenses and fees, penalties for unlawful transportation of bees, and permits for shipping bees into the state, and declaring an emergency.

Was read the first time and referred to the committee on Agriculture.

Senate Bill No. 470. A Bill for an Act to transfer certain moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of this state.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 471. A Bill for an Act to transfer certain moneys from the accumulated profits of the state mill and elevator association to the general fund of this state.

Was read the first time and referred to the committee on Appropriations.

SECOND READING OF HOUSE BILLS

House Bill No. 9. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the Grafton state school at Grafton, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 54; nays, 0; absent and not voting, 44.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-------------|----------|
| Aas | Emerson | Larson, L. | Seibel |
| Austin | Erickson, K. | Lillehaugen | Simonson |

| | | | |
|------------|------------|--------------|-------------|
| Backes | Freeman | Linderman | Solberg, I. |
| Belter | Gackle | Metzger | Stone |
| Bernabucci | Ganser | Miedema | Streibel |
| Bier | Giffey | Moquist | Strinden |
| Boustead | Henning | Peterson, J. | Thompson |
| Boyum | Hensrud | Register | Thorsgard |
| Burke | Hentges | Reimers | Tweten |
| Connolly | Hoghaug | Rivinius | Wagner |
| Davis | Kelsch | Sandness | Welder |
| Dick | Kingsbury | Sanstead | White |
| Dornacker | Kuehn | Schaffer | Mr. Speaker |
| Eagles | Larson, G. | | |

Absent and not voting:

| | | | |
|----------|--------------|-------------|--------------|
| Aafedt | Erickson, W. | Jenkins | Olienyk |
| Aamoth | Froelich | Johnson, K. | Opedahl |
| Anderson | Glaspey | Jones | Peterson, R. |
| Atkinson | Goodman | Knudson | Powers |
| Berg | Grant | Lang | Rundle |
| Bullis | Halcrow | Leibhan | Solberg, O. |
| Bunker | Haugland | Link | Stoltenow |
| Dahl | Hickle | Lundene | Swedlund |
| Dawson | Hilleboe | Matheny | Weber |
| DeKrey | Hoffner | McDonald | Wells |
| Diehl | Hougen | Mueller | Wilkie |

So the bill passed and the title was agreed to.

House Bill No. 11. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the state hospital at Jamestown, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Kingsbury | Rundle |
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Erickson, W. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Selbel |
| Belter | Gackle | Larson, L. | Simonson |
| Berg | Ganser | Leibhan | Solberg, I. |
| Bernabucci | Giffey | Lillehaugen | Solberg, O. |
| Bier | Glaspey | Linderman | Stoltenow |
| Boustead | Grant | Link | Stone |
| Boyum | Halcrow | Metzger | Streibel |
| Bullis | Haugland | Miedema | Strinden |
| Bunker | Henning | Moquist | Thompson |
| Burke | Hensrud | Mueller | Thorsgard |
| Connolly | Hentges | Olienyk | Tweten |
| Dahl | Hickle | Opedahl | Wagner |
| Davis | Hilleboe | Peterson, J. | Weber |
| Dawson | Hoffner | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Johnson, K. | Reimers | Wilkie |
| Dornacker | Jones | Rivinius | Mr. Speaker |
| Eagles | Kelsch | | |

Those voting in the negative were:

Hoghaug

Absent and not voting:

| | | | |
|--------|---------|----------|----------|
| Aafedt | Goodman | Matheny | Swedlund |
| Backes | Lundene | McDonald | |

So the bill passed and the title was agreed to.

House Bill No. 19. A Bill for an Act making an appropriation to the state board of public school education for the administration and supervision of grants for vocational agriculture, office and distributive education, vocational home economics, trade and industrial education, manpower development and training, rural area redevelopment, and work study.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 86; nays, 6; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Kelsch | Rivinius |
| Aas | Erickson, W. | Kingsbury | Rundle |
| Anderson | Freeman | Knudson | Sandness |
| Atkinson | Froelich | Kuehn | Sanstead |
| Austin | Gackle | Lang | Schaffer |
| Backes | Ganser | Larson, G. | Seibel |
| Berg | Giffey | Larson, L. | Simonson |
| Bier | Glaspey | Leibhan | Solberg, I. |
| Boustead | Grant | Lillehaugen | Solberg, O. |
| Boyum | Halcrow | Linderman | Streibel |
| Bunker | Haugland | Link | Strinden |
| Burke | Henning | Metzger | Thompson |
| Connolly | Hensrud | Miedema | Thorsgard |
| Dahl | Hentges | Mueller | Tweten |
| Davis | Hickle | Olienyk | Wagner |
| Dawson | Hilleboe | Opedahl | Weber |
| DeKrey | Hoffner | Peterson, J. | Welder |
| Dick | Hoghaug | Peterson, R. | Wells |
| Diehl | Hougen | Powers | White |
| Dornacker | Jenkins | Register | Wilkie |
| Eagles | Johnson, K. | Reimers | Mr. Speaker |
| Emerson | Jones | | |

Those voting in the negative were:

| | | | |
|------------|---------|-----------|-------|
| Belter | Bullis | Stoltenow | Stone |
| Bernabucci | Moquist | | |

Absent and not voting:

| | | | |
|---------|---------|----------|----------|
| Aafedt | Lundene | McDonald | Swedlund |
| Goodman | Matheny | | |

So the bill passed and the title was agreed to.

House Bill No. 82. A Bill for an Act making an appropriation for paying the salaries and other expenses of the state tax commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aas | Emerson | Kelsch | Rivinius |
| Anderson | Erickson, K. | Kingsbury | Sandness |
| Atkinson | Erickson, W. | Knudson | Sanstead |
| Austin | Freeman | Kuehn | Schaffer |
| Backes | Froelich | Lang | Seibel |

| | | | |
|------------|-------------|--------------|-------------|
| Belter | Gackle | Larson, G. | Simonson |
| Berg | Ganser | Larson, L. | Solberg, I. |
| Bernabucci | Giffey | Leibhan | Solberg, O. |
| Bier | Glasphey | Lillehaugen | Stoltenow |
| Boustead | Grant | Linderman | Stone |
| Boyum | Halcrow | Link | Streibel |
| Bullis | Haugland | Metzger | Strinden |
| Bunker | Henning | Miedema | Thompson |
| Burke | Hensrud | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Twetén |
| Dahl | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

Hentges Rundle

Absent and not voting:

| | | | |
|--------|---------|---------|----------|
| Aafedt | Davis | Lundene | McDonald |
| Aamoth | Goodman | Matheny | Swedlund |

So the bill passed and the title was agreed to.

House Bill No. 85. A Bill for an Act making an appropriation for the expenses of the operation of the centralized data processing system.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 86; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aamoth | Emerson | Jones | Reimers |
| Aas | Erickson, K. | Kelsch | Rivinius |
| Anderson | Erickson, W. | Kingsbury | Sanstead |
| Atkinson | Freeman | Knudson | Schaffer |
| Austin | Froelich | Kuehn | Seibel |
| Backes | Gackle | Lang | Simonson |
| Belter | Ganser | Larson, G. | Solberg, I. |
| Berg | Giffey | Larson, L. | Solberg, O. |
| Bier | Glasphey | Leibhan | Stoltenow |
| Boustead | Grant | Lillehaugen | Stone |
| Bullis | Halcrow | Linderman | Streibel |
| Bunker | Haugland | Link | Strinden |
| Burke | Henning | Metzger | Thompson |
| Connolly | Hensrud | Moquist | Twetén |
| Dahl | Hentges | Mueller | Wagner |
| Davis | Hickle | Olienyk | Weber |
| Dawson | Hilleboe | Opedahl | Welder |
| DeKrey | Hoffner | Peterson, J. | Wells |
| Dick | Hoghaug | Peterson, R. | White |
| Diehl | Hougen | Powers | Wilkie |
| Dornacker | Jenkins | Register | Mr. Speaker |
| Eagles | Johnson, K. | | |

Those voting in the negative were:

Bernabucci Boyum Rundle

Absent and not voting:

| | | | |
|---------|----------|----------|-----------|
| Aafedt | Matheny | Miedema | Swedlund |
| Goodman | McDonald | Sandness | Thorsgard |

Lundene

So the bill passed and the title was agreed to.

House Bill No. 257. A Bill for an Act to amend and reenact section 27-18-03 of the North Dakota Century Code, relating to the salary of county justices.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 4; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|--------------|
| Aamoth | Dornacker | Jenkins | Peterson, R. |
| Aas | Eagles | Johnson, K. | Powers |
| Anderson | Emerson | Jones | Register |
| Atkinson | Erickson, K. | Kelsch | Rivinius |
| Austin | Erickson, W. | Kingsbury | Rundle |
| Backes | Freeman | Knudson | Sanstead |
| Belter | Froelich | Kuehn | Seibel |
| Berg | Gackle | Lang | Simonson |
| Bernabucci | Ganser | Larson, G. | Solberg, I. |
| Bier | Giffey | Larson, L. | Stoltenow |
| Boustead | Grant | Leibhan | Stone |
| Boyum | Halcrow | Lillehaugen | Streibel |
| Bullis | Haugland | Linderman | Strinden |
| Bunker | Henning | Link | Thompson |
| Burke | Hensrud | Metzger | Tweten |
| Connolly | Hentges | Miedema | Wagner |
| Dahl | Hickle | Moquist | Weber |
| Dawson | Hilleboe | Mueller | Wells |
| DeKrey | Hoffner | Olienyk | White |
| Dick | Hoghaug | Opedahl | Wilkie |
| Diehl | Hougen | Peterson, J. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|-------------------------------|----------|-------------|-----------|
| Davis | Schaffer | Solberg, O. | Welder |
| Absent and not voting: | | | |
| Aafedt | Lundene | Reimers | Swedlund |
| Glaspay | Matheny | Sandness | Thorsgard |
| Goodman | McDonald | | |

So the bill passed and the title was agreed to.

House Bill No. 298. A Bill for an Act to amend and reenact subsection 6 of section 11-11-14 and section 16-09-01 of the North Dakota Century Code, relating to the combination of city and township voting precincts under certain conditions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aamoth | Eagles | Johnson, K. | Reimers |
| Aas | Emerson | Jones | Rivinius |
| Anderson | Erickson, K. | Kelsch | Rundle |
| Atkinson | Erickson, W. | Kingsbury | Sanstead |
| Austin | Freeman | Knudson | Schaffer |
| Backes | Froelich | Kuehn | Seibel |
| Belter | Gackle | Lang | Simonson |
| Berg | Ganser | Larson, G. | Solberg, I. |
| Bernabucci | Giffey | Larson, L. | Solberg, O. |
| Bier | Glaspay | Leibhan | Stone |
| Boustead | Grant | Lillehaugen | Streibel |
| Boyum | Halcrow | Linderman | Strinden |
| Bullis | Haugland | Link | Thompson |
| Bunker | Henning | Metzger | Tweten |

| | | | |
|-----------|----------|--------------|-------------|
| Burke | Hensrud | Miedema | Wagner |
| Connolly | Hentges | Mueller | Weber |
| Davis | Hickle | Olienyk | Welder |
| Dawson | Hilleboe | Opedahl | Wells |
| DeKrey | Hoffner | Peterson, J. | White |
| Dick | Hoghaug | Peterson, R. | Wilkie |
| Diehl | Hougen | Powers | Mr. Speaker |
| Dornacker | Jenkins | Register | |

Those voting in the negative were:

Dahl Stoltenow

Absent and not voting:

| | | | |
|---------|----------|----------|-----------|
| Aafedt | Matheny | Moquist | Swedlund |
| Goodman | McDonald | Sandness | Thorsgard |
| Lundene | | | |

So the bill passed and the title was agreed to.

House Bill No. 359. A Bill for an Act to prevent counties from leasing their county road machinery for less than the cost of operation of the equipment.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 13; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Emerson | Kelsch | Reimers |
| Anderson | Erickson, K. | Kingsbury | Rivinius |
| Atkinson | Freeman | Knudson | Rundle |
| Austin | Froelich | Kuehn | Sanstead |
| Backes | Ganser | Lang | Schaffer |
| Berg | Giffey | Larson, G. | Seibel |
| Bernabucci | Grant | Larson, L. | Solberg, I. |
| Bier | Halcrow | Leibhan | Solberg, O. |
| Boustead | Haugland | Linderman | Stone |
| Boyum | Henning | Link | Streibel |
| Bunker | Hensrud | Metzger | Strinden |
| Burke | Hickle | Miedema | Thompson |
| Connolly | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Welder |
| Dick | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Register | |

Those voting in the negative were:

| | | | |
|--------|--------------|-------------|-------------|
| Belter | Erickson, W. | Hentges | Stoltenow |
| Bullis | Gackle | Lillehaugen | Weber |
| Dahl | Glaspay | Simonson | Mr. Speaker |
| DeKrey | | | |

Absent and not voting:

| | | | |
|---------|----------|----------|-----------|
| Aafedt | Lundene | Moquist | Swedlund |
| Aamoth | Matheny | Sandness | Thorsgard |
| Goodman | McDonald | | |

So the bill passed and the title was agreed to.

House Bill No. 366. A Bill for an Act to amend and reenact section 15-59-04 of the North Dakota Century Code, relating to a mill levy for special education.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 26; nays, 63; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|----------|--------------|-------------|
| Aas | Froelich | Knudson | Solberg, O. |
| Anderson | Grant | Lang | Stone |
| Austin | Haugland | Link | Strinden |
| Bier | Hoffner | Peterson, R. | Thompson |
| Bunker | Hougen | Register | Wilkie |
| Eagles | Jones | Sanstead | Mr. Speaker |
| Emerson | Kelsch | | |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Dornacker | Kingsbury | Rivinius |
| Atkinson | Erickson, K. | Kuehn | Rundle |
| Belter | Erickson, W. | Larson, G. | Sandness |
| Berg | Freeman | Larson, L. | Schaffer |
| Bernabucci | Gackle | Leibhan | Seibel |
| Boustead | Ganser | Lillehaugen | Simonson |
| Boyum | Glaspey | Linderman | Solberg, I. |
| Bullis | Halcrow | Metzger | Stoltenow |
| Burke | Henning | Miedema | Streibel |
| Connolly | Hensrud | Moquist | Tweten |
| Dahl | Hentges | Mueller | Wagner |
| Davis | Hickle | Olienyk | Weber |
| Dawson | Hilleboe | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, J. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Reimers | |

Absent and not voting:

| | | | |
|--------|---------|----------|-----------|
| Aafedt | Goodman | Matheny | Swedlund |
| Backes | Lundene | McDonald | Thorsgard |
| Giffey | | | |

So the bill lost.

House Bill No. 377. A Bill for an Act to amend and reenact sections 11-28-01, 11-28-02, and 11-28-13 of the North Dakota Century Code, relating to appointment, compensation, and terms of members of county park boards, and joint county park boards.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 67; nays, 20; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aamoth | Freeman | Larson, G. | Schaffer |
| Aas | Ganser | Larson, L. | Seibel |
| Anderson | Grant | Linderman | Solberg, I. |
| Atkinson | Halcrow | Link | Solberg, O. |
| Backes | Haugland | Miedema | Stone |
| Belter | Henning | Moquist | Streibel |
| Bernabucci | Hensrud | Mueller | Strinden |
| Bier | Hentges | Olienyk | Thompson |
| Boustead | Hickle | Opedahl | Tweten |
| Boyum | Hilleboe | Peterson, J. | Wagner |
| Bullis | Hoffner | Powers | Weber |
| Bunker | Hoghaug | Register | Welder |
| Dawson | Hougen | Reimers | Wells |
| Dick | Jenkins | Rivinius | White |
| Eagles | Johnson, K. | Rundle | Wilkie |
| Emerson | Jones | Sandness | Mr. Speaker |
| Erickson, W. | Kelsch | Sanstead | |

Those voting in the negative were:

| | | | |
|----------|--------------|-----------|--------------|
| Austin | Diehl | Kingsbury | Lillehaugen |
| Berg | Erickson, K. | Knudson | Metzger |
| Connolly | Froelich | Kuehn | Peterson, R. |
| Dahl | Gackle | Lang | Simonson |
| Davis | Glaspey | Leibhan | Stoltenow |

Absent and not voting:

| | | | |
|--------|-----------|----------|-----------|
| Aafedt | Dornacker | Lundene | Swedlund |
| Burke | Giffey | Matheny | Thorsgard |
| DeKrey | Goodman | McDonald | |

So the bill passed and the title was agreed to.

House Bill No. 381. A Bill for an Act to create and enact section 15-27-21 of the North Dakota Century Code, relating to North Dakota students attending schools in adjacent out-of-state schools, and continuing to do so after annexation or reorganization of their districts of residence; and to amend and reenact section 15-40-15 of the North Dakota Century Code, relating to reciprocal agreements for payment to out-of-state school districts for resident students attending school in such districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Eagles | Jenkins | Register |
| Aas | Emerson | Johnson, K. | Reimers |
| Anderson | Erickson, K. | Jones | Rivinius |
| Atkinson | Erickson, W. | Kelsch | Sandness |
| Austin | Freeman | Kingsbury | Sanstead |
| Backes | Froelich | Knudson | Schaffer |
| Belter | Gackle | Kuehn | Simonson |
| Berg | Ganser | Lang | Solberg, I. |
| Bernabucci | Giffey | Larson, G. | Solberg, O. |
| Bier | Glaspey | Larson, L. | Stone |
| Boustead | Grant | Lillehaugen | Streibel |
| Boyum | Halcrow | Link | Strinden |
| Bullis | Haugland | Metzger | Thompson |
| Bunker | Henning | Miedema | Tweten |
| Burke | Hensrud | Moquist | Wagner |
| Connolly | Hentges | Mueller | Weber |
| Dahl | Hickle | Olienyk | Welder |
| Davis | Hilleboe | Opedahl | Wells |
| Dawson | Hoffner | Peterson, J. | White |
| DeKrey | Hoghaug | Peterson, R. | Wilkie |
| Dick | Hougen | Powers | Mr. Speaker |
| Diehl | | | |

Those voting in the negative were:

| | | | |
|---------|--------|--------|-----------|
| Leibhan | Rundle | Seibel | Stoltenow |
|---------|--------|--------|-----------|

Absent and not voting:

| | | | |
|-----------|-----------|----------|-----------|
| Aafedt | Linderman | Matheny | Swedlund |
| Dornacker | Lundene | McDonald | Thorsgard |
| Goodman | | | |

So the bill passed and the title was agreed to.

House Bill No. 386. A Bill for an Act to amend and reenact subdivision d. of subsection 2. of section 26-03A-03 of the North Dakota Century Code, relating to insurance with other insurers pertaining to accident and sickness insurance policies, and to create and enact section 26-26-15 relating to benefits paid by nonprofit hospital service

corporations, and to create and enact section 26-27-15, relating to benefits paid by nonprofit medical service corporations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Anderson | Erickson, W. | Knudson | Rivinius |
| Austin | Freeman | Kuehn | Rundle |
| Backes | Froelich | Lang | Sandness |
| Belter | Ganser | Larson, G. | Sanstead |
| Bernabucci | Giffey | Leibhan | Schaffer |
| Bier | Glaspey | Lillehaugen | Seibel |
| Boyum | Grant | Linderman | Solberg, I. |
| Bullis | Halcrow | Link | Solberg, O. |
| Burke | Haugland | Metzger | Stoltenow |
| Connolly | Henning | Miedema | Stone |
| Dahl | Hensrud | Moquist | Streibel |
| Davis | Hickle | Mueller | Thompson |
| Dawson | Hilleboe | Olienyk | Tweten |
| DeKrey | Hoffner | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Emerson | Kelsch | Register | Wilkie |
| Erickson, K. | Kingsbury | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|----------|------------|----------|
| Aamoth | Boustead | Hentges | Simonson |
| Aas | Bunker | Hoghaug | Strinden |
| Atkinson | Eagles | Jones | Wagner |
| Berg | Gackle | Larson, L. | |

Absent and not voting:

| | | | |
|---------|---------|----------|-----------|
| Aafedt | Lundene | McDonald | Thorsgard |
| Goodman | Matheny | Swedlund | |

So the bill passed and the title was agreed to:

House Bill No. 393. A Bill for an Act to amend and reenact subsection 9 of section 39-06-03, sections 39-06-14, 39-06-16, 39-06-17, 39-06-30, subsection 3 and 7 of section 39-06-32, sections 39-06-33 and 39-06-43 of the North Dakota Century Code, relating to what persons shall not be licensed, classified drivers license, exhibiting license, minimum age for drivers license, meaning of conviction, defining an habitually reckless or negligent driver, the form and effect of notice of suspension, and the period of time for extending suspension or revocation of driving privileges, and to create and enact a new section 39-06-40.1 of the North Dakota Century Code, relating to a prohibition against reproducing a drivers license and to provide a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 51; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|---------|------------|-------------|
| Atkinson | Freeman | Kelsch | Solberg, O. |
| Austin | Gackle | Knudson | Stone |
| Backes | Ganser | Kuehn | Strinden |
| Bernabucci | Giffey | Lang | Thompson |
| Bier | Grant | Larson, L. | Tweten |
| Boustead | Halcrow | Linderman | Weber |
| Boyum | Henning | Link | White |
| Eagles | Hensrud | Moquist | Wilkie |

| | | | |
|------------------------------------|--------------|--------------|-------------|
| Emerson | Hoffner | Register | Mr. Speaker |
| Erickson, W. | Hoghaug | Solberg, I. | |
| Those voting in the negative were: | | | |
| Aas | Diehl | Kingsbury | Rivinius |
| Anderson | Dornacker | Larson, G. | Rundle |
| Belter | Erickson, K. | Leibhan | Sandness |
| Berg | Froelich | Lillehaugen | Sanstead |
| Bullis | Glaspey | Metzger | Schaffer |
| Bunker | Haugland | Miedema | Seibel |
| Burke | Hentges | Mueller | Simonson |
| Connolly | Hickle | Olienyk | Stoltenow |
| Dahl | Hilleboe | Opedahl | Streibel |
| Davis | Hougen | Peterson, J. | Wagner |
| Dawson | Jenkins | Peterson, R. | Welder |
| DeKrey | Johnson, K. | Powers | Wells |
| Dick | Jones | Reimers | |
| Absent and not voting: | | | |
| Aafedt | Goodman | Matheny | Swedlund |
| Aamoth | Lundene | McDonald | Thorsgard |
| So the bill lost. | | | |

MOTIONS

Rep. Streibel moved that the House suspend the rules and House Bills Nos. 133 and 508 be deemed properly engrossed, and House Bill No. 133 be placed at the head of the calendar, which motion prevailed.

Rep. Dahl moved that the House Bill No. 133 be re-referred to the Committee on Industry and Business, which motion lost.

SECOND READING OF A HOUSE BILL

House Bill No. 133. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to maximum contract rates of interest and usury.

Was read the second time.

Rep. Streibel moved that the record show that the original intent of House Bill No. 133 was changed by amendment, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 33; nays, 57; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|----------|--------------|-------------|
| Aamoth | Davis | Jenkins | Register |
| Aas | Eagles | Kelsch | Reimers |
| Anderson | Emerson | Kuehn | Stone |
| Atkinson | Ganser | Larson, G. | Streibel |
| Bernabucci | Haugland | Larson, L. | Strinden |
| Boustead | Hentges | Mueller | Wagner |
| Boyum | Hilleboe | Peterson, J. | White |
| Bunker | Hoghaug | Peterson, R. | Mr. Speaker |
| Connolly | | | |

Those voting in the negative were:

| | | | |
|--------|----------|-------------|-------------|
| Austin | Freeman | Knudson | Sandness |
| Backes | Froelich | Lang | Sanstead |
| Belter | Gackle | Leibhan | Schaffer |
| Berg | Glaspey | Lillehaugen | Seibel |
| Bier | Grant | Linderman | Simonson |
| Bullis | Halcrow | Link | Solberg, I. |
| Burke | Henning | Metzger | Solberg, O. |
| Dahl | Hensrud | Miedema | Stoltenow |
| Dawson | Hickle | Moquist | Thompson |
| DeKrey | Hoffner | Olienyk | Tweten |

| | | | |
|-------------------------------|-------------|----------|-----------|
| Dick | Hougen | Opedahl | Weber |
| Diehl | Johnson, K. | Powers | Welder |
| Dornacker | Jones | Rivinius | Wells |
| Erickson, K. | Kingsbury | Rundle | Wilkie |
| Erickson, W. | | | |
| Absent and not voting: | | | |
| Aafedt | Goodman | Matheny | Swedlund |
| Giffey | Lundene | McDonald | Thorsgard |

So the bill lost.

MOTIONS

Rep. Tweten moved that the House reconsider the action by which House Bill No. 133 was lost, which motion prevailed.

Rep. Tweten moved that House Bill No. 133 be re-referred to the Committee on Industry and Business, which motion was then withdrawn.

Rep. Dahl requested unanimous consent of the House for the purpose of amending House Bill No. 133, which consent was not granted.

Rep. Strinden moved that House Bill No. 133 be re-referred to the Committee on Industry and Business, which motion prevailed.

Rep. Streibel moved that House Bill No. 508 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Streibel moved that the House suspend the rules and place House Bill No. 508 at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 508. A Bill for an Act providing an appropriation for the provision of a representatives of North Dakota state government in Washington, D. C., for the purpose of the promotion of the interests of the state in the field of economic development and providing governmental liaison, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Eagles | Jones | Reimers |
| Aas | Emerson | Kelsch | Sandness |
| Anderson | Erickson, K. | Kingsbury | Sanstead |
| Atkinson | Erickson, W. | Knudson | Schaffer |
| Austin | Freeman | Kuehn | Seibel |
| Belter | Froelich | Lang | Simonson |
| Berg | Gackle | Larson, G. | Solberg, I. |
| Bernabucci | Ganser | Larson, L. | Solberg, O. |
| Bier | Giffey | Leibhan | Stoltenow |
| Boustead | Glaspey | Linderman | Stone |
| Boyum | Grant | Link | Streibel |
| Bullis | Halcrow | Metzger | Strinden |
| Bunker | Haugland | Miedema | Thompson |
| Burke | Henning | Moquist | Tweten |
| Connolly | Hensrud | Mueller | Wagner |
| Dahl | Hentges | Olienyk | Weber |
| Davis | Hickle | Opedahl | Welder |
| Dawson | Hilleboe | Peterson, J. | Wells |
| DeKrey | Hoghaug | Peterson, R. | White |
| Dick | Hougen | Powers | Wilkie |
| Diehl | Jenkins | Register | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | | | |
|---------|-------------|----------|--------|
| Backes | Johnson, K. | Rivinius | Rundle |
| Hoffner | Lillehaugen | | |

Absent and not voting:

| | | | |
|---------|---------|----------|-----------|
| Aafedt | Lundene | McDonald | Thorsgard |
| Goodman | Matheny | Swedlund | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTION

Rep. Streibel moved that House Bills Nos. 45 and 321 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 45. A Bill for an Act to provide for a state youth authority for the placement, treatment and rehabilitation of delinquent and unruly children committed to its custody to provide for an advisory board and for contracting with other states.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 67; nays, 21; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|------------|-------------|
| Aamoth | Erickson, K. | Kelsch | Schaffer |
| Anderson | Erickson, W. | Knudson | Seibel |
| Atkinson | Freeman | Kuehn | Simonson |
| Austin | Gackle | Lang | Solberg, I. |
| Belter | Glaspay | Larson, G. | Solberg, O. |
| Bier | Grant | Larson, L. | Stoltenow |
| Boustead | Halcrow | Linderman | Stone |
| Bullis | Haugland | Link | Streibel |
| Bunker | Henning | Miedema | Strinden |
| Burke | Hensrud | Olienyk | Thompson |
| Dahl | Hentges | Opedahl | Tweten |
| DeKrey | Hilleboe | Powers | Wagner |
| Dick | Hickle | Register | Weber |
| Diehl | Hoffner | Rivinius | Wells |
| Dornacker | Hoghaug | Rundle | Wilkie |
| Eagles | Hougen | Sandness | Mr. Speaker |
| Emerson | Jones | Sanstead | |

Those voting in the negative were:

| | | | |
|------------|-------------|-------------|--------------|
| Aas | Dawson | Kingsbury | Peterson, J. |
| Berg | Froelich | Lillehaugen | Peterson, R. |
| Bernabucci | Ganser | Metzger | Reimers |
| Boyum | Jenkins | Moquist | Welder |
| Connolly | Johnson, K. | Mueller | White |
| Davis | | | |

Absent and not voting:

| | | | |
|--------|---------|----------|-----------|
| Aafedt | Goodman | Matheny | Swedlund |
| Backes | Leibhan | McDonald | Thorsgard |
| Giffey | Lundene | | |

So the bill passed and the title was agreed to.

House Bill No. 321. A Bill for an Act to provide for the modification by the courts of this state, under specified circumstances, of child custody determinations and decrees made by the courts of other states, to prescribe the procedure therefor and the effect thereof, to provide for the recognition and enforcement of out-of-state custody decrees, to provide for hearings and studies in other states, and to provide for the rendition of assistance to the courts of other

states, and constituting the uniform child custody jurisdiction act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 81; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Jones | Reimers |
| Aas | Erickson, K. | Kelsch | Rivinius |
| Anderson | Erickson, W. | Kingsbury | Rundle |
| Atkinson | Freeman | Knudson | Sandness |
| Belter | Froelich | Kuehn | Schaffer |
| Berg | Gackle | Lang | Seibel |
| Bernabucci | Ganser | Larson, G. | Simonson |
| Bier | Grant | Lillehaugen | Solberg, I. |
| Boustead | Halcrow | Linderman | Solberg, O. |
| Boyum | Haugland | Link | Stoltenow |
| Bullis | Henning | Metzger | Stone |
| Bunker | Hensrud | Miedema | Streibel |
| Burke | Hentges | Moquist | Strinden |
| Connolly | Hickle | Mueller | Thompson |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | White |
| Diehl | Jenkins | Powers | Wilkie |
| Dornacker | Johnson, K. | Register | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|--------|------------|----------|-----------|
| Aafedt | Glaspey | Lundene | Swedlund |
| Austin | Goodman | Matheny | Thorsgard |
| Backes | Larson, L. | McDonald | Tweten |
| Dick | Leibhan | Sanstead | Wells |
| Giffey | | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved that Senate Bills 162, 163, 167, 90 and Senate Concurrent Resolution No. 7 be laid over one legislative day, which motion prevailed.

Rep. Aamoth moved that House Bill No. 505 be returned to the House from the Committee on Social Welfare, which motion prevailed.

Rep. Aamoth moved that House Bill No. 505 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 14, 1969

Mr. President: I have the honor to return:

Senate Bill No. 219

Senate Bill No. 244

Senate Concurrent Resolution No. 26

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 14, 1969

Mr. President: I have the honor to transmit:

House Bill No. 13
House Bill No. 24
House Bill No. 26
House Bill No. 27
House Bill No. 97
House Bill No. 197
House Bill No. 201
House Bill No. 232
House Bill No. 239
House Bill No. 271
House Bill No. 304
House Bill No. 308
House Bill No. 339
House Bill No. 372
House Bill No. 387
House Bill No. 440
House Bill No. 459
House Bill No. 490
House Concurrent Resolution No. 18
House Concurrent Resolution No. 21
House Concurrent Resolution No. 23

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed to the call of the chair on February 15, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-FOURTH DAY AFTER RECESS AND
THIRTY-FIFTH DAY

Bismarck, February 15, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 2
House Bill No. 3
House Bill No. 4
House Bill No. 83
House Bill No. 175
House Bill No. 254
House Bill No. 353

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 181, has had the same under consideration and recommends that the same be amended as follows:

In line 8 delete the word "three" and insert in lieu thereof the word "two"

In line 10 delete the words "two dollars" and insert in lieu thereof the words "one dollar and fifty cents"

In line 13 delete the words "fifteen dollars" and insert in lieu thereof the following "for the period immediately preceding the certification date of one year or less, ten dollars; for complete certification covering the records of the several county offices for a period immediately preceding the certification date of over one year twelve dollars and fifty cents; for a certification covering lands in excess of one quarter section in the same Abstract of Title an additional fee of five dollars for each quarter section or portion thereof in excess of one may be charged; for a certification covering premises in more than one block in any subdivision in the same Abstract of Title, an additional fee of five dollars for such premises in each additional block in excess of one may be charged

In line 17 delete the words "one dollar" and insert in lieu thereof the words "seventy-five cents"

In line 19 delete the word "fifty" and insert in lieu thereof the words "twenty-five"

In line 20 delete the words "seventy-five" and insert in lieu thereof the words "fifty"

In line 59 delete the word "last"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SANDNESS, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 292, has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the comma insert the word "and", and after the numeral "4-18.1-23" delete the word "and"

In line 2 of the title delete the numeral "4-18.1-24"

In line 847 after the word "No" delete the following "Dairy Farmer,"

In line 849 after the period add the following new sentence:

"No Dairy Farmer shall be licensed without furnishing proof of proper inspection by the Department of Agriculture or the Health Department as provided by law."

Delete all of lines 854 through 861.

In line 862 before the word "The" insert the numeral "11."

In line 923 delete the following: "License Applications" and insert in lieu thereof "LICENSE APPLICATIONS"

Delete all of lines 1003 through 1011.

In line 1012 delete the numeral "7." and insert in lieu thereof the numeral "6."

Delete all of lines 1621 through 1625 and insert in lieu thereof the following:

"SECTION 24. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 382, has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Bullis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 487, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 151, has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved to dispense with the reading of the amendments to House Bills Nos. 279 and 322, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 279 as recommended by the Committee on State and Federal Government as printed on pages 603, 604, and 605 of the House Journal be adopted, which motion prevailed.

Rep. Davis moved a substitute motion that House Bill No. 279 be placed on the calendar as printed without the amendments, which motion the Speaker ruled was out of order.

Rep. Kelsch moved that the amendments to House Bill No. 322 as recommended by the Committee on Judiciary as printed on pages 605 and 606 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 334 as recommended by the Committee on Agriculture as printed on page 606 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 424 as recommended by the Committee on Judiciary as printed on page 607 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 464 as recommended by the Committee on Industry and Business as printed on pages 607 and 608 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 498 as recommended by the Committee on Transportation as printed on page 608 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Link, Aafedt, R. Peterson, W. Erickson, Grant, Giffey, Bier, DeKrey, Atkinson, Boustead, Burke, Lang, Metzger, Wagner, Connolly, Hickie, Kelsch, Kuehn, Dawson, Rivinius and Streibel introduced:

House Concurrent Resolution No. 44. A Concurrent Resolution urging approval by Congress of United States Senate Bill No. 231 which calls for construction of a bridge over a certain portion of the Garrison Reservoir, and commending Senator Quentin Burdick for sponsoring the legislation.

Was read the first time and referred to the committee on General Affairs.

Reps. Link, Aafedt, R. Peterson, W. Erickson, Grant, Giffey, Bier, DeKrey, Atkinson, Boustead, Burke, Lang, Metzger, Wagner, Connolly, Hickie, Kelsch, Kuehn, Dawson, Rivinius and Streibel introduced:

House Concurrent Resolution No. 45. A Concurrent Resolution urging approval by the Congress of Senate Bill No. 229 which calls for construction of a bridge over the Oahe Reservoir in the vicinity of Fort Yates, North Dakota, and commending Senator Quentin Burdick for sponsoring the legislation.

Was read the first time and referred to the committee on General Affairs.

Reps. Rundle and K. Johnson introduced:

House Concurrent Resolution No. 46. A Concurrent Resolution paying tribute to North Dakota men who have died in Viet Nam.

Was read the first time and referred to the committee on Veterans Affairs.

Reps. Hoffner, Hilleboe, Aamoth, L. Larson, White, Bunker, Thompson, Kelsch, Hentges, Seibel, Strinden, Eagles and Swedlund introduced:

House Concurrent Resolution No. 47. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of coordinating the administration of certain activities relating to public health which are now administered by separate State boards, departments, and agencies.

Was read the first time and referred to the committee on State and Federal Government!

Rep. Streibel moved that House Bill No. 35 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS AND A CONCURRENT RESOLUTION

House Bill No. 174. A Bill for an Act, to amend and reenact chapter 156 of the 1967 Session Laws, authorizing the state board of higher education to enter into an agreement with the North Dakota 4-H club foundation, incorporated, to allow such foundation to build a 4-H center on lands of the the North Dakota state university of agriculture and applied science, with title to such center passing to the state upon completion of the construction of the building.

Was read the second time.

Rep. Boyum moved that House Bill No. 174 be laid over one legislative day, which motion failed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 53; nays, 32; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aas | Eagles | Knudson | Sandness |
| Anderson | Erickson, K. | Lang | Sanstead |
| Atkinson | Froehlich | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Bullis | Henning | Miedema | Streibel |
| Bunker | Hickle | Mueller | Swedlund |
| Burke | Hilleboe | Olienyk | Thompson |
| Davis | Hoffner | Opedahl | Tweten |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Jones | Register | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|-------------|-------------|
| Belter | Gackle | Kingsbury | Rundle |
| Bernabucci | Glaspey | Kuehn | Schaffer |
| Boyum | Grant | Leibhan | Simorson |
| Connolly | Haugland | Lillehaugen | Solberg, O. |
| Dahl | Hensrud | Metzger | Wagner |
| Dawson | Hoghaug | Moquist | Weber |
| Emerson | Johnson, K. | Powers | Welder |
| Erickson, W. | Kelsch | Rivinius | Wilkie |

Absent and not voting:

| | | | |
|----------|---------|----------|-----------|
| Aafedt | Freeman | Lundene | Reimers |
| Aamoth | Goodman | Matheny | Strinden |
| Backes | Hentges | McDonald | Thorsgard |
| Boustead | | | |

So the bill passed and the title was agreed to.

House Bill No. 361. A Bill for an Act to amend and reenact section 36-01-18 of the North Dakota Century Code, relating to inspection of livestock in transit and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aas | Erickson, K. | Kingsbury | Sandness |
| Anderson | Erickson, W. | Knudson | Sanstead |

| | | | |
|------------------------|-------------|--------------|-------------|
| Atkinson | Froehlich | Kuehn | Schaffer |
| Austin | Gackle | Lang | Seibel |
| Belter | Ganser | Larson, G. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bier | Glaspey | Lillehaugen | Stoltenow |
| Boyum | Grant | Link | Stone |
| Bullis | Halcrow | Metzger | Streibel |
| Bunker | Henning | Miedema | Strinden |
| Burke | Hensrud | Moquist | Swedlund |
| Connolly | Hickle | Mueller | Thompson |
| Dahl | Hilleboe | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| Dawson | Hoghaug | Peterson, J. | Weber |
| DeKrey | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | Wells |
| Dornacker | Johnson, K. | Register | White |
| Eagles | Jones | Rivinius | Wilkie |
| Emerson | Kelsch | Rundle | Mr. Speaker |
| Absent and not voting: | | | |
| Aafedt | Dick | Larson, L. | McDonald |
| Aamoth | Freeman | Linderman | Reimers |
| Backes | Goodman | Lundene | Solberg, O. |
| Bernabucci | Haugland | Matheny | Thorsgard |
| Boustead | Hentges | | |

So the bill passed and the title was agreed to.

House Bill No. 456. A Bill for an Act to amend and reenact subdivision g of subsection 1 of section 43-23-11 of the North Dakota Century Code, relating to revocation or suspension of realtor's license for violation of code of ethics adopted by the state real estate commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aas | Erickson, W. | Kuehn | Sanstead |
| Anderson | Froehlich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bier | Grant | Lillehaugen | Stoltenow |
| Boyum | Halcrow | Link | Stone |
| Bullis | Haugland | Metzger | Streibel |
| Bunker | Henning | Miedema | Strinden |
| Burke | Hensrud | Moquist | Swedlund |
| Connolly | Hickle | Mueller | Thompson |
| Dahl | Hilleboe | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| Dawson | Hoghaug | Peterson, J. | Weber |
| DeKrey | Hougen | Peterson, R. | Welder |
| Diehl | Johnson, K. | Powers | Wells |
| Dornacker | Jones | Register | White |
| Eagles | Kelsch | Rivinius | Wilkie |
| Emerson | Kingsbury | Rundle | Mr. Speaker |
| Erickson, K. | Knudson | Sandness | |
| Absent and not voting: | | | |
| Aafedt | Boustead | Hentges | McDonald |
| Aamoth | Dick | Jenkins | Reimers |
| Austin | Freeman | Linderman | Solberg, O. |
| Backes | Glaspey | Lundene | Thorsgard |
| Bernabucci | Goodman | Matheny | |

So the bill passed and the title was agreed to.

House Bill No. 469. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to marking of overweight vehicles for visibility while they are operated on the highway.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Froehlich | Kuehn | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |
| Austin | Ganser | Larson, G. | Seibel |
| Belter | Giffey | Larson, L. | Simonson |
| Berg | Glaspèy | Leibhan | Solberg, I. |
| Bier | Grant | Lillehaugen | Stoltenow |
| Boyum | Halcrow | Link | Stone |
| Bullis | Haugland | Metzger | Streibel |
| Bunker | Henning | Miedema | Strinden |
| Burke | Hensrud | Moquist | Swedlund |
| Connolly | Hickle | Mueller | Thompson |
| Dahl | Hilleboe | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| Dawson | Hoghaug | Peterson, J. | Weber |
| DeKrey | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | Wells |
| Dornacker | Johnson, K. | Register | White |
| Eagles | Jones | Rivinius | Wilkie |
| Emerson | Kelsch | Rundle | Mr. Speaker |
| Erickson, K. | Kingsbury | | |

Absent and not voting:

| | | | |
|------------|----------|-----------|-------------|
| Aafedt | Boustead | Hentges | McDonald |
| Aamoth | Dick | Linderman | Reimers |
| Backes | Freeman | Lundene | Solberg, O. |
| Bernabucci | Goodman | Matheny | Thorsgard |

So the bill passed and the title was agreed to.

House Bill No. 489. A Bill for an Act to amend and reenact subsections 8 and 9 of section 57-40.3-01; amend section 57-40.3-04 by creating and enacting thereto a new subsection and amend and reenact sections 57-40.3-05, 57-40.3-06 and 57-40.3-07 of the North Dakota Century Code, relating to motor vehicle excise tax.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 3; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aas | Erickson, K. | Kingsbury | Rivinius |
| Anderson | Erickson, W. | Knudson | Rundle |
| Atkinson | Froehlich | Kuehn | Sandness |
| Austin | Gackle | Lang | Sanstead |
| Backes | Ganser | Larson, G. | Seibel |
| Belter | Giffey | Larson, L. | Simonson |
| Berg | Grant | Leibhan | Solberg, I. |
| Bernabucci | Halcrow | Lillehaugen | Stoltenow |
| Bier | Haugland | Link | Streibel |
| Boyum | Henning | Metzger | Strinden |
| Bunker | Hensrud | Miedema | Swedlund |
| Connolly | Hickle | Moquist | Thompson |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |

| | | | |
|-----------|-------------|--------------|-------------|
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Register | Mr. Speaker |

Those voting in the negative were:

| | | |
|---------|----------|-------|
| Glaspey | Schaffer | Weber |
|---------|----------|-------|

Absent and not voting:

| | | | |
|----------|---------|-----------|-------------|
| Aafedt | Dick | Linderman | Reimers |
| Aamoth | Freeman | Lundene | Solberg, O. |
| Boustead | Goodman | Matheny | Stone |
| Bullis | Hentges | McDonald | Thorsgard |
| Burke | | | |

So the bill passed and the title was agreed to.

House Bill No. 495. A Bill for an Act to amend and reenact sections 24-09-08 and 24-09-08.1 of the North Dakota Century Code, relating to safeguards at railroad crossings.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Emerson | Kingsbury | Sandness |
| Anderson | Erickson, K. | Knudson | Sanstead |
| Atkinson | Erickson, W. | Kuehn | Schaffer |
| Austin | Froehlich | Lang | Seibel |
| Backes | Ganser | Larson, G. | Simonson |
| Belter | Giffey | Larson, L. | Solberg, I. |
| Berg | Glaspey | Leibhan | Solberg, O. |
| Bernabucci | Grant | Lillehaugen | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boyum | Haugland | Metzger | Streibel |
| Bullis | Henning | Miedema | Strinden |
| Bunker | Hensrud | Moquist | Swedlund |
| Burke | Hickle | Mueller | Thompson |
| Connolly | Hilleboe | Olienyk | Tweten |
| Dahl | Hoffner | Opedahl | Wagner |
| Davis | Hoghaug | Peterson, J. | Weber |
| Dawson | Hougen | Peterson, R. | Welder |
| DeKrey | Jenkins | Powers | Wells |
| Dick | Johnson, K. | Register | White |
| Diehl | Jones | Rivinius | Wilkie |
| Dornacker | Kelsch | Rundle | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|----------|---------|-----------|-----------|
| Aafedt | Gackle | Linderman | McDonald |
| Aamoth | Goodman | Lundene | Reimers |
| Boustead | Hentges | Matheny | Thorsgard |
| Freeman | | | |

So the bill passed and the title was agreed to.

House Concurrent Resolution No. 27. A Concurrent Resolution urging a study of the feasibility of the development of a Missouri River waterway suitable for providing river navigation by barge to points within the State of North Dakota, and of the benefits resulting from such project to Missouri River States.

Was read the second time.

The question being on the final adoption of the resolution, and so the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order the House be adjourned, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 2. A Bill for an Act making an appropriation for the general operation, maintenance and improvements of the extension division and experiment stations of North Dakota state university of agriculture and applied science.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 51. A Bill for an Act to amend and reenact sections 54-12-07 and 54-12-08 of the North Dakota Century Code, relating to salaries of assistant and special assistant attorneys general, and providing an effective date.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 121. A Bill for an Act to amend and reenact section 49-18-02 of the North Dakota Century Code, by creating a new subsection to exempt from the provisions of Section 49, the transportation of property for hire to and from cities with limited transportation service.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 216. A Bill for an Act to create and enact a chapter of the North Dakota Century Code to provide a program of work release, rehabilitation, and education for inmates at the state penitentiary and penalty for failure to comply with the terms of the program.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 237. A Bill for an Act to provide immunity to physicians furnishing information to hospital or extended care facility committees and members thereof.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 282. A Bill for an Act to amend and reenact section 57-32-04 of the North Dakota Century Code, relating to allocation of taxes of car line companies, express companies and air transportation companies.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 403. A Bill for an Act to provide for county and city ambulance service, and permit a tax levy thereof.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 437. A Bill for an Act to amend and reenact Section 57-32-02 of the North Dakota Century Code, relating to assessment and computation of taxes relating to air transportation companies.

Was read the first time and referred to the committee on Finance and Taxation.

The House stood adjourned, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTY-FIFTH DAY

Bismarck, February 15, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Oscar Lund, Chaplain, Lutheran Hospitals, Bismarck.

Roll was called, and all members were present except Reps. Aafedt, Aamoth, Boustead, Freeman, Goodman, Hentges, Lundene, Matheny, McDonald, Reimers and Thorsgard.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-Third Day After Recess and Thirty-Fourth Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Wm. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Wagner moved to dispense with the reading of the amendments to House Bill No. 319, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 319 as recommended by the Committee on Social Welfare as printed on pages 610, 611 and 612 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to House Bill No. 451 as recommended by the Committee on Social Welfare as printed on pages 613 and 614 of the House Journal be adopted, which motion prevailed.

Rep. Sandness moved that the amendments to House Concurrent Resolution No. 22 as recommended by the Committee on General Affairs as printed on page 612 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 16 has had the same under consideration and recommends that the same be amended as follows:

After line 13, add a new section, as follows:

"SECTION 2.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 18, has had the same under consideration and recommends that the same be amended as follows:

After line 10, add a new section, as follows:

"SECTION 2.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 2. A Bill for an Act to appropriate money for the expenses of the educational departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 2; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Atkinson | Erickson, W. | Kuehn | Sanstead |
| Austin | Froelich | Lang | Schaffer |
| Backes | Gackle | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bier | Glaspey | Lillehaugen | Solberg, O. |
| Boyum | Grant | Linderman | Stoltenow |
| Bullis | Halcrow | Link | Stone |
| Bunker | Haugland | Metzger | Streibel |
| Burke | Henning | Miedema | Strinden |
| Connolly | Hensrud | Moquist | Swedlund |
| Dahl | Hickle | Mueller | Thompson |
| Davis | Hoffner | Olienyk | Tweten |
| Dawson | Hoghaug | Opedahl | Wagner |
| DeKrey | Hougen | Peterson, R. | Weber |
| Dick | Jenkins | Powers | Welder |
| Diehl | Johnson, K. | Register | Wells |
| Dornacker | Jones | Rivinius | White |
| Eagles | Kelsch | Rundle | Wilkie |
| Emerson | Kingsbury | Sandness | Mr. Speaker |
| Erickson, K. | Knudson | | |

Those voting in the negative were:

Bernabucci Hilleboe

Absent and not voting:

| | | | |
|----------|----------|----------|--------------|
| Aafedt | Boustead | Lundene | Peterson, J. |
| Aamoth | Freeman | Matheny | Reimers |
| Aas | Goodman | McDonald | Thorsgard |
| Anderson | Hentges | | |

So the bill passed and the title was agreed to.

House Bill No. 3. A Bill for an Act to appropriate money for the expenses of the regulatory departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 82; nays, 3; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aas | Emerson | Kingsbury | Sandness |
| Anderson | Erickson, K. | Knudson | Sanstead |
| Atkinson | Erickson, W. | Kuehn | Schaffer |
| Austin | Froelich | Lang | Seibel |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Leibhan | Stoltenow |
| Bier | Glaspey | Lillehaugen | Stone |
| Boyum | Grant | Linderman | Streibel |
| Bullis | Halcrow | Link | Strinden |
| Bunker | Haugland | Metzger | Swedlund |
| Burke | Henning | Miedema | Thompson |
| Connolly | Hensrud | Mueller | Tweten |
| Dahl | Hickle | Olienyk | Wagner |
| Davis | Hilleboe | Opedahl | Weber |
| Dawson | Hoffner | Peterson, J. | Welder |
| DeKrey | Hoghaug | Peterson, R. | Wells |
| Dick | Hougen | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Johnson, K. | Rivinius | Mr. Speaker |
| Eagles | Kelsch | | |

Those voting in the negative were:

| | | | |
|-------------------------------|---------|----------|-------------|
| Bernabucci | Moquist | Rundle | |
| Absent and not voting: | | | |
| Aafedt | Goodman | Lundene | Reimers |
| Aamoth | Hentges | Matheny | Solberg, O. |
| Boustead | Jones | McDonald | Thorsgard |
| Freeman | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the House stand recessed for ten minutes, which motion prevailed.

The House reconvened with Speaker E. Johnson presiding.

MOTIONS

Rep. Tweten requested unanimous consent of the House for the purpose of amending House Bill No. 83, which consent was granted.

Rep. Tweten moved that House Bill No. 83 be amended as follows:

In line 3 of the engrossed bill, delete the figure "\$2,083,778.00", and insert in lieu thereof the figure "\$2,059,557.00"

Which motion prevailed.

Rep. Tweten moved that the rules be suspended and House Bill No. 83 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Speaker E. Johnson called Rep. Kelsch to the Chair to preside.

SECOND READING OF HOUSE BILLS

House Bill No. 4. A Bill for an Act to appropriate money for the expenses of departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Emerson | Kelsch | Rundle |
| Anderson | Erickson, K. | Kingsbury | Sandness |
| Atkinson | Erickson, W. | Knudson | Sanstead |
| Austin | Froehlich | Kuehn | Schaffer |
| Backes | Gackle | Lang | Seibel |
| Belter | Ganser | Larson, G. | Simonson |
| Berg | Giffey | Larson, L. | Solberg, I. |
| Bernabucci | Glaspey | Leibhan | Solberg, O. |
| Bier | Grant | Lillehaugen | Stoltenow |
| Boyum | Halcrow | Linderman | Stone |
| Bullis | Haugland | Link | Streibel |
| Bunker | Henning | Metzger | Strinden |
| Burke | Hensrud | Miedema | Swedlund |
| Connolly | Hickle | Moquist | Thompson |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Powers | Wells |
| Diehl | Johnson, K. | Register | White |
| Dornacker | Jones | Rivinius | Wilkie |
| Eagles | | | |

Absent and not voting:

| | | | |
|----------|---------|--------------|-------------|
| Aafedt | Goodman | Matheny | Reimers |
| Aamoth | Hentges | McDonald | Thorsgard |
| Boustead | Lundene | Peterson, R. | Mr. Speaker |
| Freeman | | | |

So the bill passed and the title was agreed to.

House Bill No. 83. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of public instruction.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aas | Emerson | Kelsch | Rundle |
| Anderson | Erickson, K. | Kingsbury | Sandness |
| Atkinson | Erickson, W. | Knudson | Sanstead |
| Austin | Froehlich | Kuehn | Schaffer |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Belter | Gackle | Lang | Seibel |
| Berg | Ganser | Larson, G. | Simonson |
| Bernabucci | Giffey | Larson, L. | Solberg, I. |
| Bier | Glaspey | Leibhan | Solberg, O. |
| Boyum | Grant | Lillehaugen | Stoltenow |
| Bullis | Halcrow | Linderman | Stone |
| Bunker | Haugland | Link | Streibel |
| Burke | Henning | Metzger | Strinden |
| Connolly | Hensrud | Miedema | Swedlund |
| Dahl | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Mueller | Wagner |
| Dawson | Hoffner | Olienyk | Weber |
| DeKrey | Hoghaug | Opedahl | Welder |
| Dick | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Rivinius | |
| Absent and not voting: | | | |
| Aafedt | Freeman | Matheny | Thompson |
| Aamoth | Goodman | McDonald | Thorsgard |
| Backes | Hentges | Peterson, R. | Mr. Speaker |
| Boustead | Lundene | Reimers | |

So the bill passed and the title was agreed to.

House Bill No. 175. A Bill for an Act to provide procedures for representative organizations of public school teachers to negotiate with school boards with reference to employer-employee relations; to establish procedures to be used in the event of disagreement; and to establish an education fact finding commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 77; nays, 7; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aas | Froehlich | Knudson | Sandness |
| Anderson | Gackle | Kuehn | Sanstead |
| Atkinson | Giffey | Lang | Schaffer |
| Austin | Glaspey | Larson, G. | Seibel |
| Backes | Grant | Larson, L. | Solberg, I. |
| Belter | Halcrow | Leibhan | Solberg, O. |
| Berg | Haugland | Lillehaugen | Stone |
| Bier | Henning | Linderman | Streibel |
| Boyum | Hensrud | Link | Strinden |
| Bunker | Hickle | Metzger | Swedlund |
| Burke | Hilleboe | Miedema | Thompson |
| Dahl | Hoffner | Mueller | Tweten |
| Davis | Hoghaug | Olienyk | Wagner |
| Dick | Hougen | Opedahl | Weber |
| Diehl | Jenkins | Peterson, J. | Welder |
| Dornacker | Johnson, K. | Powers | Wells |
| Eagles | Jones | Register | White |
| Emerson | Kelsch | Rivinius | Wilkie |
| Erickson, K. | Kingsbury | Rundle | Mr. Speaker |
| Erickson, W. | | | |

Those voting in the negative were:

| | | | |
|----------|--------|----------|-----------|
| Bullis | DeKrey | Moquist | Stoltenow |
| Connolly | Ganser | Simonson | |

Absent and not voting:

| | | | |
|--------|---------|---------|--------------|
| Aafedt | Dawson | Lundene | Peterson, R. |
| Aamoth | Freeman | Matheny | Reimers |

| | | | |
|------------|---------|----------|-----------|
| Bernabucci | Goodman | McDonald | Thorsgard |
| Boustead | Hentges | | |

So the bill passed and the title was agreed to.

Speaker Johnson returned to the chair to preside.

House Bill No. 254. A Bill for an Act to amend and reenact section 54-06-14 of the North Dakota Century Code, relating to annual leave and sick leave for state employees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 79; nays, 2; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aas | Froehlich | Knudson | Sandness |
| Anderson | Gackle | Kuehn | Sanstead |
| Austin | Ganser | Lang | Schaffer |
| Backes | Giffey | Larson, G. | Seibel |
| Belter | Glaspey | Larson, L. | Simonson |
| Berg | Grant | Leibhan | Solberg, I. |
| Bier | Halcrow | Lillehaugen | Solberg, O. |
| Boyum | Haugland | Linderman | Stone |
| Bullis | Henning | Link | Streibel |
| Bunker | Hensrud | Metzger | Strinden |
| Burke | Hickle | Miedema | Swedlund |
| Connolly | Hilleboe | Moquist | Thompson |
| Davis | Hoffner | Mueller | Tweten |
| Dawson | Hoghaug | Olienyk | Wagner |
| DeKrey | Hougen | Opedahl | Weber |
| Diehl | Jenkins | Peterson, J. | Welder |
| Dornacker | Johnson, K. | Powers | Wells |
| Emerson | Jones | Register | White |
| Erickson, K. | Kelsch | Rivinius | Mr. Speaker |
| Erickson, W. | Kingsbury | Rundle | |

Those voting in the negative were:

Dahl Stoltenow

Absent and not voting:

| | | | |
|------------|---------|----------|--------------|
| Aafedt | Dick | Hentges | Peterson, R. |
| Aamoth | Eagles | Lundene | Reimers |
| Atkinson | Freeman | Matheny | Thorsgard |
| Bernabucci | Goodman | McDonald | Wilkie |
| Boustead | | | |

So the bill passed and the title was agreed to.

House Bill No. 353. A Bill for an Act to amend and reenact section 27-16-03 of the 1967 Supplement of the North Dakota Century Code, relating to compensation for juvenile commissioners.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 72; nays, 9; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aas | Erickson, W. | Kelsch | Sandness |
| Anderson | Froelich | Knudson | Sanstead |
| Austin | Gackle | Kuehn | Seibel |
| Backes | Ganser | Lang | Simonson |
| Belter | Giffey | Larson, G. | Solberg, I. |
| Berg | Glaspey | Larson, L. | Solberg, O. |
| Bier | Grant | Linderman | Stoltenow |
| Bullis | Halcrow | Link | Stone |

| | | | |
|--------------|-------------|--------------|-------------|
| Bunker | Haugland | Metzger | Streibel |
| Burke | Henning | Miedema | Strinden |
| Connolly | Hickle | Mueller | Swedlund |
| Dahl | Hilleboe | Olienyk | Thompson |
| Davis | Hoffner | Opedahl | Tweten |
| Dawson | Hoghaug | Peterson, J. | Wagner |
| Diehl | Hougen | Powers | Weber |
| Dornacker | Jenkins | Register | Wells |
| Emerson | Johnson, K. | Rivinius | White |
| Erickson, K. | Jones | Rundle | Mr. Speaker |

Those voting in the negative were:

| | | | |
|---------|-----------|-------------|----------|
| Boyum | Kingsbury | Lillehaugen | Schaffer |
| DeKrey | Leibhan | Moquist | Welder |
| Hensrud | | | |

Absent and not voting:

| | | | |
|------------|---------|----------|--------------|
| Aafedt | Dick | Hentges | Peterson, R. |
| Aamoth | Eagles | Lundene | Reimers |
| Atkinson | Freeman | Matheny | Thorsgard |
| Bernabucci | Goodman | McDonald | Wilkie |
| Boustead | | | |

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 90. A Bill for an Act to amend and reenact section 46-02-05 of the North Dakota Century Code, relating to governmental printing contracts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aas | Erickson, W. | Kingsbury | Sandness |
| Anderson | Froelich | Kuehn | Sanstead |
| Austin | Gackle | Lang | Schaffer |
| Backes | Ganser | Larson, G. | Seibel |
| Belter | Giffey | Larson, L. | Simonson |
| Berg | Glaspay | Leibhan | Solberg, I. |
| Bernabucci | Grant | Lillehaugen | Solberg, O. |
| Bier | Halcrow | Linderman | Stoltenow |
| Boyum | Haugland | Link | Stone |
| Bunker | Henning | Metzger | Streibel |
| Burke | Hensrud | Miedema | Strinden |
| Connolly | Hickle | Moquist | Swedlund |
| Dahl | Hilleboe | Mueller | Thompson |
| Davis | Hoffner | Olienyk | Tweten |
| Dawson | Hoghaug | Opedahl | Wagner |
| DeKrey | Hougen | Powers | Weber |
| Diehl | Jenkins | Peterson, J. | Welder |
| Dornacker | Johnson, K. | Register | Wells |
| Eagles | Jones | Rivinius | White |
| Emerson | Kelsch | Rundle | Mr. Speaker |
| Erickson, K. | | | |

Absent and not voting:

| | | | |
|----------|---------|----------|--------------|
| Aafedt | Dick | Knudson | Peterson, R. |
| Aamoth | Freeman | Lundene | Reimers |
| Atkinson | Goodman | Matheny | Thorsgard |
| Boustead | Hentges | McDonald | Wilkie |
| Bullis | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 94. A Bill for an Act to amend and reenact section 16-10-16 of the North Dakota Century Code, relating to compensation of inspectors, judges, and clerks of election.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 10; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aas | Erickson, W. | Kingsbury | Sandness |
| Anderson | Froelich | Kuehn | Sanstead |
| Austin | Gackle | Lang | Schaffer |
| Backes | Ganser | Larson, G. | Solberg, I. |
| Belter | Glaspey | Larson, L. | Solberg, O. |
| Bernabucci | Grant | Leibhan | Stoltenow |
| Bier | Haugland | Lillehaugen | Stone |
| Bunker | Henning | Linderman | Streibel |
| Burke | Hensrud | Link | Strinden |
| Connolly | Hickle | Metzger | Swedlund |
| Dahl | Hilleboe | Miedema | Thompson |
| Davis | Hoffner | Mueller | Tweten |
| Dawson | Hoghaug | Olienyk | Wagner |
| Diehl | Hougen | Peterson, J. | Welder |
| Dornacker | Jenkins | Powers | Wells |
| Eagles | Johnson, K. | Register | White |
| Emerson | Jones | Rivinius | Mr. Speaker |
| Erickson, K. | Kelsch | Rundle | |

Those voting in the negative were:

| | | | |
|--------|---------|---------|----------|
| Berg | Giffey | Opedahl | Simonson |
| Boyum | Halcrow | Seibel | Weber |
| DeKrey | Moquist | | |

Absent and not voting:

| | | | |
|----------|---------|----------|--------------|
| Aafedt | Dick | Knudson | Peterson, R. |
| Aamoth | Freeman | Lundene | Reimers |
| Atkinson | Goodman | Matheny | Thorsgard |
| Boustead | Hentges | McDonald | Wilkie |
| Bullis | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 162. A Bill for an Act to amend and reenact section 6-03-38 of the North Dakota Century Code, relating to banks' investments — violation a misdemeanor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aas | Erickson, W. | Kingsbury | Sandness |
| Anderson | Froelich | Kuehn | Sanstead |
| Austin | Gackle | Lang | Schaffer |
| Backes | Ganser | Larson, G. | Seibel |
| Belter | Giffey | Larson, L. | Simonson |
| Berg | Glaspey | Leibhan | Solberg, I. |
| Bernabucci | Grant | Lillehaugen | Solberg, O. |
| Bier | Halcrow | Linderman | Stoltenow |
| Boyum | Haugland | Link | Stone |
| Bunker | Henning | Metzger | Streibel |
| Burke | Hensrud | Miedema | Strinden |
| Connolly | Hickle | Moquist | Swedlund |
| Dahl | Hilleboe | Mueller | Thompson |
| Davis | Hoffner | Olienyk | Tweten |

| | | | |
|--------------|-------------|--------------|-------------|
| Dawson | Hoghaug | Opedahl | Wagner |
| DeKrey | Hougen | Peterson, J. | Weber |
| Dornacker | Jenkins | Powers | Welder |
| Eagles | Johnson, K. | Register | Wells |
| Emerson | Jones | Rivinius | White |
| Erickson, K. | Kelsch | Rundle | Mr. Speaker |

Absent and not voting:

| | | | |
|----------|---------|----------|--------------|
| Aafedt | Dick | Knudson | Peterson, R. |
| Aamoth | Diehl | Lundene | Reimers |
| Atkinson | Freeman | Matheny | Thorsgard |
| Boustead | Goodman | McDonald | Wilkie |
| Bullis | Hentges | | |

So the bill passed and the title was agreed to.

Senate Bill No. 163. A Bill for an Act to create and enact section 6-03-59.1 of the North Dakota Century Code, relating to leasing of personal property, limitation on term and amount.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 5; absent and not voting, 18.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aas | Froelich | Kuehn | Schaffer |
| Anderson | Gackle | Lang | Seibel |
| Austin | Ganser | Larson, G. | Simonson |
| Backes | Giffey | Larson, L. | Solberg, I. |
| Belter | Grant | Leibhan | Solberg, O. |
| Berg | Halcrow | Lillehaugen | Stoltenow |
| Bernabucci | Haugland | Linderman | Stone |
| Bier | Henning | Link | Streibel |
| Boyum | Hensrud | Metzger | Strinden |
| Bunker | Hickle | Miedema | Swedlund |
| Burke | Hilleboe | Moquist | Thompson |
| Connolly | Hoffner | Mueller | Tweten |
| Dahl | Hougen | Olienyk | Wagner |
| Davis | Jenkins | Opedahl | Weber |
| Dawson | Johnson, K. | Peterson, J. | Welder |
| Diehl | Jones | Register | Wells |
| Dornacker | Kelsch | Rivinius | White |
| Eagles | Kingsbury | Sandness | Mr. Speaker |
| Emerson | Knudson | Sanstead | |

Those voting in the negative were:

| | | | |
|--------------|---------|---------|--------|
| DeKrey | Glaspey | Hoghaug | Rundle |
| Erickson, W. | | | |

Absent and not voting:

| | | | |
|----------|--------------|--------------|-----------|
| Aafedt | Dick | Lundene | Powers |
| Aamoth | Erickson, K. | Matheny | Reimers |
| Atkinson | Freeman | McDonald | Thorsgard |
| Boustead | Goodman | Peterson, R. | Wilkie |
| Bullis | Hentges | | |

So the bill passed and the title was agreed to.

Rep. Rundle stated he would like to explain his vote, and requested that his remarks be printed in the Journal.

EXPLANATION OF VOTE

Rep. Rundle:

"I think this is a dandy bill for me personally, but not good for the general public. I have leased equipment, and I do not pay the personal property tax on it. For myself, it was a dandy bill, but I do not think it is a good bill for the general public."

SECOND READING OF SENATE BILLS AND A
SENATE CONCURRENT RESOLUTION

Senate Bill No. 167. A Bill for an Act to amend and reenact sections 21-09-01 and 21-09-05 of the North Dakota Century Code, changing the title of "The 1967 Bond Validating Act" to "The 1969 Bond Validating Act", and relating to the application of chapter 21-09 of the North Dakota Century Code to bonds issued and proceedings taken prior to July 1, 1969.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aas | Froelich | Knudson | Sandness |
| Anderson | Gackle | Kuehn | Sanstead |
| Austin | Ganser | Lang | Schaffer |
| Backes | Giffey | Larson, G. | Seibel |
| Belter | Glaspey | Larson, L. | Simonson |
| Berg | Grant | Leibhan | Solberg, I. |
| Bier | Halcrow | Lillehaugen | Solberg, O. |
| Boyum | Haugland | Linderman | Stoltenow |
| Bunker | Henning | Link | Stone |
| Burke | Hensrud | Metzger | Streibel |
| Connolly | Hickle | Miedema | Strinden |
| Dahl | Hilleboe | Moquist | Swedlund |
| Davis | Hoffner | Mueller | Thompson |
| Dawson | Hoghaug | Olienyk | Tweten |
| DeKrey | Hougen | Opedahl | Wagner |
| Diehl | Jenkins | Peterson, J. | Weber |
| Dornacker | Johnson, K. | Register | Welder |
| Eagles | Jones | Rivinius | Wells |
| Emerson | Kelsch | Rundle | Mr. Speaker |
| Erickson, W. | Kingsbury | | |

Absent and not voting:

| | | | |
|------------|--------------|--------------|-----------|
| Aafedt | Bullis | Hentges | Powers |
| Aamoth | Dick | Lundene | Reimers |
| Atkinson | Erickson, K. | Matheny | Thorsgard |
| Bernabucci | Freeman | McDonald | White |
| Boustead | Goodman | Peterson, R. | Wilkie |

So the bill passed and the title was agreed to.

Senate Bill No. 181. A Bill for an Act to amend and reenact section 6-01-01 of the North Dakota Century Code, relating to management and control of state department of banking and financial institutions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aas | Erickson, W. | Kingsbury | Sandness |
| Anderson | Froelich | Knudson | Sanstead |
| Austin | Gackle | Kuehn | Schaffer |
| Backes | Ganser | Lang | Seibel |
| Belter | Giffey | Larson, G. | Simonson |
| Berg | Glaspey | Larson, L. | Solberg, I. |
| Bernabucci | Grant | Leibhan | Solberg, O. |
| Bier | Halcrow | Lillehaugen | Stoltenow |
| Boyum | Haugland | Linderman | Stone |
| Bunker | Henning | Link | Streibel |

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Burke | Hensrud | Metzger | Strinden |
| Connolly | Hickle | Miedema | Swedlund |
| Dahl | Hilleboe | Moquist | Thompson |
| Davis | Hoffner | Mueller | Tweten |
| Dawson | Hoghaug | Olienyk | Wagner |
| DeKrey | Hougen | Opedahl | Weber |
| Diehl | Jenkins | Peterson, J. | Welder |
| Dornacker | Johnson, K. | Register | Wells |
| Eagles | Jones | Rivinius | White |
| Emerson | Kelsch | Rundle | Mr. Speaker |
| Absent and not voting: | | | |
| Aafedt | Dick | Lundene | Powers |
| Aamoth | Erickson, K. | Matheny | Reimers |
| Atkinson | Freeman | McDonald | Thorsgard |
| Boustead | Goodman | Peterson, R. | Wilkie |
| Bullis | Hentges | | |

So the bill passed and the title was agreed to.

Senate Bill No. 294. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 of the North Dakota Century Code, relating to definition of employer.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays 9; absent and not voting, 21.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Dornacker | Johnson, K. | Rundle |
| Anderson | Eagles | Kingsbury | Sandness |
| Austin | Emerson | Knudson | Schaffer |
| Backes | Erickson, W. | Lang | Seibel |
| Belter | Gackle | Larson, G. | Simonson |
| Berg | Ganser | Larson, L. | Solberg, I. |
| Bernabucci | Glaspay | Leibhan | Stoltenow |
| Bier | Grant | Lillehaugen | Stone |
| Boyum | Halcrow | Linderman | Streibel |
| Bunker | Haugland | Link | Strinden |
| Burke | Henning | Miedema | Tweten |
| Connolly | Hensrud | Moquist | Wagner |
| Dahl | Hickle | Mueller | Weber |
| Davis | Hilleboe | Olienyk | Welder |
| Dawson | Hoffner | Peterson, J. | Wells |
| DeKrey | Hougen | Register | White |
| Diehl | Jenkins | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|---------|-------------|----------|
| Giffey | Metzger | Sanstead | Swedlund |
| Kelsch | Opedahl | Solberg, O. | Thompson |
| Kuehn | | | |

Absent and not voting:

| | | | |
|----------|--------------|----------|--------------|
| Aafedt | Erickson, K. | Hoghaug | Peterson, R. |
| Aamoth | Freeman | Jones | Powers |
| Atkinson | Froelich | Lundene | Reimers |
| Boustead | Goodman | Matheny | Thorsgard |
| Bullis | Hentges | McDonald | Wilkie |
| Dick | | | |

So the bill passed and the title was agreed to.

Senate Concurrent Resolution No. 7. A Concurrent Resolution for the amendment of section 45 of the Constitution of the state of North Dakota, relating to compensation of members of the Legislative Assembly and providing an independent commission to set legislative pay and compensation.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 71; nays, 7; absent and not voting, 20.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|------------|-------------|
| Anderson | Froelich | Kuehn | Schaffer |
| Austin | Ganser | Lang | Seibel |
| Backes | Giffey | Larson, G. | Simonson |
| Belter | Glaspey | Larson, L. | Solberg, I. |
| Berg | Grant | Leibhan | Solberg, O. |
| Bier | Halcrow | Linderman | Stone |
| Bunker | Haugland | Link | Streibel |
| Burke | Henning | Metzger | Strinden |
| Connolly | Hensrud | Miedema | Swedlund |
| Dahl | Hickle | Moquist | Thompson |
| Dawson | Hilleboe | Mueller | Tweten |
| DeKrey | Hoffner | Olienyk | Wagner |
| Diehl | Hougen | Opedahl | Weber |
| Dornacker | Jenkins | Register | Welder |
| Eagles | Johnson, K. | Rivinius | Wells |
| Emerson | Kelsch | Rundle | White |
| Erickson, K. | Kingsbury | Sandness | Mr. Speaker |
| Erickson, W. | Knudson | Sanstead | |

Those voting in the negative were:

| | | | |
|------------|--------|--------------|-----------|
| Bernabucci | Davis | Lillehaugen | Stoltenow |
| Boyum | Gackle | Peterson, J. | |

Absent and not voting:

| | | | |
|----------|---------|----------|--------------|
| Aafedt | Bullis | Hoghaug | Peterson, R. |
| Aamoth | Dick | Jones | Powers |
| Aas | Freeman | Lundene | Reimers |
| Atkinson | Goodman | Matheny | Thorsgard |
| Boustead | Hentges | McDonald | Wilkie |

So the Senate Concurrent Resolution was declared adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 76, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 149, has had the same under consideration and recommends that the same be amended as follows:

Delete all of lines 35 through 45 and insert in lieu thereof the following:

57-55-01 COUNTY AUDITORS TO TAX MOBILE HOMES.) On or before January fifteenth of each year all nonself-propelled mobile homes or trailer houses, **but not travel trailers**, (((and sleeping trailers, providing that "sleeping trailers" shall not include trailers of the type that are collapsed or folded for the purpose of moving them, hereinafter referred to as "trailers",))) shall be taxed by the county auditor of the county of such trailer owner's domicile ((upon receipt of such owner's tax))). (((The tax))) **Upon payment of the tax to the county treasurer, the treasurer shall issue a trailer tax decal which shall be valid in any county of this state during the period for which it was issued. A "travel trailer" is a vehicular, portable, structure built on a chassis, designed to be used as a temporary dwelling for travel, recreational, and vacation uses, permanently equipped for towing and when factory equipped for the**

road, having a body width not exceeding eight feet and being of any length provided its gross weight does not exceed four thousand five hundred pounds, or being of any weight provided its body length does not exceed twenty-four feet.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman-

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 200, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Bullis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 363, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 497, has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 29, has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title before the word "Water" insert the word "proposed" and also in the second line of the title delete the word "introduced" and insert in lieu thereof the words "being considered"

In line 18 after the words "That the" delete the following:

"Congress of the United States is respectfully" and insert in lieu thereof the following: "Forty-first session of the legislature of the state of North Dakota respectfully memorializes the Congress of the United States to adopt legislation"

Delete all of line 19

In line 20 delete the words "Congressional Delegation"

In line 22 after the word "areas" and before the semi-colon insert the following: "provided that the decision to participate remains with the individual landowner"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 15, 1969

Mr. President: I have the honor to transmit:

House Bill No. 21

House Bill No. 25

House Bill No. 30

House Bill No. 250

House Bill No. 306

House Bill No. 344

House Bill No. 412

House Bill No. 432

House Bill No. 433

House Bill No. 446

House Concurrent Resolution 13

House Concurrent Resolution 38

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 1:00 P.M., February 17, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-FIFTH DAY AFTER RECESS AND
THIRTY-SIXTH DAY

Bismarck, February 17, 1969

The House reconvened at 1:00 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and concurrent resolution:

House Bill No. 279
House Bill No. 319
House Bill No. 322
House Bill No. 334
House Bill No. 424
House Bill No. 451
House Bill No. 464
House Bill No. 498
House Concurrent Resolution No. 22

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Strinden moved that the House reconsider its action by which Senate Bill No. 163 was passed, which motion prevailed.

Rep. Strinden moved that Senate Bill No. 163 be re-referred to the Committee on Industry and Business, which motion prevailed.

Rep. Sandness moved to have the House reconsider its action by which House Bill No. 487 was indefinitely postponed, which motion failed.

Rep. Gackle rose to a point of personal privilege.

Rep. Gackle:

"Mr. Speaker and Members of the Assembly:

"House Bill 487, a bill disposing of the present location of the Edgeley Experiment Station and asking for an appropriation for purchase of land which would be more suitable for carrying out experimental programs, came out of committee for indefinite postponement. The explanation being that the appropriations were deleted for the Edgeley Station from Senate Bill No. 2, the Extension Division and Experiment Station Bill. I questioned the committee's action on the grounds that if they were intending to conform with the Senate's action, House Bill 487 was necessary because if there wasn't any appropriation made available for the continuance of the station, what legislative action was being planned for disposing of the land? Therefore, I moved for a substitute motion for the purpose of reconsideration and re-referring House Bill No. 487 to the Committee on Appropriations. This being denied, a

motion for House Bill No. 487 to be laid over for one legislative day was accepted.

"The following day, Saturday, the House Finance and Taxation Committee, of which I am a member, met at 8:00 A.M. to take action on several bills. The House convened at 9:00 A.M., at which time they immediately went into Fifth Order, consideration of committee reports. House Bill No. 487 was once again considered for indefinite postponement, and there wasn't any explanation made. Arriving late on the floor to hear the committee report, I was unable to challenge the floor action in accepting the committee report.

"Today I have asked for reconsideration of our action on House Bill No. 487 primarily for the purpose to be re-referred to the Committee on Appropriations. Therefore, I come before this assembly as a fellow legislator concerned about our state as a whole but also representing the people in my district and surrounding area, such as each one of us that are here, do. Oftentimes, as we consider legislation, it pertains to certain locations or segments of our society, and probably most of the time it doesn't concern us personally. Therefore, it is necessary for each one of us, if we are going to consider the problem which exists, to have a full understanding of the existing question which oftentimes is difficult if we are not directly involved.

"For a moment I wish to bring to the attention of each one in this assembly that the state's wealth has topped one billion dollars for the third consecutive year, and from this one billion dollars, agriculture contributed over 800 million. Of this 800 million dollars over half is from crops totaling almost one-half of the total one billion. Considering these figures, we, from the South Central part of the state, feel that further development and experiments must be carried on if we are going to continue to contribute substantially to the economy of this great state. Testimony in the committee certainly indicated that the area, as it is situated, has different climatic, soil and rainfall conditions than other parts of the state which carry out crop program developments at the various stations throughout the state.

"It wasn't my intention to belabor the consideration of House Bill No. 487, and had my questions been answered in a satisfactory way, I am sure those of us who are directly involved would have respected the decision of the committee report. I, therefore, humbly make this plea to you as members of the 41st Legislative Session of North Dakota to reconsider our previous action on House Bill No. 487, so that we may fully debate this issue, which may not directly concern you but, keep in mind, to many citizens of our society it is just as important for them as many things are for those of whom you are directly representing."

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved to dispense with the reading of the amendments to House Bills Nos. 181 and 292, which motion prevailed.

Rep. Sandness moved that the amendments to House Bill No. 181 as recommended by the Committee on General Affairs as printed on pages 631 and 632 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 292 as recommended by the Committee on Agriculture as printed on page 632 of the House Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Wilkie, Link, Matheny, Bier and Lillehaugen introduced:

House Concurrent Resolution No. 48. A Concurrent Resolution urging the United States Department of Agriculture to segregate the allocation of expenditures of the Department that bene-

fit the general public from those expenditures that directly benefit farmers.

Was read the first time and referred to the committee on Agriculture.

Reps. Grant, Opedahl, Ganser and Simonson introduced:

House Concurrent Resolution No. 49. A Concurrent Resolution urging Congress to continue the wheat certificate program.

Was read the first time and referred to the committee on Agriculture.

Reps. Grant, Opedahl, Ganser and Simonson introduced:

House Concurrent Resolution No. 50. A Concurrent Resolution urging the Secretary of the United States Department of Agriculture to use any and all methods available to increase wheat exports.

Was read the first time and referred to the committee on Agriculture.

Reps. E. Johnson, R. Peterson and Jones introduced:

House Concurrent Resolution No. 51. A Concurrent Resolution directing the Legislative Research Committee to study and revise the laws relating to elementary and secondary education in North Dakota.

Was read the first time and referred to the committee on Education.

Reps. Dick, White, Ganser and Kingsbury introduced:

House Concurrent Resolution No. 52. A Concurrent Resolution directing the Board of Administration to display the framed portraits of former legislators in the balconies of the Senate and the House of Representatives.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Dick moved that the rules be suspended and House Concurrent Resolution No. 52 be printed in the Journal but not printed as a bill, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 52

Introduced by Representatives Dick, White, Ganser and Kingsbury.

A Concurrent Resolution directing the Board of Administration to display the framed portraits of former legislators in the balconies of the Senate and House of Representatives.

1 WHEREAS, framed portraits of former legislators formerly
 2 hung in the seventeenth floor observation area of the State
 3 Capitol which is now required for office space and therefore
 4 unsuitable for such displays; and

5 WHEREAS, the balcony areas of the Senate and House of
 6 Representatives would be a fitting place for the display of
 7 such portraits;

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

11 That the Board of Administration is directed to suitably
 12 display in the balcony areas of the Senate and House
 13 Chambers the framed portraits of former legislators that
 14 are now available and that become available to the board.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of Your Committee on State and Federal Government to whom was referred House Bill No. 154, has had

the same under consideration and recommends that the same be indefinitely postponed.

Rep. Rivinius
 Rep. Belter
 Rep. Wm. Erickson (4th)
 Rep. Haugland
 Rep. Hensrud
 Rep. Lillehaugen
 Rep. Matheny
 Rep. Rundle
 Rep. I. Solberg (2nd)

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted.

Mr. Speaker: The Minority of Your Committee on State and Federal Government to whom was referred House Bill No. 154, has had the same under consideration and recommends that the same do pass.

Rep. Hilleboe
 Rep. Atkinson
 Rep. Berg
 Rep. Burke
 Rep. Henning
 Rep. Hentges
 Rep. Thompson
 Rep. Wells

REP. HILLEBOE, Chairman

Rep. Thompson moved that the report of the Minority be substituted for that of the Majority, which motion prevailed.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 245, has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title delete everything after the words "For an Act"

Delete all the words in the second line of the title

In the third line of the title delete the words and semi-colon "game animals;"

Delete all of lines 1 through 6

In line 7 place triple parentheses around the section numeral "2." and insert the section numeral "1."

In line 14 place triple parentheses around the section numeral "3." and insert the section numeral "2."

In line 19 delete the triple parentheses before the word "tree" and delete the triple parentheses after the word "squirrels" and also

In line 19 delete the words "hares (snowshoes rabbits and jack rabbits)"

In line 22 after the word "raccoons" insert the following material: "hares (snowshoe rabbits and jack rabbits)"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 259, has had the same under consideration and recommends that the same be amended as follows:

In line 5 after the word "federal" insert the word "aid"

After line 5 insert the following material:

SECTION 2.) Any vehicle that exceeds a gross weight of 73,280 pounds, before being moved on designated highways pursuant to authorization of the Commissioner pursuant to this Act, without a special permit, shall first be registered at its actual gross weight and the fee payable to the motor vehicle registrar in addition to that required by section 39-04-19, shall be computed at the rate of forty dollars for each two thousand pounds, or fraction thereof, by which the actual weight exceeds 73,280 pounds.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Bill No. 417 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title after the word "Act" and before the word "to" insert the following language: "to create and enact section 20-04-14 and"; and after the numerals "20-01-01" insert the following language: "and section 20-04-10"

In the third line of the title after the word "birds" and before the period insert the following language: "and allowing killing of harmless birds under certain circumstances"

In line 4 after the word "crows" insert triple parentheses around the comma and insert in lieu thereof the word "and"

In line 5 after the word "sparrows" and before the comma insert triple parentheses and delete the triple parentheses before the word "sharp"

In line 6 delete the triple parentheses after the word and comma "owls," and also in line 6 after the word "cormorants" and before the semi-colon insert triple parentheses

After line 6 insert the following new sections:

"SECTION 2. AMENDMENT.) Section 20-04-10 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

20-04-10. HARMLESS WILD BIRDS PROTECTED — **EXCEPTION — IMPORTED SONG BIRDS AS DOMESTIC PETS MAY BE POSSESSED AND SOLD:**) No person, at any time, shall kill, catch, take, or ship; or cause to be shipped to any person within or without this state, nor purchase, offer or expose for sale, or sell, nor have in possession or under his control, any harmless wild bird, or any part thereof, irrespective of whether such harmless wild bird was captured or killed within or without the borders of this state, **except as provided in section 20-04-14.** Imported songbirds used and to be used as domestic pets may be bought, sold, shipped, or possessed at any time.

SECTION 3.) Section 20-04-14 of the North Dakota Century Code is hereby created and enacted to read as follows:

20-04-14. **DEPRADATING HARMLESS BIRDS — DESTRUCTION AND DISPOSITION.)** A landowner or tenant may destroy any harmless bird which is committing depredations upon his poultry, domestic animals, or crops, but such landowner or tenant shall not commercialize in the killing of any such depradating harmless bird."

And renumber the lines accordingly.

And when so amended returns the bill without further recommendation.

REP. DICK, Chairman

Rep. Johnson (Dist. 39) moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 463, has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title after the semi-colon and before the first word "and" insert the following language: "to create and enact section 39-04-14.1 of the North Dakota Century Code;"

In line 3 of the title after the first comma insert the word "and"; and after the numerals "39-04-15" delete the following: ", and 39-04-15.1"

In line 3 after the comma and before the word "motor" insert the word "passenger"

In line 13 place triple parentheses around the word "section" and insert in lieu thereof the words and numerals "sections 39-04-14.1 and"

In line 14 delete the triple parentheses before and after the word "December" and delete the word "March"

In line 17 delete the triple parentheses before and after the word "January"

In line 18 delete the word "April"

In line 19 delete the triple parentheses before and after the word "January"

In line 20 delete the word "April"

Delete all of lines 27 through 66 and insert in lieu thereof the following:

"SECTION 3.) Section 39-04-14.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

39-04-14.1. RENEWAL OF PASSENGER MOTOR VEHICLE REGISTRATION.) Every passenger motor vehicle registration under this chapter shall expire March thirty-first each year and shall be renewed annually upon application by the owner and by payment of the fees required by law, such renewal to take effect on the first day of April each year. An owner who has made proper application for renewal of registration of a passenger motor vehicle previous to April first but who has not received the number plates, plate, or registration card for the ensuing year shall be entitled to operate or permit the operation of such vehicle upon the highways upon displaying thereon the number plates or plate issued for the preceding year for such time, to be prescribed by the department, as may be required for the issuance of such new plates.

SECTION 4. AMENDMENT.) Sections 39-04-15 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

39-04-15. WHEN REGISTRATION FEES BECOME DUE AND DELINQUENT.) The registration fee for a motor vehicle shall become due as soon as such vehicle first is used upon the highways of this state and, except as otherwise provided in this chapter, upon January first in each year thereafter. The annual registration fee shall be paid upon transfer of ownership in the vehicle and in any event on or before February first, and shall be delinquent after February first unless paid. Except as otherwise provided in this chapter, license fees falling due between January second and December thirty-first shall become delinquent upon the expiration of ten days after the same becomes due, except that the registration fee for a passenger motor vehicle shall become due as soon as such vehicle first is used upon the highways of this state and, except as otherwise provided in this chapter, upon April first in each year thereafter. The annual registration fee shall be paid upon transfer of ownership in the vehicle and in any event on or before April first, and shall be delinquent after May first unless paid. Except as otherwise provided in the chapter, license fees falling due between April

second and March thirty-first shall become delinquent upon the expiration of ten days after the same becomes due.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 471 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 33 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 43 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 47 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Bill No. 410 has had the same under consideration and recommends that the same be amended as follows:

In line 95 place triple parentheses before the word "necessary" and after the word "administra-"

In line 125 place triple parentheses before the word "and" and in line 127 place triple parentheses after the period and insert in lieu thereof the following language **"or the distributor has obtained written authorization from the Department, obtained annually and before September fifteenth, to deliver into a container provided by the customer, provided the distributor supplies and attaches to the container a label bearing all the mandatory information required by this act."**

In line 134 place triple parentheses around the word "ninty" and insert in lieu thereof the word **"ninety-"**

In line 171 place triple parentheses around the word "ingredients" and insert in lieu thereof the word **"ingredients"**

In line 209 place triple parentheses around "ne" and insert in lieu thereof the word **"be"**

In line 223 place triple parentheses around the word "their" and insert in lieu thereof the word **"there"**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SANDNESS, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 26 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 30 has had the same under consideration and recommends that the same do pass.

And then to be re-referred to the Legislative Research Resolutions Committee.

REP. DORNACKER, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 36 has had the same under consideration and recommends that the same be returned to the House without recommendation.

REP. MUELLER, Chairman

Rep. O. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred House Bill No. 416 has had the same under consideration and recommends that the same do pass.

Rep. Bernabucci
Rep. Boustead
Rep. Dahl
Rep. Dawson
Rep. DeKrey
Rep. Larson (Dist. 21)
Rep. McDonald
Rep. Weber
Rep. Wilkie

REP. DORNACKER, Chairman

Rep. McDonald moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Finance and Taxation to whom was referred House Bill No. 416 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker
Rep. Aas
Rep. Boyum
Rep. Gackle
Rep. Goodman

REP. DORNACKER, Chairman

Rep. Aas moved that the report of the minority be substituted for that of the majority.

Rep. McDonald requested that his remarks be printed in the Journal.

Rep. McDonald:

"A majority of the members of the House Committee on Finance and Taxation have joined me in introducing a bill which will result in the removal of the personal property tax. This bill differs from other bills on the same subject being considered by the Legislature in that it offers no replacement formula.

"This bill is introduced because of the feeling that this tax is becoming a political football and must be resolved before attention

will be focused on such vital problems as county reorganization, governmental reform and educational needs.

"It is our judgment that to accomplish the removal of the personal property tax, it is necessary to divorce the repeal from the replacement. Because this is a county tax and because each county has a different set of circumstances, it figures that no one replacement formula will apply state-wide. But, with the belief that necessity is the mother of invention and projecting the need against enabling legislation possible at this session, we are sure of the ability of the political subdivisions to solve their own problems. We are also sure as long as the tax is in effect replacement formulas will be argued pro and con without consequence.

"This force action position was brought on by the publicly expressed pessimism of the majority leaders of both Houses that any action would be taken by this session of the Legislature on personal property tax."

The question then was on the motion of Rep. Aas to substitute the Report of the Minority for the Report of the Majority of the Finance and Taxation Committee on House Bill No. 416, which motion prevailed on a division vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Judiciary to whom was referred House Bill No. 131, has had the same under consideration and recommends that the same be amended as follows:

In line 6 delete the word "third" and insert in lieu thereof the word "fourth"

In line 27 after the period delete the remainder of the line

Delete all of lines 28 through 31 and insert in lieu thereof the following language: **"Delegates to a national political convention shall cast their vote on the first ballot for that presidential candidate of their political party receiving the highest number of votes at the presidential preference primary unless such person is not a candidate for nomination at such national convention."**

In line 83 delete the word "April" and insert in lieu thereof the word "March"

In line 106 delete the word "May" and insert in lieu thereof the word "April"

And renumber the lines accordingly.

Rep. Gackle
Rep. Aas
Rep. Atkinson
Rep. Hougen
Rep. Knudson
Rep. Lundene
Rep. Moquist
Rep. Stoltenow
Rep. Stone
Rep. Swedlund
Rep. Wilkie
Rep. Austin

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted.

Mr. Speaker: The Minority of Your Committee on Judiciary to whom was referred House Bill No. 131, has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Kelsch
Rep. Eagles
Rep. R. Peterson

Rep. Register
Rep. Rundle
Rep. Sandness

REP. KELSCH, Chairman

Rep. Rundle moved that the report of the Minority be substituted for that of the Majority, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 458 has had the same under consideration and recommends that the same be amended as follows:

In line 6 of the bill after the words "not to exceed" delete the sum \$1,600,000.00 and in lieu thereof insert the sum \$800,000.00.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Concurrent Resolution No. 19, has had the same under consideration and recommends that the same be amended as follows:

Delete the title of the resolution and lines 1 through 26 inclusive and insert in lieu thereof the following:

"A concurrent resolution directing the office of the attorney general to gather information in regard to marketing practices of petroleum products in North Dakota.

WHEREAS, the wholesale and retail sale of petroleum products is an important segment of North Dakota's economy, affecting, directly or indirectly, every resident of the state; and

WHEREAS, there appears to be trade practices in effect in North Dakota that are contrary to the best interests of the consumers in the state; and

WHEREAS, such methods affect the economy and welfare of the consumers and have a profound influence upon agriculture, the state's major source of wealth;

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

That the attorney general confer with the Federal Trade Commission or departments thereof to determine what action is being taken by federal agencies in this area of petroleum marketing, and what actions might be feasible for the state of North Dakota to take in regard to this matter, and said attorney general shall make his report and recommendations to the Forty-Second Legislative Assembly."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Dahl and Wells introduced:

House Concurrent Resolution No. 53. A Concurrent Resolution directing the Legislative Research Committee to study the North Dakota statutes relating to the approval and enforcement of scheduled common air carrier rates and tariffs for air commerce in North Dakota.

Was read the first time and referred to the committee on Transportation.

Reps. Link, K. Erickson, Stone, Aas and McDonald introduced:

House Concurrent Resolution No. 54. A Concurrent Resolution directing a continuing study by the Legislative Research Committee with the assistance of the Board of Higher Education of the overlapping of courses and the use of instructional services to avoid the duplication of instruction, teaching loads and hours, standards for the evaluation of the qualifications of instructors, and to evaluate and update the previous studies regarding instructional programs and space utilization at the state institutions of higher education.

Was read the first time and referred to the committee on Education.

The Natural Resources Committee introduced:

House Concurrent Resolution No. 55. A Concurrent Resolution requesting the industrial commission to proceed to strengthen the oil and gas rules and regulations governing the disposal of salt water liquids or brines produced with oil and natural gas and to intensify the enforcement thereof.

Was read the first time and referred to the committee on Natural Resources.

Reps. Boustead, Bunker, Kuehn, Boyum, White, McDonald, Aas, Froelich, Atkinson, Goodman and Wagner introduced:

House Concurrent Resolution No. 56. A Concurrent Resolution directing the Legislative Research Committee to conduct a study to determine the feasibility of a motor pool to furnish automobile transportation for state employees' travel.

Was read the first time and referred to the committee on State and Federal Government.

Reps. Boustead, Bernabucci, Bunker, Wells and Froelich introduced:

House Concurrent Resolution No. 57. A Concurrent Resolution relating to the efforts of private citizens to encourage the preservation of the beauty and the cleanliness of this State.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 57 be not referred to committee, not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 57

Introduced by Representatives

Boustead, Bernabucci, Bunker, Wells, Froelich

A concurrent resolution relating to the efforts of private citizens to encourage the preservation of the beauty and the cleanliness of this State.

1 WHEREAS, North Dakota has earned a rightful reputation as
2 the State that is cleaner and greener in the summer and whiter
3 and brighter in the winter; and

4 WHEREAS, the citizens of North Dakota wish to maintain that
5 reputation, and to continue to preserve North Dakota scenic
6 beauty and to maintain in the State an environment, both rural
7 and urban, that is neat and clean and devoid of debris and
8 unsightliness the year around; and

9 WHEREAS, a group of North Dakota citizens representing a
10 cross-section of business, industry, agriculture, education, and
11 other professions have united in an organization called KEEP
12 NORTH DAKOTA CLEAN to assist in achieving this purpose;
12a and

13 WHEREAS, the members of this nonprofit organization are
14 donating their efforts in a continuing campaign in all media,
15 stressing to our citizens the importance of improving the

16 attractiveness of our cities, towns, and countryside; preserving
 17 our natural beauty; and maintaining a neat and orderly
 17a appearance;
 18 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
 19 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,
 19a THE SENATE
 20 CONCURRING THEREIN:
 21 That the citizens of North Dakota be urged to support and
 22 cooperate with the KEEP NORTH DAKOTA CLEAN
 22a organization in their
 23 long-range and highly laudable efforts to maintain and improve
 24 the North Dakota environment as a most favorable place in which
 25 to live, work, and play.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 57. A Concurrent Resolution relating to the efforts of private citizens to encourage the preservation of the beauty and cleanliness of this State.

Was read the second time.

Rep. Streibel moved the adoption of House Concurrent Resolution No. 57.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Giffey, Grant, Schaffer, Hoffner, Hensrud and Hickle introduced:

House Concurrent Resolution No. 58. A Concurrent Resolution memorializing congress to amend section 127 of title 23 of the United States Code, relating to vehicle weight and width limitations, in order to make certain increases in such limitations.

Was read the first time and referred to the committee on Transportation.

Reps. Weber, Hoffner and Linderman introduced:

House Concurrent Resolution No. 59. A Concurrent Resolution recommending that the counties maintain the farm to market road system.

Was read the first time and referred to the committee on Political Subdivisions.

Reps. Linderman, Grant, K. Erickson, Lang and Gackle introduced:

House Concurrent Resolution No. 60. A Concurrent Resolution requesting the Congress of the United States to amend the Internal Revenue Code of 1954 to limit the amount of farm losses which may be used to offset nonfarm income for federal income tax purposes and to limit this farm loss offset to bona fide farmers.

Was read the first time and referred to the committee on Finance and Taxation.

Reps. Dawson and Rundle introduced:

House Concurrent Resolution No. 61. A Concurrent Resolution directing the preservation of the former Governor's mansion at 320 Avenue B East in the city of Bismarck, and authorizing its restoration should private funds become available for that purpose.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Thompson introduced:

House Concurrent Resolution No. 62. A Concurrent Resolution urging the Department of Public Instruction and the public school districts of the State of North Dakota to open the school term on the first Tuesday in September.

Was read the first time and referred to the committee on Education.

Reps. Thompson and Swedlund introduced:

House Concurrent Resolution No. 63. A Concurrent Resolution urging Congress and the Farmers Home Administration to expand financial aid to farmers.

Was read the first time and referred to the committee on Agriculture.

Reps. Opedahl and Grant introduced:

House Concurrent Resolution No. 64. A Concurrent Resolution urging the Department of Transportation to implement a policy requiring reflectors on the sides of all railroad cars.

Was read the first time and referred to the committee on Transportation.

Reps. Stone, Dick, Moquist, Belter, Boyum, Dornacker, Halcrow, Strinden, Link, Register, Hilleboe and Hensrud introduced:

House Concurrent Resolution No. 65. A Concurrent Resolution urging the Congress of the United States to permit the States to subject national banks to state tax laws applying to other citizens and businesses.

Was read the first time and referred to the committee on Industry and Business.

Reps. Swedlund, Thompson and Jones introduced:

House Concurrent Resolution No. 66. A Concurrent Resolution urging the Congress of the United States to enact legislation limiting annual government payments, not including the amount of any price support loan, to twenty-five thousand dollars to any one farm operation.

Was read the first time and referred to the committee on Agriculture.

Rep. Aamoth introduced:

House Concurrent Resolution No. 67. A Concurrent Resolution directing the Legislative Research Committee to study the Uniform Consumer Credit Code.

Was read the first time and referred to the committee on Industry and Business.

Reps. Thompson and Swedlund introduced:

House Concurrent Resolution No. 68. A Concurrent Resolution directing the State Land Department to reinvest moneys received due to maturing of bonds held in the funds under its control in farm mortgages.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Dornacker introduced:

House Concurrent Resolution No. 69. A Concurrent Resolution directing the Legislative Research Committee, with the cooperation of the State Tax Commissioner, to carry out a comprehensive study of the feasibility of changing the gas and fuel tax laws of this State to apply to federal agencies.

Was read the first time and referred to the committee on Finance and Taxation.

MOTIONS

Rep. Dornacker moved that the House reconsider its action by which House Bill No. 393 lost, which motion prevailed.

Rep. Dornacker moved that House Bill No. 393 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Tweten moved that the House concur with the Senate amendments to House Bill No. 23, which motion prevailed.

Rep. Tweten moved that the rules be suspended and that House Bill No. 23 be deemed properly engrossed and placed on Second Reading and Final Passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 23. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the state of North Dakota, for which there are no facilities in the state.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Rivinius |
| Aas | Erickson, K. | Kingsbury | Rundle |
| Anderson | Erickson, W. | Knudson | Sandness |
| Atkinson | Freeman | Kuehn | Sanstead |
| Austin | Froelich | Lang | Schaffer |
| Backes | Gackle | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bernabucci | Glaspey | Lillehaugen | Solberg, O. |
| Bier | Goodman | Linderman | Stoltenow |
| Boustead | Grant | Link | Stone |
| Boyum | Halcrow | Matheny | Streibel |
| Bullis | Haugland | McDonald | Strinden |
| Bunker | Henning | Metzger | Swedlund |
| Burke | Hensrud | Miedema | Thompson |
| Connolly | Hentges | Moquist | Thorsgard |
| Dahl | Hickle | Mueller | Tweten |
| Davis | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, J. | Wells |
| Dick | Hougen | Peterson, R. | White |
| Diehl | Jenkins | Powers | Wilkie |
| Dornacker | Johnson, K. | Register | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|--------|---------|---------|-------|
| Aamoth | Lundene | Reimers | Weber |
| Kelsch | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-SIXTH DAY

Bismarck, February 17, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Heskins, Trinity Lutheran Church, Valley City, North Dakota.

Roll was called and all members were present except Reps. Lundene and Reimers.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-fourth Day After Recess and Thirty-fifth Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 163 has had the same under consideration and recommends that the same be amended as follows:

In line 47 of the bill after the word "be" delete the word "ten" and in lieu thereof insert the word "two".

Line 51 after the word "be" delete the words "five dollars" and in lieu thereof insert the words "one dollar".

Delete all of Section 7, lines 87 to 90 inclusive.

Line 196 after the date "1971" delete the semicolon and insert a period, and delete the remainder of the line as well as lines 197 to 202 inclusive.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 42 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 59 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 245 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 320 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 337 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 352 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 356 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Erickson (4th Dist.), moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Halcrow moved to dispense with the reading of the amendments to House Bills Nos. 16 and 18, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 16 as recommended by the Committee on Appropriations as printed on page 639 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 18 as recommended by the Committee on Appropriations as printed on page 640 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 149 as recommended by the Committee on Finance and Taxation as printed on pages 650 and 651 of the House Journal be adopted.

Rep. Streibel moved that the House dispense with the reading of the amendments to House Bill No. 149, which motion prevailed.

Question then was on the motion of Rep. Dornacker to adopt the Committee Report on House Bill No. 149, which motion prevailed.

Rep. Streibel moved that the House dispense with the reading of the amendments to House Concurrent Resolution No. 29, which motion prevailed.

Rep. Dick moved that the amendments to House Concurrent Resolution No. 29 as recommended by the Committee on Natural Resources as printed on page 651 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 35. A Bill for an Act making an appropriation to the state board for vocational education for the purpose of implementing and supplementing training programs in basic occupational and trade skills at the community colleges at Bismarck, Devils Lake and Williston.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 33; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|----------|-------------|-------------|
| Aafedt | Giffey | Lang | Sandness |
| Atkinson | Glaspey | Larson, L. | Seibel |
| Austin | Goodman | Leibhan | Solberg, I. |
| Backes | Grant | Lillehaugen | Solberg, O. |
| Bier | Henning | Linderman | Streibel |
| Boustead | Hensrud | Link | Strinden |
| Burke | Hickle | Matheny | Swedlund |
| DeKrey | Hilleboe | Metzger | Thompson |

| | | | |
|--------------|-------------|--------------|-------------|
| Diehl | Hoffner | Miedema | Thorsgard |
| Dornacker | Hoghaug | Mueller | Wagner |
| Eagles | Hougen | Olienyk | Weber |
| Erickson, K. | Johnson, K. | Opedahl | Welder |
| Erickson, W. | Jones | Peterson, R. | Wilkie |
| Freeman | Kelsch | Powers | Mr. Speaker |
| Froelich | Knudson | Register | |
| Gackle | Kuehn | Rivinius | |

Those voting in the negative were:

| | | | |
|------------|----------|--------------|-----------|
| Aamoth | Connolly | Haugland | Rundle |
| Aas | Dahl | Hentges | Sanstead |
| Anderson | Davis | Jenkins | Schaffer |
| Belter | Dawson | Kingsbury | Simonson |
| Berg | Dick | Larson, G. | Stoltenow |
| Bernabucci | Emerson | McDonald | Stone |
| Boyum | Ganser | Moquist | Twetén |
| Bullis | Halcrow | Peterson, J. | White |
| Bunker | | | |

Absent and not voting:

Lundene Reimers

So the bill passed and the title was agreed to.

House Bill No. 279. A Bill for an Act to create and enact subsection 7 of section 38-03-07 of the North Dakota Century Code, relating to the duties of the state coal mine inspector; to amend and reenact sections 38-03-02, 38-03-03, 38-03-05, subsections 1 and 5 of section 38-03-07, and section 38-03-14 of the North Dakota Century Code, relating to the qualifications, bonds, powers and duties, and assistants of the state coal mine inspector; and to amend and reenact section 38-05-07 of the North Dakota Century Code, relating to certificate of qualification as mine foreman.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 72; nays, 19; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Jones | Sanstead |
| Aamoth | Erickson, W. | Kelsch | Schaffer |
| Anderson | Freeman | Kingsbury | Simonson |
| Atkinson | Froelich | Knudson | Solberg, I. |
| Austin | Ganser | Lang | Solberg, O. |
| Backes | Giffey | Larson, G. | Stone |
| Belter | Goodman | Larson, L. | Streibel |
| Berg | Grant | Leibhan | Strinden |
| Bier | Halcrow | Lillehaugen | Swedlund |
| Boyum | Haugland | Linderman | Thompson |
| Bunker | Henning | Link | Thorsgard |
| Burke | Hensrud | McDonald | Twetén |
| DeKrey | Hentges | Miedema | Wagner |
| Dick | Hilleboe | Olienyk | Weber |
| Diehl | Hoffner | Opedahl | Wells |
| Dornacker | Hoghaug | Peterson, J. | White |
| Eagles | Hougen | Powers | Wilkie |
| Emerson | Johnson, K. | Sandness | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|---------|----------|-----------|
| Boustead | Dawson | Kuehn | Rundle |
| Bullis | Gackle | Matheny | Seibel |
| Connolly | Glaspey | Metzger | Stoltenow |
| Dahl | Hickle | Moquist | Welder |
| Davis | Jenkins | Rivinius | |

Absent and not voting:

| | | | |
|------------|---------|--------------|---------|
| Aas | Lundene | Peterson, R. | Reimers |
| Bernabucci | Mueller | Register | |

So the bill passed and the title was agreed to.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Thomas J. McDonald, and Rep. McDonald was thereupon introduced to the House.

MOTIONS

Rep. Kelsch requested unanimous consent of the House for the purpose of amending House Bill No. 322, which consent was granted.

Rep. Kelsch moved that House Bill No. 322 be amended as follows:

After the semicolon on line 12 of the engrossed bill, delete "**sums shall by amendment of law become the greater;**"

Which motion prevailed.

Rep. Kelsch moved that the rules be suspended and House Bill No. 322 be deemed properly re-engrossed and placed on the calendar for Second Reading and Final Passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 322. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to the salaries of judges of county courts of increased jurisdiction.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Eagles | Johnson, K. | Rivinius |
| Aamoth | Emerson | Kelsch | Rundle |
| Aas | Erickson, K. | Kingsbury | Sandness |
| Anderson | Erickson, W. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Schaffer |
| Austin | Froelich | Lang | Seibel |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Leibhan | Solberg, O. |
| Bier | Glaspey | Lillehaugen | Stoltenow |
| Boustead | Goodman | Linderman | Stone |
| Boyum | Grant | Link | Streibel |
| Bullis | Halcrow | Matheny | Strinden |
| Bunker | Haugland | McDonald | Swedlund |
| Burke | Henning | Metzger | Thompson |
| Connolly | Hensrud | Miedema | Thorsgard |
| Dahl | Hentges | Moquist | Tweten |
| Davis | Hickle | Mueller | Wagner |
| Dawson | Hilleboe | Olienyk | Weber |
| DeKrey | Hoffner | Opedahl | Welder |
| Dick | Hoghaug | Peterson, J. | Wells |
| Diehl | Hougen | Peterson, R. | White |
| Dornacker | Jenkins | Powers | Mr. Speaker |

Absent and not voting:

| | | | |
|------------|----------|---------|--------|
| Bernabucci | Lundene | Reimers | Wilkie |
| Jones | Register | | |

So the bill passed and the title was agreed to.

House Bill No. 334. A Bill for an Act relating to potatoes; prohibiting the sale of artificially colored potatoes; and imposing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Jenkins | Rivinius |
| Aamoth | Eagles | Johnson, K. | Rundle |
| Aas | Emerson | Jones | Sandness |
| Anderson | Erickson, K. | Kingsbury | Sanstead |
| Atkinson | Erickson, W. | Knudson | Schaffer |
| Austin | Freeman | Kuehn | Seibel |
| Backes | Froelich | Lang | Simonson |
| Belter | Gackle | Larson, G. | Solberg, I. |
| Berg | Ganser | Larson, L. | Solberg, O. |
| Bernabucci | Giffey | Leibhan | Stoltenow |
| Bier | Glaspey | Lillehaugen | Stone |
| Boustead | Goodman | Linderman | Streibel |
| Boyum | Grant | Link | Strinden |
| Bullis | Halcrow | Matheny | Swedlund |
| Bunker | Haugland | McDonald | Thompson |
| Burke | Henning | Metzger | Thorsgard |
| Cannolly | Hensrud | Miedema | Tweten |
| Dahl | Hentges | Moquist | Wagner |
| Davis | Hickle | Olienyk | Welder |
| Dawson | Hilleboe | Opedahl | Wells |
| DeKrey | Hoffner | Peterson, J. | White |
| Dick | Hoghaug | Peterson, R. | Wilkie |
| Diehl | Hougen | Powers | Mr. Speaker |
| Absent and not voting: | | | |
| Kelsch | Mueller | Reimers | Weber |
| Lundene | Register | | |

So the bill passed and the title was agreed to.

House Bill No. 382. A Bill for an Act to provide for the construction of a classroom-theatre building at Dickinson state college, and providing an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|--------------|
| Aafedt | Eagles | Jenkins | Peterson, R. |
| Aas | Emerson | Johnson, K. | Powers |
| Anderson | Erickson, K. | Jones | Rivinius |
| Atkinson | Erickson, W. | Kelsch | Rundle |
| Austin | Freeman | Kingsbury | Schaffer |
| Backes | Froelich | Knudson | Seibel |
| Belter | Gackle | Kuehn | Simonson |
| Berg | Ganser | Lang | Solberg, I. |
| Bernabucci | Giffey | Larson, G. | Solberg, O. |
| Bier | Glaspey | Larson, L. | Stoltenow |
| Boustead | Goodman | Leibhan | Stone |
| Boyum | Grant | Lillehaugen | Streibel |
| Bullis | Halcrow | Linderman | Strinden |
| Bunker | Haugland | Link | Swedlund |

| | | | |
|-------------------------------|----------|--------------|-------------|
| Burke | Henning | Matheny | Thompson |
| Connolly | Hensrud | McDonald | Thorsgard |
| Dahl | Hentges | Metzger | Tweten |
| Davis | Hickle | Miedema | Wagner |
| Dawson | Hilleboe | Mueller | Welder |
| DeKrey | Hoffner | Olienyk | White |
| Dick | Hoghaug | Opedahl | Wilkie |
| Diehl | Hougen | Peterson, J. | Mr. Speaker |
| Dornacker | | | |
| Absent and not voting: | | | |
| Aamoth | Register | Sandness | Weber |
| Lundene | Reimers | Sanstead | Wells |
| Moquist | | | |

So the bill passed and the title was agreed to.

House Bill No. 424. A Bill for an Act to make public the criminal records of the courts of justice of the State of North Dakota, to require the prompt entry of criminal judgments, and providing a penalty.

Was read the second time.

Rep. Rundle requested that his remarks concerning House Bill No. 424 be printed in the Journal.

Rep. Rundle:

"The Judiciary Committee, I thought, gave this bill a very fair and impartial hearing under rather difficult circumstances and recommends a do pass.

"It provides that a judge must keep his criminal records open to the public, including the news media, in reasonable hours.

"It has long been a concept in this state that the business of public officials should be done out in the open. This does not generally include the findings or proceedings of a court dealing with juveniles or with certain probationary cases.

"It came to the attention of the committee that a few judges have taken it upon themselves to hide from newsmen certain convictions. The committee felt that it is dangerous to allow the courts this power, although in most cases it may be wisely used.

"We recommend this bill for passage but we also want to sound a warning to newsmen not to abuse their privileges. They have a responsibility to the public to use their power fairly and wisely, both in the body of their news stories and in their headlines. Abuse of the power of the press might well lead to restrictions placed upon them by future legislatures."

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 9; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|--------------|
| Aafedt | Dornacker | Jenkins | Peterson, R. |
| Aamoth | Eagles | Johnson, K. | Powers |
| Aas | Emerson | Jones | Rivinius |
| Anderson | Erickson, K. | Kelsch | Rundle |
| Atkinson | Erickson, W. | Kingsbury | Sanstead |
| Austin | Freeman | Knudson | Schaffer |
| Belter | Froelich | Kuehn | Seibel |
| Bernabucci | Gackle | Lang | Simonson |
| Bier | Ganser | Larson, G. | Solberg, I. |
| Boustead | Glaspey | Larson, L. | Stoltenow |
| Boyum | Goodman | Leibhan | Stone |
| Bullis | Grant | Lillehaugen | Streibel |
| Bunker | Halcrow | Linderman | Strinden |

| | | | |
|----------|----------|--------------|-------------|
| Burke | Haugland | Matheny | Swedlund |
| Connolly | Henning | McDonald | Thompson |
| Dahl | Hensrud | Metzger | Tweten |
| Davis | Hentges | Miedema | Wagner |
| Dawson | Hickle | Mueller | Weber |
| DeKrey | Hilleboe | Olienyk | White |
| Dick | Hoffner | Peterson, J. | Mr. Speaker |
| Diehl | Hougen | | |

Those voting in the negative were:

| | | | |
|---------|---------|-------------|--------|
| Backes | Link | Solberg, O. | Welder |
| Berg | Opedahl | Thorsgard | Wilkie |
| Hoghaug | | | |

Absent and not voting:

| | | | |
|---------|----------|----------|-------|
| Giffey | Moquist | Reimers | Wells |
| Lundene | Register | Sandness | |

So the bill passed and the title was agreed to.

House Bill No. 464. A Bill for an Act to create and enact section 57-38-30.1 of the North Dakota Century Code, relating to a tax credit for new corporations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 17; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Sandness |
| Aamoth | Erickson, K. | Knudson | Sanstead |
| Aas | Freeman | Kuehn | Schaffer |
| Anderson | Froelich | Lang | Seibel |
| Austin | Gackle | Larson, G. | Solberg, I. |
| Bernabucci | Giffey | Larson, L. | Solberg, O. |
| Bier | Glaspey | Leibhan | Stoltenow |
| Boustead | Goodman | Lillehaugen | Stone |
| Bullis | Halcrow | Linderman | Streibel |
| Bunker | Haugland | Link | Strinden |
| Burke | Henning | McDonald | Swedlund |
| Connolly | Hensrud | Metzger | Thompson |
| Dahl | Hentges | Miedema | Thorsgard |
| Davis | Hickle | Mueller | Tweten |
| DeKrey | Hoffner | Olienyk | Wagner |
| Dick | Hoghaug | Opedahl | Wells |
| Diehl | Hougen | Peterson, J. | White |
| Dornacker | Jenkins | Peterson, R. | Mr. Speaker |
| Eagles | Jones | Powers | |

Those voting in the negative were:

| | | | |
|----------|--------------|-------------|----------|
| Atkinson | Erickson, W. | Johnson, K. | Simonson |
| Backes | Ganser | Kingsbury | Weber |
| Belter | Grant | Matheny | Welder |
| Berg | Hilleboe | Rundle | Wilkie |
| Boyum | | | |

Absent and not voting:

| | | | |
|---------|----------|---------|----------|
| Dawson | Moquist | Reimers | Rivinius |
| Lundene | Register | | |

So the bill passed and the title was agreed to.

House Bill No. 498. A Bill for an Act to create and enact section 39-10-66 of the North Dakota Century Code, relating to the uniform motor vehicle code concerning the movement of heavy equipment at railroad grade crossings.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Johnson, K. | Rundle |
| Aamoth | Erickson, K. | Jones | Sandness |
| Aas | Erickson, W. | Kelsch | Sanstead |
| Anderson | Freeman | Kingsbury | Schaffer |
| Atkinson | Froelich | Knudson | Seibel |
| Austin | Gackle | Kuehn | Simonson |
| Backes | Ganser | Lang | Solberg, O. |
| Belter | Giffey | Larson, G. | Stoltenow |
| Berg | Glaspey | Larson, L. | Stone |
| Bernabucci | Goodman | Leibhan | Streibel |
| Bier | Grant | Linderman | Strinden |
| Boustead | Halcrow | Link | Swedlund |
| Boyum | Haugland | Matheny | Thompson |
| Bullis | Henning | McDonald | Thorsgard |
| Bunker | Hensrud | Metzger | Tweten |
| Burke | Hentges | Miedema | Wagner |
| Dahl | Hickle | Mueller | Weber |
| Dawson | Hilleboe | Olienyk | Welder |
| DeKrey | Hoffner | Opedahl | Wells |
| Dick | Hoghaug | Peterson, J. | White |
| Diehl | Hougen | Peterson, R. | Wilkie |
| Dornacker | Jenkins | Powers | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

Connolly Lillehaugen

Absent and not voting:

| | | | |
|---------|----------|----------|-------------|
| Davis | Moquist | Reimers | Solberg, I. |
| Lundene | Register | Rivinius | |

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 17, 1969

Mr. Speaker: I have the honor to inform you the Senate requests the return of House Bill No. 119.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 17, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 6
 Senate Bill No. 24
 Senate Bill No. 65
 Senate Bill No. 231
 Senate Bill No. 269
 Senate Bill No. 286
 Senate Bill No. 313
 Senate Bill No. 314
 Senate Bill No. 364
 Senate Bill No. 395
 Senate Bill No. 397
 Senate Bill No. 439

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Hilleboe moved that House Bill No. 119, which the Senate has amended and sent to the House, be returned to the Senate, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber
 Bišmarck, February 17, 1969

Mr. President: I have the honor to return House Bill No. 119, which the Senate has requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF A SENATE BILL

Senate Bill No. 151. A Bill for an Act to amend and reenact sections 23-06-03 and 50-24-33 of the North Dakota Century Code, relating to the duty of burying deceased persons and the payment of burial costs.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|--------------|
| Aafedt | Dornacker | Jenkins | Peterson, R. |
| Aamoth | Eagles | Johnson, K. | Powers |
| Aas | Emerson | Jones | Sandness |
| Anderson | Erickson, K. | Kelsch | Sanstead |
| Atkinson | Erickson, W. | Kingsbury | Schaffer |
| Austin | Freeman | Knudson | Seibel |
| Backes | Froelich | Kuehn | Simonson |
| Belter | Gackle | Lang | Solberg, I. |
| Berg | Ganser | Larson, G. | Solberg, O. |
| Bernabucci | Giffey | Larson, L. | Stoltenow |
| Bier | Glaspey | Leibhan | Stone |
| Boustead | Goodman | Lillehaugen | Streibel |
| Boyum | Grant | Linderman | Strinden |
| Bullis | Halcrow | Link | Swedlund |
| Bunker | Haugland | Matheny | Thompson |
| Burke | Henning | McDonald | Thorsgard |
| Connolly | Hensrud | Metzger | Tweten |
| Dahl | Hentges | Miedema | Weber |
| Davis | Hickle | Mueller | Welder |
| Dawson | Hilleboe | Olienyk | Wells |
| DeKrey | Hoffner | Opedahl | Wilkie |
| Dick | Hoghaug | Peterson, J. | Mr. Speaker |
| Diehl | Hougen | | |

Those voting in the negative were:

Rundle White

Absent and not voting:

| | | | |
|---------|----------|----------|--------|
| Lundene | Register | Rivinius | Wagner |
| Moquist | Reimers | | |

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS AND A HOUSE CONCURRENT RESOLUTION

House Bill No. 76. A Bill for an Act to amend and reenact subsection 19 of section 57-02-08 of the North Dakota Century Code, relating to property exempt from taxation.

Was read the second time.

Rep. Thorsgard requested that he be excused from voting on House Bill No. 76 for personal interests.

Rep. Strinden moved that Rep. Thorsgard be allowed to vote on House Bill No. 76, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 57; nays, 37; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|--------------|
| Aamoth | Dick | Hilleboe | Peterson, J. |
| Aas | Dornacker | Hoghaug | Powers |
| Anderson | Emerson | Hougen | Rivinius |
| Atkinson | Erickson, K. | Jenkins | Sandness |
| Austin | Freeman | Jones | Schaffer |
| Belter | Froelich | Knudson | Seibel |
| Bier | Gackle | Lang | Stoltenow |
| Boustead | Ganser | Larson, G. | Streibel |
| Bullis | Glaspey | Linderman | Swedlund |
| Bunker | Goodman | Link | Thompson |
| Connolly | Halcrow | Metzger | Thorsgard |
| Dahl | Haugland | Miedema | Wagner |
| Davis | Henning | Mueller | Wells |
| Dawson | Hickle | Olienyk | Mr. Speaker |
| DeKrey | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Grant | Leibhan | Simonson |
| Backes | Hensrud | Lillehaugen | Solberg, I. |
| Berg | Hentges | Matheny | Solberg, O. |
| Bernabucci | Hoffner | McDonald | Stone |
| Boyum | Johnson, K. | Moquist | Strinden |
| Burke | Kelsch | Opedahl | Weber |
| Diehl | Kingsbury | Peterson, R. | Welder |
| Eagles | Kuehn | Rundle | White |
| Erickson, W. | Larson, L. | Sanstead | Wilkie |
| Giffey | | | |

Absent and not voting:

| | | | |
|---------|----------|---------|--------|
| Lundene | Register | Reimers | Tweten |
|---------|----------|---------|--------|

So the bill passed and the title was agreed to.

House Bill No. 319. A Bill for an Act to define "justified medical termination of pregnancy" and to amend section 12-25-01, 12-25-02, and 12-25-04 of the North Dakota Century Code, relating to abortion.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 52; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|----------|--------------|----------|
| Aamoth | Dick | Jenkins | Register |
| Aas | Eagles | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Schaffer |
| Belter | Froelich | Lang | Stone |
| Boustead | Giffey | Larson, G. | Strinden |
| Bullis | Hensrud | Larson, L. | Swedlund |
| Bunker | Hentges | Miedema | Tweten |
| Burke | Hickle | Moquist | Wagner |
| Dahl | Hilleboe | Peterson, R. | Wells |
| Davis | Hoghaug | Powers | White |
| Dawson | Hougen | | |

Those voting in the negative were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Erickson, K. | Kingsbury | Sandness |
| Anderson | Erickson, W. | Leibhan | Seibel |

| | | | |
|------------------------|-------------|--------------|-------------|
| Austin | Ganser | Lillehaugen | Simonson |
| Backes | Glaspey | Linderman | Solberg, I. |
| Berg | Goodman | Link | Solberg, O. |
| Bernabucci | Grant | Matheny | Stoltenow |
| Bier | Halcrow | McDonald | Streibel |
| Boyum | Haugland | Metzger | Thompson |
| Connolly | Henning | Olienyk | Thorsgard |
| DeKrey | Hoffner | Opedahl | Weber |
| Diehl | Johnson, K. | Peterson, J. | Welder |
| Dornacker | Jones | Rivinius | Wilkie |
| Emerson | Kelsch | Rundle | Mr. Speaker |
| Absent and not voting: | | | |
| Gackle | Lundene | Mueller | Reimers |

So the bill lost.

Rep. Glaspey moved that the vote by which House Bill No. 319 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

House Bill No. 363. A Bill for an Act to amend and reenact subsection 2 of section 57-02-11 of the North Dakota Century Code, relating to the listing and assessment of property and providing that livestock used for breeding purposes shall be valued according to the average value over a twelve-month period.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 24; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|--------------|
| Aafedt | DeKrey | Hickle | Olienyk |
| Aamoth | Dick | Hilleboe | Peterson, R. |
| Aas | Diehl | Hoffner | Register |
| Anderson | Dornacker | Hoghaug | Rivinius |
| Atkinson | Eagles | Hougen | Rundle |
| Austin | Emerson | Jenkins | Sandness |
| Belter | Erickson, K. | Johnson, K. | Seibel |
| Berg | Freeman | Kingsbury | Stoltenow |
| Bernabucci | Froelich | Lang | Stone |
| Bier | Ganser | Larson, G. | Streibel |
| Boustead | Glaspey | Larson, L. | Wagner |
| Bullis | Goodman | Leibhan | Weber |
| Bunker | Halcrow | Linderman | Wells |
| Connolly | Haugland | Link | White |
| Dahl | Henning | Matheny | Wilkie |
| Davis | Hentges | Moquist | Mr. Speaker |
| Dawson | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|-------------|-----------|
| Boyum | Jones | Opedahl | Strinden |
| Burke | Kelsch | Powers | Swedlund |
| Erickson, W. | Lillehaugen | Sanstead | Thompson |
| Giffey | McDonald | Schaffer | Thorsgard |
| Grant | Metzger | Simonson | Tweten |
| Hensrud | Miedema | Solberg, O. | Welder |

Absent and not voting:

| | | | |
|---------|---------|--------------|-------------|
| Backes | Kuehn | Mueller | Reimers |
| Gackle | Lundene | Peterson, J. | Solberg, I. |
| Knudson | | | |

So the bill passed and the title was agreed to.

House Bill No. 451. A Bill for an Act to amend and reenact subsection 15 of section 50-06-06 of the North Dakota Century Code, relating to the powers and duties of the public welfare board.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 80; nays, 8; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Erickson, W. | Kuehn | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Froelich | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Bier | Glaspay | Lillehaugen | Solberg, O. |
| Boustead | Goodman | Linderman | Stoltenow |
| Boyum | Grant | Link | Stone |
| Bullis | Haugland | Matheny | Streibel |
| Bunker | Henning | McDonald | Strinden |
| Burke | Hentges | Metzger | Swedlund |
| Dahl | Hilleboe | Miedema | Thompson |
| Dawson | Hoffner | Olienyk | Thorsgard |
| DeKrey | Hoghaug | Opedahl | Tweten |
| Dick | Hougen | Peterson, J. | Wagner |
| Diehl | Jenkins | Peterson, R. | Weber |
| Dornacker | Johnson, K. | Powers | Welder |
| Eagles | Jones | Register | Wells |
| Emerson | Kelsch | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|-------------------------------|------------|---------|-------------|
| Atkinson | Bernabucci | Davis | Hickle |
| Berg | Connolly | Hensrud | White |
| Absent and not voting: | | | |
| Backes | Knudson | Mueller | Solberg, I. |
| Gackle | Lundene | Reimers | Wilkie |
| Halcrow | Moquist | | |

So the bill passed and the title was agreed to.

House Bill No. 497. A Bill for an Act to amend and reenact section 57-01-07 of the North Dakota Century Code, relating to the review of sales ratio studies by the state tax commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 48; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|-------------|
| Atkinson | Dornacker | Hougen | Sanstead |
| Austin | Erickson, K. | Jenkins | Seibel |
| Bernabucci | Erickson, W. | Kingsbury | Solberg, O. |
| Bullis | Goodman | Knudson | Stoltenow |
| Connolly | Grant | Lang | Stone |
| Dahl | Haugland | Larson, L. | Streibel |
| Davis | Hensrud | Link | Swedlund |
| Dawson | Hickle | McDonald | Thompson |
| DeKrey | Hilleboe | Miedema | Thorsgard |
| Diehl | Hoffner | Rundle | Weber |

Those voting in the negative were:

| | | | |
|--------|----------|------------|----------|
| Aafedt | Emerson | Kuehn | Register |
| Aamoth | Freeman | Larson, G. | Rivinius |
| Aas | Froelich | Leibhan | Sandness |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Anderson | Ganser | Lillehaugen | Schaffer |
| Belter | Giffey | Linderman | Simonson |
| Berg | Glaspey | Matheny | Strinden |
| Bier | Henning | Metzger | Tweten |
| Boustead | Hentges | Olienyk | Wagner |
| Boyum | Hoghaug | Opedahl | Welder |
| Bunker | Johnson, K. | Peterson, J. | Wells |
| Burke | Jones | Peterson, R. | White |
| Dick | Kelsch | Powers | Mr. Speaker |
| Absent and not voting: | | | |
| Backes | Halcrow | Mueller | Solberg, I. |
| Eagles | Lundene | Reimers | Wilkie |
| Gackle | Moquist | | |

So the bill lost.

House Concurrent Resolution No. 22. A Concurrent Resolution requesting the Corps of Engineers, United States Army, to erect a fence on top of the walls of the spillway of the Garrison Dam.

Was read the second time.

The question being on the final adoption of the resolution, as amended, and so the House Concurrent Resolution was declared adopted on a voice vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 7, has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, after the words "the sum of" delete the sum \$320,410.00 and in lieu thereof insert the sum \$311,290.00.

Line 8 delete the sum \$259,618.00 and in lieu thereof insert the sum \$255,658.00.

Line 9 delete the sum \$28,268.00 and in lieu thereof insert the sum \$25,326.00.

Line 10 delete the sum \$29,524.00 and in lieu thereof insert the sum \$27,306.00.

Line 12 delete the sum \$320,410.00 and in lieu thereof insert the sum \$311,290.00.

Line 14 delete the sum \$260,410.00 and in lieu thereof insert the sum \$251,290.00.

Line 18 after the word "of" delete the sum \$320,410.00 and in lieu thereof insert the sum \$311,290.00.

After line 21 add a new section, as follows:

"SECTION 3.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The fees and services and supplies and materials items were reduced to the amount necessary to continue on a minimum budget for the next biennium.

REP. MUELLER, Chairman

Rep. Connolly moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 10, has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the bill delete the sum \$2,686,810.00 and in lieu thereof insert the sum \$2,861,816.00.

Line 8 delete the sum \$2,037,710.00 and in lieu thereof insert the sum \$2,213,716.00.

Line 10 delete the sum \$525,800.00 and in lieu thereof insert the sum \$522,400.00.

Line 11 delete the sum \$30,000.00 and in lieu thereof insert the sum \$32,400.00.

Line 12 delete the sum \$2,686,810.00 and in lieu thereof insert the sum \$2,861,816.00.

Line 14 delete the sum \$2,502,110.00 and in lieu thereof insert the sum \$2,677,116.00.

Delete all of Section 2, lines 15 to 21 inclusive.

Add a new Section 2, as follows:

"SECTION 2.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended, recommends the same do pass.

Statement of the Purpose of the Amendment:

The Sanatorium budget was amended in the reduction of \$65,000.00 to be in accordance with the minimum budget for the biennium in fees and services, supplies and materials, and equipment. \$87,806.00 was added to salaries and wages in accordance with the new section in the above amendments. An additional \$152,200.00 was added to budget to allow the transfer of 40 patients from Grafton to San Haven on July 1, 1969.

REP. MUELLER, Chairman

Rep. Bullis moved that the report be adopted, which motion prevailed.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 55

House Bill No. 118

House Bill No. 135

House Bill No. 155
House Bill No. 506

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

House Concurrent Resolution No. 28

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 17, 1969

Mr. President: I have the honor to transmit:

House Bill No. 9
House Bill No. 11
House Bill No. 19
House Bill No. 45
House Bill No. 82
House Bill No. 85
House Bill No. 257
House Bill No. 298
House Bill No. 321
House Bill No. 359
House Bill No. 377
House Bill No. 381
House Bill No. 386
House Bill No. 508

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 17, 1969

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 23.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 1:00 p.m., February 18, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-SIXTH DAY AFTER RECESS AND
THIRTY-SEVENTH DAY

Bismarck, February 18, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, February 18, 1969

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 52

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 55

House Bill No. 118

House Bill No. 135

House Bill No. 155

House Bill No. 506

House Concurrent Resolution No. 28

And the Speaker signed the same in the presence of the House of Representatives.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and concurrent resolution:

House Bill No. 16

House Bill No. 18

House Bill No. 149

House Bill No. 181

House Bill No. 292

House Concurrent Resolution No. 29

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Olienyk moved that the House reconsider its action by which House Bill No. 497 was lost, which motion prevailed.

Rep. Olienyk moved that House Bill No. 497 be placed at the foot of the calendar, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved to dispense with the reading of the amendments to House Bills Nos. 245, 259, 410, 417, 458, 463 and House Concurrent Resolution No. 19, which motion prevailed.

Rep. Dick moved that the amendments to House Bill No. 245 as recommended by the Committee on Natural Resources as printed on page 656 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 259 as recommended by the Committee on Transportation as printed on pages 656 and 657 of the House Journal be adopted, which motion prevailed.

Rep. Sandness moved that the amendments to House Bill No. 410 as recommended by the Committee on General Affairs as printed on page 659 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to House Bill No. 417 as recommended by the Committee on Natural Resources as printed on page 657 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 458 as recommended by the Committee on Appropriations as printed on page 662 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 463 as recommended by the Committee on Transportation as printed on page 658 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Concurrent Resolution No. 19 as recommended by the Committee on Appropriations as printed on page 662 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 1 has had the same under consideration and recommends that the same be amended as follows:

In line 31 of the bill, delete the sum \$3,824.00 and in lieu thereof insert the sum \$6,100.00.

Line 32 delete the sum \$1,800.00 and in lieu thereof insert the sum \$2,400.00.

Line 34 delete the sum \$5,924.00 and in lieu thereof insert the sum \$8,800.00.

Line 37 delete the sum \$151,814.00 and in lieu thereof insert the sum \$158,414.00.

Line 41 delete the sum \$187,414.00 and in lieu thereof insert the sum \$194,014.00.

Line 50 delete the sum \$166,000.00 and in lieu thereof insert the sum \$144,400.00.

Line 51 delete the sum \$12,000.00 and in lieu thereof insert the sum \$9,000.00.

Line 52 delete the sum \$6,139.00 and in lieu thereof insert the sum \$4,939.00.

Line 53 delete the sum \$648,107.00 and in lieu thereof insert the sum \$622,307.00.

Line 58 delete the sum \$6,400.00 and in lieu thereof insert the sum \$5,750.00.

Line 59 delete the sum \$2,000.00 and in lieu thereof insert the sum \$1,500.00.

Line 60 delete the sum \$172,127.00 and in lieu thereof insert the sum \$170,977.00.

Line 70 delete the sum \$769,833.00 and in lieu thereof insert the sum \$778,338.00.

Line 73 delete the sum \$400,000.00 and in lieu thereof insert the sum \$360,000.00.

Line 74 delete the sum \$92,000.00 and in lieu thereof insert the sum \$81,000.00.

Line 75 delete the sum \$50,000.00 and in lieu thereof insert the sum \$40,000.00.

Line 77 delete the sum \$1,386,833.00 and in lieu thereof insert the sum \$1,334,333.00.

Line 86 delete the sum \$395,750.00 and in lieu thereof insert the sum \$387,310.00.

Add a new line 86a "Job Classification" and the sum \$8,440.00.

Line 94 delete the sum \$500,000.00 and in lieu thereof insert the sum \$200,000.00.

Add a new line 94a as follows: "(Provided that \$50,000.00 of this amount shall be expended only in the event of a natural disaster.)"

Line 95 delete the sum \$500,000.00 and in lieu thereof insert the sum \$200,000.00.

Line 100 delete the sum \$4,194,953.00 and in lieu thereof insert the sum \$3,824,979.00.

After line 115, add a new section, as follows:

"SECTION 6.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Lt. Governor: Salaries were increased in accordance with increases in Lt. Governor salary as provided by law.

Secretary of State: Salaries and wages were increased to provide for employment of a clerk not included in governor's budget.

State Auditor: The request in salaries was reduced by 4 auditors and funds saved should be applied to higher salaries for other new personnel. Fees and services and supplies and materials and equipment items were reduced in accordance with the number of auditors approved by this committee.

Board of Administration: The salary and wages were increased to add one janitor. Fees and services were reduced to a minimum budget.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations, to whom was referred House Bill No. 6 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Diehl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 179 has had the same under consideration and recommends that the same be amended as follows:

Delete all of lines 4 through 12 and insert in lieu thereof the following:

8. "Gross receipts from sales of commercial fertilizers (((, fungicides, herbicides and insecticides to agricultural or commercial vegetable producers and chemicals used to preserve agricultural crops being stored,))) and from the sale of seeds, roots, bulbs, and small plants to (((commercial))) users or consumers for planting or transplanting for (((commercial))) vegetable gardens or agricultural purposes."

In line 17 delete the following: "**fungicides, seed treatments,**"

Delete lines 18 through 20 inclusive

In line 21 delete the words "**agricultural crops being stored;**" and after the word "**and**" insert the words "**from the sale of**"

In line 22 delete the words "**used by commercial**" and insert in lieu thereof the word "**to**"

In line 23 delete the word "**commercial**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 343 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Connolly moved that the report be adopted.

Rep. Glaspey moved a substitute motion that House Bill No. 343 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Connolly to adopt the report of the Committee on Appropriations, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 385 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 454 has had the same under consideration and recommends that the same be amended as follows:

In line 39 place triple parentheses before the word "The"

In line 42 delete the triple parentheses before and after the word "may"

In line 43 delete the word "shall"

In line 53 place triple parentheses after the period and insert in lieu thereof the following:

"Such appointment shall be on a probationary basis, for a term of not more than two years and within such period the person so appointed shall become qualified to meet the minimum standards for the position of county supervisor of assessments. The state supervisor of assessments shall establish the minimum requirements for the position of county supervisor of assessments, and shall prepare and conduct the necessary testing programs to achieve the minimum requirements. The county supervisor of assessments shall attend

all instructional schools and meetings called by the state supervisor of assessments as outlined in Section 57-01-05 of the North Dakota Century Code. It shall be the responsibility of the county supervisor of assessments to supervise all assessors in the county to insure that uniform methods and procedures of real and personal property assessments are adhered to and to require them to conform to all state laws and to the rules and regulations regarding assessment methods and procedures as may be promulgated by the state tax commissioner. The compensation of such supervisor shall be determined by the county commissioners."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 405 has had the same under consideration and recommends that the same be amended as follows:

In line 4 delete the triple parentheses before and after the word "ten"

In line 5 delete the word "five"; and after the word "all" and before the word "oleomargarine" insert the word "yellow"

In line 6 place triple parentheses before the word "An"; and delete the triple parentheses before and after the word "ten"; and delete the word "five"

In line 8 place triple parentheses after the period

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred House Bill No. 473 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 486 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 496 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Concurrent Resolution No. 59 has had the same under consideration and returns the same without recommendation.

REP. SCHAFFER, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 199 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 196 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion failed, and House Bill No. 196 was assigned to the Committee on Appropriations.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 168 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title before the period insert the following: “, providing for a refund and making an appropriation”

After line 11 insert the following:

“SECTION 2. BOARD OF HIGHER EDUCATION TO REQUIRE NOTE FROM VETERINARY MEDICINE.) At the time that payments are made to or on behalf of a veterinary medicine and surgery student from the appropriations for reciprocal agreements, the board of higher education shall obtain a note signed by each such student in an amount equal to the difference between the resident and non-resident tuition at the institution attended by such student. Such note shall be so conditioned as to be void if such student shall, upon graduation, return to North Dakota and engage in the practice of veterinary medicine and surgery for a period of at least two years. The board of higher education may temporarily waive the repayment of the note during the time the student is pursuing advanced study in veterinary medicine and surgery or during the time such student is in the military service of the United States of America.

SECTION 3. REFUND — APPROPRIATION.) Any payments made by veterinary medicine students who signed notes during the 1963-1965 biennium in excess of the reduced amount of such notes shall be entitled to a refund of such excess, and there is hereby appropriated out of any moneys not otherwise appropriated in the general fund the sum of \$300.00 for the purpose of making such refunds.”

And be re-referred to the Committee on Appropriations.

And renumber the lines accordingly.

REP. BIER, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 282 has had the same under consideration and recommends that the same be amended as follows:

In line 8 place triple parentheses before the word “the” and after the word “enrollment” and insert in lieu thereof the following: “**completion of the first day of instruction**”

In line 12 place triple parentheses before and after the word “enrollment” and insert in lieu thereof “**completion of the first day of instruction**”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 305 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 329 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 364 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred House Bill No. 414 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker
Rep. Aas
Rep. Backes
Rep. Boustead
Rep. Dawson
Rep. L. Larson (21st)
Rep. McDonald
Rep. Stone
Rep. Weber

REP. DORNACKER, Chairman

Rep. McDonald moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Finance and Taxation to whom was referred House Bill No. 414 has had same under consideration and recommends that the same be amended as follows:

In line 13 delete the following: ", except" and insert in lieu thereof a period

Delete line 14

In line 16 delete the words "ten years of age" and insert in lieu thereof the words "one year"

In line 16 after the period insert the following new language:

"A credit of twenty-five percent of the assessed valuation of such stocks of goods and merchandise shall be granted prior to the computation of the tax due on such stocks of goods and merchandise."

And renumber the lines accordingly.

Rep. Boyum
Rep. Gackle
Rep. Welder
Rep. Wilkie

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report of the Minority be substituted for that of the Majority, which motion failed.

Question then was on the motion of Rep. McDonald to adopt the report of the Majority of the Finance and Taxation Committee, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 421 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 453 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 470 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 477 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 484 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert the following in lieu thereof:

"For an Act authorizing the renovation of the existing Bank of North Dakota building and the purchase of adjacent land and structures for parking lot purposes.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. RENOVATION AND REMODELING OF EXISTING BANK OF NORTH DAKOTA BUILDING AND PURCHASE OF LAND FOR PARKING PURPOSES.) The state industrial commission shall remodel and renovate the existing Bank of North Dakota building located on Main Street in the city of Bismarck. It shall be authorized, in its discretion, to purchase additional land or additional land and buildings, demolish such buildings, and prepare such land for parking purposes. The cost of planning, renovating, remodeling, and equipping such building, together with the cost of purchasing adjacent land and structures and the preparation of such land for parking purposes shall not exceed the sum of three hundred fifty thousand dollars. Such building and land shall be an asset of the Bank of North Dakota.

The industrial commission shall employ architects for the planning, designing, and supervising of the reconstruction and renovation of the existing Bank of North Dakota building and the construction of the parking areas, approve all plans and contracts for the remodeling and renovation and the purchase of adjacent land and structures and the construction of parking areas, and perform any other function relating to the remodeling, renovation, and equipping of such building and the construction of adjacent parking areas."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Bill No. 507 has had the same under consideration and recommends that the same be amended as follows:

In line 20 delete the word "at" and insert in lieu thereof the word "by"

Delete line 21

In line 22 delete the word "association" and insert in lieu thereof the following language "private funds and such federal money as may be available"

In line 22 delete the words "Such association" and insert in lieu thereof the words "The State of North Dakota"

In line 22 after the word "shall" insert the word "not"

In line 23 delete the word "all" and insert in lieu thereof the word "any"

In line 24 delete the word "and" and insert in lieu thereof the word "or"

In line 26 after the word "building," delete the word "and" and insert in lieu thereof the word "or"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 52 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 56 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 61 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 68 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 281 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 323 has had the same under consideration and recommends that the same be amended as follows:

In line 7 of the engrossed Bill before the word "acting" insert the following language:

"of by an official of The Bank of North Dakota"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-SEVENTH DAY

Bismarck, February 18, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. David Otterness, First Lutheran Church, Bismarck.

Roll was called, and all members were present except Reps. Goodman, Lundene, R. Peterson and Reimers.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of Thirty-fifth Day After Recess and Thirty-sixth Day and finds the same to be correct.

REP. BELTER, Vice Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Strinden moved to dispense with the reading of the amendments to House Bills Nos. 7, 10 and 163, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 7 as recommended by the Committee on Appropriations as printed on pages 679 and 680 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 10 as recommended by the Committee on Appropriations as printed on page 680 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 163 as recommended by the Committee on Appropriations as printed on page 667 of the House Journal be adopted, which motion prevailed.

RECOGNITION

Rep. Kuehn announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Carl Keidel, and Rep. Keidel was thereupon introduced to the House.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

House Concurrent Resolution No. 35

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 23

And finds the same correctly Enrolled and Engrossed.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 23

House Concurrent Resolution No. 35

And the Speaker signed the same in the presence of the House of Representatives.

SECOND READING OF HOUSE BILLS

House Bill No. 36. A Bill for an Act to create and enact section 15-53-13.2, and to amend and reenact sections 15-27-04, 15-27-05, subsection 2 of section 15-53-02, and sections 15-53-05, 15-53-06, 15-53-06.1, 15-53-07, 15-53-08, 15-53-09, 15-53-10, 15-53-11, 15-53-12, 15-53-13, 15-53-16, 15-53-18, 15-53-20, 15-53-21, 15-53-22, 15-53-23, 15-53-25, 15-53-26, 15-53-29, and 15-53-32 of the North Dakota Century Code, relating to changing the county committee to a regional committee for school district reorganization.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 44; nays, 48; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------------|----------|------------|-------------|
| Aamoth | Ganser | Kuehn | Sanstead |
| Atkinson | Giffey | Lang | Solberg, I. |
| Bernabucci | Grant | Larson, G. | Solberg, O. |
| Bier | Henning | Larson, L. | Stone |
| Boustead | Hensrud | Linderman | Strinden |
| Boyum | Hilleboe | McDonald | Swedlund |
| Dick | Hoffner | Metzger | Thompson |
| Emerson | Hoghaug | Miedema | Tweten |
| Erickson, K. | Hougen | Powers | White |
| Erickson, W. | Jones | Register | Wilkie |
| Freeman | Kelsch | Sandness | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|-----------|--------------|-----------|
| Aas | Dawson | Johnson, K. | Rivinius |
| Anderson | DeKrey | Kingsbury | Rundle |
| Austin | Diehl | Knudson | Schaffer |
| Backes | Dornacker | Leibhan | Seibel |
| Belter | Froelich | Lillehaugen | Simonsen |
| Berg | Gackle | Link | Stoltenow |
| Bullis | Glaspey | Matheny | Streibel |
| Bunker | Halcrow | Moquist | Thorsgard |
| Burke | Haugland | Mueller | Wagner |
| Connolly | Hentges | Olienyk | Weber |
| Dahl | Hickle | Opedahl | Welder |
| Davis | Jenkins | Peterson, J. | Wells |

Absent and not voting:

| | | | |
|--------|---------|--------------|---------|
| Aafedt | Goodman | Peterson, R. | Reimers |
| Eagles | Lundene | | |

So the bill lost.

Rep. Kingsbury moved that the vote by which House Bill No. 36 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

House Bill No. 154. A Bill for an Act to amend and reenact sections 15-02-01 and 15-02-02 of the North Dakota Century Code, relating to the commissioner of university and school lands, his appointment, qualifications, and term of office.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 53; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|----------|------------|-------------|
| Aamoth | Freeman | Jones | Solberg, I. |
| Aas | Froelich | Kuehn | Stoltenow |
| Anderson | Giffey | Larson, G. | Strinden |
| Backes | Henning | Larson, L. | Swedlund |
| Bernabucci | Hensrud | McDonald | Thompson |
| Boyum | Hentges | Miedema | Wagner |
| Bullis | Hilleboe | Moquist | Weber |
| Bunker | Hoffner | Opedahl | Wells |
| Dornacker | Hoghaug | Powers | White |
| Emerson | Jenkins | Register | |

Those voting in the negative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Diehl | Knudson | Sandness |
| Atkinson | Erickson, K. | Lang | Sanstead |
| Austin | Erickson, W. | Leibhan | Schaffer |
| Belter | Gackle | Lillehaugen | Seibel |
| Berg | Ganser | Linderman | Simonson |
| Bier | Glaspey | Link | Solberg, O. |
| Boustead | Grant | Matheny | Stone |
| Burke | Halcrow | Metzger | Streibel |
| Connolly | Haugland | Mueller | Thorsgard |
| Dahl | Hickle | Olienyk | Tweten |
| Davis | Hougen | Peterson, J. | Welder |
| Dawson | Johnson, K. | Rivinius | Wilkie |
| DeKrey | Kingsbury | Rundle | Mr. Speaker |

Dick
Absent and not voting:

| | | | |
|---------|---------|--------------|---------|
| Eagles | Kelsch | Peterson, R. | Reimers |
| Goodman | Lundene | | |

So the bill lost.

House Bill No. 181. A Bill for an Act to provide for a limitation of actions against abstracters; to amend and reenact section 43-01-18 of the North Dakota Century Code, relating to the fees of abstracters; and to amend and reenact section 43-01-11 of the North Dakota Century Code, relating to bonds or liability policies of abstracters.

Was read the second time.

Rep. Freeman requested that he be excused from voting on House Bill No. 181 because of a personal interest.

Rep. Wagner moved that Rep. Freeman and all other members with an abstracting interest be permitted to vote on House Bill No. 181, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 3; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|----------|
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aafedt | Erickson, W. | Knudson | Sandness |

| | | | |
|-----------|-------------|--------------|-------------|
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Grant | Lillehaugen | Solberg, O. |
| Bier | Halcrow | Linderman | Stoltenow |
| Boustead | Haugland | Link | Stone |
| Boyum | Henning | Matheny | Streibel |
| Bullis | Hensrud | McDonald | Strinden |
| Bunker | Hentges | Metzger | Swedlund |
| Burke | Hickle | Miedema | Thompson |
| Dahl | Hilleboe | Moquist | Thorsgard |
| Dawson | Hoffner | Olienyk | Tweten |
| DeKrey | Hoghaug | Opedahl | Wagner |
| Dick | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Emerson | Jones | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | |
|----------|-------|--------|
| Connolly | Davis | Welder |
|----------|-------|--------|

Absent and not voting:

| | | | |
|------------|---------|--------------|---------|
| Atkinson | Glaspey | Lundene | Reimers |
| Bernabucci | Goodman | Mueller | Weber |
| Eagles | Kelsch | Peterson, R. | |

So the bill passed and the title was agreed to.

House Bill No. 292. A Bill for an Act to create and enact sections 4-18.1-22, and 4-18.1-23 of the North Dakota Century Code and to amend and reenact subsections 4, 6, 8, 9, 10, 11, 12 and 13 of section 4-18.1-01, sections 4-18.1-02, 4-18.1-03, 4-18.1-04, 4-18.1-05, 4-18.1-06, 4-18.1-07, 4-18.1-08, 4-18.1-09, 4-18.1-10, 4-18.1-11, 4-18.1-12, 4-18.1-13, 4-18.1-14, 4-18.1-15, 4-18.1-16, 4-18.1-17, 4-18.1-18, 4-18.1-19, 4-18.1-20, 4-18.1-21 of the North Dakota Century Code, relating to regulation of prices and trade practices within the milk industry by the Milk Stabilization Board which regulation is declared to be within the police power and providing for administrative and civil procedures for enforcement thereof and declaring an emergency.

Was read the second time.

CALL OF THE HOUSE

Rep. Haugland moved a call of the House, which call was ordered by Speaker E. Johnson.

Rep. Haugland moved to suspend further proceedings under the call of the House, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 59; nays, 34; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|----------|-------------|-------------|
| Aafedt | Freeman | Kuehn | Rundle |
| Anderson | Froelich | Larson, G. | Sandness |
| Austin | Gackle | Leibhan | Sanstead |
| Backes | Ganser | Lillehaugen | Seibel |
| Belter | Giffey | Linderman | Simonson |
| Berg | Glaspey | Link | Solberg, I. |
| Bernabucci | Grant | Matheny | Solberg, O. |
| Bier | Haugland | McDonald | Stone |
| Dahl | Henning | Miedema | Swedlund |
| DeKrey | Hensrud | Moquist | Thompson |
| Dick | Hickle | Olienyk | Thorsgard |

| | | | |
|--------------|-------------|--------------|-------------|
| Diehl | Hoffner | Opedahl | Weber |
| Dornacker | Hougen | Peterson, J. | Wilkie |
| Erickson, K. | Johnson, K. | Powers | Mr. Speaker |
| Erickson, W. | Knudson | Rivinius | |

Those voting in the negative were:

| | | | |
|----------|----------|------------|-----------|
| Aamoth | Davis | Kelsch | Stoltenow |
| Aas | Dawson | Kingsbury | Streibel |
| Atkinson | Emerson | Lang | Strinden |
| Boustead | Halcrow | Larson, L. | Tweten |
| Boyum | Hentges | Metzger | Wagner |
| Bullis | Hilleboe | Mueller | Welder |
| Bunker | Hoghaug | Register | Wells |
| Burke | Jenkins | Schaffer | White |
| Connolly | Jones | | |

Absent and not voting:

| | | | |
|---------|---------|--------------|---------|
| Eagles | Lundene | Peterson, R. | Reimers |
| Goodman | | | |

So the bill passed and the title was agreed to, and the emergency clause was declared lost.

SECOND READING OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 26. A Concurrent Resolution urging the Congress of the United States to pass the necessary legislation to make the earning value of land, rather than the market value, the basis for determining estate taxes on farm and ranch lands.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 30. A Concurrent Resolution directing the Legislative Research Committee, with the aid and cooperation of the State Tax Department, to make a comprehensive study of the North Dakota tax structure, and particularly personal and corporate income tax rates, including in lieu taxes, and to make a complete review and study of the property tax assessment procedure used in North Dakota, both at the local level and property assessed by the State Board of Equalization.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote and House Concurrent Resolution No. 30 was re-referred to the Legislative Research Resolutions Committee.

House Concurrent Resolution No. 43. A Concurrent Resolution directing the Legislative Research Committee to conduct a study of fees charged for the licensing, inspection, or regulation of business activities and products, and fees charged for services rendered by the State.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote, and was re-referred to the Legislative Research Resolutions Committee.

House Concurrent Resolution No. 47. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of coordinating the administration of certain activities relating to public health which are now administered by separate State boards, departments, and agencies.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote,

and was re-referred to the Legislative Research Resolutions Committee.

House Bill No. 16. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the gasoline tax division in the office of the state tax commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 82; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rundle |
| Aamoth | Erickson, K. | Kingsbury | Sanstead |
| Aas | Erickson, W. | Kuehn | Schaffer |
| Anderson | Freeman | Lang | Seibel |
| Atkinson | Gackle | Larson, G. | Simonson |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Belter | Giffey | Leibhan | Solberg, O. |
| Berg | Glaspey | Lillehaugen | Stoltenow |
| Bernabucci | Grant | Linderman | Stone |
| Bier | Halcrow | Link | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | McDonald | Swedlund |
| Bullis | Hensrud | Metzger | Thompson |
| Bunker | Hentges | Moquist | Thorsgard |
| Burke | Hickle | Olienyk | Tweten |
| Connolly | Hilleboe | Opedahl | Wagner |
| Dahl | Hoffner | Peterson, J. | Welder |
| Davis | Hoghaug | Powers | White |
| Dawson | Hougen | Register | Wilkie |
| DeKrey | Jenkins | Rivinius | Mr. Speaker |
| Dornacker | Jones | | |

Absent and not voting:

| | | | |
|--------|------------|--------------|----------|
| Backes | Froelich | Lundene | Reimers |
| Dick | Goodman | Miedema | Sandness |
| Diehl | Johnson, K | Mueller | Weber |
| Eagles | Knudson | Peterson, R. | Wells |

So the bill passed and the title was agreed to.

House Bill No. 18. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state bonding fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 82; nays, 2; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Kuehn | Schaffer |
| Aamoth | Freeman | Lang | Seibel |
| Aas | Gackle | Larson, G. | Simonson |
| Anderson | Ganser | Larson, L. | Solberg, I. |
| Atkinson | Grant | Leibhan | Solberg, O. |
| Austin | Halcrow | Lillehaugen | Stoltenow |
| Backes | Haugland | Linderman | Stone |
| Belter | Henning | Link | Streibel |
| Berg | Hensrud | Matheny | Strinden |
| Bier | Hentges | McDonald | Swedlund |
| Boustead | Hickle | Metzger | Thompson |
| Boyum | Hilleboe | Moquist | Thorsgard |

| | | | |
|--------------|-------------|--------------|-------------|
| Bullis | Hoffner | Olienyk | Tweten |
| Bunker | Hoghaug | Opedahl | Wagner |
| Burke | Hougen | Peterson, J. | Weber |
| Connolly | Jenkins | Powers | Welder |
| Davis | Johnson, K. | Register | Wells |
| Dawson | Jones | Rivinius | White |
| Dornacker | Kelsch | Rundle | Wilkie |
| Emerson | Kingsbury | Sanstead | Mr. Speaker |
| Erickson, K. | Knudson | | |

Those voting in the negative were:

Bernabucci Dahl

Absent and not voting:

| | | | |
|--------|----------|---------|--------------|
| DeKrey | Froelich | Lundene | Peterson, R. |
| Dick | Giffey | Miedema | Reimers |
| Diehl | Glaspey | Mueller | Sandness |
| Eagles | Goodman | | |

So the bill passed and the title was agreed to.

House Bill No. 149. A Bill for an Act to amend and reenact sections 39-18-03 and 57-55-01 of the North Dakota Century Code, relating to the exemption of certain sleeping trailers from personal property and mobile homes taxes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 86; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Rundle |
| Aamoth | Emerson | Kingsbury | Sandness |
| Aas | Erickson, K. | Knudson | Sanstead |
| Anderson | Erickson, W. | Kuehn | Schaffer |
| Atkinson | Freeman | Lang | Seibel |
| Austin | Froelich | Larson, G. | Simonson |
| Backes | Gackle | Larson, L. | Solberg, I. |
| Belter | Ganser | Leibhan | Solberg, O. |
| Berg | Glaspey | Lillehaugen | Stone |
| Bernabucci | Grant | Link | Streibel |
| Bier | Halcrow | Matheny | Strinden |
| Boustead | Haugland | McDonald | Swedlund |
| Boyum | Henning | Metzger | Thompson |
| Bunker | Hensrud | Moquist | Tweten |
| Burke | Hentges | Mueller | Wagner |
| Connolly | Hickle | Olienyk | Weber |
| Dahl | Hilleboe | Opedahl | Welder |
| Davis | Hoffner | Peterson, J. | Wells |
| Dawson | Hoghaug | Powers | White |
| DeKrey | Hougen | Register | Wilkie |
| Dick | Johnson, K. | Rivinius | Mr. Speaker |
| Diehl | Jones | | |

Those voting in the negative were:

Bullis Stoltenow

Absent and not voting:

| | | | |
|---------|-----------|--------------|-----------|
| Eagles | Jenkins | Miedema | Reimers |
| Giffey | Linderman | Peterson, R. | Thorsgard |
| Goodman | Lundene | | |

So the bill passed and the title was agreed to.

House Concurrent Resolution No. 29. A Concurrent Resolution urging Congress to give favorable consideration to the proposed Water

Bank legislation being considered by the North Dakota Congressional Delegation.

Was read the second time.

The question being on the final adoption of the resolution, as amended, so the House Concurrent Resolution was declared adopted on a voice vote.

MOTION

Rep. Olienyk moved that House Bill No. 497 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 497. A Bill for an Act to amend and reenact section 57-01-07 of the North Dakota Century Code, relating to the review of sales ratio studies by the state tax commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 11; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Diehl | Jenkins | Powers |
| Aas | Dornacker | Johnson, K. | Rivinius |
| Anderson | Erickson, K. | Jones | Rundle |
| Atkinson | Erickson, W. | Kingsbury | Sandness |
| Austin | Freeman | Knudson | Schaffer |
| Backes | Froelich | Kuehn | Seibel |
| Belter | Gackle | Lang | Simonson |
| Berg | Ganser | Larson, G. | Solberg, I. |
| Bernabucci | Giffey | Larson, L. | Solberg, O. |
| Bier | Glaspey | Lillehaugen | Stoltenow |
| Boustead | Grant | Linderman | Stone |
| Boyum | Halcrow | Lipk | Streibel |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Miedema | Thorsgard |
| Connolly | Hentges | Moquist | Tweten |
| Dahl | Hickle | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |

Those voting in the negative were:

| | | | |
|---------|----------|----------|-------------|
| Aamoth | Kelsch | Sanstead | Wilkie |
| Dick | McDonald | Strinden | Mr. Speaker |
| Emerson | Register | White | |

Absent and not voting:

| | | | |
|---------|----------|--------------|---------|
| Eagles | Hilleboe | Lundene | Reimers |
| Goodman | Leibhan | Peterson, R. | |

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 42. A Bill for an Act to amend and reenact sections 46-03-10, 46-03-11, 46-03-15, 46-03-18, 46-03-19, 54-03-01.2, subsection 3 of section 54-04-02, subsections 2 and 4 of section 54-06-04, sections 54-35-01, 54-35-02, 54-35-03, 54-35-04, 54-35-05, 54-35-06, 54-35-07, 54-35-08, 54-35-09, 54-35-10, 54-35-11, 54-35-12, 54-35-13, 54-35-14, 54-35.1-01, 54-35.1-03, 54-35.1-05, 54-44.1-07, and 54-49-08 of the North Dakota Century Code, relating to the legislative research committee, its name, function, powers and duties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Sandness |
| Aamoth | Erickson, W. | Knudson | Sanstead |
| Aas | Freeman | Kuehn | Schaffer |
| Anderson | Froelich | Lang | Seibel |
| Atkinson | Gackle | Larson, G. | Simonson |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Backes | Giffey | Leibhan | Solberg, O. |
| Belter | Glaspey | Lillehaugen | Stoltenow |
| Berg | Grant | Linderman | Stone |
| Bernabucci | Halcrow | Link | Streibel |
| Bier | Haugland | Matheny | Strinden |
| Boustead | Henning | McDonald | Swedlund |
| Boyum | Hensrud | Metzger | Thompson |
| Bunker | Hentges | Miedema | Thorsgard |
| Burke | Hickle | Moquist | Tweten |
| Connolly | Hilleboe | Mueller | Wagner |
| Dahl | Hoffner | Olienyk | Weber |
| Davis | Hoghaug | Opedahl | Welder |
| Dawson | Hougen | Peterson, J. | Wells |
| DeKrey | Jenkins | Powers | White |
| Dick | Jones | Register | Wilkie |
| Diehl | Kelsch | Rivinius | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

Johnson, K. Rundle

Absent and not voting:

| | | | |
|--------|---------|--------------|---------|
| Bullis | Emerson | Lundene | Reimers |
| Eagles | Goodman | Peterson, R. | |

So the bill passed and the title was agreed to.

Senate Bill No. 245. A Bill for an Act to amend and reenact section 54-03-11 of the North Dakota Century Code, relating to approval and payment of legislative costs and expenses.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Dornacker | Jones | Rivinius |
| Aamoth | Emerson | Kelsch | Rundle |
| Aas | Erickson, K. | Kingsbury | Sandness |
| Anderson | Erickson, W. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Schaffer |
| Austin | Froelich | Lang | Seibel |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Leibhan | Solberg, O. |
| Bernabucci | Glaspey | Lillehaugen | Stoltenow |
| Bier | Grant | Linderman | Stone |
| Boustead | Halcrow | Link | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Welder |
| Dawson | Hoghaug | Opedahl | Wells |

| | | | |
|-------------------------------|--------------|--------------|-------------|
| DeKrey | Hougen | Peterson, J. | White |
| Dick | Jenkins | Powers | Wilkie |
| Diehl | Johnson, K. | Register | Mr. Speaker |
| Absent and not voting: | | | |
| Eagles | Lundene | Reimers | Weber |
| Goodman | Peterson, R. | | |

So the bill passed and the title was agreed to.

Senate Bill No. 320. A Bill for an Act to amend and reenact Section 6-09-15 of the 1967 Supplement to the North Dakota Century Code, relating to lending and investment powers of The Bank of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|--------------|
| Aafedt | Dick | Jenkins | Peterson, J. |
| Aamoth | Diehl | Johnson, K. | Powers |
| Aas | Dornacker | Kelsch | Register |
| Anderson | Emerson | Kingsbury | Rivinius |
| Atkinson | Erickson, K. | Knudson | Rundle |
| Austin | Freeman | Kuehn | Sandness |
| Backes | Froelich | Lang | Schaffer |
| Belter | Gackle | Larson, G. | Seibel |
| Berg | Ganser | Larson, L. | Simonson |
| Bernabucci | Giffey | Lillehaugen | Solberg, I. |
| Bier | Halcrow | Linderman | Stoltenow |
| Boustead | Haugland | Link | Stone |
| Boyum | Henning | Matheny | Streibel |
| Bullis | Hensrud | McDonald | Strinden |
| Bunker | Hentges | Metzger | Thorsgard |
| Burke | Hickle | Miedema | Tweten |
| Connolly | Hilleboe | Moquist | Wagner |
| Dahl | Hoffner | Mueller | Welder |
| Davis | Hoghaug | Olienyk | Wells |
| Dawson | Hougen | Opedahl | Mr. Speaker |
| DeKrey | | | |

Those voting in the negative were:

| | | | |
|--------------|----------|-------------|--------|
| Erickson, W. | Jones | Solberg, O. | White |
| Glaspey | Leibhan | Swedlund | Wilkie |
| Grant | Sanstead | Thompson | |

Absent and not voting:

| | | | |
|---------|--------------|---------|-------|
| Eagles | Lundene | Reimers | Weber |
| Goodman | Peterson, R. | | |

So the bill passed and the title was agreed to.

Senate Bill No. 337. A Bill for an Act to amend and reenact section 18-11-22 of the North Dakota Century Code, relating to state auditor to examine books of relief associations, report of unauthorized spending to governor and duty of governor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Aamoth | Erickson, W. | Kingsbury | Rundle |
| Aas | Freeman | Knudson | Sandness |
| Anderson | Froelich | Kuehn | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |

| | | | |
|------------|-------------|--------------|-------------|
| Austin | Ganser | Larson, G. | Seibel |
| Backes | Giffey | Larson, L. | Simonson |
| Belter | Glaspey | Leibhan | Solberg, I. |
| Berg | Grant | Lillehaugen | Solberg, O. |
| Bernabucci | Halcrow | Linderman | Stoltenow |
| Boustead | Haugland | Link | Stone |
| Boyum | Henning | Matheny | Streibel |
| Bullis | Hensrud | McDonald | Strinden |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Moquist | Tweten |
| Dahl | Hoffner | Mueller | Wagner |
| Davis | Hoghaug | Olienyk | Welder |
| Dawson | Hougen | Opedahl | Wells |
| DeKrey | Jenkins | Peterson, J. | White |
| Dick | Johnson, K. | Powers | Wilkie |
| Diehl | Jones | Register | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|-----------|---------|--------------|----------|
| Bier | Goodman | Peterson, R. | Swedlund |
| Dornacker | Lundene | Reimers | Weber |
| Eagles | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 352. A Bill for an Act to amend and reenact sections 6-09-04, 6-09-05, 6-09-27 and 10-04-12.1 of the North Dakota Century Code and sections 21-10-02, 54-30-30, 54-30-32 and 54-30-33 of the 1967 Supplement to the North Dakota Century Code, making the chief executive of The Bank of North Dakota its president.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 60; nays, 32; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aafedt | Emerson | Hougen | Sandness |
| Aamoth | Erickson, K. | Jenkins | Sanstead |
| Aas | Freeman | Lang | Schaffer |
| Anderson | Froelich | Larson, G. | Seibel |
| Atkinson | Giffey | Larson, L. | Solberg, I. |
| Austin | Glaspey | Leibhan | Solberg, O. |
| Backes | Grant | Linderman | Streibel |
| Belter | Haugland | Link | Swedlund |
| Boustead | Henning | Matheny | Thompson |
| Bunker | Hensrud | Metzger | Wagner |
| Burke | Hentges | Miedema | Weber |
| Dahl | Hickle | Olienyk | Welder |
| Davis | Hilleboe | Opedahl | Wells |
| Dick | Hoffner | Powers | Wilkie |
| Diehl | Hoghaug | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-----------|
| Berg | Erickson, W. | Knudson | Rundle |
| Bernabucci | Gackle | Kuehn | Simonson |
| Bier | Ganser | Lillehaugen | Stoltenow |
| Boyum | Halcrow | McDonald | Stone |
| Bullis | Johnson, K. | Moquist | Strinden |
| Connolly | Jones | Mueller | Thorsgard |
| Dawson | Kelsch | Peterson, J. | Tweten |
| DeKrey | Kingsbury | Rivinius | White |

Absent and not voting:

| | | | |
|-----------|---------|--------------|---------|
| Dornacker | Goodman | Peterson, R. | Reimers |
| Eagles | Lundene | | |

So the bill passed and the title was agreed to.

Senate Bill No. 356. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota Century Code, relating to the powers and duties of the director of accounts and purchases.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Sanstead |
| Aamoth | Erickson, W. | Kuehn | Schaffer |
| Aas | Freeman | Lang | Seibel |
| Anderson | Froelich | Larson, G. | Simonson |
| Atkinson | Ganser | Larson, L. | Solberg, I. |
| Austin | Giffey | Leibhan | Solberg, O. |
| Backes | Glaspey | Lillehaugen | Stoltenow |
| Belter | Grant | Linderman | Stone |
| Berg | Halcrow | Link | Streibel |
| Bernabucci | Haugland | McDonald | Strinden |
| Bier | Henning | Metzger | Swedlund |
| Boustead | Hensrud | Miedema | Thompson |
| Boyum | Hentges | Moquist | Thorsgard |
| Bullis | Hickle | Olienyk | Tweten |
| Bunker | Hilleboe | Opedahl | Wagner |
| Burke | Hoffner | Peterson, J. | Weber |
| Dahl | Hougen | Powers | Welder |
| Dawson | Jenkins | Register | Wells |
| DeKrey | Johnson, K. | Rivinius | White |
| Dick | Jones | Rundle | Wilkie |
| Diehl | Kingsbury | Sandness | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|----------|---------|---------|---------|
| Connolly | Gackle | Matheny | Mueller |
| Davis | Hoghaug | | |

Absent and not voting:

| | | | |
|-----------|---------|--------------|---------|
| Dornacker | Goodman | Lundene | Reimers |
| Eagles | Kelsch | Peterson, R. | |

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 18, 1969

Mr. President: I have the honor to transmit:

House Bill No. 2
 House Bill No. 3
 House Bill No. 4
 House Bill No. 83
 House Bill No. 174
 House Bill No. 175
 House Bill No. 254
 House Bill No. 353
 House Bill No. 361
 House Bill No. 456
 House Bill No. 469
 House Bill No. 489
 House Bill No. 495

House Concurrent Resolution No. 27

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 18, 1969

Mr. President: I have the honor to transmit:

House Bill No. 23
House Bill No. 118
House Bill No. 135
House Bill No. 55
House Bill No. 155
House Bill No. 506
House Concurrent Resolution No. 28
House Concurrent Resoluion No. 35

Which the Speaker has signed and, your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 18, 1969

Mr. President: I have the honor to return:

Senate Bill No. 90
Senate Concurrent Resolution No. 7

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 18, 1969

Mr. President: I have the honor to return:

Senate Bill No. 94
Senate Bill No. 162
Senate Bill No. 167
Senate Bill No. 181
Senate Bill No. 294

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 52. A Concurrent Resolution commending Mrs. Frank Bodine of Velva, North Dakota, upon her selection as North Dakota Mother of the Year and as National Mother of the Year.

Was read the first time.

Representative Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 52 be not referred to committee, but be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 52. A Concurrent Resolution commending Mrs. Frank Bodine of Velva, North Dakota, upon her selection as North Dakota Mother of the Year and as National Mother of the Year.

Was read the second time.

Rep. Streibel moved that Senate Concurrent Resolution No. 52 be adopted.

The question being on the final adoption of the resolution.

So the Senate Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand recessed until 12:30 P.M., February 19, 1969, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 6. A Bill for an Act making an appropriation for the use of the North Dakota economic development commission and state planning agency.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 24. A Bill for an Act making an appropriation for the operating and maintenance expenses of the public health department.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 65. A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-38-04 of the North Dakota Century Code, to provide for exclusion of income of a nonresident received from personal or professional services performed in this state if the state in which the nonresident resides grants reciprocal treatment to residents of this state, and providing an effective date.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 231. A Bill for an Act to amend and reenact sections 57-36-06 and 57-36-10, subsection 1 of section 57-36-27, and subsection 2 of section 57-36-31 of the North Dakota Century Code, providing for an increase in the cigarette tax, allocating proceeds to cities, and providing that stamps may be purchased at a discount of three percent.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 269. A Bill for an Act to amend and reenact subsection 1 of section 57-38-01.2 of the North Dakota Century Code by creating a new subdivision thereto, relating to an adjustment to taxable income for income received under the United States Civil Service Retirement Act.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 286. A Bill for an Act to create and enact a section of the North Dakota Century Code to provide assistance and medical care for public intoxication; to provide a penalty for disturbing the public peace or disorderly conduct; to eliminate punishment for public intoxication; and to repeal section 5-01-05, relating to the penalty for public intoxication.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 313. A Bill for an Act to amend and reenact section 39-17-10 of the North Dakota Century Code, relating to repayment by a motorist of payments made on his behalf by the unsatisfied judgment fund, and providing that, under the supervision of the court, the repayment amount may be compromised.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 314. A Bill for an Act to amend and reenact section 49-21-21 of the North Dakota Century Code, relating to fraudulent telecommunications, and providing a penalty.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 364. A Bill for an Act directing the state board of higher education to sell and transfer certain land and the improvements thereon owned by the state of North Dakota for the benefit and use of the North Dakota state university of agriculture and

applied science, and for the proceeds of such sale to be deposited in the general fund.

Was read the first time and referred to the committee on Education.

Senate Bill No. 395. A Bill for an Act to amend and reenact section 27-07-40 of the North Dakota Century Code, to permit the county court to collect certain fees as set forth and to deposit them monthly with the county treasurer.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 397. A Bill for an Act to amend and reenact section 27-05-08 of the North Dakota Century Code, relating to the location of the chambers of the district judges.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 439. A Bill for an Act to amend and reenact subsections 4 and 6 of section 61-24-08 of the North Dakota Century Code, relating to the powers and duties of the Board of directors of the Garrison Diversion Conservancy District.

Was read the first time and referred to the committee on State and Federal Government.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTY-SEVENTH DAY AFTER RECESS AND
THIRTY-EIGHTH DAY

Bismarck, February 19, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

MOTIONS

Rep. Hoghaug moved that House Concurrent Resolution No. 42 be returned to the House from the Committee on Industry and Business, which motion prevailed.

Rep. Hoghaug requested unanimous consent of the House to withdraw House Concurrent Resolution No. 42, which request was granted.

Rep. Aamoth moved that House Concurrent Resolution No. 67 be returned to the House from the Committee on Industry and Business, which motion prevailed.

Rep. Aamoth requested unanimous consent of the House to withdraw House Concurrent Resolution No. 67, which request was granted.

Rep. Sanstead moved that House Bill No. 251 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Sanstead requested unanimous consent of the House to withdraw House Bill No. 251, which request was granted.

Rep. Eagles moved that House Bill No. 479 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Eagles requested the unanimous consent of the House to withdraw House Bill No. 479, which request was granted.

Rep. Dornacker requested that the Committee on Finance and Taxation be excused from the session for fifteen minutes for the purpose of a committee meeting, which request was granted.

Rep. Streibel moved that the House suspend the rules in regard to that portion of House Rule No. 45 whereby resolutions must be reported back to the House no later than the Thirty-eighth Day, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the amendments to the following: House Bills Nos. 1, 168, 179, 282, 405, 454, 484, and 507, and Senate Bill No. 323, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 1 as recommended by the Committee on Appropriations as printed on pages 684 and 685 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 168 as recommended by the Committee on Education as printed on page 688 of the House Journal be adopted, which motion prevailed. House Bill No. 168 was re-referred to the Committee on Appropriations.

Rep. Dornacker moved that the amendments to House Bill No. 179 as recommended by the Committee on Finance and Taxation as printed on page 686 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 282 as recommended by the Committee on Education as printed on page 688 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 405 as recommended by the Committee on Finance and Taxation as printed on page 687 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 454 as recommended by the Committee on Political Subdivisions as printed on pages 686 and 687 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to House Bill No. 507 as recommended by the Committee on State and Federal Government as printed on page 691 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Berg moved that House Bill No. 507 be re-referred to the Committee on Appropriations, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Hilleboe moved that the amendments to House Bill No. 484 as recommended by the Committee on State and Federal Government as printed on pages 690 and 691 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 323 as recommended by the Committee on State and Federal Government as printed on page 692 of the House Journal be adopted, which motion prevailed.

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 163

And find the same correctly Re-engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

House Bill No. 7

House Bill No. 10

House Bill No. 245

House Bill No. 259

House Bill No. 417

House Bill No. 458

House Bill No. 463

House Concurrent Resolution No. 19

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 488 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title delete the words "within the"

In the second line of the title delete the words "department of agriculture"

In line 20 delete the words "within the department of agriculture"

In line 25 delete the words "director of the"

In line 26 delete the words "agricultural experiment station" and insert in lieu thereof the words "vice president for agriculture at North Dakota state university"

In line 27 delete the words "committee and upon"

In line 28 delete the words "authorization by the commissioner of agriculture" and insert in lieu thereof the word "board"

In line 29 delete the word "committee" and insert in lieu thereof the word "board"

In line 41 delete the word "committee" and insert in lieu thereof the word "board"; and delete the words "director of the experiment"

In line 42 delete the word "station" and insert in lieu thereof the words "vice president for agriculture at North Dakota state university"

In line 43 delete the words "the commissioner of agriculture or"

In line 44 delete the word "committee" in both places where it appears and insert in lieu thereof the word "board"

In line 46 delete the word "committee" and insert in lieu thereof the word "board"

In line 53 after the period insert the following: "Officers of the foundation board shall be elected annually and shall consist of a president and secretary. The executive officer of the foundation board shall be the vice president for agriculture at North Dakota state university."

In line 54 delete the word "committee" and insert in lieu thereof the word "board"

In line 56 delete the word "committee" and insert in lieu thereof the word "board"

In line 58 delete the numeral "2" and insert in lieu thereof the numeral "3"

In line 64 after the second quotation marks insert the following:

"Expenditures from the fund shall be prepared in abstract form each month, showing the name and amount due each claimant. The abstract shall be submitted to the department of accounts and purchases and a warrant-check shall be prepared for the total amount claimed in the abstract. The funds disbursed shall be deposited in the Bank of North Dakota to the credit of the foundation and shall be subject to individual checks signed by the executive officer of the foundation board or his designated representative."

In line 65 delete the numeral "3" and insert in lieu thereof the numeral "4"

In line 68 delete the words "commissioner of agriculture" and insert in lieu thereof the words "agricultural research foundation"

And renumber the lines accordingly.

And be re-referred to the Committee on Appropriations.

REP. K. JOHNSON, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Streibel moved that the rules be suspended and House Bill No. 488 be placed on Sixth Order for adoption of amendments, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. K. Johnson moved that the amendments to House Bill No. 488 as recommended by the Committee on Agriculture of the House Journal be adopted, which motion prevailed.

Rep. Streibel moved that House Bill No. 488 be re-referred to Committee on Appropriations, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution Bill No. 36 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 51 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 54 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 341 has had the same under consideration and recommends that the same be amended as follows:

In line 13 after the triple parentheses insert the following:

"of sales or use taxes paid, the make, year, and model of the farm machinery purchased, and the make, year, and model of the farm machinery traded in. The assessor shall attach, on a form furnished by the state tax commissioner, his statement that written proof was furnished by the buyer"

In line 15 after the period insert the following:

"The assessor shall assess to the buyer the machine owned by the buyer at the value of the machine traded in thereon."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 388 has had the same under consideration and recommends that the same be amended as follows:

In line 89 delete the word "employee" and insert in lieu thereof the word "employ"

In line 171 remove the triple parentheses before the ","

In line 172 remove the triple parentheses after the word "annually"

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 474 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted. House Bill No. 474 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 20 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill after the words "the sum of" delete the sum \$3,262,720.00 and in lieu thereof insert the sum \$4,595,120.00.

Line 4 after the word "which" delete the sum \$2,636,976.00 and in lieu thereof insert the sum \$3,969,376.00.

Line 10 delete the sum \$299,314.00 and in lieu thereof insert the sum \$439,314.00.

Line 11 delete the sum \$28,236.00 and in lieu thereof insert the sum \$80,636.00.

Line 12 delete the sum \$17,200.00 and in lieu thereof insert the sum \$67,200.00.

Line 14 delete the sum \$1,920,335.00 and in lieu thereof insert the sum \$3,010,335.00.

Line 15 delete the sum \$3,262,720.00 and in lieu thereof insert the sum \$4,595,120.00.

Line 16 delete the sum \$2,636,976.00 and in lieu thereof insert the sum \$3,969,376.00.

After line 17, add a new section, as follows:

"SECTION 2.) Present annual individual salaries under \$3,600 shall be increased by 10% the first year of the biennium and 5% the second year of the biennium. The total amount of all present salaries between the \$3,600 and \$6,000 range may be increased by 5% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution. The total amount of all present salaries exceeding \$6,000 per annum may be increased by 3% each year of the biennium, the amount of individual raises to be determined by the Department, Agency or Institution.

It is not the intent of the Legislature to manage or classify salaries. It is, however, the intent of the Legislature to guarantee the salary increases specified for those employees now receiving an annual wage of less than \$3,600.00."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The Vocational Rehabilitation budget was increased by \$1,332,400.00 to reflect federal funds and anticipated for the vocational rehabilitation industrial and alcoholism programs at the State Hospital. The allocation of these moneys is as follows:

| | |
|-------------------------|----------------|
| Fees and services | \$140,000.00 |
| Supplies | 52,400.00 |
| Equipment | 50,000.00 |
| Case services | 1,090,000.00 |
| | <hr/> |
| | \$1,332,400.00 |

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 335 has had the same under consideration and recommends that the same be amended as follows:

In line 20 following the period, insert the following:

"Inspections under this Act shall be performed by the state laboratories department."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 350 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title of the engrossed bill following the word "drugs" insert the following language " , and declaring an emergency"

Following line 41 insert the following new section:

SECTION 3. EMERGENCY.) This measure is hereby declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 399 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 413 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 448 has had the same under consideration and recommends that the same be amended as follows:

In line 5 of the title after the word "dollars" delete the word "and" and insert in lieu thereof a comma

In line 5 of the title after the word "four " delete and "and one-fourth"

In line 6 of the title after the word "percent" add the following: "and increase repayment time"

In line 30 place triple parentheses around the word "twenty" and insert in lieu thereof the word "thirty"

In line 34 place triple parentheses around the word "twenty" and insert in lieu thereof the word "thirty"

In line 39 delete the following: "and one-fourth"

In line 53 delete the following: "and one-"

In line 54 delete the word "fourth"

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 467 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 480 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Welder moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 302 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 437 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 462 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Glaspey moved that the report be adopted.

Rep. Ganser moved a substitute motion to place House Bill No. 462 on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 483 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Knudson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 32 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Aas moved that the House reconsider its action by which House Bill No. 36 was lost, which motion prevailed.

Rep. Aas moved that House Bill No. 36 be placed on the calendar for Second Reading and Final Passage, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred House Concurrent Resolution No. 62 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Kelsch moved that the House reconsider its action by which the amendments to House Bill No. 410 were adopted, which motion prevailed.

Rep. Kelsch moved that the House reconsider its action by which the Committee Report on House Bill No. 410 was adopted, which motion prevailed.

Rep. Kelsch requested unanimous consent of the House to withdraw House Bill No. 410, which request was granted.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 19, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 23

House Bill No. 55

House Bill No. 118

House Bill No. 135

House Bill No. 155

House Bill No. 506

House Concurrent Resolution No. 28

House Concurrent Resolution No. 35

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 19, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 71

Senate Bill No. 77

Senate Bill No. 128

Senate Bill No. 129

Senate Bill No. 131

Senate Bill No. 132

Senate Bill No. 133

Senate Bill No. 134

Senate Bill No. 135

Senate Bill No. 136

Senate Bill No. 140

Senate Bill No. 141

Senate Bill No. 147

Senate Bill No. 170

Senate Bill No. 179

Senate Bill No. 219

Senate Bill No. 244

Senate Concurrent Resolution No. 4

Senate Concurrent Resolution No. 26

Senate Concurrent Resolution No. 30

Senate Concurrent Resolution No. 35

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Warren Allen, and Rep. Allen was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Concurrent Resolution No. 65 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 133 has had the same under consideration and recommends that the same be amended as follows:

In line 11 delete the word "four" and place in lieu thereof the word "three"

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 138 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after "A BILL" and insert in lieu thereof the following:

For an Act to amend and reenact section 35-01-05.1 of the 1967 Supplement, relating to security interests in motor vehicles, and sections 41-09-05 (9-105), 41-09-10 (9-110), 41-09-23 (9-302), 41-09-34 (9-313), 41-09-40 (9-401), 41-09-41 (9-402), 41-09-42 (9-403), and 41-09-44 (9-405), of the North Dakota Century Code, relating to security interests in certain personal property under the Uniform Commercial Code.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 35-01-05.1 of the 1967
2 supplement to the North Dakota Century Code is hereby
2a amended

3 and reenacted to read as follows:

4 35-01-05.1 WHEN SECURITY INTEREST IN MOTOR
4a VEHICLE VALID.)

5 No security interest in a motor vehicle **which is not inventory**
6 **held for sale** shall be valid as against subsequent purchasers and
7 encumbrances of the property in good faith and for value unless
8 the security interest is clearly indicated upon the certificate of
9 title to the motor vehicle or unless such certificate of title is
10 in the possession of the secured party.

11 SECTION 2. AMENDMENT.) Section 41-09-05 (9-105) of
11a the North

12 Dakota Century Code is hereby amended and reenacted to read
12a as

13 follows:

14 41-09-05 (9-105) DEFINITIONS AND INDEX OF
14a DEFINITIONS.)

15 1. In this chapter unless the context otherwise requires:

16 a. "Account debtor" means the person who is obligated on
17 an account, chattel paper, contract right or general
18 intangible;

19 b. "Chattel paper" means a writing or writings which
20 evidence both a monetary obligation and a security
21 interest in or a lease of specific goods; a charter or
22 other contract involving the use or hire of a vessel
23 is not a chattel paper. When a transaction is
24 evidenced both by such a security agreement or a lease
25 and by an instrument or a series of instruments, the
26 group of writings taken together constitutes chattel
27 paper;

28 c. "Collateral" means the property subject to a security
29 interest, and includes accounts, contract rights and
30 chattel paper which have been sold;

31 d. "Debtor" means the person who owes payment or other
32 performance of the obligation secured, whether or not
33 he owns or has rights in the collateral, and includes
34 the seller of accounts, contract rights or chattel paper.
35 Where the debtor and the owner of the collateral are
35a not

36 the same person, the term "debtor" means the owner of
37 the collateral in any provision of the chapter dealing

- 38 with the collateral, the obligor in any provision dealing
 39 with the obligation, and may include both where the
 40 context so requires;
- 41 e. "Document" means document of title as defined in the
 42 general definitions of chapter 41-01 (section
 42a 41-01-11);
- 43 f. "Encumbrance" includes real estate mortgages and
 43a other
 44 liens on real estate;
- 45 ((f.)) "Goods" includes all things which are movable at the
 46 time the security interest attaches or which are fixtures
 47 (section 41-09-34), but does not include money,
 47a documents,
 48 instruments, accounts, chattel paper, general in-
 49 tangible, contract rights and other things in action.
 50 "Goods" also include the unborn young of animals and
 51 growing crops;
- 52 ((g.)) "Instrument" means a negotiable instrument
 52a (defined
 53 h. in section 41-03-04), or a security (defined in section
 54 41-08-02) or any other writing which evidences a right
 55 to the payment of money and is not itself a security
 56 agreement or lease and is of a type which is in ordinary
 57 course of business transferred by delivery with any
 58 necessary endorsement or assignment;
- 59 i. "Mortgage" means a real estate mortgage or a similar
 60 consensual interest such as a trust deed on real
 61 estate, however denominated;
- 62 ((h.)) "Security agreement" means an agreement which
 62a creates
 63 j. or provides for a security interest;
- 64 ((i.)) "Secured party" means a lender, seller or other
 64a person
 65 k. in whose favor there is a security interest, including
 66 a person to whom accounts, contract rights or chattel
 67 paper have been sold. When the holders of obligations
 68 issued under an indenture of trust, equipment trust
 69 agreement or the like are represented by a trustee or
 70 other person, the representative is the secured party.
- 71 1. "Transmitting utility" means any person primarily
 72 engaged in the railroad or street railway business, the
 73 electric or electronics communications transmission
 74 business, the transmission of goods by pipeline, or the
 75 transmission or the production and transmission of
 76 electricity, steam, gas or water, or the provision of
 77 sewer service.
- 78 2. Other definitions applying to this chapter and the sections
 79 in which they appear are:
- | | |
|--|-----------------------|
| 80 "Account". | Section 41-09-06. |
| 81 "Consumer goods". | Section 41-09-09 (1). |
| 82 "Contract rights". | Section 41-09-06. |
| 83 "Equipment". | Section 41-09-09 (2). |
| 84 "Farm products". | Section 41-09-09 (3). |
| 85 "Fixtures". | Section 41-09-34. |
| 86 "Fixture filing". | Section 41-09-34. |
| 87 "General intangibles". | Section 49-09-06. |
| 88 "Inventory". | Section 41-09-09 (4). |
| 89 "Lien creditor". | Section 41-09-22 (3). |
| 90 "Proceeds". | Section 41-09-27 (1). |
| 91 "Purchase money security interest". | Section 41-09-07. |
| 92 "Real estate interest". | Section 41-09-34. |
- 93 3. The following definitions in other chapters apply to this
 94 chapter:

- 95 "Check". Section 41-03-04.
- 96 "Contract for sale". Section 41-02-06.
- 97 "Holder in due course". Section 41-03-32.
- 98 "Note". Section 41-03-04.
- 99 "Sale". Section 41-02-06.
- 100 4. In addition chapter 41-01 contains general definitions and
- 101 principles of construction and interpretation applicable
- 102 throughout this chapter.
- 103 SECTION 3. AMENDMENT.) Section 41-09-10 (9-110) of
- 103a the North
- 104 Dakota Century Code is hereby amended and reenacted to read as
- 105 follows:
- 106 41-09-10. (9-110) SUFFICIENCY OF DESCRIPTION.) (((For
- 106a the
- 107 purposes of this chapter any description of personal property or
- 108 real estate is sufficient whether or not it is specific if it
- 109 reasonably identifies what is described.)))
- 110 **Except as provided in section 41-09-41 on formal requirements**
- 111 **of a financing statement, any description of personal property or**
- 112 **real estate whether or not it is specific is sufficient for the**
- 113 **purposes of this chapter if it reasonably identifies what is**
- 114 **described.**
- 115 SECTION 4. AMENDMENT.) Section 41-09-23 (9-302) of the
- 115a North
- 116 Dakota Century Code is hereby amended and reenacted to read as
- 117 follows:
- 118 41-09-23. (9-302) WHEN FILING IS REQUIRED TO
- 118a PERFECT SECURITY
- 119 INTEREST — SECURITY INTERESTS TO WHICH FILING
- 119a PROVISIONS OF THIS
- 120 CHAPTER DO NOT APPLY.)
- 121 1. A financing statement must be filed to perfect all security
- 122 interests except the following:
- 123 a. a security interest in collateral in possession of the
- 124 secured party under section 41-09-26;
- 125 b. a security interest temporarily perfected in
- 125a instruments
- 126 or documents without delivery under section 41-09-25
- 127 or in proceeds for a ten-day period under section
- 128 41-09-27;
- 129 c. a purchase money security interest in farm equipment
- 130 having a purchase price not in excess of two thousand
- 131 five hundred dollars; but filing is required (((for
- 132 a fixture under section 41-09-34 or))) for a motor
- 133 vehicle required to be licensed **and fixture filing is**
- 134 **required for priority over a conflicting real estate**
- 135 **interest in a fixture as provided in section 41-09-34;**
- 136 d. a purchase money security interest in consumer goods;
- 137 but filing is required (((for a fixture under section
- 138 41-09-34 or))) for a motor vehicle required to be
- 139 licensed **and fixture filing is required for priority**
- 140 **over a conflicting real estate interest in a fixture**
- 141 **as provided in section 41-09-34;**
- 142 e. an assignment of accounts or contract rights which
- 142a does
- 143 not alone or in conjunction with other assignments to
- 144 the same assignee transfer a significant part of the
- 145 outstanding accounts or contract rights of the
- 145a assignor;
- 146 f. a security interest of a collecting bank (section 41-04-
- 148 18) or arising under the chapter on Sales (see section
- 149 41-09-13) or covered in subsection 3 of this section.
- 150 2. If a secured party assigns a perfected security interest,

- 151 no filing under this chapter is required in order to
 151a contin-
 152 ue the perfected status of the security interest against
 153 creditors of and transferees from the original debtor.
 154 3. The filing provisions of this chapter do not apply to a
 155 security interest in property subject to a statute
 156 a. of the United States which provides for a national
 157 registration or filing of all security interests in
 158 such property; or
 159 b. ((of this state which provides for central filing of,
 160 or which requires indication on a certificate of title
 161 of, such security interest in such property.)))
 162 **of this state which provides for central filing of**
 163 **security interests in such property, or in a motor**
 164 **vehicle which is not inventory held for sale for which**
 165 **a certificate of title is required under the statutes**
 166 **of this state if a notation of such a security interest**
 167 **can be indicated by a public official on a certificate**
 168 **or a duplicate thereof.**
 169 4. A security interest in property covered by a statute
 170 described in subsection 3 can be perfected only by regis-
 171 tration or filing under that statute or by indication of
 172 the security interest on a certificate of title or a
 173 duplicate thereof by a public official.

174 SECTION 5. AMENDMENT.) Section 41-09-34 (9-313) of
 174a the North

175 Dakota Century Code is hereby amended and reenacted to read as
 176 follows:

177 41-09-34. (9-313) PRIORITY OF SECURITY INTERESTS IN
 177a FIXTURES.)

- 178 ((1. The rules of this section do not apply to goods
 179 incorporated into a structure in the manner of lumber,
 179a bricks,
 180 tile, cement, glass, metal work and the like and no security
 181 interest in them exists under this chapter unless the
 181a structure
 182 remains personal property under applicable law. The law
 182a of
 183 this state other than this title determines whether and
 183a when
 184 other goods become fixtures. This title does not prevent
 185 creation of an encumbrance upon fixtures or real estate
 186 pursuant to the law applicable to real estate.))
 187 ((2. A security interest which attaches to goods before they
 188 become fixtures takes priority as to the goods over the
 189 claims of all persons who have an interest in the real
 190 estate except as stated in subsection 4.))
 191 ((3. A security interest which attaches to goods after they
 192 become fixtures is valid against all persons subsequently
 193 acquiring interests in the real estate except as stated in
 194 subsection 4 but is invalid against any person with an
 195 interest in the real estate at the time the security inter-
 196 est attaches to the goods who has not in writing consented
 197 to the security interest or disclaimed an interest in the
 198 goods as fixtures.))
 199 ((4. The security interests described in subsections 2 and
 200 3 do not take priority over
 201 a. a subsequent purchaser for value of any interest in the
 202 real estate; or
 203 b. a creditor with a lien on the real estate subsequently
 204 obtained by judicial proceedings; or
 205 c. a creditor with a prior encumbrance of record on the
 206 real estate to the extent that he makes subsequent

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advances

if the subsequent purchase is made, the lien by judicial proceedings is obtained, or the subsequent advance under the prior encumbrance is made or contracted for without knowledge of the security interest and before it is perfected. A purchaser of the real estate at a foreclosure sale other than an encumbrance purchasing at his own foreclosure sale is a subsequent purchaser within this section.))

((5. When under subsections 2 or 3 and 4 a secured party has priority over the claims of all persons who have interests in real estate, he may, on default, subject to the provisions of part 5, remove his collateral from the real estate but he must reimburse any encumbrancer or owner of the real estate who is not the debtor and who has not otherwise agreed for the cost of repair of any physical injury, but not for any diminution in value of the real estate caused by the absence of the goods removed or by any necessity for replacing them. A person entitled to reimbursement may refuse permission to remove until the secured party gives adequate security for the performance of this obligation.))

1. a. This section governs the priority between a security interest in goods, including fixtures, and a real estate interest in the goods. The declaration in this section that certain goods are not fixtures is only for the purpose of the priority rules stated in this section, and does not determine whether an interest in the goods passes under a conveyance or mortgage of the real estate or whether the goods are part of real estate under the law of this state other than this title.
- b. For the purpose of this section and the provisions in part 4 of this chapter referring to fixture filing, the following definitions apply:
 - (1) Goods are "fixtures" when they are so related to particular real estate that under the law of this state other than this title an interest in the goods would pass as part of the real estate under a conveyance or mortgage thereof without specific mention of the goods, except as stated in this paragraph. Where ordinary building materials are incorporated in an improvement upon land, which improvement is itself not a fixture, the materials are real estate and not a fixture. An improvement upon land is not a fixture unless it is readily removable from the land. Readily removable factory and office machines and readily removable replacements of domestic appliances are not fixtures. Where the debtor is a tenant, goods which he has a right to remove are not fixtures but are personal property. Standing timber and growing crops and oil, gas and minerals before severance are not fixtures.
 - (2) The term "ordinary building materials" includes lumber, millwork, brick, tile, siding, roofing, cement, glass, wiring, piping and structural members, other than readily removable items of special value such as ornamental metal work, ornamental mantels and carved panelling.
 - (3) A "real estate interest" in goods including a fixture is an interest held solely by virtue of an interest in real estate and is not a security

- 270 interest under this chapter.
 271 (4) A mortgage of real estate is a "construction mort-
 272 gage" if it secures an obligation incurred for the
 273 construction or improvement of real estate or
 274 to the extent that it is a refinancing of a con-
 275 struction mortgage, and the record so indicates.
 276 (5) A "fixture filing" is the filing of a financing
 277 statement in the office where a mortgage on the re-
 278 lated real estate would be filed or recorded, which
 279 conforms to the requirements of subsection 6 of
 280 section 41-09-41.
- 281 2. Nothing in this title prevents the creation of a real
 282 estate interest in a fixture pursuant to the law of this
 283 state other than this title. A writing which as a real
 284 estate mortgage creates a real estate interest in a fixture
 285 may also provide for a security interest in the fixture,
 286 but the validity, perfection and priority of the security
 287 interest are governed by the provisions of this chapter.
 - 288 3. There can be no security interest in ordinary building
 289 materials after they become so related to real estate as to
 290 be a part thereof, unless the structure of which they form
 291 a part is a fixture.
 - 292 4. Any security interest in goods which are not fixtures
 293 under this section (other than goods wrongfully removed
 294 from real estate) has priority over any real estate
 295 interest in the goods.
 - 296 5. A real estate interest in a fixture of any encumbrancer
 297 or owner of the real estate who is not the debtor has
 298 priority over a conflicting security interest except as
 299 follows:
 - 300 a. The security interest has priority over a lien upon the
 301 fixture by legal or equitable proceedings obtained
 302 after the security interest was perfected by fixture
 303 filing or otherwise.
 - 304 b. The security interest has priority over the real estate
 305 interest (other than a construction mortgage to finance
 306 a construction or improvement including the fixture
 307 which is of record before the goods become a fixture)
 308 if the security interest is a purchase money security
 309 interest, the debtor has an interest of record in the
 310 real estate, and the security interest is perfected by
 311 a fixture filing before the goods become a fixture or
 312 within ten days thereafter.
 - 313 c. The security interest has priority over an encumbrance
 314 if the debtor has an interest of record in the real
 315 estate and the security interest is perfected by a
 316 fixture filing before the encumbrance is recorded.
 - 317 6. When a secured party has a security interest in a fixture
 318 and the security interest has priority over all real estate
 319 interests in the fixture, he may, on default, subject to
 320 the provisions of part 5, remove his collateral from the
 321 real estate but he must reimburse any encumbrance or
 322 owner of the real estate who is not the debtor and who
 323 has not otherwise agreed for the cost of repair of any
 324 physical injury, but not for any diminution in value of the
 325 real estate caused by the absence of the goods removed or
 326 by any necessity of replacing them. A person entitled
 327 to reimbursement may refuse permission to remove until
 327a the
 328 secured party gives adequate security for the performance
 329 of this obligation.
- 330 SECTION 6. AMENDMENT.) Section 41-09-40 (9-401) of the
 330a North

331 Dakota Century Code is hereby amended and reenacted to read
331a as

334 follows:

335 41-09-40. (9-401) PLACE OF FILING — ERRONEOUS
335a FILING —
336 REMOVAL OF COLLATERAL.)

- 337 1. The proper place to file in order to perfect a security
338 interest is as follows:
- 339 a. when the collateral is equipment used in farming
340 operations, or farm products, or accounts, contract
341 rights or general intangibles arising from or relating
342 to the sale of farm products by a farmer, or consumer
343 goods, then in the office of the register of deeds
344 in the county of the debtor's residence or if the
345 debtor is not a resident of this state then in the
346 office of the register of deeds in the county where
347 the goods are kept, and in addition when the collateral
348 is crops, as **provided in subdivision b of this sub-**
349 **section** ((in the office of the register of deeds in
350 the county where the land on which the crops are
351 growing or to be grown is located));
- 352 b. when the collateral is ((goods which at the time the
353 security interest attaches are or are to become
354 fixtures)) **crops growing or to be grown, or when the**
355 **financing statement is filed as a fixture filing**
356 **(section 41-09-34) and the collateral is goods which**
357 **are or are to become fixtures**, then in the office
358 where a mortgage on the real estate concerned would
359 be filed or recorded;
- 360 c. in all other cases, in the office of the secretary of
361 state.
- 362 2. A filing which is made in good faith in an improper place
363 or not in all of the places required by this section is
364 nevertheless effective with regard to any collateral as
365 to which the filing complied with the requirements of this
366 chapter and is also effective with regard to collateral
367 covered by the financing statement against any person
368 who has knowledge of the contents of such financing
369 statement.
- 370 3. A filing which is made in the proper place in this state
371 continues effective even though the debtor's residence or
372 place of business or the location of the collateral or
373 its use, whichever controlled the original filing, is
374 thereafter changed.
- 375 4. If collateral is brought into this state from another
376 jurisdiction, the rules stated in section 41-09-03 determine
377 whether filing is necessary in this state.
- 378 5. **Notwithstanding the preceding subsections, and subject**
379 **to subsection 3 of section 41-09-23, the proper place to**
380 **file in order to perfect a security interest in collateral,**
381 **including fixtures, of a transmitting utility is in the**
382 **office of the secretary of state. This filing constitutes**
383 **a fixture filing (section 41-09-34) as to the collateral**
384 **described therein which is or is to become fixtures.**

385 SECTION 7. AMENDMENT.) Section 41-09-41 (9-402) of the
385a North

386 Dakota Century Code is hereby amended and reenacted to read as
387 follows:

388 41-09-41. (9-402) FORMAL REQUISITES OF FINANCING
388a STATEMENT —
389 AMENDMENTS.)

- 390 1. A financing statement is sufficient if it is signed by
391 the debtor and the secured party, gives an address of the

- 392 secured party from which information concerning the
 392a security
 393 interest may be obtained, gives a mailing address of the
 394 debtor and contains a statement indicating the types, or
 395 describing the items, of collateral. A financing statement
 396 may be filed before a security agreement is made or a
 397 security interest otherwise attaches. When the financing
 398 statement covers crops growing or to be grown or goods
 399 which are or are to become fixtures, the statement must
 400 also contain a description of the real estate concerned
 401 or when the financing statement is filed as a fixture
 402 filing (section 41-09-34) and the collateral is goods
 403 which are or are to become fixtures, the statement must
 404 also comply with subsection 6. A copy of the security
 405 agreement is sufficient as a financing statement if it
 406 contains the above information and is signed by ((both
 407 parties))) the debtor.
2. A financing statement which otherwise complies with
 subsection 1 is sufficient ((although)) when it is
 signed
 409a (((only))) by the secured party **instead of the debtor**
 410 (((when))) if it is filed to perfect a security interest
 411 in
 412 in
 413 a. collateral already subject to a security interest in
 414 another jurisdiction when it is brought into this
 415 state. Such a financing statement must state that the
 416 collateral was brought into this state under such
 417 circumstances.
 418 b. proceeds under section 41-09-27 if the security interest
 419 in the original collateral was perfected. Such a
 420 financing statement must describe the original collateral.
 421 a. collateral as to which a security interest once per-
 422 fected by filing has lapsed, or is about to lapse, if
 423 it is still effective between the parties.
 424
3. A form substantially as follows is sufficient to comply
 with subsection 1:
 425 Name of debtor (or assignor) _____
 426 Address _____
 427 Name of secured party (or assignee) _____
 428 Address _____
- a. This financing statement covers the following types
 431 (or items) of property:
 432 (Describe) _____
 433
- b. (If collateral is crops)
 434 The above described crops are growing or are to be
 435 grown on:
 436 (Describe Real Estate) _____
 437
- c. (If collateral is goods which are or are to become
 438 fixtures **the financing statement is to be filed as**
 439 **a fixture filing**)
 440 The above described goods are affixed or to be
 441 affixed to:
 442 (Describe Real Estate) _____
 443
- d. (If proceeds or products of collateral are claimed)
 444 Proceeds — Products of the collateral are also covered.
 445 (use) _____
 446 **whichever**) Signature of Debtor (or Assignor)
 447 **is**) _____
 448 **applicable**)) Signature of Secured Party (or
 449 Assignor)
 449a
- 450 4. The term "financing statement" as used in this chapter

- 451 means the original financing statements and any
 451a amendments,
 452 but if any amendment adds collateral, it is effective as
 453 to the added collateral only from the filing date of the
 454 amendment.
- 455 5. A financing statement substantially complying with the
 456 requirements of this section is effective even though it
 457 contains minor errors which are not seriously misleading.
- 458 6. A financing statement covering crops growing or to be
 459 grown or a financing statement filed as a fixture filing
 460 (section 41-09-34) must show that it covers crops or
 461 fixtures and where the debtor is not a transmitting
 462 utility the financing statement must contain a description
 463 of the real estate sufficient if it were contained in a
 464 mortgage of the real estate to give constructive notice
 465 of the mortgage under the law of this state.
- 466 7. If (a) goods are or are to become fixtures related to the
 467 real estate described in a mortgage of the real estate, (b)
 468 the goods are described in the mortgage by item or type
 468a and
 469 the mortgage provides for a security interest in the goods,
 470 (c) the mortgage complies with the requirements for a
 471 financing statement in this section, and (d) the mortgage
 472 is duly recorded, the mortgage is effective from the date
 473 of recording as a financing statement filed as a fixture
 474 filing. No fee with reference to the financing statement
 475 is required other than the regular recording and
 476 and satisfaction fees with respect to the mortgage.

477 SECTION 8. AMENDMENT.) Section 41-09-42 (9-403) of
 477a the North

478 Dakota Century Code is hereby amended and reenacted to read
 478a as

479 follows:
 480 41-09-42. (9-403) WHAT CONSTITUTES FILING —
 480a DURATION OF FIL-
 481 ING — EFFECT OF LAPSED FILING — DUTIES OF
 481a FILING OFFICER.)

- 482 1. Presentation for filing of a financing statement and tender
 483 of the filing fee or acceptance of the statement by the
 484 filing officer constitutes filing under this chapter.
- 485 2. Except as provided in subsection 6, a (((A))) filed
 487 financing statement which states a maturity date of the
 488 obligation secured of five years or less is effective
 489 until such maturity date and thereafter for a period of
 490 sixty days. Any other filed financing statement is
 491 effective for a period of five years from the date of
 492 filing. The effectiveness of a filed financing state-
 493 ment lapses on the expiration of such sixty day period
 494 after a stated maturity date or on the expiration of such
 495 five-year period, as the case may be unless a continuation
 496 statement is filed prior to the lapse. Upon such lapse
 497 the security interest becomes unperfected. A filed finan-
 498 cing statement which states that the obligation secured
 499 is payable on demand is effective for five years from the
 500 date of filing.
- 501 3. A continuation statement may be filed by the secured party
 502 (((i))) (a) within six months before and sixty days
 503 after a stated maturity date of five years or less, and
 504 (((ii))) (b) otherwise within six months prior to the
 505 expiration of the five-year period specified in subsection
 506 2. Any such continuation statement must be signed by the
 507 secured party, identify the original statement by file num-

508 ber and state that the original statement is still
 509 effective. Upon timely filing of the continuation state-
 510 ment, the effectiveness of the original statement is
 511 continued for five years after the last date to which the
 512 filing was effective, whereupon it lapses in the same
 513 manner as provided in subsection 2 unless another continu-
 514 ation statement is filed prior to such lapse. Succeeding
 515 continuation statements may be filed in the same manner
 516 to continue the effectiveness of the original statement.
 517 Unless a statute on disposition of public records provides
 518 otherwise, the filing officer may remove a lapsed
 518a statement

519 from the files and destroy it.
 520 4. **Except as provided in subsection 7, a (((A))) filing**
 521 **officer shall mark each statement with a consecutive file**
 522 **number and with the date and hour of filing and shall**
 523 **hold the statement for public inspection. In addition**
 524 **the filing officer shall index the statements according**
 525 **to the name of the debtor and shall note in the index**
 526 **the file number and the address of the debtor given in**
 527 **the statement.**

528 5. The uniform fee for filing, indexing and furnishing
 529 filing data for an original or a continuation statement
 530 shall be two dollars. When a nonstandard form is
 531 presented for filing, an additional charge of one dollar
 532 shall be made.

533 6. **If the debtor is a transmitting utility (subsection 5 of**
 534 **section 41-09-40) and a filed financing statement so**
 535 **states, it is effective until a termination statement is**
 536 **filed. A real estate mortgage which is effective as a**
 537 **fixture filing under subsection 7 of section 41-09-41**
 538 **remains effective as a fixture filing until the mortgage**
 539 **is released or satisfied of record or its effectiveness**
 540 **otherwise terminates as to the real estate.**

541 7. **Upon payment of the fee required for recording the same,**
 542 **the filing officer shall also record a financing statement**
 543 **filed as a fixture filing, as if it were a mortgage of**
 544 **the real estate described.**

545 SECTION 9. AMENDMENT.) Section 41-09-44 (9-405) of the
 545a North

546 Dakota Century Code is hereby amended and reenacted to read as
 547 follows:

548 41-09-44. (9-405) ASSIGNMENT OF SECURITY INTEREST
 548a — DUTIES

549 OF FILING OFFICER — FEES.)

550 1. A financing statement may disclose an assignment of a
 551 security interest in the collateral described in the
 552 statement by indication in the statement of the name and
 553 address of the assignee or by an assignment itself or a
 554 copy thereof on the face or back of the statement. Either
 555 the original secured party or the assignee may sign
 556 this statement as the secured party. On presentation to
 557 the filing officer of such a financing statement the filing
 558 officer shall mark the same as provided in subsection 4
 559 of section 41-09-42. The uniform fee for filing, indexing
 560 and furnishing filing data for a financing statement so
 561 indicating an assignment shall be two dollars. When a
 562 nonstandard form is presented for filing, an additional
 563 charge of one dollar shall be made.

564 2. A secured party may assign of record all or part of his
 565 rights under a financing statement by the filing in the
 566 **place where the original financing statement was filed**
 567 **of a separate written statement of assignment signed by**

568 the secured party of record and setting forth the name
 569 of the secured party of record and the debtor, and file
 570 number and the date of filing of the financing statement
 571 and the name and address of the assignee and containing
 572 a description of the collateral assigned. A copy of the
 573 assignment is sufficient as a separate statement if it
 574 complies with the preceding sentence. On presentation to
 575 the filing officer of such a separate statement, the
 576 filing officer shall mark such separate statement with
 577 the date and hour of the filing. He shall note the as-
 578 signment on the index of the financing statement, or
 579 in the case of a fixture filing, index the assignment
 580 under the name of the assignor as grantor and, to the
 581 extent that the law of this state provides for indexing
 582 the assignment of a mortgage under the name of the as-
 583 signee, he shall index the assignment of the financing
 584 statement under the name of the assignee. The uniform
 585 fee for filing, indexing and furnishing filing data about
 586 such a separate statement of assignment shall be two
 587 dollars. When a nonstandard form is presented for filing,
 588 an additional charge of one dollar shall be made. Not-
 589 withstanding the provisions of this subsection, an assign-
 590 ment of record of a security interest in a fixture con-
 591 tained in a mortgage effective as a fixture filing (sub-
 592 section 7 of section 41-09-41) may be made only by an
 593 assignment of the mortgage in the manner provided by the
 594 law of this state other than this title.
 595 3. After the disclosure or filing of an assignment under this
 596 section, the assignee is the secured party of record.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 260 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. AAMOTH, Chairman

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 6. A Bill for an Act to appropriate money for the expenses of the legislative branch of government, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Emerson | Kingsbury | Rundle |
| Aamoth | Erickson, K. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |

| | | | |
|------------------------|--------------|--------------|-------------|
| Bernabucci | Grant | Link | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | Rivinius | |
| Absent and not voting: | | | |
| Bier | Erickson, W. | Lundene | |

So the bill passed and the title was agreed to.

House Bill No. 245. A Bill for an Act to create and enact subsection 20 of section 20-01-01 of the North Dakota Century Code, defining furbearing animals; and to amend and reenact section 20-07-02 of the North Dakota Century Code, relating to the taking of furbearing animals.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 72; nays, 22; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Diehl | Kelsch | Register |
| Aamoth | Eagles | Kuehn | Rivinius |
| Aas | Emerson | Lang | Sandness |
| Anderson | Erickson, K. | Larson, G. | Sanstead |
| Atkinson | Freeman | Larson, L. | Solberg, I. |
| Austin | Gackle | Leibhan | Solberg, O. |
| Belter | Glaspey | Linderman | Stone |
| Bernabucci | Goodman | Link | Streibel |
| Bier | Grant | Matheny | Strinden |
| Boustead | Halcrow | McDonald | Swedlund |
| Boyum | Haugland | Metzger | Thompson |
| Bullis | Henning | Miedema | Thorsgard |
| Bunker | Hensrud | Moquist | Tweten |
| Burke | Hentges | Mueller | Wagner |
| Dahl | Hilleboe | Olienyk | Weber |
| Dawson | Hoffner | Opedahl | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Johnson, K. | Powers | White |

Those voting in the negative were:

| | | | |
|----------|-----------|--------------|-------------|
| Berg | Hickle | Lillehaugen | Seibel |
| Connolly | Hoghaug | Peterson, J. | Simonson |
| Davis | Jenkins | Reimers | Stoltenow |
| Froelich | Jones | Rundle | Wilkie |
| Ganser | Kingsbury | Schaffer | Mr. Speaker |
| Giffey | Knudson | | |

Absent and not voting:

| | | | |
|--------|-----------|--------------|---------|
| Backes | Dornacker | Erickson, W. | Lundene |
|--------|-----------|--------------|---------|

So the bill passed and the title was agreed to.

House Bill No. 259. A Bill for an Act authorizing the highway commissioner to permit the use of vehicles or combination of vehicles whose gross weights exceed the limitations imposed by section

39-02-05 of the North Dakota Century Code, on designated highways when consistent with federally established standards.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 50; nays, 46; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | DeKrey | Hoghaug | Schaffer |
| Aas | Diehl | Jones | Solberg, I. |
| Anderson | Dornacker | Kingsbury | Solberg, O. |
| Atkinson | Erickson, K. | Lang | Stone |
| Backes | Froelich | Linderman | Swedlund |
| Belter | Giffey | Link | Thompson |
| Berg | Glaspey | Matheny | Thorsgard |
| Bernabucci | Goodman | Moquist | |
| Boustead | Grant | Olienyk | Wagner |
| Connolly | Halcrow | Peterson, R. | Weber |
| Dahl | Hensrud | Register | Wells |
| Davis | Hickle | Rivinius | Wilkie |
| Dawson | Hoffner | | |

Those voting in the negative were:

| | | | |
|---------|-------------|--------------|-------------|
| Aamoth | Ganser | Larson, L. | Rundle |
| Austin | Haugland | Leibhan | Sandness |
| Bier | Henning | Lillehaugen | Sanstead |
| Boyum | Hentges | McDonald | Seibel |
| Bullis | Hilleboe | Metzger | Simonson |
| Bunker | Hougen | Miedema | Stoltenow |
| Burke | Jenkins | Mueller | Streibel |
| Dick | Johnson, K. | Opedahl | Strinden |
| Eagles | Kelsch | Peterson, J. | Welder |
| Emerson | Knudson | Powers | White |
| Freeman | Kuehn | Reimers | Mr. Speaker |
| Gackle | Larson, G. | | |

Absent and not voting:

Erickson, W. Lundene

So the bill passed and the title was agreed to.

Rep. Halcrow moved that the vote by which House Bill No. 259 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-EIGHTH DAY

Bismarck, February 19, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. O. L. Langston, Capitol Heights Baptist Church, Bismarck.

Roll was called, and all members were present except Reps. W. Erickson and Lundene.

A quorum was declared by Speaker E. Johnson.

Rep. Aafedt moved that House Bills No. 332 and No. 375 be returned to the House from the Committee on Education, which motion prevailed.

Rep. Aafedt requested unanimous consent of the House to withdraw House Bills No. 332 and No. 375, which request was granted.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-sixth Day After Recess and Thirty-seventh Day and recommends that the same be corrected as follows:

On page 694, following line 5, insert the following:

"Rep. Kingsbury moved that the vote by which House Bill No. 36 was lost be reconsidered and the motion to reconsider be laid on the table. Which motion failed on a division vote."

And when so corrected recommends that the same be approved.

REP. BELTER, Vice Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 331 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted.

Rep. Dornacker moved a substitute motion that House Bill No. 331 be placed on the calendar, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 394 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Aafedt moved that the report be adopted.

Rep. Bunker moved a substitute motion to place House Bill No. 394 on the calendar, which motion failed on a division vote.

Question then was on the motion of Rep. Aafedt to adopt the report of the Transportation Committee on House Bill No. 394, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 428 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 434 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. BOUSTEAD, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted. House Bill No. 434 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 40 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 53 has had the same under consideration and recommends that the same do pass.

and then be re-referred to the Legislative Research Resolutions Committee.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 58 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Concurrent Resolution No. 64 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS AND A
HOUSE CONCURRENT RESOLUTION

House Bill No. 385. A Bill for an Act for the purpose of creating and establishing an educational broadcasting council, designating membership and powers; and providing an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 89; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kingsbury | Rundle |
| Aamoth | Froelich | Knudson | Sanstead |
| Aas | Gackle | Kuehn | Schaffer |
| Anderson | Ganser | Lang | Seibel |
| Atkinson | Giffey | Larson, G. | Simonson |
| Backes | Glaspey | Larson, L. | Solberg, I. |
| Belter | Goodman | Leibhan | Solberg, O. |
| Berg | Grant | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Olienyk | Tweten |
| Dawson | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, J. | Weber |
| Dick | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | Wells |
| Dornacker | Johnson, K. | Register | White |
| Eagles | Jones | Reimers | Wilkie |
| Emerson | Kelsch | Rivinius | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|------------|------|-------|-------------|
| Bernabucci | Dahl | Davis | Lillehaugen |
|------------|------|-------|-------------|

Absent and not voting:

| | | | |
|--------------|---------|---------|----------|
| Austin | Lundene | Mueller | Sandness |
| Erickson, W. | | | |

So the bill passed and the title was agreed to.

Rep. Dahl stated he would like to explain his vote, and requested that his remarks be printed in the Journal.

EXPLANATION OF VOTE

Rep. Dahl:

"I voted NO on House Bill No. 385 for five reasons.

- "1. It was not included in the Governor's Budget.
- "2. No method of tax was proposed to raise the money or sustain its growth.
- "3. The Educational Broadcasting Council does not come under the Departments of Education, Vocational Education or Higher Education. I believe it should be controlled by responsible educational authorities.
- "4. The board members are chosen from the "East half" or the "West half" of the State. This bill should be rewritten to pick these members from the East or West Congressional District so as to define the areas more precisely and give more fair representation on a population basis.
- "5. A portion of the bill should have better defined what the legislative intent of the bill was to be. In practice when this board acts they will not know precisely or generally what the legislative intent was except to set up a means of diffusing knowledge."

House Bill No. 417. A Bill for an Act to create and enact section 20-04-14 and to amend and reenact subsection 9 of section 20-01-01 and section 20-04-10 of the North Dakota Century Code, removing certain hawks and owls from the list of harmful wild birds and allowing killing of harmless birds under certain circumstances.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 85; nays, 8; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Sanstead |
| Aamoth | Emerson | Kelsch | Schaffer |
| Aas | Erickson, K. | Kingsbury | Seibel |
| Anderson | Freeman | Knudson | Simonson |
| Atkinson | Froelich | Kuehn | Solberg, I. |
| Austin | Gackle | Lang | Solberg, O. |
| Backes | Ganser | Larson, L. | Stoltenow |
| Belter | Giffey | Leibhan | Stone |
| Berg | Glaspey | Link | Streibel |
| Bernabucci | Goodman | Matheny | Strinden |
| Bier | Grant | McDonald | Swedlund |
| Boustead | Halcrow | Metzger | Thompson |
| Boyum | Haugland | Miedema | Thorsgard |
| Bullis | Henning | Olienyk | Tweten |
| Bunker | Hensrud | Opedahl | Wagner |
| Burke | Hentges | Peterson, J. | Weber |
| Dahl | Hickle | Peterson, R. | Welder |
| Dawson | Hilleboe | Powers | Wells |
| DeKrey | Hoffner | Register | White |
| Dick | Hoghaug | Rivinius | Wilkie |
| Diehl | Hougen | Sandness | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | | | |
|----------|-------------|-------------|---------|
| Connolly | Johnson, K. | Lillehaugen | Reimers |
| Davis | Larson, G. | Linderman | Rundle |

Absent and not voting:

Erickson, W. Lundene Moquist Mueller
Jenkins

So the bill passed and the title was agreed to.

House Bill No. 453. A Bill for an Act to amend and reenact section 57-01-06 of the North Dakota Century Code, relating to the exclusion of certain sales from sales assessment ratio studies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Anderson | Freeman | Kingsbury | Powers |
| Austin | Froelich | Knudson | Register |
| Backes | Gackle | Kuehn | Rivinius |
| Belter | Ganser | Lang | Rundle |
| Berg | Giffey | Larson, L. | Sandness |
| Bernabucci | Glaspey | Leibhan | Schaffer |
| Bier | Goodman | Lillehaugen | Seibel |
| Boyum | Grant | Linderman | Simonson |
| Bunker | Halcrow | Link | Solberg, I. |
| Connolly | Haugland | Matheny | Stoltenow |
| Dahl | Henning | McDonald | Stone |
| Davis | Hensrud | Metzger | Swedlund |
| Dawson | Hickle | Miedema | Thompson |
| DeKrey | Hoffner | Moquist | Thorsgard |
| Dick | Hoghaug | Mueller | Tweten |
| Diehl | Hougen | Olienyk | Weber |
| Dornacker | Jenkins | Opedahl | Welder |
| Emerson | Johnson, K. | Peterson, J. | Wells |
| Erickson, K. | Jones | Peterson, R. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Burke | Kelsch | Strinden |
| Aas | Eagles | Larson, G. | Wagner |
| Atkinson | Erickson, W. | Sanstead | White |
| Boustead | Hentges | Streibel | Wilkie |
| Bullis | Hilleboe | | |

Absent and not voting:

Aamoth Lundene Reimers Solberg, O.

So the bill passed and the title was agreed to.

House Bill No. 458. A Bill for an Act to authorize the state board of higher education to construct additions to the fine arts complex on the campus of North Dakota state university with private or federal funds, or both, and appropriating such funds.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 85; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rundle |
| Aamoth | Freeman | Kingsbury | Sandness |
| Aas | Froelich | Knudson | Sanstead |
| Anderson | Gackle | Kuehn | Seibel |
| Atkinson | Ganser | Larson, G. | Simonson |
| Austin | Giffey | Larson, L. | Solberg, I. |
| Belter | Glaspey | Leibhan | Stoltenow |
| Berg | Goodman | Linderman | Stone |
| Bier | Grant | Link | Streibel |
| Boustead | Halcrow | Matheny | Strinden |

| | | | |
|-----------|-------------|--------------|-------------|
| Boyum | Haugland | Miedema | Swedlund |
| Bullis | Henning | Moquist | Thompson |
| Bunker | Hensrud | Mueller | Thorsgard |
| Burke | Hentges | Olienyk | Tweten |
| Connolly | Hickle | Opedahl | Wagner |
| Davis | Hilleboe | Peterson, J. | Weber |
| Dawson | Hoffner | Peterson, R. | Welder |
| Dick | Hougen | Powers | Wells |
| Diehl | Jenkins | Register | White |
| Dornacker | Johnson, K. | Reimers | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|------------|--------------|-------------|---------|
| Bernabucci | Erickson, W. | Lillehaugen | Metzger |
| Dahl | Lang | McDonald | |

Absent and not voting:

| | | | |
|--------|---------|----------|-------------|
| Backes | Hoghaug | Schaffer | Solberg, O. |
| DeKrey | Lundene | | |

So the bill passed and the title was agreed to.

House Bill No. 463. A Bill for an Act to provide for a change of renewal and effective dates for motor vehicle registration; to create and enact section 39-04-14.1 of the North Dakota Century Code; and to amend and reenact sections 39-04-14 and 39-04-15 of the North Dakota Century Code, relating to the date for renewal and effective dates of motor vehicle registration.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 73; nays, 18; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Jones | Register |
| Aas | Freeman | Kelsch | Reimers |
| Anderson | Froelich | Kingsbury | Rivinius |
| Atkinson | Gackle | Knudson | Sandness |
| Austin | Giffey | Kuehn | Sanstead |
| Belter | Glaspey | Larson, L. | Seibel |
| Bernabucci | Goodman | Lillehaugen | Solberg, I. |
| Bier | Grant | Linderman | Solberg, O. |
| Boustead | Halcrow | Link | Stoltenow |
| Boyum | Haugland | McDonald | Stone |
| Bullis | Henning | Metzger | Streibel |
| Bunker | Hensrud | Miedema | Strinden |
| Burke | Hentges | Moquist | Swedlund |
| Dahl | Hilleboe | Olienyk | Thompson |
| Dick | Hoffner | Opedahl | Tweten |
| Dornacker | Hoghaug | Peterson, J. | Wagner |
| Eagles | Hougen | Peterson, R. | Weber |
| Emerson | Jenkins | Powers | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|----------|-------------|----------|-----------|
| Berg | Hickle | Mueller | Thorsgard |
| Connolly | Johnson, K. | Rundle | Welder |
| Dawson | Larson, G. | Schaffer | White |
| Diehl | Leibhan | Simonson | Wilkie |
| Ganser | Matheny | | |

Absent and not voting:

| | | | |
|--------|--------|---------|-------|
| Aamoth | Davis | Lang | Wells |
| Backes | DeKrey | Lundene | |

So the bill passed and the title was agreed to.

House Concurrent Resolution No. 19. A Concurrent Resolution directing the office of the attorney general to gather information in regard to marketing practices of petroleum products in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, **as amended**, so the House Concurrent Resolution was declared adopted on a voice vote.

MOTIONS

Rep. Hickle requested unanimous consent of the House for the purpose of amending House Concurrent Resolution No. 52, which request was granted.

Rep. Hickle moved the adoption of the following amendments to House Concurrent Resolution No. 52.

In line 3 of the title, delete the "." and after the word "Representative" insert: "or in another location which the Board might find more appropriate."

In line 13, after the word "Chambers" insert: "or in another location which the Board might find more appropriate"

And re-number the lines accordingly.

The motion prevailed.

Rep. Hickle moved that the rules be suspended and that House Concurrent Resolution No. 52 be deemed properly engrossed and placed on Second Reading and Final Passage, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 52. A Concurrent Resolution directing the Board of Administration to display the framed portraits of former legislators in the balconies of the Senate and the House of Representatives or in another location which the Board might find more appropriate.

Was read the second time.

The question being on the final adoption of the resolution, **as amended**, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 56. A Concurrent Resolution directing the Legislative Research Committee to conduct a study to determine the feasibility of a motor pool to furnish automobile transportation for state employees' travel.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote. House Concurrent Resolution No. 56 was re-referred to the Legislative Research Resolutions Committee.

House Concurrent Resolution No. 59. A Concurrent Resolution recommending that the counties maintain the farm to market road system.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 61. A Concurrent Resolution directing the preservation of the former Governor's mansion at 320 Avenue B East in the city of Bismarck, and authorizing its restoration should private funds become available for that purpose.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 68. A Concurrent Resolution directing the State Land Department to reinvest moneys received due to maturing of bonds held in the funds under its control in farm mortgages.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

MOTION

Rep. Streibel moved that House Bill Nos. 7, 10, 163 and 36 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 7. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the school for the blind at Grand Forks, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Ganser | Larson, G. | Schaffer |
| Austin | Giffey | Larson, L. | Seibel |
| Backes | Glaspey | Leibhan | Simonson |
| Belter | Goodman | Lillehaugen | Solberg, I. |
| Berg | Grant | Linderman | Solberg, O. |
| Bernabucci | Halcrow | Link | Stoltenow |
| Bier | Haugland | Matheny | Stone |
| Boustead | Henning | McDonald | Streibel |
| Boyum | Hensrud | Metzger | Strinden |
| Burke | Hentges | Miedema | Swedlund |
| Connolly | Hickle | Moquist | Thompson |
| Dahl | Hilleboe | Mueller | Thorsgard |
| Davis | Hoffner | Olienyk | Tweten |
| Dawson | Hoghaug | Opedahl | Wagner |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Absent and not voting: | | | |
| Bullis | Froelich | Lundene | Weber |
| Bunker | Gackle | | |

So the bill passed and the title was agreed to.

House Bill No. 10. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment for the tuberculosis sanatorium at San Haven, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|----------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |

| | | | |
|------------------------|--------------|--------------|-------------|
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Matheny | Stone |
| Boustead | Haugland | McDonald | Streibel |
| Boyum | Henning | Metzger | Strinden |
| Bunker | Hensrud | Miedema | Swedlund |
| Burke | Hentges | Moquist | Thompson |
| Connolly | Hickle | Mueller | Thorsgard |
| Dahl | Hilleboe | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | | |
| Absent and not voting: | | | |
| Bullis | Gackle | Lundene | Weber |

So the bill passed and the title was agreed to.

House Bill No. 163. A Bill for an Act to provide for the regulation of the use of snowmobiles; providing a penalty; and providing an appropriation; and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 88; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Johnson, K. | Register |
| Aas | Erickson, K. | Jones | Reimers |
| Anderson | Erickson, W. | Kelsch | Rivinius |
| Atkinson | Freeman | Kingsbury | Sandness |
| Austin | Froelich | Knudson | Sanstead |
| Backes | Gackle | Kuehn | Schaffer |
| Belter | Ganser | Lang | Seibel |
| Bernabucci | Giffey | Larson, G. | Solberg, I. |
| Bier | Glaspey | Larson, L. | Solberg, O. |
| Boustead | Goodman | Leibhan | Stoltenow |
| Boyum | Grant | Linderman | Stone |
| Bullis | Halcrow | Link | Streibel |
| Bunker | Haugland | Matheny | Strinden |
| Burke | Henning | McDonald | Swedlund |
| Connolly | Hensrud | Metzger | Thompson |
| Dahl | Hentges | Miedema | Tweten |
| Davis | Hickle | Moquist | Wagner |
| Dawson | Hilleboe | Olienyk | Weber |
| Dick | Hoffner | Opedahl | Welder |
| Diehl | Hoghaug | Peterson, J. | White |
| Dornacker | Hougen | Peterson, R. | Wilkie |
| Eagles | Jenkins | Powers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------------------|-------------|----------|-----------|
| Aamoth | DeKrey | Rundle | Thorsgard |
| Berg | Lillehaugen | Simonson | Wells |
| Absent and not voting: | | | |
| Lundene | Mueller | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 36. A Bill for an Act to create and enact section 15-53-13.2, and to amend and reenact sections 15-27-04, 15-27-05, subsection 2 of section 15-53-02, and sections 15-53-05, 15-53-06, 15-53-06.1, 15-53-07, 15-53-08, 15-53-09, 15-53-10, 15-53-11, 15-53-12, 15-53-13, 15-53-16, 15-53-18, 15-53-20, 15-53-21, 15-53-22, 15-53-23, 15-53-25, 15-53-26, 15-53-29, and 15-53-32 of the North Dakota Century Code, relating to changing the county committee to a regional committee for school district reorganization.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 53; nays, 43; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|----------|--------------|-------------|
| Aafedt | Ganser | Kuehn | Sandness |
| Aamoth | Giffey | Lang | Sanstead |
| Aas | Grant | Larson, G. | Solberg, I. |
| Anderson | Haugland | Larson, L. | Solberg, O. |
| Atkinson | Henning | McDonald | Stone |
| Bernabucci | Hensrud | Metzger | Strinden |
| Bier | Hentges | Miedema | Swedlund |
| Boustead | Hilleboe | Opedahl | Thompson |
| Boyum | Hoffner | Peterson, J. | Tweten |
| Burke | Hoghaug | Peterson, R. | Wagner |
| Dick | Hougen | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Freeman | | | |

Those voting in the negative were:

| | | | |
|----------|--------------|-------------|-----------|
| Austin | Diehl | Kingsbury | Rundle |
| Backes | Dornacker | Knudson | Schaffer |
| Belter | Erickson, K. | Leibhan | Seibel |
| Berg | Erickson, W. | Lillehaugen | Simonson |
| Bullis | Gackle | Linderman | Stoltenow |
| Bunker | Glaspey | Link | Streibel |
| Connolly | Goodman | Matheny | Thorsgard |
| Dahl | Halcrow | Moquist | Weber |
| Davis | Hickle | Mueller | Welder |
| Dawson | Jenkins | Olienyk | Wells |
| DeKrey | Johnson, K. | Rivinius | |

Absent and not voting:

| | |
|----------|---------|
| Froelich | Lundene |
|----------|---------|

So the bill passed and the title was agreed to.

Rep. Jones moved that the vote by which House Bill No. 36 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 199. A Bill for an Act to repeal section 16-17-18.1 of the North Dakota Century Code, relating to expenses of delegates to national political conventions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------|------|---------|--------------|
| Aafedt | Dick | Jenkins | Peterson, R. |
|--------|------|---------|--------------|

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Diehl | Johnson, K. | Powers |
| Aas | Dornacker | Jones | Register |
| Anderson | Eagles | Kelsch | Reimers |
| Atkinson | Emerson | Kingsbury | Rivinius |
| Austin | Erickson, K. | Knudson | Rundle |
| Belter | Freeman | Kuehn | Sandness |
| Berg | Gackle | Lang | Schaffer |
| Bernabucci | Ganser | Larson, G. | Seibel |
| Bier | Goodman | Leibhan | Simonson |
| Boustead | Halcrow | Lillehaugen | Stoltenow |
| Boyum | Haugland | Link | Stone |
| Bullis | Henning | Matheny | Swedlund |
| Bunker | Hensrud | McDonald | Tweten |
| Burke | Hentges | Metzger | Wagner |
| Connolly | Hickle | Moquist | Welder |
| Dahl | Hilleboe | Mueller | Wells |
| Davis | Hoghaug | Olienyk | White |
| Dawson | Hougen | Peterson, J. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|-----------|-------------|-----------|
| Backes | Grant | Solberg, I. | Thompson |
| DeKrey | Hoffner | Solberg, O. | Thorsgard |
| Erickson, W. | Linderman | Streibel | Weber |
| Giffey | Opedahl | Strinden | Wilkie |
| Glaspey | Sanstead | | |

Absent and not voting:

| | | | |
|----------|------------|---------|---------|
| Froelich | Larson, L. | Lundene | Miedema |
|----------|------------|---------|---------|

So the bill passed and the title was agreed to.

Senate Bill No. 281. A Bill for an Act to amend and reenact section 65-04-18 of the North Dakota Century Code, relating to charges of certain workmen's compensation injuries to the subsequent injury fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Erickson, W. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Moquist | Tweten |
| Connolly | Hickle | Mueller | Wagner |
| Dahl | Hilleboe | Olienyk | Weber |
| Davis | Hoffner | Opedahl | Welder |
| Dawson | Hoghaug | Peterson, J. | Wells |
| DeKrey | Hougen | Peterson, R. | White |
| Dick | Jenkins | Powers | Wilkie |
| Diehl | Johnson, K. | Register | Mr. Speaker |
| Dornacker | Jones | Reimers | |

Absent and not voting:

Froelich Lundene Stone

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 425 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after "A BILL" and insert the following language:

"For an Act to create and enact subsection 11 of section 12-21.1-03, subsection 29 of section 12-21.1-04 of the 1967 Supplement to the North Dakota Century Code, to amend and reenact section 5-02-05 of the 1967 Supplement to the North Dakota Century Code, relating to the sale of beer and alcoholic beverages during certain hours on Sundays.

SECTION 1.) Subsection 11 of section 12-21.1-03 of the 1967 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

11. Beer and alcoholic beverages but only until 1:00 a.m.

SECTION 2.) Subsection 29 of section 12-21.1-04 of the 1967 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

29. Premises licensed to dispense beer and alcoholic beverages within the limits prescribed in section 5-02-05 of the North Dakota Century Code."

SECTION 3.) Section 5-02-05 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

5-02-05. DISPOSAL PROHIBITED ON CERTAIN DAYS — PENALTY.) (((Any licensee who disposes or permits the consumption of alcoholic beverages on the licensed premises between the hour of one o'clock a.m. and eight o'clock a.m., on Sunday, Memorial Day, Good Friday, after six o'clock p.m. on Christmas Eve, Christmas Day, or between the hours of one o'clock a.m. and eight o'clock p.m. on the day of any election held by a local political subdivision of this state is guilty of a misdemeanor.))) and insert in lieu thereof the following language:

"Anyone who dispenses or permits the consumption of alcoholic beverages on licensed premises after one o'clock a.m. on Sundays, before eight o'clock a.m. on Mondays, or between the hours of one o'clock a.m. and eight o'clock a.m. on all other days of the week, or who so dispenses or permits such consumption on Memorial Day, Good Friday, Christmas Day, or after six o'clock p.m. on Christmas Eve, or between the hours of one o'clock a.m. and eight o'clock p.m. on the day of any statewide, county or other election provided for in this Code affecting the electors of any city or township within which such licensed premises are located is guilty of a misdemeanor."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 499 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title delete the word "sections" and insert in lieu thereof the words "subsection 3 of section"; delete the comma and insert the words "and sections" in lieu thereof

In the second line of the title following the word "to" insert the following: "the residence of students placed in foster homes or homes maintained by nonprofit corporations,"

In the last line of the title following the word "agencies" insert a comma

In line 32 place triple parentheses before and after the word "or" and insert in lieu thereof the following: ", placement by a county or state welfare agency with parental consent,"

In line 33 insert an underscored comma after the word "commissioner" and place triple parentheses before and after the word "other"

In line 50 place triple parentheses before and after the word "Indian"

In line 99 place triple parentheses before and after the word "Indian"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 19, 1969

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 38

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 19, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 108

Senate Bill No. 116

Senate Bill No. 198

Senate Bill No. 232

Senate Bill No. 239

Senate Bill No. 283

Senate Bill No. 287

Senate Bill No. 288

Senate Bill No. 297

Senate Bill No. 326

Senate Bill No. 339

Senate Bill No. 341

Senate Bill No. 349

Senate Bill No. 391

Senate Bill No. 392

Senate Bill No. 394

Senate Bill No. 396

Senate Bill No. 407

Senate Bill No. 427

Senate Bill No. 435

Senate Bill No. 442

Senate Bill No. 445

Senate Concurrent Resolution No. 5

Senate Concurrent Resolution No. 10

Senate Concurrent Resolution No. 17

Senate Concurrent Resolution No. 19

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, February 19, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 119

Which the Senate has amended as follows:

In line 7 after the word "administration" delete the remainder of the line and insert in lieu thereof the word "may"

In line 8 delete the first word "to"

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 488

House Bill No. 507

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 28

House Concurrent Resolution No. 35

Were delivered to the Secretary of State at the hour of 3:30 o'clock p.m., February 19, 1969.

REP. GANSER, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 23

House Bill No. 55

House Bill No. 118

House Bill No. 135

House Bill No. 155

House Bill No. 506

Were delivered to the Governor for his approval at the hour of 3:25 o'clock p.m., February 19, 1969.

REP. GANSER, Chairman

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 19, 1969

Mr. President: I have the honor to return:

Senate Bill No. 59

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 19, 1969

Mr. President: I have the honor to return:

Senate Bill No. 151

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 19, 1969

Mr. President: I have the honor to transmit:

House Bill No. 35

House Bill No. 76
House Bill No. 279
House Bill No. 322
House Bill No. 334
House Bill No. 363
House Bill No. 382
House Bill No. 424
House Bill No. 451
House Bill No. 464
House Bill No. 498
House Concurrent Resolution No. 22
House Concurrent Resolution No. 57

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 12:30 P.M., February 20, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-EIGHTH DAY AFTER RECESS AND
THIRTY-NINTH DAY

Bismarck, February 20, 1969

The House reconvened at 12:30 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

House Concurrent Resolution No. 38

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

House Bill No. 1

House Bill No. 168

House Bill No. 179

House Bill No. 282

House Bill No. 405

House Bill No. 454

House Bill No. 484

House Concurrent Resolution No. 52

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that House Bill No. 484 be re-referred to the Committee on Appropriations, and the Appropriations Committee be excused to consider the same, which motion prevailed.

MOTIONS

Rep. Aamoth moved that House Concurrent Resolution No. 37 be returned to the House from the Committee on Industry and Business, which motion prevailed.

Rep. Aafedt requested unanimous consent of the House to withdraw House Concurrent Resolution No. 37, which request was granted.

Rep. Aamoth moved that Senate Bill No. 304 be returned to the House from the Committee on Industry and Business, which motion prevailed.

Rep. Aamoth moved that Senate Bill No. 304 be re-referred to the Committee on Judiciary, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the amendments to the following:

House Bills Nos. 20, 133, 138, 335, 341, 350, 388 and 448, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 20 as recommended by the Committee on Appropriations as printed on page 711 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 133 as recommended by the Committee on Industry and Business as printed on pages 714 and 715 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 138 as recommended by the Committee on Industry and Business as printed on pages 715 through 725 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 335 as recommended by the Committee on Agriculture as printed on page 711 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to House Bill No. 341 as recommended by the Committee on Finance and Taxation as printed on page 710 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 350 as recommended by the Committee on Judiciary as printed on page 712 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 388 as recommended by the Committee on Education as printed on page 710 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 448 as recommended by the Committee on Agriculture as printed on pages 708 and 709 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 182 has had the same under consideration and recommends that the same be amended as follows:

In line 10 before the period insert the following: **"coming from high school districts not meeting the requirements of Sections 15-41-24 and 15-41-25 of the North Dakota Century Code"**

In line 31 before the word "district" insert the word "school"

In line 31 following the word "education" insert: **“, but which high school is not meeting the requirements of Sections 15-41-24 and 15-41-25 of the North Dakota Century Code,”**

In line 32 place triple parentheses before the first word "the" and after the word "student" and insert in lieu thereof **"such school district"**

In line 35 before the period insert the following: **"if such other high school is meeting the requirements of Sections 15-41-24 and 15-41-25 of the North Dakota Century Code"**

In line 49 following the word "student" insert the following: **“, not meeting the requirements of Sections 15-41-24 and 15-41-25 of the North Dakota Century Code,”**

After line 72 add the following: **"A student from a high school district not meeting the requirements of Sections 15-41-24 and 15-41-25 of the North Dakota Century Code may change schools only once and his intentions should be made known and arrangements completed before May first, preceding the school year in which he moves to another school."**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Hougen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 355 has had the same under consideration and recommends that the same be amended as follows:

In line 8 after the word "state" insert the following language: **"and approved by the livestock sanitary board"**

In line 23 following the triple parentheses insert the following language:

"The veterinary inspector shall be recommended by the livestock auction agency and approved by the state livestock sanitary board. Such veterinarian shall be a local veterinarian or a veterinarian of the vicinity, unless there is no such veterinarian available. If the livestock agency fails to recommend such a veterinarian within a reasonable time, the board may in ten days' notice to such agency appoint a veterinarian. The services and duties of the veterinary inspector shall be under the supervision of the state livestock sanitary board and said inspector shall be relieved of his services by the board when he fails to perform such services and duties as required of him by the livestock sanitary board. This section shall not apply to veterinarians who were approved by the livestock sanitary board prior to the amendment and reenactment of this section.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 370 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title place a period after the word "roads" and delete the following:

"and to provide the board of county commissioners with the authority to take action if the overseer of highways fails to do so."

In line 2 place a period after the word "DITCHES" and delete the following:

"— ACTION BY BOARD OF COUNTY COMMISSIONERS IF OVERSEER OF HIGHWAYS FAILS TO ACT — EXPENSES CHARGED AGAINST TOWNSHIP.)"

In line 11 delete the word "If"

Delete all of lines 12 through 24

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 427 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 457 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 20 has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title delete the word "area" and insert in lieu thereof the word "forest"

In the fourth line of the title delete the word "Area" and insert in lieu thereof the word "Forest"

In line 10 delete the word "area" and insert in lieu thereof the word "forest"

In line 18 delete the word "area" and insert in lieu thereof the word "forest"

In line 19 delete the word "Area" and insert in lieu thereof the word "Forest"

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 39 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 48 has had the same under consideration and recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 50 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 63 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 168 has had the same under consideration and recommends that the same be returned to the House without recommendation.

REP. MUELLER, Chairman

Rep. Bullis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 474 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 507 has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title of the re-engrossed bill, after the comma, delete the words "for the operation and maintenance".

Line 4 of the title delete the language "of such building,"

Delete all of Section 2, lines 18 through 27 inclusive.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of House Bill No. 507 is to make it permissive for the construction of a sugar beet research facility at NDSU to be financed by private and/or government funds. Section 2 was amended out in conformity with all other buildings built at state institutions.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 49 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Jones moved that the report be adopted.

Rep. Wm. Erickson moved a substitute motion to have House Concurrent Resolution No. 49 placed on the calendar, which motion failed on a recorded roll call vote.

ROLL CALL

The roll was called and there were ayes, 26; nays, 47; and absent and not voting, 25.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Giffey | Link | Solberg, I. |
| Austin | Glaspey | Lundene | Swedlund |
| Backes | Grant | Peterson, R. | Thompson |
| Erickson, K. | Haugland | Sandness | Thorsgard |
| Erickson, W. | Hentges | Sanstead | Wilkie |
| Gackle | Hoffner | Simonson | Mr. Speaker |
| Ganser | Lillehaugen | | |

Those voting in the negative were:

| | | | |
|------------|------------|------------|-----------|
| Aamoth | Dawson | Kelsch | Register |
| Aas | DeKrey | Knudson | Rivinius |
| Atkinson | Eagles | Kuehn | Rundle |
| Belter | Emerson | Lang | Schaffer |
| Berg | Froelich | Larson, G. | Seibel |
| Bernabucci | Goodman | Larson, L. | Stoltenow |
| Bier | Henning | Leibhan | Stone |
| Boustead | Hensrud | Matheny | Streibel |
| Boyum | Hoghaug | McDonald | Strinden |
| Bunker | Hougen | Metzger | Wells |
| Burke | Johnson, K | Miedema | White |
| Dahl | Jones | Moquist | |

Absent and not voting:

| | | | |
|-----------|-----------|--------------|-------------|
| Anderson | Freeman | Linderman | Reimers |
| Bullis | Halcrow | Mueller | Solberg, O. |
| Connolly | Hickle | Olienyk | Twetyn |
| Davis | Hilleboe | Opedahl | Wagner |
| Dick | Jenkins | Peterson, J. | Weber |
| Diehl | Kingsbury | Powers | Welder |
| Dornacker | | | |

The question then was on the motion of Rep. Jones to adopt the Committee Report on House Concurrent Resolution No. 49, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 66 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Wells moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 418 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 196 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Freeman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 305 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 434 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 466 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Wells moved that the report be adopted.

Rep. Link moved a substitute motion that House Bill No. 466 be placed on the calendar, which motion failed on a division vote.

The question then was on the motion of Rep. Wells to adopt the Committee Report on House Bill No. 466, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred House Bill No. 472 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred House Bill No. 502 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred House Bill No. 63 has had the same

under consideration and recommends that the same be amended as follows:

In line 8 after the word "Dakota" insert the words "less options, transportation charges, and state and local taxes"

Delete all of lines 28 through 44 inclusive

Delete all of lines 185 through 188 and insert in lieu thereof the following:

"e. Passenger motor vehicles shall be subject to a sum equal to five percent of the first two hundred dollars of market value, two and one-half percent of the market value between two hundred one dollars and one thousand dollars inclusive, two percent of the market value between one thousand one dollars and two thousand dollars inclusive, one percent of the market value between two thousand one dollars and three thousand dollars inclusive, and one-half percent of the market value over three thousand dollars, with such market values being determined by the department in accordance with this Act."

After line 201 insert the following new section:

SECTION 6. **MILITARY PERSONNEL.)** A person on active duty in the armed forces of the United States and assigned to this state may, at his discretion, register a motor vehicle of which he is owner or part owner with the motor vehicle registrar upon payment of the appropriate fee as provided in this Act for the use of the streets and highways of this state, or such person may register such motor vehicle with the state of his permanent domicile and upon the appropriate display of a currently valid license of such other state, may operate such motor vehicle on the streets and highways of this state."

And renumber the lines accordingly.

Rep. Dornacker
Rep. Aas
Rep. Aamoth
Rep. Bernabucci
Rep. Boustead
Rep. Dahl
Rep. Goodman
Rep. Larson (Dist. 21)
Rep. McDonald
Rep. Stone

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Bernabucci moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Finance and Taxation to whom was referred House Bill No. 63 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Backes
Rep. Boyum
Rep. DeKrey
Rep. Gackle
Rep. Weber
Rep. Welder
Rep. Wilkie

REP. DORNACKER, Chairman

Rep. Backes moved that the report of the Minority be substituted for the report of the Majority, which motion prevailed, on a division vote.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 185 has had the same under consideration and recommends that the same be amended as follows:

In line 11 place triple parentheses before the last word "The"

In line 12 place triple parentheses after the period

In line 15 delete the triple parentheses

In line 25 delete the triple parentheses

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 223 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Schaffer moved that the House reconsider its action by which House Bill No. 259 was passed, which motion failed on a division vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred House Bill No. 296 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Backes
Rep. Bernabucci
Rep. Boyum
Rep. Dahl
Rep. Goodman
Rep. L. Larson (Dist. 21)
Rep. McDonald
Rep. Weber
Rep. Welder
Rep. Wilkie

REP. DORNACKER, Chairman

Rep. McDonald moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Finance and Taxation to whom was referred House Bill No. 296 has had the same under consideration and recommends that the same do pass.

Rep. Dornacker
Rep. Aas
Rep. Aamoth
Rep. Boustead
Rep. DeKrey
Rep. Gackle
Rep. Stone

REP. DORNACKER, Chairman

Rep. Aas moved that the report of the Minority be substituted for that of the Majority.

Rep. Bernabucci requested that his remarks on House Bill No. 296 be printed in the Journal.

Rep. Bernabucci:

"House Bill 296 broadens the sales tax to include items already taxed by excise tax and, in effect, subjects those items to double taxation.

"This is a critical moment in the life of this legislature for within the next few minutes we will be making a substantial decision regarding our fiscal policy, a greater and more meaningful decision than has ever been made in any caucus thus far in this session.

"House Bill 296 would apply funds which have previously been used as possible replacements for personal property tax to the general fund to meet increased appropriations. If House Bill 296 should succeed and at the same time the personal property tax repeal should fail, either in the legislature or in the referral booth, then we will have imposed an increase in taxation without any corresponding tax relief or tax reform.

"The basic issue before us is simply this: Do we raise taxes to meet increased spending in each and every session of this legislature or do we make a concerted effort to control spending and match that spending with existing income? I firmly believe that the citizen-taxpayer of our state is already overburdened with excessive taxation and that this legislature would be breaking the faith with those who sent us here if we were to increase taxes without any corresponding relief or reform.

"I submit that our spending can be controlled to match the present levels of income and taxation but that effort will require that we depart from the concept of provincial politics and impose upon ourselves a degree of discipline that has become somewhat rare and uncommon in the American political scene. I am certain that such a change would be welcomed and praised by all the people of our state.

"I would implore and beseech the members of this House to uphold the recommendation of a substantial majority of your Committee on Finance and Taxation and indefinitely postpone House Bill No. 296."

Question was on the motion of Rep. Aas to adopt the Report of the Minority of the Committee on Finance and Taxation, which motion failed.

Question then was on the motion of Rep. McDonald to adopt the report of the Majority of the Committee on Finance and Taxation on House Bill No. 296, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 393 has had the same under consideration and recommends that the same be amended as follows:

In line 5 delete the triple parentheses before and after the word "misdemeanor"; delete the words "**violations or offense**"

In line 153 after the word "court" insert the following: "**to the chief of police**"; after the word "or" insert the word "**in**"

In line 229 delete the words "**violations or offenses**" and insert in lieu thereof the word "**misdemeanors**"

In line 233 delete the triple parentheses before and after the word "midemeanor"

In line 234 delete the words "**violation or offense**"

In line 253 delete the triple parentheses before the word "in"

In line 255 delete the triple parentheses after the word "county"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 429 has had the same under consideration and recommends that the same be amended as follows:

In line 10 after the word "**contractor**" insert the following:

"or structural material or equipment of telephone, power and telegraph companies"

In line 11 after the word "contractor" insert the words "or companies"; and delete the word "five" and insert in lieu thereof the word "fifteen"; and after the word "permit" insert the words "per vehicle"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 484 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Bill No. 485 has had the same under consideration and recommends that the same be amended as follows:

In line 4 after the word "convention" insert the following language: "shall be nominated at the primary election held in 1970 and"

In line 5 after the numerals "1970" and before the period insert the words "as provided in this Act"; and after the word "for" insert the words "election to"

Delete everything after the period in line 24

In line 25 delete the following language: "shall pay a filing fee of twenty-five dollars."

In line 33 delete the word "general" and insert in lieu thereof the word "primary"

In line 37 delete the words "general election" and insert in lieu thereof the following language: "primary or general election, as the case may be"

After line 37 insert the following language: "The county auditor shall include on the primary election ballots the names of all candidates for nomination for election as delegates to the Constitutional Convention as certified by the Secretary of State. In legislative districts represented by two members of the house of representatives of the legislative assembly, the four candidates for nomination who receive the highest number of the votes cast shall be declared nominated for election as delegates to the constitutional convention. In legislative districts represented by more than two members of the house of representatives of the legislative assembly, the number of candidates for nomination, equal to twice the number of members of the house of representatives representing that district, receiving the highest number of the votes cast shall be declared nominated as candidates for election as delegates to the constitutional convention."

In line 56 delete the numerals "1970" and insert in lieu thereof the numerals "1971"

In line 67 following the word "thirty" insert the words "consecutive natural"; and the following word "days" insert the following: "excluding Sundays,"

In line 68 after the word "meetings" insert a period and delete all of the material thereafter in line 68

In line 69 delete the following language: "but not past the first day of the following July."

In line 70 delete the following: ", or any"

In line 71 delete the following language: "amendments to the existing constitution"

In line 77 delete the word "also" and insert in lieu thereof the following language: "expend such funds as may be necessary to"

In line 78 after the word "report" insert the words "and related information"

In line 106 delete the word "or" and insert in lieu thereof the word "and"

In line 108 after the first word "Constitution" insert a period and delete all of the material thereafter in line 108

In line 109 delete the following: "votes"

In line 11 delete the words "the general" and insert in lieu thereof the words "a special"; and following the word "election" delete the words "held next following adjournment sine die"

In line 112 delete the words "of the convention" and insert in lieu thereof the following language: "called by the governor not less than ninety days nor more than one hundred fifty days next succeeding the date of adjournment of the constitutional convention", and delete the words "the general" and insert in lieu thereof the words "such special"

In line 116 delete the words "the general" and insert in lieu thereof the words "such special"

In line 123 delete the words "the general" and insert in lieu thereof the words "such special"

In line 137 delete all of the material after the period.

Delete lines 138 and 139.

In line 142 delete the words "to reject the constitutional amendment providing"

In line 143 delete the words "for a constitutional convention" and insert in lieu thereof the following language: "in the negative on the question of whether a constitutional convention shall be called"

In line 144 after the word "then" insert the following language: "the nomination of candidates for delegate to the constitutional convention and"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 505 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 509 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 16 has had the same under consideration and recommends that the same be amended as follows:

Delete all the material after the words "Introduced by Representative Kelsch" and insert in lieu thereof the following language:

"A concurrent resolution to direct the secretary of state to place on the 1970 statewide primary election ballot the question of whether a constitutional convention shall be called.

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

That the secretary of state of the state of North Dakota is hereby directed to place on the 1970 statewide primary election ballot as provided by law the following question which is agreed to by the Forty-first Legislative Assembly of the state of North Dakota pursuant to this concurrent resolution:

SECTION 1. QUESTION FOR THE ELECTORS OF NORTH DAKOTA.) The 1970 statewide primary election ballot shall include the following question:

SHALL A CONSTITUTIONAL CONVENTION BE CALLED FOR THE PURPOSE OF REVISING THE CONSTITUTION OF THE STATE OF NORTH DAKOTA AND SUBMISSION OF THE REVISED CONSTITUTION TO THE PEOPLE OF NORTH DAKOTA FOR APPROVAL OR DISAPPROVAL?

YES NO

A constitutional convention called by a majority affirmative vote on this question shall be called and conducted as provided by law and the proposed revised Constitution resulting from such convention shall be submitted by such convention directly to the people of North Dakota for approval or disapproval at the statewide special election called by the governor as provided by law.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Hougen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred House Concurrent Resolution No. 55 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

**SIGNING OF SENATE BILLS AND
SENATE CONCURRENT RESOLUTIONS**

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 71
Senate Bill No. 77
Senate Bill No. 128
Senate Bill No. 129
Senate Bill No. 131
Senate Bill No. 132
Senate Bill No. 133
Senate Bill No. 134
Senate Bill No. 135
Senate Bill No. 136
Senate Bill No. 140
Senate Bill No. 141
Senate Bill No. 147
Senate Bill No. 170
Senate Bill No. 179
Senate Bill No. 219
Senate Bill No. 244
Senate Concurrent Resolution No. 4
Senate Concurrent Resolution No. 26
Senate Concurrent Resolution No. 30
Senate Concurrent Resolution No. 35

And the Speaker signed the same in the presence of the House of Representatives.

SECOND READING OF A HOUSE BILL

House Bill No. 1. A Bill for an Act to appropriate money for the expenses of the executive department of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 91; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Reimers |
| Aamoth | Emerson | Kelsch | Rivinius |
| Aas | Erickson, K. | Kingsbury | Sanstead |
| Anderson | Erickson, W. | Knudson | Schaffer |
| Atkinson | Freeman | Kuehn | Seibel |
| Austin | Froelich | Lang | Solberg, I. |
| Backes | Gackle | Larson, G. | Solberg, O. |
| Belter | Ganser | Larson, L. | Stoltenow |
| Bernabucci | Giffey | Leibhan | Stone |
| Bier | Glaspey | Linderman | Streibel |
| Boustead | Goodman | Link | Strinden |
| Boyum | Grant | Lundene | Swedlund |
| Bullis | Halcrow | Matheny | Thompson |
| Bunker | Haugland | McDonald | Thorsgard |
| Burke | Henning | Metzger | Tweten |
| Connolly | Hensrud | Miedema | Wagner |
| Dahl | Hentges | Mueller | Weber |
| Davis | Hickle | Olienyk | Welder |
| Dawson | Hilleboe | Opedahl | Wells |
| DeKrey | Hoffner | Peterson, J. | White |
| Dick | Hougen | Peterson, R. | Wilkie |
| Diehl | Jenkins | Powers | Mr. Speaker |
| Dornacker | Johnson, K. | Register | |

Those voting in the negative were:

| | | | |
|-------------|---------|--------|----------|
| Hoghaug | Moquist | Rundle | Simonson |
| Lillehaugen | | | |

Absent and not voting:

| | |
|------|----------|
| Berg | Sandness |
|------|----------|

So the bill passed and the title was agreed to.

MOTIONS

Rep. Kelsch moved that Senate Bills Nos. 203 and 369 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. Kelsch moved that Senate Bills Nos. 203 and 369 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 179. A Bill for an Act to amend and reenact subsection 8 of section 57-39.2-04 of the North Dakota Century Code, and to amend and reenact section 57-40.2-04 (misnumbered as section 59-40.2-04) of the North Dakota Century Code by creating a new subsection thereto, relating to exemptions from sales and use tax.

Was read the second time.

Rep. Jenkins moved that the House Journal reflect that the intent of this bill has been completely changed, which motion prevailed on a division vote.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 22; nays, 74; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|-----------|-------------|------------|-------------|
| Boyum | Haugland | Lang | Schaffer |
| Burke | Hentges | Larson, L. | Solberg, O. |
| Dawson | Hilleboe | McDonald | Stone |
| Dornacker | Johnson, K. | Metzger | Wagner |
| Freeman | Kelsch | Sanstead | Welder |
| Gackle | Kuehn | | |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rivinius |
| Aamoth | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Larson, G. | Sandness |
| Anderson | Erickson, W. | Leibhan | Seibel |
| Atkinson | Froelich | Lillehaugen | Simonson |
| Austin | Ganser | Linderman | Solberg, I. |
| Backes | Giffey | Link | Stoltenow |
| Belter | Glaspey | Lundene | Streibel |
| Berg | Goodman | Matheny | Strinden |
| Bernabucci | Grant | Moquist | Swedlund |
| Bier | Halcrow | Mueller | Thompson |
| Boustead | Henning | Olienyk | Thorsgard |
| Bullis | Hensrud | Opedahl | Tweten |
| Bunker | Hickle | Peterson, J. | Weber |
| Connolly | Hoffner | Peterson, R. | Wells |
| Dahl | Hoghaug | Powers | White |
| Davis | Hougen | Register | Wilkie |
| DeKrey | Jenkins | Reimers | Mr. Speaker |
| Diehl | Jones | | |

Absent and not voting:

| | |
|------|---------|
| Dick | Miedema |
|------|---------|

So the bill lost.

House Bill No. 282. A Bill for an Act to create and enact sections 15-50-09, 15-50-10, and 15-50-11 of the North Dakota Century Code, relating to cancellations, refund of tuition payments, and negotiation of promissory instrument by private trade and correspondence schools.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Jones | Rivinius |
| Aas | Erickson, K. | Kelsch | Rundle |
| Anderson | Erickson, W. | Kingsbury | Sandness |
| Atkinson | Freeman | Knudson | Sanstead |
| Austin | Froelich | Kuehn | Schaffer |
| Backes | Gackle | Lang | Seibel |
| Belter | Ganser | Larson, G. | Simonson |
| Berg | Giffey | Larson, L. | Solberg, I. |
| Bernabucci | Glaspey | Leibhan | Stoltenow |
| Bier | Goodman | Lillehaugen | Stone |
| Boustead | Grant | Linderman | Streibel |
| Boyum | Halcrow | Link | Strinden |
| Bullis | Haugland | Lundene | Swedlund |

| | | | |
|-------------------------------|------------|--------------|-------------|
| Bunker | Henning | Matheny | Thompson |
| Burke | Hensrud | Metzger | Thorsgard |
| Connolly | Hentges | Mueller | Tweten |
| Dahl | Hickle | Olienyk | Wagner |
| Davis | Hilleboe | Opedahl | Weber |
| Dawson | Hoffner | Peterson, J. | Welder |
| DeKrey | Hoghaug | Peterson, R. | Wells |
| Diehl | Hougen | Powers | White |
| Dornacker | Jenkins | Register | Wilkie |
| Eagles | Johnson, K | Reimers | Mr. Speaker |
| Absent and not voting: | | | |
| Aamoth | McDonald | Moquist | Solberg, O. |
| Dick | Miedema | | |

So the bill passed and the title was agreed to.

House Bill No. 399. A Bill for an Act to provide for temporary questioning of persons in public places, and allowing a search for weapons.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 10; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Reimers |
| Aamoth | Erickson, W. | Kingsbury | Rivinius |
| Aas | Freeman | Knudson | Sandness |
| Anderson | Gackle | Lang | Schaffer |
| Atkinson | Ganser | Larson, G. | Seibel |
| Austin | Glaspey | Larson, L. | Solberg, I. |
| Backes | Goodman | Leibhan | Stoltenow |
| Belter | Grant | Lillehaugen | Stone |
| Berg | Halcrow | Linderman | Streibel |
| Bernabucci | Haugland | Link | Strinden |
| Bier | Henning | Lundene | Swedlund |
| Boustead | Hensrud | Matheny | Thompson |
| Bunker | Hentges | McDonald | Thorsgard |
| Burke | Hickle | Metzger | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Diehl | Hougen | Peterson, R. | White |
| Dornacker | Jenkins | Powers | Wilkie |
| Eagles | Johnson, K | Register | Mr. Speaker |
| Emerson | Jones | | |

Those voting in the negative were:

| | | | |
|--------|----------|---------|----------|
| Boyum | Froelich | Moquist | Sanstead |
| Bullis | Giffey | Rundle | Simonson |
| Dawson | Kuehn | | |

Absent and not voting:

| | | | |
|-------|---------|-------------|-------|
| Davis | Miedema | Solberg, O. | Wells |
| Dick | Mueller | | |

So the bill passed and the title was agreed to.

House Bill No. 405. A Bill for an Act to amend and reenact subsection 1 of section 19-05-08 of the North Dakota Century Code, relating to the reduction of the tax imposed upon oleomargarine sold in this state.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 72; nays, 21; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Davis | Hoghaug | Register |
| Aamoth | Dawson | Jenkins | Reimers |
| Aas | DeKrey | Kelsch | Rivinius |
| Anderson | Eagles | Knudson | Rundle |
| Atkinson | Emerson | Kuehn | Sanstead |
| Austin | Erickson, W. | Lang | Seibel |
| Backes | Freeman | Larson, L. | Solberg, I. |
| Belter | Froelich | Linderman | Stoltenow |
| Berg | Gackle | Link | Stone |
| Bernabucci | Giffey | Lundene | Strinden |
| Bier | Goodman | Matheny | Swedlund |
| Boustead | Grant | McDonald | Thompson |
| Boyum | Halcrow | Metzger | Tweten |
| Bullis | Henning | Moquist | Wagner |
| Bunker | Hensrud | Mueller | Weber |
| Burke | Hentges | Olienyk | Wells |
| Connolly | Hilleboe | Opedahl | White |
| Dahl | Hoffner | Peterson, R. | Wilkie |

Those voting in the negative were:

| | | | |
|--------------|-------------|-------------|-------------|
| Diehl | Hickle | Larson, G. | Simonson |
| Dornacker | Hougen | Leibhan | Streibel |
| Erickson, K. | Johnson, K. | Lillehaugen | Thorsgard |
| Ganser | Jones | Sandness | Welder |
| Glaspey | Kingsbury | Schaffer | Mr. Speaker |
| Haugland | | | |

Absent and not voting:

| | | | |
|---------|--------------|--------|-------------|
| Dick | Peterson, J. | Powers | Solberg, O. |
| Miedema | | | |

So the bill passed and the title was agreed to.

House Bill No. 413. A Bill for an Act to amend and reenact section 6-08-16 of the North Dakota Century Code, relating to the issuing of a check without sufficient funds or credit.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Rivinius |
| Aamoth | Eagles | Knudson | Rundle |
| Aas | Emerson | Kuehn | Sandness |
| Anderson | Erickson, K. | Lang | Sanstead |
| Atkinson | Erickson, W. | Larson, G. | Schaffer |
| Austin | Freeman | Larson, L. | Seibel |
| Backes | Gackle | Leibhan | Simonson |
| Belter | Ganser | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hentges | Moquist | Thompson |
| Burke | Hilleboe | Mueller | Wagner |
| Connolly | Hoffner | Olienyk | Weber |
| Davis | Hoghaug | Opedahl | Welder |
| Dawson | Hougen | Peterson, R. | White |
| DeKrey | Jenkins | Register | Wilkie |
| Diehl | Johnson, K. | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------|---------|-----------|--------|
| Dahl | Hensrud | Kingsbury | Tweten |
|------|---------|-----------|--------|

| | | | |
|-------------------------------|---------|--------------|--------|
| Froelich | Hickle | Thorsgard | Wells |
| Giffey | Jones | | |
| Absent and not voting: | | | |
| Dick | Miedema | Peterson, J. | Powers |

So the bill passed and the title was agreed to.

House Bill No. 454. A Bill for an Act to provide for joint county supervisors of assessments, and to amend and reenact section 11-10-02.2 of the North Dakota Century Code, relating to county supervisors of assessments.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 91; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Reimers |
| Aamoth | Emerson | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Moquist | Tweten |
| Dahl | Hickle | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Weber |
| Dawson | Hoffner | Opedahl | Wells |
| DeKrey | Hoghaug | Peterson, J. | White |
| Dick | Hougen | Peterson, R. | Wilkie |
| Diehl | Jenkins | Powers | Mr. Speaker |
| Dornacker | Jones | Register | |

Those voting in the negative were:

| | | | |
|------------|-------------|-------------|--------|
| Connolly | Lillehaugen | Solberg, O. | Welder |
| Johnson, K | Rundle | | |

Absent and not voting:
Erickson, K.

So the bill passed and the title was agreed to.

House Bill No. 462. A Bill for an Act to amend and reenact sections 35-09-01, 35-09-02, 35-09-03, 35-09-04, and 35-21-01 of the North Dakota Century Code, to provide for a lien upon crops for fertilizer used.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 50; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|-----------|--------------|-----------|
| Aamoth | Diehl | Larson, G. | Sandness |
| Aas | Dornacker | Larson, L. | Schaffer |
| Anderson | Eagles | McDonald | Stoltenow |
| Atkinson | Froelich | Metzger | Streibel |
| Austin | Gackle | Miedema | Strinden |
| Belter | Ganser | Peterson, J. | Tweten |

| | | | |
|------------|----------|--------------|-------------|
| Bernabucci | Halcrow | Peterson, R. | Wagner |
| Bier | Hentges | Powers | Weber |
| Boyum | Hilleboe | Register | Welder |
| Bullis | Hoghaug | Reimers | White |
| Bunker | Kelsch | Rundle | Mr. Speaker |
| Dahl | Kuehn | | |

Those voting in the negative were:

| | | | |
|--------------|------------|-------------|-------------|
| Aafedt | Glaspey | Knudson | Rivinius |
| Backes | Goodman | Lang | Sanstead |
| Berg | Grant | Leibhan | Seibel |
| Boustead | Haugland | Lillehaugen | Simonson |
| Connolly | Henning | Linderman | Solberg, I. |
| Davis | Hensrud | Link | Solberg, O. |
| Dawson | Hickle | Lundene | Stone |
| DeKrey | Hoffner | Matheny | Swedlund |
| Dick | Hougen | Moquist | Thompson |
| Emerson | Jenkins | Mueller | Thorsgard |
| Erickson, K. | Johnson, K | Olienyk | Wells |
| Erickson, W. | Jones | Opedahl | Wilkie |
| Giffey | Kingsbury | | |

Absent and not voting:

Burke Freeman

So the bill lost.

Rep. W. Erickson moved that the vote by which House Bill No. 462 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

House Bill No. 467. A Bill for an Act to provide for a tax levy, upon approval of the electorate, for the destruction of weeds, plants, and grass along county or township roads in a county or county commissioner district.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 71; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|----------|--------------|----------|-------------|
| Aas | Davis | Hoffner | Solberg, O. |
| Anderson | Dawson | Lang | Streibel |
| Austin | Erickson, K. | Link | Strinden |
| Boyum | Erickson, W. | Lundene | Swedlund |
| Bunker | Glaspey | Olienyk | Thompson |
| Burke | Goodman | Sanstead | Wilkie |
| Connolly | Grant | | |

Those voting in the negative were:

| | | | |
|------------|------------|--------------|-------------|
| Aafedt | Gackle | Kuehn | Rivinius |
| Atkinson | Ganser | Larson, G. | Rundle |
| Backes | Giffey | Larson, L. | Sandness |
| Belter | Halcrow | Leibhan | Schaffer |
| Berg | Haugland | Lillehaugen | Seibel |
| Bernabucci | Henning | Linderman | Simonson |
| Bier | Hensrud | Matheny | Solberg, I. |
| Boustead | Hentges | McDonald | Stoltenow |
| Bullis | Hickle | Metzger | Stone |
| Dahl | Hilleboe | Miedema | Thorsgard |
| DeKrey | Hoghaug | Moquist | Tweten |
| Dick | Hougen | Mueller | Wagner |
| Diehl | Jenkins | Opedahl | Weber |
| Dornacker | Johnson, K | Peterson, J. | Welder |
| Eagles | Jones | Peterson, R. | Wells |
| Emerson | Kelsch | Powers | White |

| | | | |
|----------|-----------|----------|-------------|
| Freeman | Kingsbury | Register | Mr. Speaker |
| Froelich | Knudson | Reimers | |

Absent and not voting:
Aamoth

So the bill lost.

MOTIONS

Rep. Dornacker moved that the House reconsider the action by which House Bill No. 179 was lost, which motion prevailed.

Rep. Dornacker moved that the House reconsider its action whereby the amendments to House Bill No. 179 were adopted, which motion prevailed.

Rep. Dornacker moved that the House reconsider its action by which it adopted the Committee Report to amend House Bill No. 179, which motion prevailed.

Rep. Dornacker moved that House Bill No. 179, be deemed properly re-engrossed and placed on Second Reading and Final Passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 179. A Bill for an Act to amend and reenact subsection 8 of section 57-39.2-04 of the North Dakota Century Code, and to amend and reenact section 57-40.2-04 (misnumbered as section 59-40.2-04) of the North Dakota Century Code by creating a new subsection thereto, relating to exemptions from sales and use tax.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|--------------|
| Aafedt | Erickson, K. | Jones | Peterson, R. |
| Anderson | Freeman | Kingsbury | Powers |
| Backes | Froelich | Lang | Register |
| Belter | Gackle | Larson, G. | Reimers |
| Berg | Ganser | Leibhan | Rivinius |
| Bier | Giffey | Lillehaugen | Rundle |
| Bullis | Goodman | Linderman | Seibel |
| Bunker | Halcrow | Link | Stoltenow |
| Burke | Haugland | Lundene | Streibel |
| Connolly | Henning | Matheny | Strinden |
| Dahl | Hensrud | McDonald | Swedlund |
| Davis | Hentges | Miedema | Thompson |
| Dawson | Hoffner | Moquist | Thorsgard |
| DeKrey | Hoghaug | Mueller | Tweten |
| Diehl | Hougen | Olienyk | Weber |
| Dornacker | Jenkins | Opedahl | Wells |
| Eagles | Johnson, K. | Peterson, J. | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|--------------|----------|-------------|-------------|
| Aas | Glaspey | Larson, L. | Solberg, O. |
| Atkinson | Grant | Metzger | Stone |
| Austin | Hickle | Sandness | Wagner |
| Boustead | Hilleboe | Sanstead | Welder |
| Boyum | Kelsch | Schaffer | White |
| Dick | Knudson | Simonson | Wilkie |
| Erickson, W. | Kuehn | Solberg, I. | |

Absent and not voting:

Aamoth Bernabucci

So the bill passed and the title was agreed to.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Fern Lee, and Rep. Lee was thereupon introduced to the House.

MOTION

Rep. Streibel moved that the rules be suspended and House Bill No. 331 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 331. A Bill for an Act to amend and reenact subsection 1 of section 57-37-02 and section 57-37-06 of the North Dakota Century Code, relating to determination of a decedent's gross estate for estate tax purposes and excluding joint homesteads from the gross estate, and to inclusion of jointly held interests in the gross estate of the decedent.

Was read the second time.

Rep. Aamoth requested that he be excused from voting on House Bill No. 331 because of a personal interest.

Rep. Wagner moved that Rep. Aamoth be permitted to vote on House Bill No. 331, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 18; nays, 79; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|--------|-------------|-------------|-----------|
| Aafedt | Dornacker | Knudson | Rundle |
| Austin | Gackle | Lillehaugen | Thorsgard |
| Dahl | Hickle | McDonald | Weber |
| Dick | Johnson, K. | Olienyk | Welder |
| Diehl | Kingsbury | | |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Kelsch | Rivinius |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Linderman | Solberg, I. |
| Bernabucci | Goodman | Link | Solberg, O. |
| Bier | Grant | Lundene | Stoltenow |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | Metzger | Strinden |
| Bullis | Henning | Miedema | Swedlund |
| Bunker | Hensrud | Moquist | Thompson |
| Burke | Hentges | Mueller | Tweten |
| Connolly | Hilleboe | Opedahl | Wagner |
| Davis | Hoffner | Peterson, J. | Wells |
| Dawson | Hoghaug | Peterson, R. | White |
| DeKrey | Hougen | Powers | Wilkie |
| Eagles | Jenkins | Register | Mr. Speaker |
| Emerson | Jones | Reimers | |

Absent and not voting:

Stone

So the bill lost.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Transportation to whom was referred House Bill No. 500 has had the same under consideration and recommends that the same be amended as follows:

Line 7 of the title after the words subsection 2, add "and 5".

In line 154 after the word "Code" insert the following:

“as amended by chapter 376 of the 1967 Session Laws”

In line 165 delete the word “auditor” and insert in lieu thereof the words “tax commissioner”

After line 201 add:

202 SECTION 1. AMENDMENT.) Subsection 5 of Section
 202a 39-04-19 of
 203 the 1967 Supplement to the North Dakota Century Code is
 203a hereby
 204 amended and reenacted to read as follows:

205 5. Trucks or combination of trucks and trailers which are
 206 used as farm vehicles only, shall be entitled to regis-
 207 tration pursuant to the following fee schedule and the
 208 provisions of this subsection. Farm vehicles shall be
 209 considered, for the purpose of this subsection, as trucks
 210 or combinations of trucks and trailers owned and operated
 211 by a bona fide resident farmer who uses such vehicles
 212 exclusively for transporting his own property between
 213 farms and the usual local trading places and not for hire.
 214 ((The registrar shall issue a distinctive registration plate
 215 for such vehicles.

| 216 | Gross Weights | 1st, 2nd & | 4th & 5th | 6th & | 8th & subse- |
|-----|---------------|----------------|----------------|---------------|--------------|
| 217 | | 3rd yrs. | yrs. | 7th yrs. | quent yrs. |
| 218 | 0- 4,000 | \$ 18.00 | \$ 14.50 | \$ 10.75 | \$ 10.00 |
| 219 | 4,001- 6,000 | 23.25 | 18.50 | 14.00 | 10.00 |
| 220 | 6,001- 8,000 | 28.50 | 22.55 | 17.00 | 10.00 |
| 221 | Gross Weights | 1st, 2nd & | 4th & 5th | 6th & | 8th & subse- |
| 222 | | 3rd yrs. | yrs. | 7th yrs. | quent yrs. |
| 223 | 8,001-10,000 | \$ 33.75 | \$ 27.00 | \$ 20.25 | \$ 11.75 |
| 224 | 10,001-12,000 | 39.00 | 31.25 | 23.50 | 13.75 |
| 225 | 12,001-14,000 | 44.25 | 35.50 | 26.50 | 15.50 |
| 226 | 14,001-16,000 | 49.50 | 39.50 | 29.75 | 17.25 |
| 227 | 16,001-18,000 | 54.75 | 43.75 | 32.75 | 19.25 |
| 228 | 18,001-20,000 | 60.00 | 48.00 | 36.00 | 21.00 |
| 229 | 20,001-22,000 | 65.25 | 52.25 | 39.25 | 22.75 |
| 230 | 22,001-24,000 | 70.50 | 56.50 | 42.25 | 24.75 |
| 231 | 24,001-26,000 | 75.50 | 60.50 | 45.25 | 26.75 |
| 232 | 26,001-28,000 | 85.50 | 68.50 | 51.25 | 30.75 |
| 233 | 28,001-30,000 | 95.50 | 76.50 | 57.25 | 34.75 |
| 234 | 30,001-32,000 | 105.50 | 84.50 | 63.25 | 38.75 |
| 235 | 32,001-34,000 | 115.50 | 92.50 | 69.25 | 42.75 |
| 236 | 34,001-36,000 | 125.50 | 100.50 | 75.25 | 46.75 |
| 237 | 36,001-38,000 | 135.50 | 108.50 | 81.25 | 50.75 |
| 238 | 38,001-40,000 | 145.50 | 116.50 | 87.25 | 54.75 |
| 239 | 40,001-42,000 | 155.50 | 124.50 | 93.25 | 58.75 |
| 240 | 42,001-44,000 | 165.50 | 132.50 | 99.25 | 62.75 |
| 241 | 44,001-46,000 | 175.50 | 140.50 | 105.25 | 66.75 |
| 242 | 46,001-48,000 | 185.50 | 148.50 | 111.25 | 70.75 |
| 243 | 48,001-50,000 | 195.50 | 156.50 | 117.25 | 74.75 |
| 244 | Gross Weights | 1st, 2nd & | 4th & 5th | 6th & | 8th & subse- |
| 245 | | 3rd yrs. | yrs. | 7th yrs. | quent yrs. |
| 246 | 50,001-52,000 | \$205.50 | \$164.50 | \$123.25 | \$ 78.75 |
| 247 | 52,001-54,000 | 215.50 | 172.50 | 129.25 | 82.75 |
| 248 | 54,001-56,000 | 225.50 | 180.50 | 135.25 | 86.75 |
| 249 | 56,001-58,000 | 235.50 | 188.50 | 141.25 | 90.75 |
| 250 | Gross Weights | 1st, 2nd, 3rd, | 5th, 6th, 7th, | 10th & subse- | |
| 251 | | & 4th yrs. | 8th & 9th yrs. | quent yrs. | |
| 252 | 58,001-60,000 | \$750.00 | \$600.00 | \$525.00 | |
| 253 | 60,001-62,000 | 785.00 | 628.00 | 549.50 | |
| 254 | 62,001-64,000 | 820.00 | 656.00 | 574.00 | |
| 255 | 64,001-66,000 | 855.00 | 684.00 | 598.50 | |

| | | | | | |
|-----|----------------------|------------------------|---------------------------|---------------------------|-------------------------|
| 256 | 66,001-68,000 | 890.00 | 712.00 | 623.00 | |
| 257 | 68,001-70,000 | 925.00 | 740.00 | 647.50 | |
| 258 | 70,001-72,000 | 960.00 | 768.00 | 672.00 | |
| 259 | 72,001-73,280 | 995.00 | 796.00 | 696.50))) | |
| 260 | Gross Weights | 1st, 2nd, & | 4th, 5th, & | 7th & 8th yrs. | 9th & |
| 261 | | 3rd yrs. | 6th yrs. | | subsequent yrs. |
| 262 | 0- 4,000 | \$ 18.00 | \$ 14.50 | \$ 10.75 | \$ 10.00 |
| 263 | 4,000- 6,000 | 24.00 | 19.25 | 14.50 | 10.00 |
| 264 | 6,001- 8,000 | 30.00 | 24.00 | 18.00 | 10.50 |
| 265 | 8,001-10,000 | 36.00 | 28.75 | 21.50 | 12.50 |
| 266 | Gross Weights | 1st, 2nd & | 4th, 5th, & | 7th & | 9th & subse- |
| 267 | | 3rd yrs. | 6th yrs. | 8th yrs. | quent yrs. |
| 268 | 10,001-12,000 | \$ 42.00 | \$ 33.50 | \$ 25.25 | \$ 14.75 |
| 269 | 12,001-14,000 | 48.00 | 38.50 | 28.75 | 16.75 |
| 270 | 14,001-16,000 | 54.00 | 43.25 | 32.50 | 19.00 |
| 271 | 16,001-18,000 | 60.00 | 48.00 | 36.00 | 21.00 |
| 272 | 18,001-20,000 | 66.00 | 52.75 | 39.50 | 23.00 |
| 273 | 20,001-22,000 | 72.00 | 57.50 | 43.25 | 25.25 |
| 274 | 22,001-24,000 | 78.00 | 62.50 | 46.75 | 27.25 |
| 275 | Gross Weights | 1st, 2nd & | 4th & | 6th & | 8th & subse- |
| 276 | | 3rd yrs. | 5th yrs. | 7th yrs. | quent yrs. |
| 277 | 24,001-26,000 | \$ 78.00 | \$ 62.50 | \$ 46.75 | \$ 27.25 |
| 278 | 26,001-28,000 | 90.00 | 72.00 | 54.00 | 31.50 |
| 279 | 28,001-30,000 | 102.00 | 81.50 | 61.25 | 35.75 |
| 280 | 30,001-32,000 | 114.00 | 91.25 | 68.50 | 40.00 |
| 281 | 32,001-34,000 | 125.00 | 100.00 | 75.00 | 43.75 |
| 282 | 34,001-36,000 | 137.00 | 109.50 | 82.25 | 48.00 |
| 283 | 36,001-38,000 | 149.00 | 120.00 | 89.50 | 52.25 |
| 284 | 38,001-40,000 | 160.00 | 128.00 | 96.00 | 56.00 |
| 285 | 40,001-42,000 | 172.00 | 137.50 | 103.25 | 60.25 |
| 286 | 42,001-44,000 | 183.00 | 146.50 | 109.75 | 64.00 |
| 287 | 44,001-46,000 | 194.00 | 155.25 | 116.50 | 68.00 |
| 288 | 46,001-48,000 | 206.00 | 164.75 | 123.50 | 72.00 |
| 289 | Gross Weights | 1st, 2nd, & | 4th & | 6th & | 8th & subse- |
| 290 | | 3rd yrs. | 5th yrs | 7th yrs. | quent yrs. |
| 291 | 48,001-50,000 | \$218.00 | \$174.50 | \$130.75 | \$ 76.25 |
| 292 | 50,001-52,000 | 229.00 | 183.25 | 137.50 | 80.25 |
| 293 | 52,001-54,000 | 240.00 | 192.00 | 144.00 | 84.00 |
| 294 | 54,001-56,000 | 252.00 | 201.50 | 151.25 | 88.25 |
| 295 | 56,001-58,000 | 264.00 | 211.25 | 158.50 | 92.50 |
| 296 | Gross Weights | 1st, 2nd, 3rd, | 5th, 6th, 7th, | 10th & subse- | |
| 297 | | & 4th yrs. | 8th & 9th yrs. | quent yrs. | |
| 298 | 58,001-60,000 | \$ 840.00 | \$672.00 | \$588.00 | |
| 299 | 60,001-62,000 | 880.00 | 704.00 | 616.00 | |
| 300 | 62,001-64,000 | 920.00 | 736.00 | 644.00 | |
| 301 | 64,001-66,000 | 960.00 | 768.00 | 672.00 | |
| 302 | 66,001-68,000 | 1,000.00 | 800.00 | 700.00 | |
| 303 | 68,001-70,000 | 1,040.00 | 832.00 | 728.00 | |
| 304 | 70,001-72,000 | 1,080.00 | 864.00 | 756.00 | |
| 305 | 72,001-73,280 | 1,120.00 | 896.00 | 784.00 | |

And renumber the lines and sections accordingly.

Rep. Boustead
 Rep. Aafedt
 Rep. Berg
 Rep. Emerson
 Rep. Hensrud
 Rep. Hentges
 Rep. Hoffner
 Rep. Kuehn
 Rep. Metzger

Rep. Weber
Rep. White

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Hentges moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Transportation to whom was referred House Bill No. 500 has had the same under consideration and recommends that the same be amended as follows:

Delete all of the title and insert in lieu thereof the following title:

For an Act to amend and reenact sections 57-52-04, 57-52-11, 57-53-02, 57-54-08, 57-54-10, and 57-54-14 of the North Dakota Century Code, relating to taxation and distribution of special fuels, gasoline, and special fuels excise taxes.

Delete all of lines 1 through 152

In line 154 after the word "Code" insert the following:

"as amended by Chapter 376 of the 1967 Session Laws"

In line 165 delete the word "auditor" and insert in lieu thereof the words "tax commissioner"

After line 169 insert the following material:

"SECTION 2. AMENDMENT.) Section 57-52-11 of the Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-52-11. DISTRIBUTION OF TAX.) All money collected by the state tax commissioner under the provisions of this chapter shall be promptly transferred to the state treasurer who shall deposit **six-seventh** of such money in a highway tax distribution fund which shall be distributed in the manner as prescribed by law **and the remainder shall be deposited in the state highway fund.**"

After line 201 insert the following:

"SECTION 6. AMENDMENT.) Section 57-54-14 of the Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-54-14. ALLOCATION OF FUEL TAX.) The state treasurer shall credit **one-seventh of the funds collected under this chapter to the state highway fund and six-sevenths** to the highway tax distribution fund (((the motor fuel tax,))) including interest received thereon (((, collected under the provisions of this chapter))). Such highway tax distribution fund shall be distributed in the manner as prescribed by law."

And renumber the lines and sections accordingly.

Rep. Hickie
Rep. Boyum
Rep. DeKrey
Rep. Ganser
Rep. Giffey
Rep. Goodman
Rep. Grant
Rep. Schaffer

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Giffey moved that the report of the Minority be substituted for that of the Majority, which motion failed.

The question then was on the motion of Rep. Hentges to adopt the Majority Report on House Bill No. 500, which motion prevailed.

Rep. Streibel moved the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened with Speaker E. Johnson presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 488 has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title delete the words "and from a one-mill general" and in line four of the title delete the words "property levy" and insert the following in lieu thereof: "and providing for a tax upon economic poison and a tax upon fertilizers for use"

Delete lines 60 through 74 inclusive, and insert the following in lieu thereof:

"SECTION 2. TAX UPON ECONOMIC POISON.) There is hereby imposed upon the sale or distribution of any economic poison as defined in subsection 1 of section 19-18-02 a tax of ten cents per gallon for each gallon of such economic poison sold or distributed by any manufacturer or distributor to a retailer for sale by such retailer to the ultimate consumer. Every person, firm, or corporation selling or distributing an economic poison to retailers shall file a report with the state tax commissioner on forms furnished by the commissioner not less than thirty days after the close of each quarter of each calendar year setting forth the net number of gallons of economic poison distributed by him in the state during such period. Such report shall be accompanied by the payment of tax prescribed by this section. All distributors shall keep such records and make such other reports as may be reasonably required by regulations of the state tax commissioner for the purpose of administering this Act. The provisions of section 57-39.2-12, 57-39.2-13, 57-39.2-15, 57-39.2-16, and 57-39.2-17 shall apply to the administration, collection, and payment of taxes imposed by this section and notice and appeals thereunder. Any person who may willingly fail to file a return or corrected return, or to pay any tax within the time required by this chapter shall be subject to a penalty of five percent of the amount of tax due, or five dollars, whichever is greater, plus one percent of such tax for each month of delay, or fraction thereof. The tax commissioner, if satisfied that the delay was excusable, may remit all or any part of the five dollars or the five percent penalty which may be imposed. Any person failing to comply with any of the provisions of this section, or failing to remit within the time provided, the tax due on the sale or distribution of economic poison shall be guilty of a misdemeanor and shall be punished by a fine of not exceeding five hundred dollars, or by imprisonment in the county jail for not exceeding six months, or by both such fine and imprisonment. Such criminal liability shall be cumulative and shall be in addition to the civil liabilities or penalties provided in this section.

Revenue collected from the tax provided in this section shall be deposited in the state treasury to the credit of the fund known as the "agricultural research foundation fund".

SECTION 3. TAX UPON COMMERCIAL FERTILIZER.) There is hereby imposed upon the sale or distribution of any commercial fertilizer as defined in subsection 1 of section 19-20.1-02 a tax of twenty-five cents per ton for each ton of such commercial fertilizer sold or distributed by any manufacturer or distributor to a retailer for sale by such retailer to the ultimate consumer. Every person, firm, or corporation selling or distributing a commercial fertilizer to retailers shall file a report with the state tax commissioner on forms furnished by the commissioner not less than thirty days after the close of each quarter of each calendar year setting forth the net number of tons of commercial fertilizer distributed by him in the state during such period. Such report shall be accompanied by the payment of tax prescribed by this section. All distributors shall keep such records and make such other reports as may be reasonably required by regulation of the state tax commissioner for the pur-

pose of administering this Act. The provisions of sections 57-39.2-12, 57-39.2-13, 57-39.2-15, 57-39.2-16, and 57-39.2-17 shall apply to the administration, collection, and payment of taxes imposed by this section and notice and appeals thereunder. Any person who may willingly fail to file a return or corrected return, or to pay any tax within the time required by this chapter shall be subject to a penalty of five percent of the amount of tax due, or five dollars, whichever is greater, plus one percent of such tax for each month of delay, or fraction thereof. The tax commissioner, if satisfied that the delay was excusable, may remit all or any part of the five dollars or the five percent penalty which may be imposed. Any person failing to comply with any of the provisions of this section, or failing to remit within the time provided, the tax due on the sale or distribution of commercial fertilizer shall be guilty of a misdemeanor and shall be punished by a fine of not exceeding five hundred dollars, or by imprisonment in the county jail for not exceeding six months, or by both such fine and imprisonment. Such criminal liability shall be cumulative and shall be in addition to the civil liabilities or penalties provided in this section.

Revenue collected from the tax provided in this section shall be deposited in the state treasury to the credit of the fund known as the "agricultural research foundation fund".

In line 77 delete the figure "850,000.00" and insert in lieu thereof the figure "500,000.00"

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The one mill levy in the printed bill was a tax on all property paid by everyone and the amendment will represent a tax paid by only those people in agriculture who will be receiving the benefits of the research.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: The Majority of your Committee on Transportation to whom was referred House Bill No. 389 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Aafedt
Rep. Boyum
Rep. Ganser
Rep. Giffey
Rep. Grant
Rep. Hoffner
Rep. Kuehn
Rep. Metzger
Rep. Schaffer
Rep. Weber

REP. BOUSTEAD, Chairman

Rep. Metzger moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Transportation to whom was referred House Bill No. 389 has had the same under consideration and recommends that the same do pass.

Rep. Boustead
Rep. Hickie
Rep. Berg
Rep. DeKrey
Rep. Emerson
Rep. Goodman
Rep. Hensrud

Rep. Hentges
Rep. White

REP. BOUSTEAD, Chairman

Rep. Goodman moved the report of the Minority be substituted for the report of the Majority, which motion failed on a division vote.

Question was on the motion of Rep. Metzger to adopt the report of the Majority on House Bill No. 389, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

THIRTY-NINTH DAY

Bismarck, February 20, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Father Thomas E. Kramer, Corpus Christi Church, Bismarck.

Roll was called and all members were present.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-seventh Day After Recess and Thirty-eighth Day and recommends that the same be corrected as follows:

Page 708, following line 16, insert the following: "Rep. Hilleboe moved that the amendments to House Bill No. 507 as recommended by the Committee on State and Federal Government as printed on page 691 of the House Journal be adopted, which motion prevailed."

And when so corrected recommends that the same be approved.

REP. BELTER, Vice Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Strinden moved that the rules be suspended, and the House dispense with the reading of the amendments to House Bills Nos. 425 and 499, which motion prevailed.

Rep. Aamoth moved that the amendments to House Bill No. 425 as recommended by the Committee on Industry and Business as printed on page 425 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 499 as recommended by the Committee on Education as printed on pages 738 and 739 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS AND HOUSE CONCURRENT RESOLUTIONS

House Bill No. 480. A Bill for an Act to amend and reenact section 4-28-07 of the North Dakota Century Code, relating to the state wheat tax levy and to provide that the tax shall be levied and assessed at the time of final settlement in the case of a lien, pledge, or mortgage.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Rivinius |
| Aas | Gackle | Lang | Rundle |
| Anderson | Ganser | Larson, G. | Sandness |
| Atkinson | Giffey | Larson, L. | Sanstead |
| Austin | Glaspey | Leibhan | Schaffer |
| Backes | Goodman | Lillehaugen | Seibel |
| Belter | Grant | Linderman | Simonson |
| Berg | Halcrow | Link | Solberg, I. |
| Bernabucci | Haugland | Lundene | Stoltenow |
| Bier | Henning | Matheny | Stone |
| Boustead | Hensrud | McDonald | Streibel |
| Boyum | Hentges | Metzger | Strinden |
| Bullis | Hickle | Miedema | Swedlund |
| Bunker | Hilleboe | Moquist | Thompson |
| Burke | Hoffner | Mueller | Thorsgard |
| Connolly | Hoghaug | Olienyk | Tweten |
| Dahl | Jenkins | Opedahl | Wagner |
| Dawson | Johnson, K. | Peterson, J. | Weber |
| Dick | Jones | Peterson, R. | Welder |
| Diehl | Kelsch | Powers | Wells |
| Dornacker | Kingsbury | Register | White |
| Eagles | Knudson | Reimers | Mr. Speaker |
| Erickson, W. | | | |

Absent and not voting:

| | | | |
|--------|--------------|----------|-------------|
| Aamoth | Emerson | Froelich | Solberg, O. |
| Davis | Erickson, K. | Hougen | Wilkie |
| DeKrey | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 480 was passed be reconsidered and motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 36. A Concurrent Resolution relating to a study of methods of improving the quality of elementary and secondary education, and the use of the most efficient instruction methods.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 51. A Concurrent Resolution directing the Legislative Research Committee to study and revise the laws relating to elementary and secondary education in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote. House Concurrent Resolution No. 51 was re-referred to the Legislative Research Resolutions Committee.

House Concurrent Resolution No. 54. A Concurrent Resolution directing a continuing study by the Legislative Research Committee with the assistance of the Board of Higher Education of the overlapping of courses and the use of instructional services to avoid the duplication of instruction, teaching loads and hours, standards for the evaluation of the qualifications of instructors, and to evaluate and update the previous studies regarding instructional programs and space utilization at the state institutions of higher education.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 65. A Concurrent Resolution urging the Congress of the United States to permit the States-to subject national banks to state tax laws applying to other citizens and businesses.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that Senate Bill No. 323 be placed at the foot of the calendar, which motion prevailed.

House Concurrent Resolution No. 40. A Concurrent Resolution requesting the Congress of the United States to direct the Interstate Commerce Commission to investigate the carload freight rates applicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and equitable.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 53. A Concurrent Resolution directing the Legislative Research Committee to study the North Dakota statutes relating to the approval and enforcement of scheduled common air carrier rates and tariffs for air commerce in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote. House Concurrent Resolution No. 53 was re-referred to the Legislative Research Resolutions Committee.

House Concurrent Resolution No. 58. A Concurrent Resolution memorializing congress to amend section 127 of title 23 of the United States Code, relating to vehicle weight and width limitations, in order to make certain increases in such limitations.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared lost on a voice vote.

House Concurrent Resolution No. 64. A Concurrent Resolution urging the Department of Transportation to implement a policy requiring reflectors on the sides of all railroad cars.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared lost on a voice vote.

SECOND READING OF A SENATE BILL

Senate Bill No. 323. A Bill for an Act to create and enact subsection 12 of section 10-04-06 of the North Dakota Century Code, relating to exempt transactions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |

| | | | |
|------------|-------------|--------------|-------------|
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glasphey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Opedahl | Wagner |
| Davis | Hoghaug | Peterson, J. | Weber |
| Dawson | Hougen | Peterson, R. | Welder |
| DeKrey | Jenkins | Powers | Wells |
| Dick | Johnson, K. | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Eagles | Kelsch | Rivinius | Mr. Speaker |
| Emerson | Kingsbury | | |

Absent and not voting:

| | | | |
|--------|-----------|----------|---------|
| Aamoth | Dornacker | Froelich | Olienyk |
|--------|-----------|----------|---------|

So the bill passed and the title was agreed to.

Rep. Hilleboe moved that the House concur on the Senate amendments to House Bill No. 119, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended and House Bill No. 119 be deemed properly re-engrossed and placed on Second Reading and Final Passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 119. A Bill for an Act authorizing the board of administration to lease certain property owned by the state and currently a part of the Grafton state school properties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |
| Austin | Ganser | Larson, G. | Seibel |
| Backes | Giffey | Larson, L. | Simonson |
| Belter | Glasphey | Leibhan | Solberg, I. |
| Berg | Goodman | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stoltenow |
| Boyum | Halcrow | Link | Stone |
| Bullis | Haugland | Lundene | Streibel |
| Bunker | Henning | Matheny | Strinden |
| Burke | Hensrud | McDonald | Swedlund |
| Connolly | Hentges | Metzger | Thompson |
| Dahl | Hickle | Miedema | Thorsgard |
| Davis | Hilleboe | Moquist | Tweten |
| Dawson | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, J. | Weber |
| Dick | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | Wells |
| Dornacker | Johnson, K. | Register | White |
| Eagles | Jones | Reimers | Wilkie |
| Emerson | Kelsch | Rivinius | Mr. Speaker |

Absent and not voting:

Aamoth Boustead Mueller Olienyk
 Bier Froelich

So the bill passed and the title was agreed to.

**PRESENTATION OF COMMUNICATIONS
 STATE OF NORTH DAKOTA
 EXECUTIVE OFFICE**

Bismarck, February 19, 1969

The Honorable Ernest Johnson
 Speaker of the House
 State Capitol
 Bismarck, North Dakota

Dear Mr. Speaker:

Today I signed the following House Bill:

House Bill No. 506

Sincerely,
WILLIAM L. GUY
 Governor

WLG:db

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 20, 1969

Mr. President: I have the honor to transmit:

House Bill No. 16
 House Bill No. 18
 House Bill No. 149
 House Bill No. 181
 House Bill No. 497
 House Concurrent Resolution No. 26
 House Concurrent Resolution No. 29

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber

Bismarck, February 20, 1969

Mr. President: I have the honor to return:

Senate Bill No. 71
 Senate Bill No. 77
 Senate Bill No. 128
 Senate Bill No. 129
 Senate Bill No. 131
 Senate Bill No. 132
 Senate Bill No. 133
 Senate Bill No. 134
 Senate Bill No. 135
 Senate Bill No. 136
 Senate Bill No. 140
 Senate Bill No. 141
 Senate Bill No. 147
 Senate Bill No. 170
 Senate Bill No. 179
 Senate Bill No. 219
 Senate Bill No. 244
 Senate Concurrent Resolution No. 4
 Senate Concurrent Resolution No. 26
 Senate Concurrent Resolution No. 30
 Senate Concurrent Resolution No. 35

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 20, 1969

Mr. President: I have the honor to return:

Senate Bill No. 42
Senate Bill No. 245
Senate Bill No. 320
Senate Bill No. 337
Senate Bill No. 352
Senate Bill No. 356
Senate Concurrent Resolution No. 52

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 20, 1969

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 119.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, February 20, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 20
Senate Bill No. 30
Senate Bill No. 46
Senate Bill No. 64
Senate Bill No. 98
Senate Bill No. 113
Senate Bill No. 148
Senate Bill No. 174
Senate Bill No. 211
Senate Bill No. 225
Senate Bill No. 256
Senate Bill No. 299
Senate Bill No. 318
Senate Bill No. 321
Senate Bill No. 329
Senate Bill No. 335
Senate Bill No. 350
Senate Bill No. 359
Senate Bill No. 366
Senate Bill No. 374
Senate Bill No. 375
Senate Bill No. 383
Senate Bill No. 393
Senate Bill No. 412
Senate Bill No. 446
Senate Bill No. 461
Senate Bill No. 465
Senate Bill No. 472

Senate Concurrent Resolution No. 22

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House be on the Thirteenth Order and at the conclusion of the Thirteenth Order the House stand recessed until 1:00 p.m., which motion prevailed.

FIRST READING OF SENATE BILLS AND
SENATE CONCURRENT RESOLUTIONS

Senate Bill No. 108. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-06-04, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the date of the primary election, time of notice to county auditors, precinct committeemen meetings, and party conventions.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 116. A Bill for an Act to provide an exclusive remedy to a person convicted of or sentenced for a crime and prescribing the procedure subsequent to conviction for challenging the validity of the conviction or sentence.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 198. A Bill for an Act to amend and reenact subsection 4 of section 20-03-06 of the North Dakota Century Code, relating to hunting licenses for nonresident predator hunters and prohibiting the hunting of predators from aircraft by nonresidents.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 232. A Bill for an Act to amend and reenact sections 40-14-01, 40-14-02, 40-14-04, 40-15-01, 40-15-02, 40-15-05, and 40-18-03 of the North Dakota Century Code, relating to the offices of city treasurer and municipal judge and providing that they be appointive offices in all cities; and to repeal sections 40-15-03 and 40-17-14 of the North Dakota Century Code.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 239. A Bill for an Act to amend and reenact sections 5-03-04 and 5-03-07 of the North Dakota Century Code, to provide for a privilege tax on alcoholic beverage wholesalers computed on gallonage sold and to eliminate the tax on sales between wholesalers and retailers, and declaring an emergency.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 283. A Bill for an Act to amend and reenact sections 29-08-02 and 29-08-21 of the North Dakota Century Code, relating to bail and the authorization of persons to arrange, receive, and approve bail in traffic cases, and relating to forfeiture of bail and the disposition of cases involving traffic law violations.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 287. A Bill for an Act to create and enact section 30-14-32.1 of the North Dakota Century Code, relating to the removal of guardianship or estate property from the state without the consent of the court, and providing a penalty.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 288. A Bill for an Act to amend Chapters 57-39.2 and 57-40.2 of the North Dakota Century Code by creating and enacting thereto new sections providing for the remittance of sales and use taxes to the state of North Dakota which were improperly collected by retailers and not refunded to customers.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 297. A Bill for an Act to amend and reenact section 34-06-06 of the North Dakota Century Code, relating to employment of females.

Was read the first time and referred to the committee on Labor.

Senate Bill No. 326. A Bill for an Act to amend and reenact section 24-03-21 of the North Dakota Century Code, relating to the publication of tourist information and making such publication mandatory upon the state highway commissioner.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 339. A Bill for an Act to amend and reenact section 49-02-01.1 of the North Dakota Century Code, relating to extending the jurisdiction of the Public Service Commission to safety requirements of public utilities owned and operated by the state and any political subdivision thereof and public utilities not operated for profit.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 341. A Bill for an Act to amend and reenact section 6-02-06 of the North Dakota Century Code, relating to hearing by board and conclusions.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 349. A Bill for an Act to amend and reenact section 12-61-01 of the North Dakota Century Code, relating to the membership of the North Dakota combined law enforcement council.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 391. A Bill for an Act to amend and reenact subsection 4 of section 47-18-04 and section 47-18-14 of the North Dakota Century Code, relating to the value of a homestead exemption within a town plat.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 392. A Bill for an Act to adopt the revised uniform principal and income act.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 394. A Bill for an Act to amend section 16-20-17.1 of the North Dakota Century Code, concerning disclosure of sponsor of political advertisement to apply to advertisements on referred measures, and to create a new section to make sponsorship of false information in an political advertisement a misdemeanor.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 396. A Bill for an Act to amend and reenact subsection 4 of section 39-20-07 of the North Dakota Century Code, relating to method of measuring percent of weight of alcohol in the blood.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 407. A Bill for an Act to amend and reenact section 18-06-10 and subsection 17 of section 58-02-07 of the North Dakota Century Code, relating to fire protection contracts by townships and authorizing a tax levy for such services, and declaring it an emergency.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 427. A Bill for an Act to provide for the establishment, licensing and supervision of foster family care homes for adults;

to amend and reenact sections 50-11-01, 50-11-02, 50-11-03, 50-11-04, 50-11-05, 50-11-06, 50-11-07, 50-11-08, 50-11-09 and 50-11-10 of the North Dakota Century Code, relating to the establishment, licensing and supervision of children's homes.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 435. A Bill for an Act to amend and reenact section 50-12-09 of the 1967 Supplement to the North Dakota Century Code, relating to compensation of child-placing agencies.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 442. A Bill for an Act to amend and reenact section 51-10-06 of the North Dakota Century Code, relating to injunctive relief in unfair trade practices; and to repeal sections 51-10-09, 51-10-10, 51-10-11, 51-10-12, 51-10-13, 51-10-14, and 51-10-15 of the North Dakota Century Code, relating to the North Dakota trade commission.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 445. A Bill for an Act to amend and reenact subsection 5 of section 39-20-07 of the North Dakota Century Code, relating to field inspection of breath testing devices under the supervision of the state toxicologist.

Was read the first time and referred to the committee on Judiciary.

Senate Concurrent Resolution No. 5. A Concurrent Resolution for the amendment of section 82 of the Constitution of the state of North Dakota, changing the selection of the superintendent of public instruction and tax commissioner from election to appointment by the governor with the consent of the senate.

Was read the first time and referred to the committee on Judiciary.

Senate Concurrent Resolution No. 10. A Concurrent Resolution expressing the willingness of the Forty-first Legislative Assembly of the State of North Dakota to join with the states of South Dakota, Montana, and Wyoming or individually study and develop joint program proposals for interstate cooperation in providing degree-granting programs in the fields of medical science, dentistry, and veterinary medicine and in providing for the sharing of facilities to serve female incarcerates, sanatoriums, and facilities for the physically and mentally handicapped which will be mutually beneficial to the entire citizenry of the four-state area.

Was read the first time and referred to the committee on Education.

Senate Concurrent Resolution No. 17. A Concurrent Resolution for a constitutional amendment authorizing the issuance of bonds of the state of North Dakota and the expenditure of the proceeds for the payment of adjusted compensation to North Dakota veterans of the Viet Nam conflict.

Was read the first time and referred to the committee on Veterans' Affairs.

Senate Concurrent Resolution No. 19. A Concurrent Resolution urging the governments of the United States and Canada to begin development of the water resources of the Pembina River Basin in the Province of Manitoba, and the State of North Dakota.

Was read the first time and referred to the committee on Natural Resources.

House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

THIRTY-NINTH DAY AFTER RECESS AND
FORTIETH DAY

Bismarck, February 21, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 20
House Bill No. 138
House Bill No. 335
House Bill No. 341
House Bill No. 388
House Bill No. 425
House Bill No. 448
House Bill No. 499

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 119
House Bill No. 133
House Bill No. 292
House Bill No. 350

And find the same correctly Re-engrossed.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the amendments to the following: House Bills Nos. 182, 185, 355, 370, 393, 429, 485, 488, 500 and 507, and House Concurrent Resolutions Nos. 16 and 20, which motion prevailed.

Rep. Bier moved that the amendments to House Bill No. 182 as recommended by the Committee on Education as printed on page 744 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 185 as recommended by the Committee on Transportation as printed on pages 749 and 750 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 355 as recommended by the Committee on Agriculture as printed on page 745 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to House Bill No. 370 as recommended by the Committee on Agriculture as printed on page 745 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 393 as recommended by the Committee on Transportation as printed on page 751 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 429 as recommended by the Committee on Transportation as printed on pages 751 and 752 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to House Bill No. 485 as recommended by the Committee on Judiciary as printed on pages 752 and 753 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 488 as recommended by the Committee on Appropriations as printed on pages 766 and 767 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 500 as recommended by the Committee on Transportation as printed on pages 762 to 765 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to House Bill No. 507 as recommended by the Committee on Appropriations as printed on page 747 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to House Concurrent Resolution No. 16 as recommended by the Committee on Judiciary as printed on pages 753 and 754 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to House Concurrent Resolution No. 20 as recommended by the Committee on Education as printed on page 746 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 20. A Bill for an Act making an appropriation for salaries and expenses of the division of vocational rehabilitation for rehabilitating disabled persons.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Jones | Rivinius |
| Aamoth | Erickson, K. | Kelsch | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Bernabucci | Glaspey | Lillehaugen | Solberg, O. |
| Bier | Goodman | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Miedema | Thorsgard |

| | | | |
|-----------|-------------|--------------|-------------|
| Connolly | Hentges | Mueller | Tweten |
| Dahl | Hickle | Olienyk | Wagner |
| Davis | Hilleboe | Opedahl | Weber |
| DeKrey | Hoffner | Peterson, J. | Welder |
| Dick | Hoghaug | Peterson, R. | Wells |
| Diehl | Hougen | Powers | White |
| Dornacker | Jenkins | Register | Wilkie |
| Eagles | Johnson, K. | Reimers | Mr. Speaker |

Those voting in the negative were:
 Berg Dawson Kingsbury Moquist
 Absent and not voting:
 McDonald Stoltenow
 So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 20 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 133. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to maximum contract rates of interest and usury, and declaring an emergency.

Was read the second time.

Rep. Halcrow requested that his remarks on House Bill No. 133 be printed in the Journal.

Rep. Halcrow:

"I am going to vote for the bill, but I would have preferred it if the bill had been for a two-year period only, and then have had to be renewed two years hence. This would have had a salutary effect on the banking industry, and they would have noticed if there are abuses in increasing rates; we would not have to come back in two years and repeal the interest rate. If in the rural areas of the state of North Dakota where competition is limited and you have long distances between banks, if the interest rate ceiling creates abuses pertaining to the people who borrow money, I will be the first one to come back here two years from now and help remove the increased ceiling."

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Reimers |
| Aamoth | Eagles | Kingsbury | Rivinius |
| Aas | Emerson | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Solberg, I. |
| Bernabucci | Goodman | Lillehaugen | Solberg, O. |
| Bier | Halcrow | Linderman | Stone |
| Boustead | Haugland | Link | Streibel |
| Boyum | Henning | Lundene | Strinden |
| Bullis | Hensrud | Matheny | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Welder |
| Dawson | Hougen | Peterson, J. | Wells |
| DeKrey | Jenkins | Peterson, R. | White |
| Dick | Johnson, K. | Powers | Wilkie |
| Diehl | Jones | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|--------------|---------|----------|
| Berg | Erickson, W. | Grant | Simonson |
| Erickson, K. | Gaspey | Moquist | Weber |

Absent and not voting:

McDonald Stoltenow

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which House Bill No. 133 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 133. A Bill for an Act to amend and reenact section 35-01-05.1 of the 1967 Supplement, relating to security interests in motor vehicles, and sections 41-09-05 (9-105), 41-09-10 (9-110), 41-09-23 (9-302), 41-09-34 (9-313), 41-09-40 (9-401), 41-09-41 (9-402), 41-09-42 (9-403), and 41-09-44 (9-405), of the North Dakota Century Code, relating to security interests in certain personal property under the Uniform Commercial Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Reimers |
| Aamoth | Erickson, K. | Kelsch | Rivinius |
| Aas | Erickson, W. | Kingsbury | Sandness |
| Anderson | Freeman | Knudson | Sanstead |
| Atkinson | Froelich | Kuehn | Schaffer |
| Austin | Gackle | Lang | Seibel |
| Belter | Ganser | Larson, G. | Simonson |
| Berg | Giffey | Larson, L. | Solberg, I. |
| Bernabucci | Gaspey | Leibhan | Solberg, O. |
| Bier | Goodman | Lillehaugen | Stone |
| Boustead | Grant | Linderman | Streibel |
| Boyum | Halcrow | Link | Strinden |
| Bullis | Haugland | Lundene | Swedlund |
| Bunker | Henning | Matheny | Thompson |
| Burke | Hensrud | Metzger | Thorsgard |
| Connolly | Hentges | Miedema | Tweten |
| Dahl | Hickle | Moquist | Wagner |
| Davis | Hilleboe | Mueller | Weber |
| Dawson | Hoffner | Olienyk | Welder |
| DeKrey | Hoghaug | Peterson, J. | Wells |
| Dick | Hougen | Peterson, R. | White |
| Diehl | Jenkins | Powers | Wilkie |
| Dornacker | Johnson, K. | Register | Mr. Speaker |

Those voting in the negative were:

Rundle

Absent and not voting:

| | | | |
|--------|----------|---------|-----------|
| Backes | McDonald | Opedahl | Stoltenow |
|--------|----------|---------|-----------|

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 133 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 168. A Bill for an Act directing the board of higher education to reduce the amount due on loans made to veterinary medicine students during the 1963-1965 biennium, providing for a refund and making an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Kelsch | Rivinius |
| Aafedt | Erickson, W. | Kingsbury | Sandness |
| Aas | Freeman | Knudson | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Backes | Giffey | Leibhan | Solberg, O. |
| Belter | Glaspey | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Bullis | Grant | Link | Streibel |
| Bunker | Haugland | Lundene | Strinden |
| Burke | Henning | Metzger | Swedlund |
| Connolly | Hensrud | Miedema | Thompson |
| Dahl | Hentges | Moquist | Thorsgard |
| Davis | Hickle | Mueller | Tweten |
| Dawson | Hilleboe | Olienyk | Wagner |
| DeKrey | Hoffner | Peterson, J. | Weber |
| Diehl | Hougen | Peterson, R. | Welder |
| Dornacker | Jenkins | Powers | Wells |
| Eagles | Johnson, K. | Register | Wilkie |
| Emerson | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|---------|---------|----------|
| Berg | Halcrow | Matheny | Simonson |
| Bernabucci | Hoghaug | Rundle | White |
| Boyum | | | |

Absent and not voting:

| | | | |
|----------|-------|----------|---------|
| Boustead | Kuehn | McDonald | Opedahl |
| Dick | | | |

So the bill passed and the title was agreed, to.

Rep. Streibel moved that the vote by which House Bill No. 168 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 223. A Bill for an Act to create and enact section 24-01-41.1 of the North Dakota Century Code, relating to the expenditure of highway funds for state participation in relocating property as necessitated in accordance with Ch. 5 of title 23 of the Federal-Aid Highway Act of 1968.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Jones | Sandness |
| Aamoth | Erickson, K. | Kelsch | Sanstead |
| Aas | Erickson, W. | Kingsbury | Schaffer |
| Anderson | Freeman | Knudson | Seibel |
| Atkinson | Froelich | Lang | Simonson |
| Austin | Gackle | Larson, G. | Solberg, I. |
| Backes | Ganser | Larson, L. | Solberg, O. |
| Belter | Giffey | Lillehaugen | Stoltenow |
| Berg | Glaspey | Linderman | Stone |
| Bernabucci | Goodman | Link | Streibel |
| Bier | Grant | Lundene | Strinden |
| Boyum | Halcrow | Matheny | Swedlund |
| Bullis | Haugland | Metzger | Thompson |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Bunker | Henning | Moquist | Thorsgard |
| Burke | Hensrud | Mueller | Tweten |
| Connolly | Hentges | Olienyk | Wagner |
| Dahl | Hickle | Peterson, J. | Weber |
| Davis | Hilleboe | Peterson, R. | Welder |
| Dawson | Hoffner | Powers | Wells |
| DeKrey | Hoghaug | Register | White |
| Diehl | Hougen | Reimers | Wilkie |
| Dornacker | Jenkins | Rivinius | Mr. Speaker |
| Eagles | Johnson, K. | Rundle | |
| Absent and not voting: | | | |
| Boustead | Kuehn | McDonald | Opedahl |
| Dick | Leibhan | Miedema | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 223 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 335. A Bill for an Act prohibiting the sale of potatoes not labeled as to grade; and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rundle |
| Aamoth | Erickson, K. | Kingsbury | Sandness |
| Aas | Erickson, W. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Lang | Seibel |
| Austin | Gackle | Larson, G. | Simonson |
| Backes | Ganser | Larson, L. | Solberg, I. |
| Belter | Giffey | Lillehaugen | Solberg, O. |
| Berg | Glaspey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | Metzger | Swedlund |
| Bullis | Henning | Moquist | Thompson |
| Bunker | Hensrud | Mueller | Thorsgard |
| Burke | Hentges | Olienyk | Tweten |
| Connolly | Hickle | Opedahl | Wagner |
| Dahl | Hilleboe | Peterson, J. | Weber |
| Davis | Hoffner | Peterson, R. | Welder |
| Dawson | Hoghaug | Powers | Wells |
| DeKrey | Hougen | Register | White |
| Diehl | Jenkins | Reimers | Wilkie |
| Dornacker | Johnson, K. | Rivinius | Mr. Speaker |
| Eagles | Jones | | |
| Absent and not voting: | | | |
| Dick | Leibhan | McDonald | Miedema |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 335 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 341. A Bill for an Act to amend and reenact section 57-02-20 of the North Dakota Century Code, relating to the exemption of farm machinery for one year.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rundle |
| Aamoth | Erickson, K. | Kingsbury | Sanstead |
| Aas | Erickson, W. | Knudson | Schaffer |
| Atkinson | Freeman | Kuehn | Seibel |
| Austin | Froelich | Lang | Simonson |
| Backes | Gackle | Larson, G. | Solberg, I. |
| Belter | Ganser | Larson, L. | Solberg, O. |
| Berg | Giffey | Leibhan | Stoltenow |
| Bernabucci | Glaspey | Lillehaugen | Stone |
| Bier | Goodman | Linderman | Streibel |
| Boustead | Grant | Link | Strinden |
| Boyum | Halcrow | Lundene | Swedlund |
| Bullis | Haugland | Matheny | Thompson |
| Bunker | Henning | Metzger | Thorsgard |
| Burke | Hensrud | Mueller | Tweten |
| Connolly | Hentges | Olienyk | Wagner |
| Dahl | Hickle | Opedahl | Weber |
| Davis | Hilleboe | Peterson, J. | Welder |
| Dawson | Hoffner | Peterson, R. | Wells |
| DeKrey | Hoghaug | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Johnson, K. | Reimers | Mr. Speaker |
| Eagles | Jones | Rivinius | |

Those voting in the negative were:

Hougen Miedema

Absent and not voting:

| | | | |
|----------|----------|---------|----------|
| Anderson | McDonald | Moquist | Sandness |
| Dick | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 341 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 350. A Bill for an Act to create and enact section 19-03-28.1 of the North Dakota Century Code, relating to the sale or possession of marijuana, and providing a penalty, and to amend and reenact section 19-03-01 of the North Dakota Century Code, relating to definition of narcotic drugs, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|-----------|-------------|-------------|
| Aafedt | Dornacker | Jones | Rundle |
| Aamoth | Eagles | Kelsch | Sandness |
| Aas | Emerson | Kingsbury | Sanstead |
| Anderson | Freeman | Knudson | Schaffer |
| Atkinson | Froelich | Kuehn | Seibel |
| Austin | Gackle | Lang | Simonson |
| Belter | Ganser | Larson, G. | Solberg, O. |
| Berg | Giffey | Larson, L. | Stone |
| Bernabucci | Goodman | Lillehaugen | Streibel |
| Bier | Grant | Link | Strinden |

| | | | |
|----------|-------------|--------------|-------------|
| Boustead | Haugland | Lundene | Swedlund |
| Boyum | Henning | Metzger | Thompson |
| Bullis | Hensrud | Miedema | Thorsgard |
| Bunker | Hentges | Mueller | Tweten |
| Burke | Hickle | Olienyk | Wagner |
| Connolly | Hilleboe | Opedahl | Welder |
| Dahl | Hoffner | Peterson, J. | Wells |
| Davis | Hoghaug | Powers | White |
| Dawson | Hougen | Register | Wilkie |
| DeKrey | Jenkins | Reimers | Mr. Speaker |
| Diehl | Johnson, K. | Rivinius | |

Those voting in the negative were:

| | | | |
|--------------|---------|--------------|-----------|
| Backes | Glaspey | Linderman | Stoltenow |
| Erickson, K. | Halcrow | Matheny | Weber |
| Erickson, W. | Leibhan | Peterson, R. | |

Absent and not voting:

| | | | |
|------|----------|---------|-------------|
| Dick | McDonald | Moquist | Solberg, I. |
|------|----------|---------|-------------|

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which House Bill No. 350 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Opedahl moved that the House reconsider the action by which House Bill No. 467 was lost, which motion prevailed.

Rep. Link moved that House Bill No. 467 be placed on the calendar, which motion prevailed.

Rep. Streibel moved that the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTIETH DAY

Bismarck, February 21, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Tim Frelich and Charles Witt, students at the School for the Deaf at Devils Lake, under the instruction of Allan Hayek, Acting Superintendent.

Roll was called, and all members were present except Rep. McDonald.

A quorum was declared by Speaker E. Johnson.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 133

House Bill No. 350

And find the same correctly Re-engrossed.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-eighth Day After Recess and Thirty-ninth Day, and recommends that the same be corrected as follows:

Page 755, line 46, delete "House" and insert "Senate" in lieu thereof

And when so corrected recommends that the same be approved.

REP. BELTER, Vice Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
Executive Office

Bismarck, February 20, 1969

The Honorable Ernest Johnson
Speaker of the House
State Capitol
Bismarck, North Dakota

Dear. Mr. Speaker:

Today I signed the following House bills:

House Bill No. 55
House Bill No. 118
House Bill No. 155
House Bill No. 23
House Bill No. 135

Sincerely,
WILLIAM L. GUY
Governor

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on General Affairs to whom was referred House Concurrent Resolution No. 31 has had the same under consideration and recommends that the same be amended as follows:

Delete the title and insert the following in lieu thereof:

"A concurrent resolution commending and congratulating Miss North Dakota."

Delete lines 6 through 34, inclusive, and insert the following in lieu thereof:

"WHEREAS, it is the custom of the North Dakota Legislative Assembly to recognize and honor its citizens for their accomplishments; and

WHEREAS, the present Miss North Dakota and those selected to hold such title in the past have reflected credit to the State and its citizens;

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

That the Forty-first Legislative Assembly takes great pleasure in commending the current Miss North Dakota, Miss Virginia Lee Hansen, and expresses its congratulations and best wishes during her reign as Miss North Dakota."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SANDNESS, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Concurrent Resolution No. 41 has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Concurrent Resolution No. 44 has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Tweten moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on General Affairs to whom was referred House Concurrent Resolution No. 45 has had the same under consideration and recommends that the same do pass.

REP. SANDNESS, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 58 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title of the engrossed bill, delete the words "amend and reenact" and insert the word "repeal" in lieu thereof

In line 1 delete the word "AMENDMENT" and insert the word "REPEAL" in lieu thereof

In line 2 delete the words "amended and" and insert in lieu thereof the word "repealed" and a period

Delete line 3

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 63 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 187 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Lang moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 210 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 311 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 332 has had the same under consideration and recommends that the same be amended as follows:

In line 47 after the word "electors" insert the word "present"

In line 47 after the word "electors" delete the word "of"

In line 48 delete the words "the township"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veteran's Affairs to whom was referred House Concurrent Resolution No. 46 has had the same under consideration and recommends that the same be amended as follows:

Delete all of line 22

After line 109 insert the following:

"1LT Roger D. Knudtson, Fairfield
 SP4 David Haegele, Napoleon
 LT. Glenn Belcher, Fessenden
 SEAMAN Mitchel C. Hansey, Scranton
 SPEC 4 Vernon E. Wetham, Cando
 MAJ. Robert H. Carroll, Carrington
 LT. Michael F. Hendrickson, Fargo
 Kurt W. Duncan, Fargo
 SGT. Ward G. Walter, Minot
 Melvin E. Johnson, Minot
 PFC James C. Freidt, New Salem
 WO James K. McAleer III, Steele
 Donald D. Durant, Bismarck
 Durwood W. Verrett, Bismarck"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. OLIENYK, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 182 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 191 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Weber moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 197 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Miedema moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 235 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 302 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Emerson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was

referred Senate Concurrent Resolution No. 21 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

House Bill No. 388. A Bill for an Act to create and enact sections 54-52-02.1 and 54-52-02.2 of the North Dakota Century Code; to amend and reenact subsections 3, 6, 7 and 11 of section 54-52-01, section 54-52-03, subsection 6 of section 54-52-04, sections 54-52-05, 54-52-06, 54-52-07, 54-52-10, 54-52-11, and 54-52-22; and to repeal section 54-52-24 of the North Dakota Century Code, relating to the employees retirement system, extending the membership therein to non-certified school district employees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 80; nays, 9; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Hougen | Powers |
| Aas | Erickson, K. | Jenkins | Register |
| Anderson | Erickson, W. | Jones | Reimers |
| Atkinson | Freeman | Kelsch | Sandness |
| Austin | Froelich | Knudson | Sanstead |
| Belter | Gackle | Kuehn | Seibel |
| Bernabucci | Ganser | Lang | Solberg, I. |
| Bier | Giffey | Larson, G. | Solberg, O. |
| Boustead | Glaspey | Larson, L. | Stone |
| Bullis | Goodman | Leibhan | Streibel |
| Bunker | Grant | Lillehaugen | Strinden |
| Burke | Halcrow | Linderman | Swedlund |
| Connolly | Haugland | Link | Thompson |
| Dahl | Henning | Metzger | Thorsgard |
| Davis | Hensrud | Miedema | Tweten |
| DeKrey | Hentges | Moquist | Wagner |
| Dick | Hickle | Olienyk | Weber |
| Diehl | Hilleboe | Opedahl | Wells |
| Dornacker | Hoffner | Peterson, J. | White |
| Eagles | Hoghaug | Peterson, R. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|-------------|---------|----------|-----------|
| Dawson | Matheny | Schaffer | Stoltenow |
| Johnson, K. | Rundle | Simonson | Welder |

Kingsbury

Absent and not voting:

| | | | |
|--------|---------|----------|----------|
| Aafedt | Boyum | McDonald | Rivinius |
| Backes | Lundene | Mueller | Wilkie |
| Berg | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 388 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 427. A Bill for an Act to create and enact subsection 17 of section 61-16-11 of the North Dakota Century Code, relating to the powers and duties of the board of commissioners of water management districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Eagles | Kelsch | Sandness |
| Aas | Emerson | Kingsbury | Sanstead |
| Anderson | Erickson, K. | Knudson | Schaffer |
| Atkinson | Freeman | Kuehn | Seibel |
| Austin | Froelich | Lang | Simonson |
| Backes | Gackle | Larson, G. | Solberg, I. |
| Belter | Ganser | Larson, L. | Solberg, O. |
| Berg | Giffey | Leibhan | Stoltenow |
| Bernabucci | Glaspey | Lillehaugen | Stone |
| Bier | Goodman | Linderman | Streibel |
| Boustead | Halcrow | Link | Strinden |
| Boyum | Haugland | Matheny | Swedlund |
| Bullis | Henning | Miedema | Thompson |
| Bunker | Hensrud | Moquist | Thorsgard |
| Burke | Hentges | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Johnson, K. | Reimers | Wilkie |
| Dornacker | Jones | Rundle | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|--------|---------|--------------|
| Connolly | Grant | Metzger | Peterson, R. |
| Erickson, W. | Hickle | | |

Absent and not voting:

| | | | |
|--------|---------|----------|----------|
| Aafedt | Lundene | McDonald | Rivinius |
|--------|---------|----------|----------|

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 427 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 448. A Bill for an Act to amend and reenact sections 15-60-04, 15-60-05, and 15-60-07 of the North Dakota Century Code, to increase the limitation which may be expended under the state school construction fund for certain school districts to five hundred thousand dollars, to increase the rate of interest to four per cent and increase repayment time.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Sandness |
| Aas | Erickson, K. | Knudson | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Freeman | Larson, G. | Seibel |
| Austin | Froelich | Larson, L. | Simonson |
| Backes | Gackle | Leibhan | Solberg, I. |
| Belter | Ganser | Lillehaugen | Solberg, O. |
| Berg | Giffey | Linderman | Stoltenow |
| Bernabucci | Glaspey | Link | Stone |
| Bier | Goodman | Matheny | Streibel |
| Boustead | Grant | Metzger | Strinden |
| Boyum | Halcrow | Miedema | Swedlund |

| | | | |
|-----------|----------|--------------|-------------|
| Bullis | Haugland | Moquist | Thompson |
| Bunker | Henning | Mueller | Thorsgard |
| Burke | Hensrud | Olienyk | Tweten |
| Dahl | Hentges | Opedahl | Wagner |
| Dawson | Hilleboe | Peterson, J. | Weber |
| DeKrey | Hoffner | Peterson, R. | Welder |
| Dick | Hougen | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|---------|-------------|-------|
| Connolly | Hickle | Johnson, K. | Wells |
| Davis | Hoghaug | Rundle | |

Absent and not voting:

| | | |
|-------|---------|----------|
| Kuehn | Lundene | McDonald |
|-------|---------|----------|

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 448 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 457. A Bill for an Act relating to the issuance by the state engineer of perfected water permits for water taken from wells.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 55; nays, 38; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|-----------|-------------|--------------|
| Aafedt | DeKrey | Jenkins | Peterson, R. |
| Aamoth | Dick | Kelsch | Powers |
| Atkinson | Dornacker | Kingsbury | Register |
| Austin | Eagles | Knudson | Reimers |
| Berg | Freeman | Kuehn | Rundle |
| Bier | Froelich | Lang | Schaffer |
| Boustead | Gackle | Larson, L. | Seibel |
| Bullis | Goodman | Lillehaugen | Stoltenow |
| Bunker | Halcrow | Linderman | Wagner |
| Burke | Henning | Metzger | Welder |
| Connolly | Hentges | Miedema | Wells |
| Dahl | Hickle | Moquist | White |
| Davis | Hilleboe | Mueller | Mr. Speaker |
| Dawson | Hoghaug | Olienyk | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-----------|
| Aas | Giffey | Link | Stone |
| Anderson | Grant | Opedahl | Streibel |
| Backes | Haugland | Peterson, J. | Strinden |
| Belter | Hensrud | Rivinius | Swedlund |
| Bernabucci | Hoffner | Sandness | Thompson |
| Boyum | Hougen | Sanstead | Thorsgard |
| Diehl | Johnson, K. | Simonson | Tweten |
| Emerson | Jones | Solberg, I. | Weber |
| Erickson, K. | Larson, G. | Solberg, O. | Wilkie |
| Erickson, W. | Leibhan | | |

Absent and not voting:

| | | | |
|---------|---------|---------|----------|
| Ganser | Lundene | Matheny | McDonald |
| Glaspey | | | |

So the bill passed and the title was agreed to.

Rep. Metzger moved that the vote by which House Bill No. 457 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

POINT OF PERSONAL PRIVILEGE

Rep. Reimers requested his remarks on House Bill No. 350 be printed in the Journal.

Rep. Reimers:

"I hesitate to waste any time today but I want to refer back to House Bill No. 350. The reason I did not speak on the bill when it was before us was I really was not sure how I wanted to vote. I just accepted what Rep. Kelsch said as probably what we really needed.

"I feel very strongly about this. Marijuana use is increasing quite rapidly in our high schools and colleges, and I hesitate to think that action of the Assembly would indicate to any young person anywhere that this Legislature felt differently about marijuana and its use than we ever did.

"Last week-end I was away, and that is what prompts me to speak on this bill now. Very dear friends of ours down South have two pretty and intelligent daughters, one a freshman in college and the other a freshman in high school. Their father is a very able attorney. They are wonderful people who have showered affection on these children. Two weeks ago they took the freshman girl out of school because she had gone to sleep in class. If this has gotten to where anyone who thinks marijuana is not a drug, we must take action. I don't know the definition of a drug, but this kind of thing has to be stopped somehow. I want to be sure that no one would interpret the action of this Assembly on House Bill No. 350 in any way that marijuana is acceptable under any circumstances."

Speaker E. Johnson called Rep. Reimers to the Chair to preside.

House Bill No. 474. A Bill for an Act to provide that all institutions of higher education shall adopt the quarter system educational term.

Was read the second time.

Rep. Backes requested that his remarks on House Bill No. 474 be printed in the Journal.

Rep. Backes:

"Some time ago our State Board of Higher Education decreed that all institutions of higher learning shall go on the semester system, starting in the Fall of 1970. House Bill No. 474 says that they shall all go on the quarter system in the Fall of 1970. I have introduced this bill with fifty other sponsors because of complaints of parents during the campaign. In the northern part of the state, many of our students stay out of school for the Fall Quarter to assist with harvest. In the southern part of the state, some students stay out for the Spring Quarter. I thought these complaints were solely economic, and these parents needed their sons to help them with harvest, but some of the students stayed out to earn money in construction work, and that work reaches its height in the middle of the first quarter. This would mean that these students would only be allowed to attend one semester of school per year.

"Many of these farm students attend the North Dakota State University. I feel the semester system does not provide an opportunity to our students to attend as much school as the quarter system.

"Besides the economic factors, there are academic factors, and here are some of the reasons I have received from the students in favor of the quarter system:

"1. Greater variety of courses to choose from under the quarter system.

"2. Required courses for freshmen are easier to work into the schedule.

"3. If a student gets off to a bad start, the quarter system makes it easier to rectify the matter.

"There are also some staff and administrative reasons. I think the original reason for the Board directing that we go on the semester system was to get uniformity in our schools. We are all for that, but the quarter plan also would give uniformity. It is desirable that all state schools be on the same academic level; uniformity facilitates transfer, provides uniform fees and records, and would permit transfer credits in terms of quarters. The state-supported schools in Minnesota where many of our transfer students originate are on the quarter system. It would be much simpler for the State Board of Higher Education to formulate costs if all institutions were on the same basis.

"A survey of surrounding states indicates that a few years ago all Minnesota schools were put on a quarter basis. South Dakota is on the semester system. The greatest percentage of Montana schools are on the quarter system. California was on the quarter system, changed to the semester system, and then switched back to the quarter system.

"Some will say we do not have enough students in North Dakota affected by this to be concerned. I have a letter from the Office of the Dean of the North Dakota State University concerning interruptions of study courses of students for a four-year B. S. degree which indicates 27.1% of the students have such study interruptions. If only half of these were interruptions for economic reasons, I think it is a big percentage.

"The other day I appeared before the Appropriations Committee where the fiscal note on this bill was presented, which note had been prepared by Mr. Raschke, the Commissioner of Higher Education. I feel it is unusual for someone opposed to the proposal being permitted to prepare the fiscal note on the proposal. The fiscal note, for one thing, lists \$2,500.00 additional necessary for desks and chairs. Why it would require more desks and chairs to register students three times a year rather than twice, no one knows. The fiscal note indicated a total additional cost of \$220,000. If this is true, then we should have found in Senate Bill No. 1 somewhere a reduction of about a million dollars, since that is what would have been saved by going on the semester basis.

"The results of a Report of the Common Calendar System, dated December, 1967, which Board is made up of a representative from each of our state-supported higher education institutions chosen by the college presidents, in an evaluation of the quarter system versus the semester system, indicate a secret ballot showed one for the semester system, six votes for the quarter system, and three votes neutral. Dr. Koenker of the University of North Dakota submitted a minority report of one in which he stated a preference for the semester system. The majority report noted that seven different classes per week in the semester system would be required to cover the same material covered by five classes per week in the quarter system. A greater variety of classes undoubtedly would require some changes in staff and additions to staff.

"The State School of Forestry at Bottineau reports that the semester system would reduce the variety of courses they could offer or an increase in faculty would be required.

"Someone is going to bring up the matter of constitutionality. I have a resolution I have drafted on my desk, which resolution would direct the State Board of Higher Education to go on the quarter system. I have had this resolution drawn because someone told me the bill would be questioned. In the last session a Joint Resolution was adopted directing the State Board of Higher Education to go to the quarter system, but what good did that do? Because nothing has resulted from that Resolution, I have now introduced this

bill which would do more than direct the Board of Higher Education to change to the quarter system. By changing to the quarter system, we will be giving our students a greater opportunity to secure their education which at this time is being denied them on the semester system."

Rep. Rundle requested that the remarks of Rep. Register on House Bill No. 474 be printed in the Journal.

Rep. Register:

"I think that Rep. Dornacker has missed the single most important aspect of House Bill No. 474. I think we as Legislators would be remiss if we did not pay tribute to the college students of North Dakota in their handling of House Bill No. 474.

"The students of North Dakota had a complaint, but we saw no marches on the capitol, instead we saw the orderly democratic system carried out until we now have House Bill No. 474 before us. I cannot agree with them on their stand on the bill, but I do feel that we should recognize and pay tribute to the students for their actions on this bill."

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 19; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Anderson | Erickson, K. | Johnson, K. | Rivinius |
| Austin | Erickson, W. | Jones | Rundle |
| Backes | Freeman | Kingsbury | Sandness |
| Belter | Gackle | Knudson | Sanstead |
| Berg | Ganser | Kuehn | Seibel |
| Bier | Giffey | Lang | Simonson |
| Boustead | Glaspey | Leibhan | Solberg, I. |
| Bullis | Goodman | Lillehaugen | Solberg, O. |
| Bunker | Grant | Linderman | Stoltenow |
| Connolly | Haugland | Link | Streibel |
| Davis | Henning | Matheny | Swedlund |
| Dawson | Hentges | Miedema | Thompson |
| DeKrey | Hickle | Moquist | Thorsgard |
| Dick | Hilleboe | Mueller | Weber |
| Diehl | Hoffner | Opedahl | Welder |
| Dornacker | Hoghaug | Peterson, J. | Wells |
| Eagles | Hougen | Powers | White |
| Emerson | Jenkins | Reimers | Wilkie |

Those voting in the negative were:

| | | | |
|------------|-----------|--------------|----------|
| Aafedt | Boyum | Larson, G. | Stone |
| Aamoth | Dahl | Larson, L. | Strinden |
| Aas | Froehlich | Olienyk | Tweten |
| Atkinson | Halcrow | Peterson, R. | Wagner |
| Bernabucci | Kelsch | Register | |

Absent and not voting:

| | | | |
|---------|----------|----------|-------------|
| Burke | Lundene | Metzger | Mr. Speaker |
| Hensrud | McDonald | Schaffer | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 474 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 509. A Bill for an Act to amend and reenact sections 57-52-02, 57-52-04, 57-54-08, 57-54-09, 57-54-10, 57-54-13, 57-54-16 and 57-54-22 of the North Dakota Century Code, relating to the imposition of special fuels tax and motor vehicle fuels tax as taxes on dealers rather than on users or consumers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 51; nays, 38; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Jenkins | Solberg, O. |
| Aas | Erickson, W. | Kelsch | Stoltenow |
| Atkinson | Froehlich | Kingsbury | Stone |
| Boustead | Gackle | Kuehn | Streibel |
| Boyum | Ganser | Larson, G. | Strinden |
| Bullis | Giffey | Linderman | Swedlund |
| Bunker | Glaspey | Link | Thompson |
| Burke | Goodman | Olienyk | Tweten |
| Dahl | Grant | Opedahl | Weber |
| Diehl | Haugland | Peterson, R. | Welder |
| Dornacker | Hoffner | Reimers | Wells |
| Eagles | Hoghaug | Schaffer | Wilkie |
| Emerson | Hougen | Solberg, I. | |

Those voting in the negative were:

| | | | |
|------------------------|-------------|--------------|-------------|
| Aamoth | DeKrey | Lillehaugen | Rivinius |
| Anderson | Freeman | Matheny | Rundle |
| Austin | Halcrow | Metzger | Sandness |
| Belter | Henning | Miedema | Sanstead |
| Berg | Hentges | Moquist | Seibel |
| Bernabucci | Hickle | Mueller | Simonson |
| Bier | Hilleboe | Peterson, J. | Thorsgard |
| Connolly | Johnson, K. | Powers | Wagner |
| Davis | Jones | Register | White |
| Dawson | Lang | | |
| Absent and not voting: | | | |
| Backes | Knudson | Leibhan | McDonald |
| Dick | Larson, L. | Lundene | Mr. Speaker |
| Hensrud | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 509 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that House Concurrent Resolutions Nos. 39, 48, 50, 55 and 63 be placed at the foot of the calendar, which motion prevailed.

Speaker E. Johnson returned to the chair to preside.

SECOND READING OF A HOUSE BILL

House Bill No. 425. A Bill for an Act to create and enact subsection 11 of section 12-21.1-03, subsection 29 of section 12-21.1-04 of the 1967 Supplement to the North Dakota Century Code, to amend and reenact section 5-02-05 of the 1967 Supplement to the North Dakota Century Code, relating to the sale of beer and alcoholic during certain hours on Sundays.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 51; nays, 41; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|----------|--------------|
| Aafedt | Connolly | Hilleboe | Peterson, R. |
| Aamoth | Davis | Hoffner | Register |
| Aas | Dornacker | Hoghaug | Rundle |
| Anderson | Eagles | Jenkins | Sanstead |
| Backes | Erickson, K. | Jones | Stone |
| Berg | Erickson, W. | Kelsch | Strinden |

| | | | |
|------------|----------|--------------|----------|
| Bernabucci | Froelich | Kuehn | Swedlund |
| Bier | Gackle | Larson, L. | Thompson |
| Boustead | Ganser | Leibhan | Wagner |
| Boyum | Goodman | Moquist | Weber |
| Bullis | Grant | Mueller | Wells |
| Bunker | Hentges | Olienyk | White |
| Burke | Hickle | Peterson, J. | |

Those voting in the negative were:

| | | | |
|----------|-------------|-----------|-------------|
| Atkinson | Halcrow | Linderman | Schaffer |
| Austin | Haugland | Link | Seibel |
| Belter | Henning | Lundene | Simonson |
| Dahl | Hougen | Matheny | Solberg, O. |
| Dawson | Johnson, K. | Miedema | Stoltenow |
| DeKrey | Kingsbury | Opedahl | Streibel |
| Dick | Knudson | Powers | Thorsgard |
| Diehl | Lang | Reimers | Tweten |
| Emerson | Larson, G. | Rivinius | Welder |
| Giffey | Lillehaugen | Sandness | Mr. Speaker |
| Glaspey | | | |

Absent and not voting:

| | | | |
|---------|----------|-------------|--------|
| Freeman | McDonald | Solberg, I. | Wilkie |
| Hensrud | Metzger | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 425 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Streibel moved that the House stand recessed for fifteen minutes, which motion prevailed.

The House reconvened with Speaker E. Johnson presiding.

SECOND READING OF HOUSE BILLS

House Bill No. 499. A Bill for an Act to amend and reenact subsection 3 of section 15-29-08 and sections 15-40-14 and 15-40-24 of the North Dakota Century Code, relating to the residence of students placed in foster homes or homes maintained by nonprofit corporations, contractual agreements between school districts and federal agencies, and the payment of state school foundation funds.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Giffey | Larson, L. | Seibel |
| Belter | Glaspey | Leibhan | Simonson |
| Berg | Goodman | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hentges | Metzger | Swedlund |
| Bunker | Hickle | Miedema | Thompson |
| Burke | Hilleboe | Moquist | Thorsgard |
| Connolly | Hoffner | Mueller | Tweten |

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Davis | Hoghaug | Olienyk | Wagner |
| Dawson | Hougen | Opedahl | Weber |
| DeKrey | Jenkins | Peterson, J. | Welder |
| Dick | Johnson, K. | Peterson, R. | White |
| Diehl | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Absent and not voting: | | | |
| Backes | Erickson, W. | McDonald | Solberg, I. |
| Dahl | Ganser | Powers | Wells |
| Dornacker | Hensrud | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 499 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 467. A Bill for an Act to provide for a tax levy, upon approval of the electorate, for the destruction of weeds, plants, and grass along county or township roads in a county or county commissioner district.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 54; nays, 36; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|--------------|
| Aas | Erickson, K. | Kelsch | Peterson, J. |
| Anderson | Erickson, W. | Kuehn | Peterson, R. |
| Belter | Giffey | Lang | Register |
| Bier | Glaspey | Larson, G. | Rivinius |
| Bullis | Goodman | Larson, L. | Solberg, O. |
| Bunker | Grant | Leibhan | Stone |
| Burke | Haugland | Linderman | Streibel |
| Connolly | Hentges | Link | Strinden |
| Davis | Hickle | Lundene | Swedlund |
| Dawson | Hilleboe | Matheny | Thompson |
| DeKrey | Hoffner | Mueller | Tweten |
| Dick | Hougen | Olienyk | Wagner |
| Eagles | Jenkins | Opedahl | Wilkie |
| Emerson | Jones | | |

Those voting in the negative were:

| | | | |
|------------|-----------|-------------|-------------|
| Aafedt | Diehl | Johnson, K. | Sandness |
| Aamoth | Dornacker | Kingsbury | Schaffer |
| Atkinson | Freeman | Knudson | Seibel |
| Austin | Froelich | Lillehaugen | Simonson |
| Backes | Gackle | Metzger | Thorsgard |
| Berg | Ganser | Miedema | Weber |
| Bernabucci | Halcrow | Moquist | Welder |
| Boustead | Henning | Powers | White |
| Boyum | Hoghaug | Rundle | Mr. Speaker |

Absent and not voting:

| | | | |
|---------|----------|-------------|-----------|
| Dahl | McDonald | Sanstead | Stoltenow |
| Hensrud | Reimers | Solberg, I. | Wells |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 467 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that the rules be suspended and that House Bills Nos. 182, 185, 355, 370, 393, 429, 488, 500 and 507, and House

Concurrent Resolutions Nos. 16 and 20 be deemed properly engrossed and placed on Second Reading and Final Passage, which motion prevailed.

Rep. Streibel moved that House Concurrent Resolutions Nos. 16 and 20 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 182. A Bill for an Act to amend and reenact section 15-40-17 of the North Dakota Century Code, relating to high school tuition.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 83; nays, 9; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Johnson, K | Register |
| Aamoth | Eagles | Jones | Reimers |
| Aas | Emerson | Kelsch | Rivinius |
| Anderson | Erickson, K. | Kingsbury | Rundle |
| Atkinson | Erickson, W. | Knudson | Sandness |
| Austin | Freeman | Kuehn | Sanstead |
| Backes | Froelich | Lang | Schaffer |
| Belter | Gackle | Larson, G. | Solberg, O. |
| Berg | Ganser | Larson, L. | Stone |
| Bernabucci | Giffey | Lillehaugen | Streibel |
| Bier | Glaspey | Linderman | Strinden |
| Boustead | Goodman | Link | Swedlund |
| Bullis | Grant | Matheny | Thompson |
| Bunker | Henning | Metzger | Thorsgard |
| Burke | Hentges | Miedema | Tweten |
| Connolly | Hickle | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Welder |
| Dawson | Hoffner | Opedahl | White |
| DeKrey | Hoghaug | Peterson, J. | Wilkie |
| Dick | Hougen | Peterson, R. | Mr. Speaker |
| Diehl | Jenkins | Powers | |

Those voting in the negative were:

| | | | |
|---------|---------|----------|-----------|
| Boyum | Lundene | Seibel | Stoltenow |
| Halcrow | Moquist | Simonson | Weber |
| Leibhan | | | |

Absent and not voting:

| | | | |
|----------|----------|-------------|-------|
| Dahl | Hensrud | Solberg, I. | Wells |
| Haugland | McDonald | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 182 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 185. A Bill for an Act to amend and reenact Section 39-04-19, Subsection 5 of the North Dakota Century Code, relating to the registration of farm vehicles.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------|---------|-----------|----------|
| Aafedt | Eagles | Kelsch | Reimers |
| Aamoth | Emerson | Kingsbury | Rivinius |

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Erickson, K. | Knudson | Rundle |
| Anderson | Erickson, W. | Kuehn | Sandness |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Seibel |
| Backes | Gackle | Larson, L. | Simonson |
| Belter | Ganser | Leibhan | Solberg, O. |
| Berg | Giffey | Lillehaugen | Stoltenow |
| Bernabucci | Glaspey | Linderman | Stone |
| Bier | Goodman | Link | Streibel |
| Boustead | Grant | Lundene | Strinden |
| Boyum | Halcrow | Matheny | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hentges | Miedema | Thorsgard |
| Burke | Hickle | Moquist | Tweten |
| Connolly | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | White |
| Dick | Jenkins | Peterson, R. | Wilkie |
| Diehl | Johnson, K. | Powers | Mr. Speaker |
| Dornacker | Jones | Register | |

Absent and not voting:

| | | | |
|----------|----------|-------------|-------|
| Dahl | Hensrud | Sanstead | Wells |
| Haugland | McDonald | Solberg, I. | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 185 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 355. A Bill for an Act to amend and reenact section 36-05-10 of the North Dakota Century Code, relating to the fees for inspection of livestock.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 82; nays, 5; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kuehn | Rivinius |
| Aamoth | Freeman | Lang | Rundle |
| Aas | Froelich | Larson, G. | Sandness |
| Anderson | Gackle | Larson, L. | Schaffer |
| Atkinson | Ganser | Lillehaugen | Seibel |
| Austin | Giffey | Linderman | Simonson |
| Backes | Glaspey | Link | Solberg, O. |
| Belter | Goodman | Lundene | Stoltenow |
| Berg | Grant | Matheny | Stone |
| Bernabucci | Halcrow | Metzger | Streibel |
| Bier | Henning | Miedema | Strinden |
| Boyum | Hentges | Moquist | Swedlund |
| Burke | Hickle | Mueller | Thompson |
| Connolly | Hoghaug | Olienyk | Thorsgard |
| Davis | Hougen | Opedahl | Tweten |
| Dawson | Jenkins | Peterson, J. | Wagner |
| DeKrey | Johnson, K. | Peterson, R. | Welder |
| Dick | Jones | Powers | White |
| Diehl | Kelsch | Register | Wilkie |
| Dornacker | Kingsbury | Reimers | Mr. Speaker |
| Emerson | Knudson | | |

Those voting in the negative were:

| | | | |
|----------|--------------|---------|-------|
| Boustead | Erickson, W. | Leibhan | Weber |
|----------|--------------|---------|-------|

Eagles

Absent and not voting:

| | | | |
|--------|----------|----------|-------------|
| Bullis | Haugland | Hoffner | Solberg, I. |
| Bunker | Hensrud | McDonald | Wells |
| Dahl | Hilleboe | Sanstead | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 355 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 370. A Bill for an Act to require the overseer of highways of each township to construct, clear for drainage, and maintain ditches along township roads.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 25; nays, 68; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|-------------|------------|----------|
| Belter | Eagles | Kelsch | Matheny |
| Bernabucci | Emerson | Kingsbury | Miedema |
| Bullis | Hentges | Kuehn | Register |
| Bunker | Hoffner | Larson, G. | Reimers |
| Dawson | Jenkins | Larson, L. | Stone |
| Diehl | Johnson, K. | Leibhan | Wilkie |

Dornacker

Those voting in the negative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Sanstead |
| Aamoth | Freeman | Lang | Schaffer |
| Aas | Froelich | Lillehaugen | Seibel |
| Anderson | Gackle | Linderman | Simonson |
| Atkinson | Ganser | Link | Solberg, O. |
| Austin | Giffey | Lundene | Stoltenow |
| Backes | Glaspey | Metzger | Streibel |
| Berg | Goodman | Moquist | Strinden |
| Bier | Grant | Mueller | Swedlund |
| Boustead | Halcrow | Olienyk | Thompson |
| Boyum | Haugland | Opedahl | Thorsgard |
| Burke | Henning | Peterson, J. | Tweten |
| Connolly | Hickle | Peterson, R. | Wagner |
| Davis | Hilleboe | Powers | Weber |
| DeKrey | Hoghaug | Rivinius | Welder |
| Dick | Hougen | Rundle | White |
| Erickson, K. | Jones | Sandness | Mr. Speaker |

Absent and not voting:

| | | | |
|------|----------|-------------|-------|
| Dahl | McDonald | Solberg, I. | Wells |
|------|----------|-------------|-------|

Hensrud

So the bill lost.

House Bill No. 393. A Bill for an Act to amend and reenact subsection 9 of section 39-06-03, sections 39-06-14, 39-06-16, 39-06-17, 39-06-30, subsection 3 and 7 of section 39-06-32, sections 39-06-33 and 39-06-43 of the North Dakota Century Code, relating to what persons shall not be licensed, classified drivers license, exhibiting license, minimum age for drivers license, meaning of conviction, defining an habitually reckless or negligent driver, the form and effect of notice of suspension, and the period of time for extending suspension or revocation of driving privileges, and to create and enact a new section

39-06-40.1 of the North Dakota Century Code, relating to a prohibition against reproducing a drivers license and to provide a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 72; nays, 17; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|------------|--------------|
| Aafedt | Eagles | Jones | Peterson, R. |
| Aamoth | Emerson | Kelsch | Powers |
| Anderson | Erickson, K. | Kingsbury | Register |
| Atkinson | Erickson, W. | Knudson | Sandness |
| Austin | Freeman | Kuehn | Sanstead |
| Backes | Froelich | Lang | Seibel |
| Belter | Gackle | Larson, G. | Solberg, O. |
| Bier | Ganser | Larson, L. | Stone |
| Boustead | Giffey | Leibhan | Streibel |
| Boyum | Goodman | Linderman | Strinden |
| Bullis | Grant | Link | Swedlund |
| Bunker | Henning | Lundene | Thompson |
| Burke | Hentges | Matheny | Tweten |
| Dawson | Hilleboe | Metzger | Wagner |
| DeKrey | Hoffner | Miedema | Weber |
| Dick | Hoghaug | Mueller | White |
| Diehl | Hougen | Olienyk | Wilkie |
| Dornacker | Jenkins | Opedahl | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|-------------|--------------|-----------|
| Aas | Haugland | Moquist | Rundle |
| Berg | Hickle | Peterson, J. | Simonson |
| Connolly | Johnson, K. | Reimers | Stoltenow |
| Davis | Lillehaugen | Rivinius | Thorsgard |

Absent and not voting:

| | | | |
|------------|----------|-------------|--------|
| Bernabucci | Hensrud | Schaffer | Welder |
| Dahl | McDonald | Solberg, I. | Wells |
| Glaspey | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 393 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 429. A Bill for an Act to amend and reenact Section 39-12-06 of the North Dakota Century Code, relating to limitations on extending of load beyond front and side of motor vehicle.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 90; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Eagles | Jones | Register |
| Aamoth | Emerson | Kelsch | Reimers |
| Aas | Erickson, K. | Kingsbury | Rivinius |
| Anderson | Erickson, W. | Knudson | Rundle |
| Atkinson | Freeman | Kuehn | Sandness |
| Austin | Froelich | Lang | Sanstead |
| Backes | Gackle | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Simonson |

| | | | |
|------------|-------------|--------------|-------------|
| Berg | Giffey | Leibhan | Solberg, O. |
| Bernabucci | Glaspey | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Metzger | Swedlund |
| Bunker | Henning | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Davis | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | White |
| Dick | Hougen | Peterson, R. | Wilkie |
| Diehl | Jenkins | Powers | Mr. Speaker |
| Dornacker | Johnson, K. | | |

Those voting in the negative were:

Matheny

Absent and not voting:

| | | | |
|---------|----------|-------------|-------|
| Dahl | McDonald | Solberg, I. | Wells |
| Hensrud | Schaffer | Welder | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 429 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 485. A Bill for an Act establishing the procedures, methods of election and numbers of delegates, and conduct of the meetings of a constitutional convention, and to provide that the results of the convention may be submitted to the people.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 70; nays, 21; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|-------------|--------------|-------------|
| Aamoth | Dornacker | Kelsch | Register |
| Aas | Eagles | Kingsbury | Reimers |
| Anderson | Emerson | Knudson | Rivinius |
| Atkinson | Freeman | Kuehn | Rundle |
| Austin | Froelich | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Stoltenow |
| Berg | Glaspey | Leibhan | Stone |
| Bier | Goodman | Lillehaugen | Streibel |
| Boustead | Henning | Linderman | Strinden |
| Bullis | Hentges | Link | Swedlund |
| Bunker | Hickle | Metzger | Thompson |
| Burke | Hilleboe | Miedema | Thorsgard |
| Connolly | Hoffner | Moquist | Tweten |
| Davis | Hoghaug | Mueller | Wagner |
| Dawson | Hougen | Olienyk | Weber |
| DeKrey | Jenkins | Peterson, R. | White |
| Dick | Johnson, K. | Powers | Mr. Speaker |
| Diehl | Jones | | |

Those voting in the negative were:

| | | | |
|--------------|----------|--------------|-------------|
| Aafedt | Gackle | Lundene | Sanstead |
| Backes | Giffey | Matheny | Simonson |
| Bernabucci | Grant | Opedahl | Solberg, O. |
| Boyum | Halcrow | Peterson, J. | Welder |
| Erickson, K. | Haugland | Sandness | Wilkie |
| Erickson, W. | | | |

Absent and not voting:

| | | | |
|---------|----------|-------------|-------|
| Dahl | Lang | Schaffer | Wells |
| Hensrud | McDonald | Solberg, I. | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 485 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 488. A Bill for an Act to create an agricultural research foundation for the purpose of encouraging private investment in agricultural research and allocating revenue received therefrom and providing for a tax upon economic poison and a tax upon fertilizers for use for agricultural research; and providing an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 7; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Register |
| Aamoth | Eagles | Kingsbury | Reimers |
| Aas | Emerson | Knudson | Rivinius |
| Anderson | Erickson, K. | Kuehn | Sandness |
| Atkinson | Freeman | Lang | Sanstead |
| Austin | Froelich | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Solberg, O. |
| Berg | Glaspey | Leibhan | Stoltenow |
| Bernabucci | Goodman | Lillehaugen | Stone |
| Bier | Halcrow | Linderman | Streibel |
| Boustead | Haugland | Link | Strinden |
| Boyum | Henning | Lundene | Swedlund |
| Bullis | Hentges | Matheny | Thompson |
| Bunker | Hickle | Metzger | Thorsgard |
| Burke | Hilleboe | Moquist | Tweten |
| Connolly | Hoffner | Mueller | Wagner |
| Davis | Hoghaug | Olienyk | Weber |
| Dawson | Hougen | Opedahl | Welder |
| DeKrey | Jenkins | Peterson, J. | White |
| Dick | Johnson, K. | Peterson, R. | Mr. Speaker |
| Diehl | Jones | Powers | |

Those voting in the negative were:

| | | | |
|--------------|--------|----------|--------|
| Belter | Gackle | Rundle | Wilkie |
| Erickson, W. | Grant | Simonson | |

Absent and not voting:

| | | | |
|--------|----------|----------|-------------|
| Dahl | Hensrud | Miedema | Solberg, I. |
| Giffey | McDonald | Schaffer | Wells |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 488 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 21, 1969

Mr. Speaker: I have the honor to inform you the Senate requests the return of Senate Bill No. 148.

LEO LEIDHOLM, Secretary

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Streibel moved that Senate Bill No. 148 be returned to the Senate as requested, which motion prevailed.

MESSAGE TO SENATE

House Chambers

Bismarck, February 21, 1969

Mr. President: I have the honor to return:

Senate Bill No. 148

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS
AND CONCURRENT RESOLUTIONS

House Bill No. 500. A Bill for an Act levying additional highway users' taxes and related revenue to be used by the state, the counties and the cities to alleviate severe transportation problems in urban and rural areas and to assure that the state of North Dakota does not lose by default its share of federal highways users' revenue apportioned to it under existing and future acts of Congress, by amending and re-enacting sections 57-52-04, 57-53-02, 57-54-08, and 57-54-10 of the North Dakota Century Code, relating to special fuels tax, excise tax on special fuels exempted from the tax imposed under chapter 57-52, and motor vehicle fuels tax.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 46; nays, 44; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Larson, L. | Sanstead |
| Aas | Glaspay | Leibhan | Solberg, O. |
| Anderson | Goodman | Lillehaugen | Stone |
| Atkinson | Grant | Linderman | Streibel |
| Backes | Haugland | Link | Strinden |
| Boustead | Henning | Lundene | Swedlund |
| Boyum | Hentges | Metzger | Thompson |
| Bunker | Hoffner | Peterson, J. | Thorsgard |
| Burke | Hougen | Peterson, R. | Tweten |
| Dornacker | Kelsch | Register | Wagner |
| Eagles | Kuehn | Reimers | Mr. Speaker |
| Emerson | Lang | | |

Those voting in the negative were:

| | | | |
|------------|--------------|-------------|-----------|
| Aamoth | Dick | Hoghaug | Opedahl |
| Austin | Diehl | Jenkins | Powers |
| Belter | Erickson, W. | Johnson, K. | Rivinius |
| Berg | Freeman | Jones | Rundle |
| Bernabucci | Froelich | Kingsbury | Sandness |
| Bier | Gackle | Knudson | Seibel |
| Bullis | Ganser | Larson, G. | Simonson |
| Connolly | Giffey | Matheny | Stoltenow |
| Davis | Halcrow | Moquist | Weber |
| Dawson | Hickle | Mueller | White |
| DeKrey | Hilleboe | Olienyk | Wilkie |

Absent and not voting:

| | | | |
|---------|----------|-------------|--------|
| Dahl | McDonald | Schaffer | Welder |
| Hensrud | Miedema | Solberg, I. | Wells |

So the bill lost for want of a constitutional majority.

Rep. Bernabucci moved that the vote by which House Bill No. 500 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed.

House Bill No. 507. A Bill for an Act to authorize the state board of higher education to construct a sugar beet research and service center on the campus of North Dakota state university, and providing an appropriation.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 77; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aarnoth | Erickson, W. | Kelsch | Powers |
| Atkinson | Freeman | Kingsbury | Register |
| Austin | Froelich | Knudson | Reimers |
| Backes | Gackle | Kuehn | Rivinius |
| Belter | Ganser | Lang | Sandness |
| Berg | Giffey | Larson, L. | Sanstead |
| Bier | Glaspey | Leibhan | Seibel |
| Boustead | Goodman | Lillehaugen | Solberg, O. |
| Bullis | Grant | Linderman | Stoltenow |
| Bunker | Halcrow | Link | Stone |
| Burke | Haugland | Lundene | Streibel |
| Connolly | Henning | Matheny | Strinden |
| Davis | Hentges | Metzger | Thompson |
| Dawson | Hickle | Moquist | Tweten |
| Dick | Hilleboe | Mueller | Wagner |
| Diehl | Hoffner | Olienyk | Weber |
| Dornacker | Hoghaug | Opedahl | White |
| Eagles | Jenkins | Peterson, J. | Wilkie |
| Emerson | Jones | Peterson, R. | Mr. Speaker |
| Erickson, K. | | | |

Absent and not voting:

| | | | |
|------------|-------------|----------|-------------|
| Aafedt | DeKrey | McDonald | Solberg, I. |
| Aas | Hensrud | Miedema | Swedlund |
| Anderson | Hougen | Rundle | Thorsgard |
| Bernabucci | Johnson, K. | Schaffer | Welder |
| Boyum | Larson, G. | Simonson | Wells |
| Dahl | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 507 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Concurrent Resolution No. 39. A Concurrent Resolution for a study by the Legislative Research Committee of means and methods of control and eradication of the noxious weed "leafy spurge", of the long-term and short-term economic impact of control or non-control, and a study of the general effectiveness of North Dakota's weed control laws.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote. House Concurrent Resolution No. 39 was re-referred to the Legislative Research Resolutions Committee.

House Concurrent Resolution No. 48. A Concurrent Resolution urging the United States Department of Agriculture to segregate the allocation of expenditures of the Department that benefit the general public from those expenditures that directly benefit farmers.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 50. A Concurrent Resolution urging the Secretary of the United States Department of Agriculture to use any and all methods available to increase wheat exports.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 55. A Concurrent Resolution requesting the industrial commission to proceed to strengthen the oil and gas rules and regulations governing the disposal of salt water liquids or brines produced with oil and natural gas and to intensify the enforcement thereof.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 63. A Concurrent Resolution urging Congress and the Farmers Home Administration to expand financial aid to farmers.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 16. A Concurrent Resolution to direct the secretary of state to place on the 1970 statewide primary election ballot the question of whether a constitutional convention shall be called.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 60; nays, 11; absent and not voting, 27.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Dornacker | Jones | Powers |
| Aamoth | Eagles | Kelsch | Register |
| Atkinson | Erickson, K. | Kingsbury | Reimers |
| Austin | Freeman | Knudson | Rivinius |
| Belter | Ganser | Kuehn | Sandness |
| Berg | Giffey | Lang | Seibel |
| Bier | Glaspey | Larson, L. | Stoltenow |
| Boustead | Goodman | Leibhan | Stone |
| Bunker | Halcrow | Lillehaugen | Streibel |
| Burke | Henning | Linderman | Strinden |
| Cannolly | Hentges | Link | Tweten |
| Davis | Hilleboe | Moquist | Wagner |
| Dawson | Hoghaug | Mueller | Weber |
| Dick | Jenkins | Olienyk | White |
| Diehl | Johnson, K. | Opedahl | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|----------|----------|-------------|
| Backes | Grant | Lundene | Solberg, O. |
| Erickson, W. | Haugland | Matheny | Wilkie |
| Gackle | Hickle | Sanstead | |

Absent and not voting:

| | | | |
|------------|------------|--------------|-------------|
| Aas | Emerson | Metzger | Solberg, I. |
| Anderson | Froelich | Miedema | Swedlund |
| Bernabucci | Hensrud | Peterson, J. | Thompson |
| Boyum | Hoffner | Peterson, R. | Thorsgard |
| Bullis | Hougen | Rundle | Welder |
| Dahl | Larson, G. | Schaffer | Wells |
| DeKrey | McDonald | Simonson | |

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 20. A Concurrent Resolution urging the Congress of the United States, the Department of Agriculture, and the Chief of the Forest Service to designate the Denbigh Dunes experimental forest as "Stoeckeler Experimental Forest" in memory of the late Dr. Joseph J. Stoeckeler.

Was read the second time.

The question being on the final adoption of the resolution, as **amended**, so the House Concurrent Resolution was declared adopted on a voice vote.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign House Concurrent Resolution No. 38

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 21, 1969

Mr. President: I have the honor to transmit:

House Bill No. 1
House Bill No. 179
House Bill No. 282
House Bill No. 399
House Bill No. 405
House Bill No. 413
House Bill No. 454
House Bill No. 480
House Concurrent Resolution No. 36
House Concurrent Resolution No. 40
House Concurrent Resolution No. 54
House Concurrent Resolution No. 65

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 21, 1969

Mr. President: I have the honor to return:

Senate Bill No. 323

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 21, 1969

Mr. President: I have the honor to transmit:

House Bill No. 6
House Bill No. 7
House Bill No. 10
House Bill No. 36
House Bill No. 163
House Bill No. 245
House Bill No. 259
House Bill No. 292
House Bill No. 385
House Bill No. 417
House Bill No. 453
House Bill No. 458
House Bill No. 463
House Concurrent Resolution No. 19

House Concurrent Resolution No. 52
 House Concurrent Resolution No. 59
 House Concurrent Resolution No. 61
 House Concurrent Resolution No. 68

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 21, 1969

Mr. President: I have the honor to return:

Senate Bill No. 199
 Senate Bill No. 281

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 21, 1969

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 38

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MOTION

Rep. Streibel moved that the House be on the Thirteenth Order, and at the conclusion of the Thirteenth Order, the House stands recessed, subject to the call of the chair, which motion prevailed.

FIRST READING OF SENATE BILLS AND A CONCURRENT RESOLUTION

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of the bank of North Dakota and of the Judge A. M. Christianson Project.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 30. A Bill for an Act making an appropriation for the purpose of defraying the expenses of public schools, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same purposes provided for herein.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 46. A Bill for an Act to create and enact sections 54-52-02.1, 54-52-02.2, 54-52-26, and 54-52-27 of the North Dakota Century Code; to amend and reenact section 40-46-02, subsections 3, 6, 7, and 11 of section 54-52-01, section 54-52-03, subsection 6 of section 54-52-04, sections 54-52-05, 54-52-06, 54-52-07, 54-52-10, 54-52-11, and 54-52-22; and to repeal section 54-52-24 of the North Dakota Century Code, relating to the employees retirement system, extending the membership therein to county and city employees, and providing for tax levies.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 64. A Bill for an Act to amend and reenact sections 20-03-10, 20-05-06, and 20-05-08 of the North Dakota Century Code, providing penalties for violations of the big game hunting laws.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 98. A Bill for an Act to prohibit service stations from engaging in contests and games of chance, except under certain conditions providing same do not constitute a lottery, and providing for a penalty.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 113. A Bill for an Act to amend and reenact sections 57-15-14, 57-16-04, and 57-16-05 of the North Dakota Century Code, relating to mill levy elections in school districts.

Was read the first time and referred to the committee on Education.

Senate Bill No. 174. A Bill for an Act relating to the sale of municipal obligations and authorizing their sale for not less than ninety-eight percent of par value, and relating to provisions regulating municipal revenue bonds with respect to maximum interest rates and amending sections 2-06-10, 21-03-28, 40-27-09, 40-34-03, 40-35-08, 40-35-09, and 40-36-13, North Dakota Century Code, as amended.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 211. A Bill for an Act to create and enact sections 20-03-42 and 20-03-43 of the North Dakota Century Code, relating to limitation of the period of time a nonresident may hunt geese, and to provide a penalty.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 225. A Bill for an Act to create and enact subsection 21 of section 65-01-02 of the North Dakota Century Code, relating to the definition of average weekly wages; to amend and reenact sections 65-04-04.1, 65-05-09, 65-06-03 and 65-07-03 of the North Dakota Century Code, relating to weekly compensation for injured workers; and to repeal sections 65-01-04 and 65-05-11 of the North Dakota Century Code, relating to computation of weekly compensation.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 256. A Bill for an Act to amend and reenact section 13-04-01 of the North Dakota Century Code, relating to installment bank loan charges.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 299. A Bill for an Act to amend and reenact sections 57-35-07 and 57-35.1-03 of the North Dakota Century Code, relating to the filing of annual tax reports by banks, trust companies and building and loan associations.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 318. A Bill for an Act to provide for the taxation of all property at market value, the public policy therein, the reduction of increased or excess levies, listing of real property, and a levy for the state medical center; and to amend and reenact sections 2-06-15, 2-07-06, 4-02-26, 4-02-27, 4-02-27.1, 4-02-27.2, 4-02-32, 4-02-37, 4-08-15, 4-16-02, 4-31-05, 11-11-24, 11-11-46, 11-11-53, 11-28-06, 11-28-17, 15-18-03, 15-18-04.2, 15-18-05, 15-20-10.1, 15-34-09.1, 15-40-18, 15-42-09.1, 15-42-28, 15-47-21, 15-59.1-02, 18-07-01, 18-10-07, 18-10-14, subsection 1 of section 23-14-11, section 23-18-01, subsection 10 of section 23-24-08, sections 23-24-09, 24-05-01, 25-12-02,

40-05-09.1, 40-38-02, 40-43-01, 40-45-01, 40-45-02, 40-46-02, 40-46-26, 40-48-07, 40-55-08, 40-55-09, 40-59-01, 57-01-08, 57-15-06, 57-15-06.3, 57-15-06.4, 57-15-08, 57-15-10.1, subsections 1, 2, and 3 of section 57-15-12, subsections 1, 2, 3, and 4 of section 57-15-14, subsection 2 of section 57-15-15, subsection 1 of section 57-15-16, sections 57-15-19.4, 57-15-20, 57-15-22, 57-15-24, 57-15-27.1, 57-15-28, 57-15-36, 57-15-37, 57-15-38, 57-15-42, 57-15-43, 57-15-44, 57-15-48, 57-15-49, 57-19-04, 57-47-04, subsection 9 of section 61-16-11, sections 61-16-12, 61-21-09, 61-22-11, subsection 9 of section 61-24-08, and section 61-24-09 of the North Dakota Century Code, relating to mill levy limitations of counties; cities; civil townships; school districts; vector control districts; irrigation districts; water management districts; rural fire protection districts; Garrison diversion conservancy district; county, city, and joint county park districts; and providing an effective date.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 321. A Bill for an Act to create and enact section 38-08-19 of the North Dakota Century Code, defining common purchasers of crude petroleum, prohibiting discrimination among purchasers of crude petroleum.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 329. A Bill for an Act to amend and reenact section 57-38-01.4 of the North Dakota Century Code, relating to the recognition of subchapter S election.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 335. A Bill for an Act to amend and reenact section 15-34-05 of the North Dakota Century Code, relating to the furnishing of vehicular transportation, lodging, or tuition by school boards to families living within the school district.

Was read the first time and referred to the committee on Education.

Senate Bill No. 350. A Bill for an Act to create and enact chapter 27-20 of the North Dakota Century Code, relating to the creation of the juvenile court and constituting the uniform juvenile court act; to provide for the jurisdiction of the juvenile court, the care and custody of deprived children, the termination of the relationship of parent and child, and the care, custody, control, treatment and rehabilitation of delinquent and unruly children; to amend sections 12-46-14 and 27-05.1-16 of the North Dakota Century Code, relating to the transportation of persons committed to the state training school and the assistance to be given by juvenile commissioners to the family court; and to repeal chapters 27-16 and 50-14 of the North Dakota Century Code.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 359. A Bill for an Act to amend and reenact section 14-07-15 of the North Dakota Century Code, relating to the abandonment and nonsupport of a child.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 366. A Bill for an Act to amend and reenact section 57-15-06 of the North Dakota Century Code as amended by Senate Bill No. 318 of the Forty-first Legislative Assembly, relating to limitations on county tax levies.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 374. A Bill for an Act to provide for the regulation of credit life insurance and credit accident and health insurance and providing a penalty.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 375. A Bill for an Act to amend and reenact section 2-06-10 of the North Dakota Century Code, relating to bonds and other obligations for airport authorities.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 383. A Bill for an Act to create and enact section 26-02-37 of the North Dakota Century Code, prohibiting pro rata liability of insurers where the loss of the insured is covered by more than one insurer.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 393. A Bill for an Act to amend subsection 3 of section 39-06-17 of the North Dakota Century Code, relating to restricted licenses for operating motor vehicles to require six hours of behind-the-wheel instruction for any license issued to a child under the age of sixteen years, and to repeal subsection 4 of section 39-06-17 of the North Dakota Century Code.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 412. A Bill for an Act to provide for jurisdiction over and service of process upon nonresidents in connection with causes of action arising out of the transaction of business within the state; the commission of any act which results in accrual within this state of a tort action; the ownership, use, or possession of any property, or of any interest therein, situated within this state; contracting to insure any person, property, or risk located within this state at the time of contracting; entering into a contract for services to be rendered or for materials to be furnished in this state by such person; or acting as director, manager, trustee, or other officer of any corporation organized under the laws of, or having its principal place of business within this state, or as executor or administrator of any estate within this state by such nonresident or through any employee or through an agent; and providing for the retroactive application of such provisions.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 446. A Bill for an Act to amend and reenact section 6-01-03 of the North Dakota Century Code, relating to state banking board and state credit union board.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 461. A Bill for an Act to permit private game bird shooting preserves and the operation thereof, and to provide for fees, permits, surety bonds, types of game birds that may be hunted, registration of guests, rules and regulations; and providing a penalty.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 465. A Bill for an Act to amend and reenact section 28-01-18 of the North Dakota Century Code, providing that the two-year statute of limitations applies to causes of action arising under chapter 5-01 of the North Dakota Century Code, relating to alcoholic beverages.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 472. A Bill for an Act to terminate the making of loans by the Bank of North Dakota to nonprofit corporations for use in the construction or reconstruction of nursing homes and homes for the aged and infirm and to transfer the balance of the revolving loan fund and repayments to such fund to the general fund, and declaring an emergency.

Was read the first time and referred to the committee on Industry and Business.

Senate Concurrent Resolution No. 22. A Concurrent Resolution urging the United States Department of Agriculture to give favorable consideration to annual incentive payments to owners of native woodlands in order to preserve those native woodlands still existing.

Was read the first time and referred to the committee on Natural Resources.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

FORTIETH DAY AFTER RECESS,
FORTY-FIRST DAY AND FORTY-SECOND DAY

Bismarck, February 24, 1969

The House reconvened, pursuant to the call of the chair, with Speaker E. Johnson presiding.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 24, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 44

Which the Senate has amended as follows:

In line 3 of the title after the numerals "54-03-04" delete the numerals "54-03-08,"

Delete all of lines 55 through 67 of the bill

Renumber the sections and lines accordingly.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 24, 1969

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 90 and Senate Concurrent Resolution No. 7.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 24, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 40

Senate Bill No. 99

Senate Bill No. 114

Senate Bill No. 200

Senate Bill No. 230

Senate Bill No. 250

Senate Bill No. 312

Senate Bill No. 340

Senate Bill No. 379

Senate Bill No. 380

Senate Bill No. 381

Senate Bill No. 409

Senate Bill No. 447

Senate Bill No. 452

Senate Concurrent Resolution No. 69

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, February 24, 1969

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 57

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 24, 1969

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 38

Which the President has signed.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 24, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 94

Senate Bill No. 151

Senate Bill No. 162

Senate Bill No. 167

Senate Bill No. 181

Senate Bill No. 294

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber
Bismarck, February 24, 1969

Mr. President: I have the honor to transmit:

House Bill No. 20

House Bill No. 133

House Bill No. 138

House Bill No. 168

House Bill No. 223

House Bill No. 335

House Bill No. 341

House Bill No. 350

House Bill No. 388

House Bill No. 427

House Bill No. 448

House Bill No. 457

House Bill No. 474

House Bill No. 509

House Bill No. 425

House Bill No. 499

House Bill No. 467

House Concurrent Resolution No. 48

House Concurrent Resolution No. 50

House Concurrent Resolution No. 55

House Concurrent Resolution No. 63

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 488

House Bill No. 507

And find the same correctly Re-engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

House Bill No. 182

House Bill No. 185

House Bill No. 355

House Bill No. 370

House Bill No. 393

House Bill No. 429

House Bill No. 485

House Bill No. 500

House Concurrent Resolution No. 16

House Concurrent Resolution No. 20

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Hensrud moved that the House reconsider its action by which House Bill No. 500 was lost, which motion prevailed.

Rep. Streibel moved that House Bill No. 500 be re-referred to the Committee on Transportation, which motion prevailed.

Rep. Streibel moved that the House stand recessed until 1:30 P.M., which motion prevailed.

House reconvened at 1:30 P.M., with Speaker E. Johnson presiding.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 24, 1969

Mr. President: I have the honor to transmit:

House Bill No. 182

House Bill No. 185

House Bill No. 355

House Bill No. 393

House Bill No. 429

House Bill No. 485

House Bill No. 488

House Bill No. 507

House Concurrent Resolution No. 16

House Concurrent Resolution No. 20

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 24, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1

Senate Bill No. 9

Senate Bill No. 11

Senate Bill No. 33

Senate Bill No. 102

Senate Bill No. 105

Senate Bill No. 138
 Senate Bill No. 149
 Senate Bill No. 156
 Senate Bill No. 249
 Senate Bill No. 251
 Senate Bill No. 258
 Senate Bill No. 260
 Senate Bill No. 267
 Senate Bill No. 279
 Senate Bill No. 300
 Senate Bill No. 338
 Senate Bill No. 344
 Senate Bill No. 355
 Senate Bill No. 365
 Senate Bill No. 371
 Senate Bill No. 373
 Senate Bill No. 376
 Senate Bill No. 386
 Senate Bill No. 410
 Senate Bill No. 416
 Senate Bill No. 422
 Senate Bill No. 429
 Senate Bill No. 432
 Senate Bill No. 440
 Senate Bill No. 444
 Senate Bill No. 455
 Senate Bill No. 459
 Senate Bill No. 464
 Senate Bill No. 466
 Senate Bill No. 467
 Senate Bill No. 468
 Senate Bill No. 469
 Senate Bill No. 473
 Senate Bill No. 474
 Senate Bill No. 475

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the rules be suspended, and the House go on the Sixth Order of Business for Consideration of Amendments, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Sandness moved that the amendments to House Concurrent Resolution No. 31 as recommended by the Committee on General Affairs as printed on page 785 of the House Journal be adopted, which motion prevailed.

Rep. Olienyk moved that the amendments to House Concurrent Resolution No. 46 as recommended by the Committee on Veterans Affairs as printed on page 787 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 58 as recommended by the Committee on State and Federal Government as printed on page 786 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to Senate Bill No. 332 as recommended by the Committee on Political Subdivisions as printed on page 786 of the House Journal be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 500 has had the same under consideration and recommends that the same be amended as follows:

In the seventh line of the title of the engrossed bill after the word "enacting" delete the words "subsections 2 and 5 of section 39-04-19 of the North Dakota"

Delete the eighth line of the title

In the ninth line of the title before the word "sections" delete the words "amending and reenacting"

Delete lines 1 through 152

Delete lines 202 through 305

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Streibel moved that the rules be suspended and House Bill No. 500 be placed on the Sixth Order of Business for adoption of amendments, which motion prevailed.

Rep. Boustead moved that the amendments to House Bill No. 500, as recommended by the Committee on Transportation be adopted, which motion prevailed.

Rep. Aamoth requested that his remarks on House Bill No. 500 be printed in the Journal.

Rep. Aamoth:

"The problem that I am concerned about is the fact that any money that is taken in for gas tax under our Constitution is required to be spent for roads. Now what happened in the returning of this money in the formula last time in my particular city is that the money was not used for street and road maintenance. They got around it by putting it in the road maintenance fund, and taking it out the back door, putting it in the General Fund and using it for increases in salary, and I don't think this is legal, and there is no language in there to stop it. I recognize that the cities have a problem, but as long as we do get the money from the gas tax, they cannot use it for general fund purposes in the cities."

Rep. Streibel moved that the rules be suspended and House Bill No. 500 be deemed properly re-engrossed, and be placed on the calendar for Second Reading and Final Passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 500. A Bill for an Act levying additional highway users' taxes and related revenue to be used by the state, the counties and the cities to alleviate severe transportation problems in urban and rural areas and to assure that the state of North Dakota does not lose by default its share of federal highways users' revenue apportioned to it under existing and future acts of Congress, by amending and reenacting sections 57-52-04, 57-53-02, 57-54-08, and 57-54-10 of the North Dakota Century Code, relating to special fuels tax, excise tax on special fuels exempted from the tax imposed under chapter 57-52, and motor vehicle fuels tax.

Was read the second time.

Rep. Halcrow requested a division on the question of the final passage of House Bill No. 500, and that Sections 1, 2 and 3 be considered individually.

Speaker E. Johnson ruled that a division on the question of Final Passage of the separate sections of House Bill No. 500 was in order.

ROLL CALL

The question being on final passage of Section 1 of House Bill No. 500, the roll was called and there were ayes, 90; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Lang | Rundle |
| Aamoth | Freeman | Larson, G. | Sandness |
| Aas | Gackle | Larson, L. | Sanstead |
| Atkinson | Ganser | Leibhan | Schaffer |
| Austin | Giffey | Lillehaugen | Seibel |
| Backes | Glaspey | Linderman | Simonson |
| Belter | Goodman | Link | Solberg, I. |
| Bier | Grant | Lundene | Solberg, O. |
| Boustead | Halcrow | Matheny | Stoltenow |
| Boyum | Haugland | McDonald | Stone |
| Bullis | Henning | Metzger | Streibel |
| Bunker | Hensrud | Miedema | Strinden |
| Burke | Hentges | Moquist | Swedlund |
| Connolly | Hickle | Mueller | Thompson |
| Dahl | Hilleboe | Olienyk | Thorsgard |
| Davis | Hoffner | Opedahl | Tweten |
| DeKrey | Hoghaug | Peterson, J. | Wagner |
| Dick | Hougen | Peterson, R. | Weber |
| Diehl | Jenkins | Powers | Welder |
| Dornacker | Johnson, K. | Register | Wells |
| Eagles | Jones | Reimers | Wilkie |
| Emerson | Kelsch | Rivinius | Mr. Speaker |
| Erickson, K. | Kuehn | | |

Those voting in the negative were:

| | | | |
|------------|-----------|---------|-------|
| Berg | Froelich | Knudson | White |
| Bernabucci | Kingsbury | | |

Absent and not voting:

| | |
|----------|--------|
| Anderson | Dawson |
|----------|--------|

So Section 1 of House Bill No. 500 passed.

ROLL CALL

The question being on final passage of Section 2 of House Bill No. 500, the roll was called and there were ayes, 63; nays, 33; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aas | Gackle | Lang | Powers |
| Atkinson | Giffey | Larson, L. | Register |
| Backes | Glaspey | Leibhan | Sanstead |
| Boustead | Grant | Lillehaugen | Schaffer |
| Boyum | Haugland | Linderman | Solberg, I. |
| Bullis | Henning | Link | Solberg, O. |
| Bunker | Hensrud | Lundene | Stone |
| Burke | Hentges | Matheny | Streibel |
| Davis | Hickle | McDonald | Strinden |
| DeKrey | Hoffner | Metzger | Swedlund |
| Dornacker | Hoghaug | Miedema | Thompson |
| Eagles | Hougen | Mueller | Tweten |
| Emerson | Johnson, K. | Olienyk | Wagner |
| Erickson, K. | Jones | Opedahl | Wilkie |
| Erickson, W. | Kelsch | Peterson, J. | Mr. Speaker |
| Freeman | Kuehn | Peterson, R. | |

Those voting in the negative were:

| | | | |
|--------|----------|------------|-----------|
| Aafedt | Dick | Kingsbury | Seibel |
| Aamoth | Diehl | Knudson | Simonson |
| Austin | Froelich | Larson, G. | Stoltenow |
| Belter | Ganser | Moquist | Thorsgard |
| Berg | Goodman | Reimers | Weber |

| | | | |
|------------|----------|----------|--------|
| Bernabucci | Halcrow | Rivinius | Welder |
| Bier | Hilleboe | Rundle | Wells |
| Connolly | Jenkins | Sandness | White |
| Dahl | | | |

Absent and not voting:
Anderson Dawson

So Section 2 of House Bill No. 500 passed.

Rep. Rundle requested his remarks on House Bill No. 500 be printed in the Journal.

Rep. Rundle:

"I think if this section of House Bill No. 500 were to pass, it would require a two-thirds majority, and I wish to have this noted in the Journal."

Rep. Streibel requested that his remarks on House Bill No. 500 be printed in the Journal.

Rep. Streibel:

"In response to Representative Rundle, it does not take a two-thirds majority vote to get a bill on Second Reading and Final Passage. It does take a two-thirds of the members elect to suspend the rules, which we did secure twice; the first time on the suspension of the rules to place House Bill No. 500 on the Sixth Order for adoption of amendments, and the second time we suspended the rules and deemed House Bill No. 500 properly re-engrossed and placed on the calendar for second reading and final passage."

ROLL CALL

The question being on final passage of Section 3 of House Bill No. 500, the roll was called and there were ayes, 75; nays, 21; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kuehn | Rivinius |
| Aamoth | Freeman | Lang | Sandness |
| Aas | Ganser | Larson, G. | Sanstead |
| Atkinson | Giffey | Larson, L. | Schaffer |
| Backes | Glaspey | Leibhan | Simonson |
| Belter | Goodman | Lillehaugen | Solberg, I. |
| Boustead | Grant | Linderman | Solberg, O. |
| Boyum | Haugland | Link | Stoltenow |
| Bullis | Henning | Lundene | Stone |
| Bunker | Hensrud | McDonald | Streibel |
| Burke | Hentges | Metzger | Strinden |
| Dahl | Hickle | Miedema | Swedlund |
| DeKrey | Hoffner | Mueller | Thompson |
| Dick | Hoghaug | Opedahl | Tweten |
| Diehl | Hougen | Peterson, J. | Wagner |
| Dornacker | Jenkins | Peterson, R. | Weber |
| Eagles | Johnson, K. | Powers | Wilkie |
| Emerson | Jones | Register | Mr. Speaker |
| Erickson, K. | Kelsch | Reimers | |

Those voting in the negative were:

| | | | |
|------------|-----------|---------|-----------|
| Austin | Froelich | Knudson | Seibel |
| Berg | Gackle | Matheny | Thorsgard |
| Bernabucci | Halcrow | Moquist | Welder |
| Bier | Hilleboe | Olienyk | Wells |
| Connolly | Kingsbury | Rundle | White |
| Davis | | | |

Absent and not voting:
Anderson Dawson

So Section 3 of House Bill No. 500 passed.

ROLL CALL

The question being on final passage of House Bill No. 500, including Sections 1, 2 and 3, previously adopted, the roll was called and there were ayes, 84; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kelsch | Rivinius |
| Aamoth | Freeman | Kuehn | Sandness |
| Aas | Gackle | Lang | Sanstead |
| Atkinson | Ganser | Larson, G. | Schaffer |
| Austin | Giffey | Larson, L. | Seibel |
| Backes | Glaspey | Leibhan | Simonson |
| Belter | Goodman | Lillehaugen | Solberg, I. |
| Bier | Grant | Linderman | Solberg, O. |
| Boustead | Halcrow | Link | Stoltenow |
| Bullis | Haugland | Lundene | Stone |
| Bunker | Henning | McDonald | Streibel |
| Burke | Hensrud | Metzger | Strinden |
| Connolly | Hentges | Miedema | Swedlund |
| Dahl | Hickle | Moquist | Thompson |
| DeKrey | Hilleboe | Mueller | Thorsgard |
| Dick | Hoffner | Opedahl | Tweten |
| Diehl | Hoghaug | Peterson, J. | Wagner |
| Dornacker | Hougen | Peterson, R. | Weber |
| Eagles | Jenkins | Powers | Wells |
| Emerson | Johnson, K. | Register | Wilkie |
| Erickson, K. | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|-----------|---------|--------|
| Berg | Froelich | Matheny | Welder |
| Bernabucci | Kingsbury | Olienyk | White |
| Boyum | Knudson | Rundle | |

Absent and not voting:

| | | |
|----------|-------|--------|
| Anderson | Davis | Dawson |
|----------|-------|--------|

So House Bill No. 500 passed, including Sections 1, 2 and 3 previously adopted.

Speaker E. Johnson ruled that House Bill No. 500 passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 500 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Streibel requested that House Bill No. 500 be messaged to the Senate immediately.

MESSAGE TO THE SENATE

House Chamber
Bismarck, February 24, 1969

Mr. President: I have the honor to transmit:

House Bill No. 500

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

RECOGNITION

Speaker E. Johnson announced that two former Representatives were in the chambers, and requested that the House recognize former Representatives Helen Ferguson and Fern Lee, Representatives Ferguson and Lee were thereupon introduced to the House.

MESSAGE FROM THE SENATE

Senate Chamber
Bismarck, February 24, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 148

Senate Bill No. 425

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-FIRST DAY

Bismarck, February 24, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. David Knecht, McCabe United Methodist Church, Bismarck.

Roll was called, and all members were present except Reps. Anderson and Dawson.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-ninth Day After Recess and Fortieth Day and recommends that the same be corrected as follows:

On page 796, after line 47 insert the following:

"Rep. Streibel moved that the rules be suspended and that House Bills Nos. 182, 185, 355, 370, 393, 429, 488, 500 and 507, and House Concurrent Resolutions Nos. 16 and 20 be deemed properly engrossed and placed on Second Reading and Final Passage, which motion prevailed."

On page 798, line 60, delete everything after the word "road" and insert a "." in lieu thereof.

On page 799, delete lines 2 and 3.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 216 has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title of the engrossed bill after the word "penitentiary" insert the word "and the state farm"

In line 3 after the word "penitentiary" insert the words "and the state farm"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 80 has had the same under consideration and recommends that the same be amended as follows:

In line 5 of the engrossed bill delete the word "from" and insert in lieu thereof the word "at"; delete the word "Mandan"

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 115 has had the same under consideration and recommends that the same be amended as follows:

In line 14 of the engrossed bill after the word "metalliferous" and before the comma insert the word "element"; delete the word "organic"; delete the word "mineral" and insert in lieu thereof the following material: "element, and if so stated in lease,"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 237 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 271 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 292 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Larson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 265 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 360 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Concurrent Resolution No. 16 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SECOND DAY

Bismarck, February 24, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Neil Thompson, Faith Lutheran Church, Hannaford, North Dakota.

Roll was called, and all members were present except Reps. Anderson, Boyum, Dawson and Glaspey.

A quorum was declared by Speaker E. Johnson.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 74 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 289 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 293 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. AAMOTH, Chairman

Rep. McDonald moved that the report be adopted.

Rep. Olienyk moved a substitute motion that Senate Bill No. 293 be placed on the calendar, which motion failed.

The question then was on the original motion of Rep. McDonald to adopt the Report of the Committee on Industry and Business on Senate Bill No. 293, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 41. A Concurrent Resolution urging Congress to amend the Uniform Time Act of 1966 to provide that daylight saving time would commence on Memorial Day and end after Labor Day.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 44. A Concurrent Resolution urging approval by Congress of United States Senate Bill No. 231 which calls for construction of a bridge over a certain portion of the Garrison Reservoir, and commending Senator Quentin Burdick for sponsoring the legislation.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 45. A Concurrent Resolution urging approval by the Congress of Senate Bill No. 229 which calls for construction of a bridge over the Oahe Reservoir in the vicinity of Fort Yates, North Dakota, and commending Senator Quentin Burdick for sponsoring the legislation.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

**SECOND READING OF SENATE BILLS
AND A SENATE CONCURRENT RESOLUTION**

Senate Bill No. 63. A Bill for an Act relating to a change from the council system of government to the modern council form of government, providing the petition required therefor, the determination of the sufficiency of the petition by the city auditor, the procedure to be followed when the petition is filed, and for a special election and ballot thereon.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Reimers |
| Aamoth | Erickson, W. | Knudson | Rivinius |
| Aas | Freeman | Kuehn | Rundle |
| Atkinson | Froelich | Lang | Sandness |
| Austin | Ganser | Larson, G. | Sanstead |
| Backes | Giffey | Larson, L. | Schaffer |
| Belter | Glaspey | Leibhan | Solberg, I. |
| Berg | Goodman | Lillehaugen | Solberg, O. |
| Bier | Grant | Linderman | Stoltenow |
| Boustead | Halcrow | Link | Stone |
| Boyum | Haugland | Lundene | Streibel |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hensrud | McDonald | Swedlund |
| Burke | Hentges | Metzger | Thompson |
| Connolly | Hickle | Miedema | Thorsgard |
| Dahl | Hilleboe | Moquist | Tweten |
| Davis | Hoffner | Mueller | Wagner |
| DeKrey | Hoghaug | Olienyk | Weber |
| Dick | Hougen | Opedahl | Welder |
| Diehl | Jenkins | Peterson, J. | Wells |
| Dornacker | Johnson, K. | Peterson, R. | White |
| Eagles | Jones | Powers | Wilkie |
| Emerson | Kelsch | Register | Mr. Speaker |

Those voting in the negative were:

| | | |
|--------|--------|----------|
| Gackle | Seibel | Simonson |
|--------|--------|----------|

Absent and not voting:

| | | |
|----------|------------|--------|
| Anderson | Bernabucci | Dawson |
|----------|------------|--------|

So the bill passed and the title was agreed to.

Senate Bill No. 182. A Bill for an Act to authorize the gift of all or part of a human body after death for specified purposes; to amend and reenact sections 23-06-01.1 and 23-06-01.2 of the North Dakota Century Code; and to repeal section 23-06-01 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Atkinson | Freeman | Lang | Sanstead |
| Austin | Froelich | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |

| | | | |
|-----------|-------------|--------------|-------------|
| Boustead | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Moquist | Tweten |
| Dahl | Hoffner | Mueller | Wagner |
| Davis | Hoghaug | Olienyk | Weber |
| DeKrey | Hougen | Opedahl | Welder |
| Dick | Jenkins | Peterson, J. | Wells |
| Diehl | Johnson, K. | Peterson, R. | White |
| Dornacker | Jones | Powers | Wilkie |
| Eagles | Kelsch | Register | Mr. Speaker |

Those voting in the negative were:

Gackle Simonson

Absent and not voting:

Anderson Dawson Grant Reimers

So the bill passed and the title was agreed to.

Senate Bill No. 187. A Bill for an Act authorizing a mill levy to provide for payments under contract for the provision of a public transportation system, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 60; nays, 36; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|--------------|
| Aamoth | Dick | Hougen | Peterson, R. |
| Aas | Diehl | Jenkins | Powers |
| Atkinson | Dornacker | Jones | Sandness |
| Austin | Eagles | Kelsch | Sanstead |
| Backes | Emerson | Knudson | Solberg, I. |
| Bier | Erickson, K. | Lang | Solberg, O. |
| Boustead | Freeman | Larson, L. | Stone |
| Boyum | Froelich | Lillehaugen | Streibel |
| Bullis | Glaspay | Linderman | Strinden |
| Bunker | Haugland | Link | Swedlund |
| Burke | Henning | Lundene | Thompson |
| Connolly | Hentges | Miedema | Tweten |
| Dahl | Hickle | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Wilkie |
| DeKrey | Hoghaug | Peterson, J. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|-------------|----------|-----------|
| Aafedt | Grant | Matheny | Schaffer |
| Belter | Halcrow | McDonald | Seibel |
| Berg | Hensrud | Metzger | Simonson |
| Bernabucci | Hilleboe | Moquist | Stoltenow |
| Erickson, W. | Johnson, K. | Mueller | Thorsgard |
| Gackle | Kingsbury | Register | Weber |
| Ganser | Kuehn | Reimers | Welder |
| Giffey | Larson, G. | Rivinius | Wells |
| Goodman | Leibhan | Rundle | White |

Absent and not voting:
Anderson Dawson

So the bill passed and the title was agreed to and the emergency clause was declared lost.

Senate Bill No. 191. A Bill for an Act to amend and reenact subsection 11 of section 20-03-12 of the North Dakota Century Code, relating to fees for nonresident licenses to hunt predators.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Knudson | Reimers |
| Aamoth | Froelich | Kuehn | Rivinius |
| Aas | Gackle | Lang | Rundle |
| Atkinson | Ganser | Larson, G. | Sandness |
| Austin | Giffey | Larson, L. | Sanstead |
| Backes | Glaspey | Leibhan | Seibel |
| Belter | Goodman | Lillehaugen | Solberg, I. |
| Berg | Grant | Linderman | Solberg, O. |
| Bernabucci | Haugland | Link | Stoltenow |
| Bier | Henning | Lundene | Stone |
| Boustead | Hensrud | Matheny | Streibel |
| Bunker | Hentges | McDonald | Strinden |
| Burke | Hickle | Metzger | Swedlund |
| Dahl | Hilleboe | Miedema | Thompson |
| DeKrey | Hoffner | Moquist | Thorsgard |
| Dick | Hoghaug | Mueller | Wagner |
| Diehl | Hougen | Olienyk | Weber |
| Dornacker | Jenkins | Opedahl | Wells |
| Eagles | Johnson, K. | Peterson, J. | White |
| Emerson | Jones | Peterson, R. | Wilkie |
| Erickson, K. | Kelsch | Powers | Mr. Speaker |
| Erickson, W. | Kingsbury | Register | |

Those voting in the negative were:

| | | | |
|--------|----------|----------|--------|
| Boyum | Connolly | Schaffer | Tweten |
| Bullis | Davis | Simonson | Welder |

Absent and not voting:

| | | |
|----------|--------|---------|
| Anderson | Dawson | Halcrow |
|----------|--------|---------|

So the bill passed and the title was agreed to.

Senate Bill No. 197. A Bill for an Act to amend and reenact section 23-15-01 of the North Dakota Century Code, relating to the regulation of the retail sale of fireworks, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Eagles | Jenkins | Rivinius |
| Aamoth | Emerson | Jones | Rundle |
| Atkinson | Erickson, K. | Kelsch | Sanstead |
| Austin | Erickson, W. | Kingsbury | Schaffer |
| Backes | Freeman | Knudson | Seibel |
| Belter | Gackle | Kuehn | Solberg, I. |
| Berg | Ganser | Lang | Solberg, O. |
| Bier | Glaspey | Larson, G. | Stoltenow |
| Boustead | Goodman | Leibhan | Streibel |
| Boyum | Grant | Linderman | Swedlund |
| Bullis | Halcrow | Lundene | Thompson |
| Bunker | Haugland | McDonald | Thorsgard |
| Burke | Henning | Metzger | Wagner |
| Connolly | Hentges | Miedema | Weber |
| Dahl | Hickle | Mueller | Welder |
| Davis | Hilleboe | Opedahl | Wells |
| DeKrey | Hoffner | Peterson, R. | White |
| Dick | Hoghaug | Powers | Wilkie |
| Dornacker | Hougen | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|-------------|--------------|----------|
| Aas | Johnson, K. | Moquist | Sandness |
| Bernabucci | Larson, L. | Olienyk | Simonson |
| Diehl | Lillehaugen | Peterson, J. | Strinden |
| Froelich | Link | Reimers | Tweten |
| Hensrud | Matheny | | |

Absent and not voting:

| | | | |
|----------|--------|--------|-------|
| Anderson | Dawson | Giffey | Stone |
|----------|--------|--------|-------|

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 210. A Bill for an Act to create and enact a new subsection to 40-05-01 of the North Dakota Century Code, relating to the grant of power to all municipalities to contract and be contracted with.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aamoth | Erickson, W. | Kuehn | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Atkinson | Froehlich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspay | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | Kingsbury | Rivinius | |

Absent and not voting:

| | | |
|----------|--------|-------------|
| Anderson | Dawson | Johnson, K. |
|----------|--------|-------------|

So the bill passed and the title was agreed to.

Senate Bill No. 235. A Bill for an Act authorizing counties and cities to provide services for alcoholics.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Atkinson | Froehlich | Lang | Sanstead |
| Austin | Ganser | Larson, G. | Schaffer |
| Backes | Giffey | Larson, L. | Seibel |
| Belter | Glaspay | Leibhan | Simonson |

| | | | |
|------------|-------------|--------------|-------------|
| Berg | Goodman | Lillehaugen | Solberg, I. |
| Bernabucci | Grant | Linderman | Solberg, O. |
| Bier | Halcrow | Link | Stoltenow |
| Boustead | Haugland | Lundene | Stone |
| Boyum | Henning | Matheny | Streibel |
| Bullis | Hensrud | Metzger | Strinden |
| Bunker | Hentges | Miedema | Swedlund |
| Burke | Hickle | Moquist | Thompson |
| Connolly | Hilleboe | Mueller | Thorsgard |
| Dahl | Hoffner | Olienyk | Tweten |
| Davis | Hoghaug | Opedahl | Wagner |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

Gackle

Absent and not voting:

Anderson

Dawson

McDonald

Weber

So the bill passed and the title was agreed to.

Senate Bill No. 302. A Bill for an Act to create and enact subsection 9 of section 20-02-05 of the North Dakota Century Code, relating to powers of the game and fish commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rivinius |
| Aamoth | Erickson, W. | Kuehn | Rundle |
| Aas | Freeman | Lang | Sandness |
| Atkinson | Froelich | Larson, G. | Sanstead |
| Austin | Gackle | Larson, L. | Schaffer |
| Backes | Ganser | Leibhan | Seibel |
| Belter | Giffey | Lillehaugen | Simonson |
| Berg | Glaspey | Linderman | Solberg, I. |
| Bernabucci | Goodman | Link | Solberg, O. |
| Bier | Halcrow | Lundene | Stoltenow |
| Boustead | Haugland | Matheny | Stone |
| Boyum | Henning | McDonald | Streibel |
| Bullis | Hensrud | Metzger | Strinden |
| Bunker | Hentges | Miedema | Swedlund |
| Burke | Hickle | Moquist | Thompson |
| Connolly | Hilleboe | Mueller | Thorsgard |
| Dahl | Hoffner | Olienyk | Tweten |
| Davis | Hoghaug | Opedahl | Wagner |
| DeKrey | Hougen | Peterson, J. | Weber |
| Dick | Jenkins | Peterson, R. | Welder |
| Diehl | Johnson, K. | Powers | Wells |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | Kingsbury | | |

Absent and not voting:

Anderson

Dawson

Grant

White

So the bill passed and the title was agreed to.

Senate Bill No. 311. A Bill for an Act to repeal section 16-09-07 of the 1967 Supplement to the North Dakota Century Code, relating to the use of the same voting place by a township and incorporated

city where the combined vote does not exceed five hundred votes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aamoth | Erickson, W. | Kuehn | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | Kelsch | Rivinius | |

Absent and not voting:

Anderson Dawson Kingsbury

So the bill passed and the title was agreed to.

Senate Concurrent Resolution No. 21. A Concurrent Resolution designating the Northern Pike as the State fish of North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

- Senate Bill No. 94
- Senate Bill No. 151
- Senate Bill No. 162
- Senate Bill No. 167
- Senate Bill No. 181
- Senate Bill No. 294

And the Speaker signed the same in the presence of the House of Representatives.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 38

Was delivered to the Secretary of State at the hour of 3:50 o'clock P.M., February 24, 1969.

REP. GANSER, Chairman

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 24, 1969

Mr. President: I have the honor to return:

Senate Bill No. 94
 Senate Bill No. 151
 Senate Bill No. 162
 Senate Bill No. 167
 Senate Bill No. 181
 Senate Bill No. 294

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that Rep. McDonald be appointed the official representative from the North Dakota House of Representatives to attend the funeral on February 25, 1969, of Brig. General Roger L. Hicks, Commander of the 4th Strategic Aero-Space Division at the Grand Forks Air Force Base, which motion prevailed.

Rep. Streibel moved that the Journal show that Rep. McDonald has been excused to attend the funeral of General Hicks at Grand Forks on February 25, 1969, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stands recessed until 1:30 P.M., February 25, 1969, which motion prevailed.

FIRST READING OF SENATE BILLS
 AND SENATE CONCURRENT RESOLUTION

Senate Bill No. 40. A Bill for an Act to create and enact section 24-01-24.1 of the North Dakota Century Code, relating to appeal of eminent domain actions; to amend and reenact sections 24-01-19, 24-01-20, 24-01-21, 24-01-22.1, 24-01-23, 24-01-25, and 24-01-29 of the North Dakota Century Code, relating to condemnation procedures; and to repeal section 24-01-22 of the North Dakota Century Code, relating to condemnation procedures.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 99. A Bill for an Act to amend and reenact sections 20-01-07 and 20-05-01 of the North Dakota Century Code, relating to protection of any game bird or game animal.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 114. A Bill for an Act to provide for calling a constitutional convention, for the appointment and qualification of members, and for the duration and administration of such convention, and making an appropriation.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 200. A Bill for an Act to amend and reenact subsection 3 of section 57-37-23 of the North Dakota Century Code, relating to the liability of beneficiaries for the estate tax imposed and the limitation of the general statutes of limitation as a bar to the collection of estate taxes.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 230. A Bill for an Act to amend and reenact section 40-29-03 and to repeal section 40-29-12 of the North Dakota Century

Code, relating to notice requirements for construction and repair of sidewalks.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 250. A Bill for an Act to create and enact subsection 17 of section 61-16-11 of the North Dakota Century Code, relating to the authority of a water management district to establish flood plain zones.

Was read the first time and referred to the committee on Agriculture.

Senate Bill No. 312. A Bill for an Act to amend and reenact subsections 1 and 2 of section 11-10-10 of the North Dakota Century Code, relating to salaries of county officers.

Was read the first time and referred to the committee on Political Subdivisions.

Senate Bill No. 340. A Bill for an Act to create and enact subsection 10 of section 52-06-02 of the North Dakota Century Code to provide for a means to requalify for benefits with the passage of time.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 379. A Bill for an Act to amend and reenact section 54-34.1-02 of the North Dakota Century Code, relating to the state planning agency; and to repeal section 54-34.1-07 of the North Dakota Century Code.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 380. A Bill for an Act to create the office of economic opportunity within the office of the governor and to repeal section 54-34-09 of the North Dakota Century Code, relating to the office of economic opportunity.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 381. A Bill for an Act to reorganize the economic development commission and the functions and duties of the economic development department and its director; to amend and reenact sections 54-34-01, 54-34-02, 54-34-03, 54-34-04, 54-34-06, and 54-34-08 of the North Dakota Century Code, relating to the economic development commission and the functions and duties of the economic development department and its director; and to repeal section 54-34-05 of the North Dakota Century Code.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 409. A Bill for an Act to create and enact chapter 54-55 of the North Dakota Century Code, establishing a department of natural resources and conservation through the integration of the state water conservation commission, state game and fish department, state outdoor recreation agency, North Dakota park service, state forester, and soil conservation committee; providing for the department's operation, personnel, powers, and duties, and establishing divisions of such department with existing agencies, and providing for a reduction in the budgets of the integrated agencies; to create section 61-02-01.1 of the North Dakota Century Code, limiting the authority of the state water conservation commission; to amend and reenact sections 4-22-03, 4-22-05, 4-22-06, 20-02-23, 53-07-01, 53-07-03, 53-08-01, 55-08-03, 61-02-05, 61-02-13, 61-02-14, 61-02-23, 61-02-28, 61-02-30, 61-02-64.1, 61-03-01, and 61-03-13 of the North Dakota Century Code, relating to the personnel, powers, and duties of the soil conservation committee, game and fish department, outdoor recreation agency, North Dakota park service, and water conservation

commission, and placing these agencies in the department of natural resources and conservation; and repealing section 61-03-14 of the North Dakota Century Code, relating to modification of rules by the state water conservation commission.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 447. A Bill for an Act to amend and reenact section 39-19-01 of the North Dakota Century Code relating to the authority of the reciprocity commission to execute agreements, arrangements, or declarations involving the powers and duties of the reciprocity commission.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 452. A Bill for an Act to amend and reenact section 61-16-11 of the North Dakota Century Code, by creating a new subsection thereto relating to the powers and duties of the board of commissioners of a water conservation and flood control district and providing that such board shall have the power to order the cessation of destruction of native woodland.

Was read the first time and referred to the committee on Natural Resources.

Senate Concurrent Resolution No. 69. A Concurrent Resolution directing the Board of Higher Education, college officials, and boards of publications to develop and enforce standards of decency and codes of fair play for student publications.

Was read the first time and referred to the committee on Education.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

FORTY-SECOND DAY AFTER RECESS
AND FORTY-THIRD DAY

Bismarck, February 25, 1969

The House reconvened at 1:30 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

House Concurrent Resolution No. 31

House Concurrent Resolution No. 46

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 119

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

MOTIONS

Rep. Hilleboe moved that Senate Bill No. 379 be returned to the House from the House Committee on State and Federal Government, which motion prevailed.

Rep. Hilleboe moved that Senate Bill No. 379 be re-referred to the Committee on Industry and Business, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 69 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 36 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 55 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 91 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 96 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 142 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 159 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 169 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 172 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 176 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 177 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 203 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 213 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 214 has had the same consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 223 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 269 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 273 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 282 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 290 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 339 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 358 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 364 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 369 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 403 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 415 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 437 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 439 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 449 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 456 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Emil Anderson, and Rep. Anderson was thereupon introduced to the House.

CONSIDERATION OF AMENDMENTS

Rep. Dick moved that the amendments to Senate Bill No. 80 as recommended by the Committee on Natural Resources as printed on pages 821 and 822 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to Senate Bill No. 115 as recommended by the Committee on Natural Resources as printed on page 822 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to Senate Bill No. 216 as recommended by the Committee on Social Welfare as printed on page 821 of the House Journal be adopted, which motion prevailed.

Rep. Halcrow requested that the following excerpts be printed in the Journal from the February 22, 1969, issue of the **Grand Forks Herald**:

"GENERAL GIVEN HONORS

"VALLEY FORGE, Pa. (AP) Retired U. S. Army General Harold K. Johnson, a native of Bowsmont, N. D., has received the George Washington award, highest honor given by Freedoms Foundation. Johnson was to be presented with a check for \$5,000 and a bronze plaque at the annual ceremonies held on George Washington's birthday at Valley Forge. Johnson survived the Bataan death march and three years imprisonment by Japanese forces during World War II.

"Dr. Kenneth D. Wells, foundation president said, 'The 57-year-old former Army Chief of Staff joins the roster of 10 distinguished Americans to receive the coveted award.'

"Johnson, a 1933 West Point graduate, became chief of staff in 1964 after holding command posts in combat zones in World War II and the Korean conflict."

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-THIRD DAY

Bismarck, February 25, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. V. C. Schumacher, Evangelical Free Church, Bismarck.

Roll was called, and all members were present except Reps. Anderson, Dawson, McDonald and Welder.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fortieth Day After Recess and Forty-first Day and Forty-second Day and finds the same to be correct.

REP. STONE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 31. A Concurrent Resolution commending and congratulating Miss North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, as amended, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 46. A Concurrent Resolution paying tribute to North Dakota men who have died in Viet Nam.

Was read the second time.

The question being on the final adoption of the resolution, as amended, so the House Concurrent Resolution was declared adopted on a voice vote.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 25, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 95

House Bill No. 147

House Bill No. 148

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 25, 1969

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 15

Senate Concurrent Resolution No. 27

Senate Concurrent Resolution No. 39

Senate Concurrent Resolution No. 61

Senate Concurrent Resolution No. 65

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 25, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 157

House Bill No. 217

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 25, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 60

Which the Senate has amended as follows:

In line 13 of the bill delete the numerals "57-37-31" and insert in lieu thereof the numerals "57-37-30"

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Kelsch moved that Senate Bills Nos. 175 and 243 be returned to the House, from the Committee on Judiciary, which motion prevailed.

Rep. Kelsch moved that Senate Bills Nos. 175 and 243 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF SENATE BILLS
AND SENATE CONCURRENT RESOLUTIONS

Senate Bill No. 58. A Bill for an Act to amend and reenact section 54-52-15 of the North Dakota Century Code, relating to State Employees' Retirement Program accounting requirements.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Aamoth
AasErickson, W.
FreemanKnudson
KuehnRundle
Sandness

| | | | |
|--------------|-------------|--------------|-------------|
| Atkinson | Froehlich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Henning | Matheny | Streibel |
| Bullis | Hensrud | Metzger | Strinden |
| Burke | Hentges | Miedema | Swedlund |
| Connolly | Hickle | Moquist | Thompson |
| Dahl | Hilleboe | Mueller | Thorsgard |
| Davis | Hoffner | Olienyk | Tweten |
| DeKrey | Hoghaug | Opedahl | Wagner |
| Dick | Hougen | Peterson, J. | Weber |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, K. | | | |

Absent and not voting:

| | | | |
|----------|----------|----------|---------|
| Aafedt | Dawson | Kelsch | Reimers |
| Anderson | Haugland | McDonald | Welder |
| Bunker | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 237. A Bill for an Act to provide immunity to physicians furnishing information to hospital or extended care facility committees and members thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rundle |
| Aamoth | Emerson | Kingsbury | Sandness |
| Aas | Erickson, K. | Knudson | Sanstead |
| Atkinson | Erickson, W. | Kuehn | Schaffer |
| Austin | Freeman | Lang | Seibel |
| Backes | Froehlich | Larson, G. | Simonson |
| Belter | Gackle | Larson, L. | Solberg, I. |
| Berg | Ganser | Leibhan | Solberg, O. |
| Bernabucci | Giffey | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|-------------------------------|----------|--------------|--------|
| Glaspey | Grant | Link | |
| Absent and not voting: | | | |
| Anderson | Haugland | Peterson, J. | Welder |
| Dawson | McDonald | Reimers | |

So the bill passed and the title was agreed to.

Senate Bill No. 265. A Bill for an Act to amend and reenact section 40-57-02 of the North Dakota Century Code, relating to the definition of "project" under the Municipal Industrial Development Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Sandness |
| Aas | Froelich | Kuehn | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |
| Austin | Ganser | Larson, G. | Seibel |
| Backes | Giffey | Larson, L. | Simonson |
| Belter | Glaspey | Leibhan | Solberg, I. |
| Berg | Goodman | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boyum | Haugland | Lundene | Streibel |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wiklie |
| Eagles | Jones | Register | Mr. Speaker |
| Emerson | Kelsch | Reimers | |

Those voting in the negative were:

Rundle

Absent and not voting:

| | | | |
|----------|---------|----------|--------|
| Anderson | Dawson | McDonald | Welder |
| Boustead | Freeman | | |

So the bill passed and the title was agreed to.

Senate Bill No. 271. A Bill for an Act to create and enact subsections 23, 24, and 25 of section 19-02.1-01, subsections 15, 16, 17, 18, 19, 20, 21, 22, and 23 of section 19-02.1-02, subsections 5, 6, 7, 8, 9, and 10 of section 19-02.1-05, and section 19-02.1-23 all of the North Dakota Century Code; and to amend and reenact section 19-02.1-04, section 19-02.1-06, and subsection 1 of section 19-02.1-15 all of the North Dakota Century Code, relating to the control of drugs and penalties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Froelich | Kuehn | Sandness |
| Atkinson | Gackle | Lang | Sanstead |
| Austin | Ganser | Larson, G. | Schaffer |
| Backes | Giffey | Larson, L. | Seibel |
| Belter | Glaspey | Leibhan | Simonson |
| Berg | Goodman | Lillehaugen | Solberg, I. |
| Bernabucci | Grant | Linderman | Solberg, O. |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Bier | Halcrow | Link | Stoltenow |
| Boyum | Haugland | Lundene | Stone |
| Bullis | Henning | Matheny | Streibel |
| Bunker | Hensrud | Metzger | Strinden |
| Burke | Hentges | Miedema | Swedlund |
| Connolly | Hickle | Moquist | Thompson |
| Dahl | Hilleboe | Mueller | Thorsgard |
| Davis | Hoffner | Olienyk | Tweten |
| DeKrey | Hoghaug | Opedahl | Wagner |
| Dick | Hougen | Peterson, J. | Weber |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Absent and not voting: | | | |
| Anderson | Dawson | McDonald | Welder |
| Boustead | Freeman | | |

So the bill passed and the title was agreed to.

Senate Bill No. 292. A Bill for an Act to amend and reenact sections 25-03-08, 25-03-10, subsections 1, 3, 5, 6, and 7 of section 25-03-11, sections 25-03-18, 25-03-21, and 25-03-23 of the North Dakota Century Code to allow alcoholics and drug addicts to be admitted and treated at the state hospital.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 57; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-----------|
| Aamoth | Dick | Kelsch | Powers |
| Aas | Eagles | Knudson | Register |
| Atkinson | Emerson | Kuehn | Reimers |
| Austin | Erickson, W. | Lang | Seibel |
| Belter | Gackle | Larson, G. | Thorsgard |
| Bernabuoci | Glaspey | Lundene | Wagner |
| Bier | Halcrow | Miedema | Weber |
| Boyum | Haugland | Peterson, J. | White |
| Burke | Hilleboe | Peterson, R. | Wilkie |

Those voting in the negative were:

| | | | |
|--------------|-------------|-------------|-------------|
| Aafedt | Ganser | Kingsbury | Sandness |
| Backes | Giffey | Larson, L. | Sanstead |
| Berg | Goodman | Leibhan | Schaffer |
| Boustead | Grant | Lillehaugen | Simonson |
| Bullis | Henning | Linderman | Solberg, I. |
| Bunker | Hensrud | Link | Stoltenow |
| Connolly | Hentges | Matheny | Stone |
| Dahl | Hickle | Metzger | Streibel |
| Davis | Hoffner | Moquist | Strinden |
| DeKrey | Hoghaug | Mueller | Swedlund |
| Diehl | Hougen | Olienyk | Thompson |
| Dornacker | Jenkins | Opedahl | Tweten |
| Erickson, K. | Johnson, K. | Rivinius | Wells |
| Freeman | Jones | Rundle | Mr. Speaker |
| Froelich | | | |

Absent and not voting:

| | | | |
|----------|----------|-------------|--------|
| Anderson | McDonald | Solberg, O. | Welder |
| Dawson | | | |

So the bill lost.

Senate Bill No. 332. A Bill for an Act to amend and reenact sections 58-04-05, 58-05-02, 58-07-01, 58-07-02, subsections 7, 9, and 10 of section 58-07-03, and section 58-08-05 of the North Dakota Century

Code, relating to the merging of the offices of township clerk and treasurer upon a vote of a majority of electors in the township.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 78; nays, 15; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Johnson, K. | Rivinius |
| Aamoth | Erickson, W. | Jones | Rundle |
| Aas | Freeman | Kelsch | Sandness |
| Atkinson | Froelich | Knudson | Sanstead |
| Austin | Gackle | Kuehn | Schaffer |
| Backes | Ganser | Lang | Seibel |
| Belter | Giffey | Larson, G. | Solberg, I. |
| Berg | Glaspey | Larson, L. | Stone |
| Bernabucci | Goodman | Leibhan | Streibel |
| Bier | Grant | Linderman | Strinden |
| Boustead | Halcrow | Link | Swedlund |
| Bullis | Haugland | Metzger | Thompson |
| Bunker | Henning | Miedema | Thorsgard |
| Connolly | Hensrud | Mueller | Tweten |
| Davis | Hentges | Opedahl | Wagner |
| DeKrey | Hickle | Peterson, R. | Weber |
| Dick | Hilleboe | Powers | Wells |
| Diehl | Hoffner | Register | White |
| Eagles | Hougen | Reimers | Mr. Speaker |
| Emerson | Jenkins | | |

Those voting in the negative were:

| | | | |
|-----------|-------------|--------------|-----------|
| Boyum | Hoghaug | Matheny | Simonson |
| Burke | Kingsbury | Moquist | Stoltenow |
| Dahl | Lillehaugen | Olienyk | Wilkie |
| Dornacker | Lundene | Peterson, J. | |

Absent and not voting:

| | | | |
|----------|----------|-------------|--------|
| Anderson | McDonald | Solberg, O. | Welder |
| Dawson | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 360. A Bill for an Act to amend and reenact section 24-17-03 of the North Dakota Century Code, relating to limitations on outdoor advertising.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Jones | Powers |
| Aamoth | Erickson, K. | Kelsch | Register |
| Aas | Erickson, W. | Kingsbury | Rivinius |
| Atkinson | Freeman | Knudson | Sandness |
| Austin | Froelich | Kuehn | Sanstead |
| Belter | Ganser | Lang | Schaffer |
| Bernabucci | Giffey | Larson, G. | Simonson |
| Bier | Glaspey | Larson, L. | Solberg, I. |
| Boustead | Goodman | Leibhan | Solberg, O. |
| Boyum | Grant | Lillehaugen | Stoltenow |
| Bullis | Halcrow | Linderman | Stone |
| Bunker | Haugland | Link | Streibel |
| Burke | Henning | Lundene | Strinden |
| Connolly | Hensrud | Matheny | Swedlund |
| Dahl | Hentges | Metzger | Thompson |

| | | | |
|-----------|-------------|--------------|-------------|
| Davis | Hickle | Miedema | Tweten |
| DeKrey | Hilleboe | Mueller | Wagner |
| Dick | Hoffner | Olienyk | Weber |
| Diehl | Hoghaug | Opedahl | Wells |
| Dornacker | Jenkins | Peterson, J. | White |
| Eagles | Johnson, K. | Peterson, R. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|---------|--------|-----------|
| Backes | Hougen | Rundle | Thorsgard |
| Berg | Moquist | Seibel | Wilkie |
| Gackle | Reimers | | |

Absent and not voting:

| | | | |
|----------|--------|----------|--------|
| Anderson | Dawson | McDonald | Welder |
|----------|--------|----------|--------|

So the bill passed and the title was agreed to.

Senate Concurrent Resolution No. 16. A Concurrent Resolution petitioning the secretary of transportation to review and amend the department of transportation's internal policies regarding highway beautification, so as to afford the continued operation of the outdoor advertising industry and allied industries, and affording local enterprises the opportunity to advertise in this manner, subject to state control, and whereby said industries and enterprises of North Dakota would attain equality with similar industries and enterprises located in the more densely populated and developed states.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
Executive Office

Bismarck, February 3, 1969

The Honorable Ernest Johnson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that today I signed:
House Bill No. 54

Sincerely,
WILLIAM L. GUY
Governor

STATE OF NORTH DAKOTA
Executive Office

Bismarck, February 7, 1969

The Honorable Ernest Johnson
Speaker of the House
State Capitol
Bismarck, North Dakota 58501

Dear Mr. Speaker:

Today I signed the following House Bills:

House Bill No. 50
House Bill No. 53
House Bill No. 79

Sincerely,
WILLIAM L. GUY
Governor

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign House Bill No. 119

And the Speaker signed the same in the presence of the House of Representatives.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

House Concurrent Resolution No. 57

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order, the House stand recessed until 1:00 P.M., February 26, 1969, which motion prevailed.

FIRST READING OF SENATE BILLS

Senate Bill No. 1. A Bill for an Act making an appropriation for the general operation, maintenance and plant improvements of the state institutions of higher learning of the State of North Dakota.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 9. A Bill for an Act providing an appropriation for the paying of salaries and other administrative expenses of the office of commissioner of veterans' affairs and the veterans' aid commission, and transferring the balance in the adjutant general military records fund to the general fund.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 11. A Bill for an Act making an appropriation for the disbursement by the public welfare board in providing public assistance to dependent children and to needy blind and providing child welfare services and services to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, medical aid to the aged, and for the necessary costs of administration of all the programs above mentioned.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 33. A Bill for an Act to establish an office of central data processing, and to amend and reenact section 54-44-11 of the North Dakota Century Code, relating to an operating fund.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 102. A Bill for an Act to amend and reenact section 57-52-04 of the North Dakota Century Code, increasing the special fuel tax to seven cents per gallon.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 105. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07 and section 39-06-14 of the North Dakota Century Code, requiring that a color photograph be submitted and attached to the motor vehicle operator's license.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 138. A Bill for an Act to create and enact section 37-24-07 of the North Dakota Century Code relating to educational assistance for veterans in vocational programs and to amend and reenact subsection 1 of section 37-24-01 and sections 37-24-03, 37-24-04, 37-24-05 and 37-24-06 of the 1967 Supplement to the North Dakota Century Code relating to educational assistance for veterans, the period of service required and eligibility of disabled veterans.

Was read the first time and referred to the committee on Veterans Affairs.

Senate Bill No. 148. A Bill for an Act making an appropriation for the construction of a law enforcement training center and providing for an additional fifty cent fee for each new motor vehicle operator's license or renewal of such license during a two year period.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 149. A Bill for an Act to amend and reenact subsection 1 of section 37-24-01 and section 37-24-05 of the North Dakota Century Code, relating to a veteran's period of service and limiting it to the period of the Viet Nam conflict.

Was read the first time and referred to the committee on Veterans' Affairs.

Senate Bill No. 156. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to the maximum contract interest rate, defining usury and providing exceptions therefrom, and declaring an emergency.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 249. A Bill for an Act to create and enact section 26-02-37 of the North Dakota Century Code, relating to the circumstances under which automobile liability insurance premiums may be raised, and providing an effective date.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 251. A Bill for an Act to provide for the post-mortem and ante-mortem inspection of all cattle, sheep, swine, goats, horses, mules, or equines which are to be slaughtered for human food; for the inspection of slaughterhouses and meatpacking plants; to amend and reenact subsection 3 of section 19-02.1-01 of the North Dakota Century Code, relating to the definition of food; providing a penalty; and to repeal chapter 36-23 and section 19-02-10 of the North Dakota Century Code, relating to meat inspection and the sale of meat; and providing an appropriation.

Was read the first time and referred to the committee on Agriculture.

Senate Bill No. 258. A Bill for an Act to create and enact section 15-39-42 of the North Dakota Century Code, relating to freezing of certain rights and obligations under the teachers' insurance and retirement fund; and to amend and reenact sections 15-39-14 and 15-39-17, subsection 1 of section 15-39-28, and section 15-39-28.1 of the North Dakota Century Code, relating to amount of assessment, forwarding of assessment, amount of annuity, and annuity minimums under the teachers' insurance and retirement fund.

Was read the first time and referred to the committee on Education.

Senate Bill No. 260. A Bill for an Act to amend and reenact section 57-15-14 of the North Dakota Century Code, relating to mill levies in high school districts.

Was read the first time and referred to the committee on Education.

Senate Bill No. 267. A Bill for an Act to amend and reenact section 15-39-28.1 of the North Dakota Century Code, relating to teachers' retirement annuities.

Was read the first time and referred to the committee on Education.

Senate Bill No. 279. A Bill for an Act to amend and reenact section 6-03-14 of the North Dakota Century Code, relating to paying and receiving stations, and to create and enact sections 6-03-14.1, 6-03-14.2 and 6-03-14.3, relating to branch banking.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 300. A Bill for an Act to create and enact sections 2-07-06.1, 2-07-06.2, 2-07-06.3, and to amend and reenact sections 2-07-06 and 2-07-07 of the North Dakota Century Code, relating to the creation of a weather modification authority and authorizing the counties to levy a tax for weather modification activities, and declaring an emergency.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 338. A Bill for an Act to amend and reenact sections 57-39.2-02 and 57-39.2-03 of the North Dakota Century Code, by the creation of new subsections thereto, relating to the taxation of liquor under the sales tax, and to amend and reenact subsection 10 of section 57-39.2-04, subsection 6 of section 57-40.2-01, and section 57-40.2-04 (misnumbered as section 59-40.2-04) of the North Dakota Century Code, relating to the taxation of liquor under the use tax, and exemptions under the sales and use tax.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 344. A Bill for an Act to amend and reenact section 54-49-03 and 54-49.04 of the North Dakota Century Code, relating to the membership of the natural resources council and the time of meeting.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 355. A Bill for an Act to amend and reenact section 57-02-20 of the North Dakota Century Code, relating to the exemption of machinery for one year.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 365. A Bill for an Act to provide for a motor vehicle registration fee for vehicles used in soil or water conservation work or used exclusively in road construction work that benefits agriculture.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 371. A Bill for an Act to create and enact section 15-39-37.1 of the North Dakota Century Code, relating to the counting of advanced training as teacher service under the teachers' insurance and retirement fund; to amend and reenact sections 15-39-01, 15-39-14, 15-39-15, 15-39-29, 15-39-36, and 15-39-40 of the North Dakota Century Code, relating to definitions, crediting of teaching service, withdrawal and reinstatement, retirement and annuity credits, amount of assessments, selection of retirement options, and credit for military service under the teachers' insurance and retirement fund.

Was read the first time and referred to the committee on Education.

Senate Bill No. 373. A Bill for an Act to provide for the enactment of authority to the industrial commission of North Dakota to further utilize the resources of the Bank of North Dakota including its potential contacts and deposits in several of the large financial centers of the United States for the purpose of enlisting the help of private enterprise in exploring ways and means of creating more opportunities for increased employment and an expanded tax base in the rural and urban areas in each of the fifty-three counties of North Dakota.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 376. A Bill for an Act to provide for additional compensation for the supreme and district court judges of the state.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 410. A Bill for an Act authorizing the construction of a building for the occupancy and use of the Bank of North Dakota and such other legislative and executive branch uses as the legislative assembly may prescribe.

Was read the first time and referred to the committee on Appropriations.

Senate Bill No. 416. A Bill for an Act relating to agreements for economic, industrial, and planning surveys and vocational and on-the-job training services between cities and counties and other persons, associations, or corporations; and providing for a tax levy.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 422. A Bill for an Act to authorize political subdivisions to purchase insurance to provide death benefits to certain survivors of law enforcement officers who are killed or die in the performance of duty.

Was read the first time and referred to the committee on Veterans Affairs.

Senate Bill No. 425. A Bill for an Act to create and enact section 54-21-06.1 of the North Dakota Century Code, relating to the definition of the term "board of administration" in the North Dakota Century Code; to amend and reenact sections 54-21-06, 54-21-07, 54-21-09, 54-21-10, 54-21-11, 54-21-12, 54-21-13, 54-21-18, 54-21-19, 54-21-20, and 54-21-24 of the North Dakota Century Code, relating to establishment of a director of institutions and abolishment of the board of administration; and to repeal sections 54-21-01, 54-21-02, 54-21-03, 54-21-04, 54-21-05, and 54-21-08 of the North Dakota Century Code, relating to the membership, powers, and duties of the board of administration.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 429. A Bill for an Act to provide for the issuing of revenue bonds for the construction of certain buildings at the university of North Dakota, for a student facility fee, and for an appropriation.

Was read the first time and referred to the committee on Education.

Senate Bill No. 432. A Bill for an Act to amend and reenact section 15-40-12 of the North Dakota Century Code, relating to the foundation program payments.

Was read the first time and referred to the committee on Education.

Senate Bill No. 440. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota, which land was formerly used for agricultural purposes, by the North Dakota state hospital.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 444. A Bill for an Act to provide that blood specimens be taken from persons fatally injured in automobile accidents and be examined by the state toxicologist for statistical purposes, prohibiting the results of such examinations from being used as evidence, and providing an appropriation.

Was read the first time and referred to the committee on Judiciary.

Senate Bill No. 455. A Bill for an Act to create and enact section 61-27-03.1 of the North Dakota Century Code, relating to license fees for motorboats; to amend and reenact section 57-02-08 by creating a new subsection thereto, section 61-27-02, and subsections 1, 3, and 7 of section 61-27-03 of the North Dakota Century Code, relating to property exempt from taxation, the licensing of all motorboats, annual fees for motorboats, and providing that such fees shall be in lieu of personal property taxes; and to repeal subsection 5 of section 61-27-05 of the North Dakota Century Code, relating to exemptions from the numbering of motorboats for identification purposes, and providing an effective date.

Was read the first time and referred to the committee on Transportation.

Senate Bill No. 459. A Bill for an Act to amend and reenact sections 15-40-18 and 57-01-05 of the North Dakota Century Code, relating to the determination of sums due county equalization funds, and relating to the duties of the state supervisor of assessments.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 464. A Bill for an Act to create and enact subsection 5 of section 61-16-01; to amend and reenact sections 61-16-08, 61-16-12, and 61-16-19 of the North Dakota Century Code, relating to the definition of the word "board"; the removal of a member of a district's board of commissioners; the approval, disapproval or modification of a district's proposed budget; the authority of a district to contract with the Canadian government or any of its provinces or municipalities; and to repeal section 61-16-20 of the North Dakota Century Code, relating to the exemption of federal agencies from the provisions of the law governing water management districts.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 466. A Bill for an Act relating to obscenity and the sale, distribution, and possession of obscene matter; to repeal sections 12-21-07, 12-21-09, 12-21-11, 12-21-12, 12-21-13, and 12-21-13.1 of the North Dakota Century Code; and providing penalties.

Was read the first time and referred to the committee on Social Welfare.

Senate Bill No. 467. A Bill for an Act to amend and reenact section 15-40-14 of the North Dakota Century Code, relating to foundation program payments for days lost because of acts of God and declaring emergency.

Was read the first time and referred to the committee on Education.

Senate Bill No. 468. A Bill for and Act to amend and reenact subsection 14 of section 15-29-08 and section 15-40-17 of the North Dakota Century Code, relating to determining the tuition cost.

Was read the first time and referred to the committee on Education.

Senate Bill No. 469. A Bill for an Act to provide payment of expenses to certain elected state officers, and making an appropriation.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 473. A Bill for an Act to amend chapter 57-01 of the North Dakota Century Code, by creating and enacting thereto a new section, relating to the approval of refunds by the tax commissioner.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Bill No. 474. A Bill for an Act to amend and reenact sections 23-18-01 and 23-18-03 of the North Dakota Century Code, providing for an alternative county tax levy for hospitals of five mills for not more than fifteen years, and declaring an emergency.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 475. A Bill for an Act to provide for loans to counties and cities for the removal of snow and repair of damages from flood, for a levy; and declaring an emergency.

Was read the first time and referred to the committee on Appropriations.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

FORTY-THIRD DAY AFTER RECESS AND
FORTY-FOURTH DAY

Bismarck, February 26, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 31 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 66 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 84 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Wm. Erickson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 123 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 233 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber

Bismarck, February 26, 1969

Mr. Speaker: I have the honor to inform you that the Senate requested the return of Senate Bill No. 386.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House not accede to the request of the Senate for the return of Senate Bill No. 386, which motion prevailed.

MOTIONS

Rep. Tweten moved that the House reconsider its action by which Senate Bill No. 292 was lost, which motion prevailed.

Rep. Tweten moved that Senate Bill No. 292 be placed on the calendar for Second Reading and Final Passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 69. A Concurrent Resolution directing the Legislative Research Committee, with the cooperation of the State Tax Commissioner, to carry out a comprehensive study of the feasibility of changing the gas and fuel tax laws of this State to apply to federal agencies.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote. House Concurrent Resolution No. 69 was re-referred to the Legislative Research Resolutions Committee.

MOTIONS

Rep. Kelsch moved that the House concur in the Senate amendments to House Bill No. 60, which motion prevailed.

Rep. Kelsch moved that the rules be suspended, House Bill No. 60 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 60. A Bill for an Act to create and enact subsection 4 of section 57-37-29 of the North Dakota Century Code, relating to the transfer of securities to certain trust companies acting as an executor or administrator of an estate.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rundle |
| Aamoth | Erickson, W. | Kingsbury | Sandness |
| Aas | Freeman | Knudson | Sanstead |
| Anderson | Froelich | Kuehn | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stone |
| Bier | Grant | Link | Streibel |
| Boustead | Halcrow | Lundene | Strinden |
| Boyum | Haugland | Matheny | Swedlund |
| Bullis | Henning | McDonald | Thompson |
| Burke | Hensrud | Metzger | Thorsgard |
| Connolly | Hentges | Miedema | Tweten |
| Dahl | Hickle | Moquist | Wagner |
| Davis | Hilleboe | Mueller | Weber |
| DeKrey | Hoffner | Olienyk | Welder |
| Dick | Hoghaug | Opedahl | Wells |
| Diehl | Hougen | Peterson, R. | White |
| Dornacker | Jenkins | Powers | Wilkie |
| Eagles | Johnson, K. | Register | Mr. Speaker |
| Emerson | Jones | | |

Absent and not voting:

| | | | |
|------------|--------|--------------|-----------|
| Bernabucci | Dawson | Peterson, J. | Rivinius |
| Bunker | Lang | Reimers | Stoltenow |

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 101 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 117 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 173 has had the same under consideration and recommends that the same be amended as follows:

In line 8 of the engrossed bill delete "one thousand" and insert in lieu thereof "three thousand"

In line 20 delete "one thousand" and insert in lieu thereof "three thousand"

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 188 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 189 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 190 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 192 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 195 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 207 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Thompson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 208 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 209 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 224 has had the same under consideration and recommends that the same be amended as follows:

After line 13, insert the following language:

"Any claimant engaged in a program of rehabilitation, and for whom an allowance for dependents may be paid on the effective date of this Act shall be entitled to continue to receive such allowance for dependents for the remainder of his rehabilitation period."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 264 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 309 has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title correct the spelling of the word omissions

In line 3 correct the spelling of the word omissions

In line 5 correct the spelling of the word omissions

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 319 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 292. A Bill for an Act to amend and reenact sections 25-03-08, 25-03-10, subsections 1, 3, 5, 6, and 7 of section 25-03-11, sections 25-03-18, 25-03-21, and 25-03-23 of the North Dakota Century Code to allow alcoholics and drug addicts to be admitted and treated at the state hospital.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 54; nays, 39; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Eagles | Kuehn | Solberg, I. |
| Aas | Emerson | Larson, G. | Solberg, O. |
| Anderson | Erickson, K. | Linderman | Streibel |
| Atkinson | Erickson, W. | Lundene | Swedlund |
| Austin | Freeman | Miedema | Thompson |
| Belter | Ganser | Opedahl | Thorsgard |
| Bernabucci | Glaspey | Peterson, R. | Tweten |
| Bier | Halcrow | Powers | Wagner |
| Boustead | Haugland | Register | Weber |
| Boyum | Henning | Reimers | Welder |
| Bullis | Hilleboe | Sandness | White |
| Bunker | Hougen | Sanstead | Wilkie |
| Burke | Kelsch | Seibel | Mr. Speaker |
| Dick | Knudson | | |

Those voting in the negative were:

| | | | |
|-----------|-------------|-------------|-----------|
| Aafedt | Goodman | Kingsbury | Olienyk |
| Berg | Grant | Larson, L. | Rivinius |
| Connolly | Hensrud | Leibhan | Rundle |
| Dahl | Hentges | Lillehaugen | Schaffer |
| DeKrey | Hickle | Link | Simonson |
| Diehl | Hoffner | Matheny | Stoltenow |
| Dornacker | Hoghaug | McDonald | Stone |
| Froelich | Jenkins | Metzger | Strinden |
| Gackle | Johnson, K. | Moquist | Wells |
| Giffey | Jones | Mueller | |

Absent and not voting:

| | | | |
|--------|--------|------|--------------|
| Backes | Dawson | Lang | Peterson, J. |
| Davis | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 36. A Bill for an Act to amend and reenact section 15-60-06 of the North Dakota Century Code, relating to a quorum for the state board of public school education.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Erickson, W. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Larson, G. | Schaffer |
| Atkinson | Gackle | Larson, L. | Seibel |
| Austin | Ganser | Leibhan | Simonson |
| Backes | Giffey | Lillehaugen | Solberg, I. |
| Belter | Glaspey | Linderman | Solberg, O. |
| Berg | Goodman | Link | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |
| Bier | Halcrow | Matheny | Streibel |
| Boustead | Haugland | McDonald | Strinden |

| | | | |
|------------------------|-------------|--------------|--------------|
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Miedema | Thompson |
| Bunker | Hentges | Moquist | Thorsgard |
| Burke | Hickle | Mueller | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Dick | Hougen | Powers | Wells |
| Diehl | Jenkins | Register | White |
| Dornacker | Johnson, K. | Reimers | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | Kelsch | | |
| Absent and not voting: | | | |
| Davis | Dawson | Lang | Peterson, J. |

So the bill passed and the title was agreed to.

Senate Bill No. 55. A Bill for an Act authorizing the state auditor to examine tax returns on file with the tax commissioner, and providing a penalty for divulging secret information.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rundle |
| Aamoth | Erickson, K. | Kingsbury | Sandness |
| Aas | Erickson, W. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Larson, G. | Seibel |
| Austin | Gackle | Larson, L. | Simorson |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Giffey | Lillehaugen | Solberg, O. |
| Berg | Glaspey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Moquist | Tweten |
| Connolly | Hickle | Mueller | Wagner |
| Dahl | Hilleboe | Olienyk | Weber |
| Davis | Hoffner | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, R. | Wells |
| Dick | Hougen | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Johnson, K. | Reimers | Mr. Speaker |
| Eagles | Jones | Rivinius | |
| Absent and not voting: | | | |
| Dawson | Lang | Peterson, J. | |

So the bill passed and the title was agreed to.

Senate Bill No. 80. A Bill for an Act to create and enact subsection 4 of section 20-03-02 of the 1967 Supplement to the North Dakota Century Code, relating to fishing license exemptions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|--------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
|--------|--------------|-----------|--------|

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Larson, G. | Schaffer |
| Atkinson | Gackle | Larson, L. | Seibel |
| Austin | Ganser | Leibhan | Simonson |
| Backes | Giffey | Lillehaugen | Solberg, I. |
| Belter | Glaspey | Linderman | Solberg, O. |
| Berg | Goodman | Link | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |
| Bier | Halcrow | Matheny | Streibel |
| Boustead | Haugland | McDonald | Strinden |
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Miedema | Thompson |
| Bunker | Hentges | Moquist | Thorsgard |
| Burke | Hickle | Mueller | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | Kelsch | Rivinius | |

Absent and not voting:

| | | |
|--------|--------|------|
| Dawson | DeKrey | Lang |
|--------|--------|------|

So the bill passed and the title was agreed to.

Senate Bill No. 91. A Bill for an Act to amend and reenact section 15-10-12 of the North Dakota Century Code, relating to the custody of school funds for those institutions under the control of the board of higher education.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Larson, G. | Schaffer |
| Atkinson | Gackle | Larson, L. | Seibel |
| Austin | Ganser | Linderman | Simonson |
| Belter | Giffey | Link | Solberg, I. |
| Berg | Goodman | Lundene | Solberg, O. |
| Bier | Grant | Matheny | Stone |
| Boustead | Halcrow | McDonald | Streibel |
| Boyum | Haugland | Metzger | Strinden |
| Bullis | Henning | Miedema | Swedlund |
| Bunker | Hensrud | Moquist | Thompson |
| Burke | Hentges | Mueller | Thorsgard |
| Connolly | Hickle | Olienyk | Tweten |
| Dahl | Hilleboe | Opedahl | Wagner |
| Davis | Hoffner | Peterson, J. | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Dick | Hougen | Powers | Wells |
| Diehl | Jenkins | Register | White |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|-------------|-----------|
| Bernabucci | Johnson, K. | Lillehaugen | Stoltenow |
| Erickson, W. | Leibhan | Rundle | Wilkie |
| Glaspey | | | |

Absent and not voting:

Backes Dawson Lang

So the bill passed and the title was agreed to.

Senate Bill No. 96. A Bill for an Act to provide for the enactment of the Multistate Tax Compact to provide solutions and additional facilities for dealing with the tax problems precipitated by multistate business, and making an appropriation.

Was read the second time.

Rep. Streibel moved that Senate Bill No. 96 not be re-referred to the Committee on Appropriations, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |

Absent and not voting:

Dawson Lang

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber

Bismarck, February 26, 1969

Mr. President: I have the honor to inform you that the House has refused to return Senate Bill No. 386, as requested by the Senate.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-FOURTH DAY

Bismarck, February 26, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Warren K. Johnson, First Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Dawson and Lang.

A quorum was declared by Speaker E. Johnson.

REVISIONS AND CORRECTIONS

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-second Day After Recess and Forty-third Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

FIRST READING OF

A HOUSE BILL AND A CONCURRENT RESOLUTION

Committee on Delayed Bills; Reps. Streibel, Reimers, Strinden, Link and Giffey introduced:

House Bill No. 510. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01 of the North Dakota Century Code, relating to the definition of "gross receipts" and providing that certain items sold by schools and institutions of higher education shall be taxable; and to repeal subsection 5 of section 57-39.2-04, relating to the exemption from the sales tax of the sale of textbooks.

Was read the first time and referred to the committee on Finance and Taxation.

Committee on Delayed Bills; Reps. Streibel, Reimers, Strinden, Link and Giffey introduced:

House Concurrent Resolution No. 70. A Concurrent Resolution commending the Honorable Nils A. Boe, former Governor of South Dakota, upon his appointment as Director of the United States Office of Intergovernmental Relations.

Was read the first time and referred to the committee on State and Federal Government.

SECOND READING OF SENATE BILLS

Senate Bill No. 115. A Bill for an Act to amend and reenact section 47-10-24 of the North Dakota Century Code, relating to the definition of minerals in leases and conveyances.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Emerson | Jones | Rivinius |
| Aamoth | Erickson, K. | Kelsch | Rundle |
| Aas | Erickson, W. | Kingsbury | Sandness |
| Anderson | Freeman | Knudson | Sanstead |
| Atkinson | Froelich | Kuehn | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Stoltenow |

| | | | |
|------------------------|-------------|--------------|-------------|
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bullis | Henning | Miedema | Thompson |
| Bunker | Hensrud | Moquist | Thorsgard |
| Burke | Hentges | Mueller | Tweten |
| Connolly | Hickle | Olienyk | Wagner |
| Dahl | Hilleboe | Opedahl | Weber |
| Davis | Hoffner | Peterson, J. | Welder |
| DeKrey | Hoghaug | Peterson, R. | Wells |
| Dick | Hougen | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Johnson, K. | Reimers | Mr. Speaker |
| Eagles | | | |
| Absent and not voting: | | | |
| Dawson | Leibhan | Metzger | Solberg, O. |
| Lang | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 142. A Bill for an Act to amend and reenact section 57-39.2-11 and subsection 5 of section 57-40.2-07 of the North Dakota Century Code, relating to sales and use tax returns.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Aamoth | Erickson, W. | Kingsbury | Rundle |
| Aas | Freeman | Knudson | Sandness |
| Anderson | Froelich | Kuehn | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|--------|------|---------|-------------|
| Berg | Lang | Metzger | Solberg, O. |
| Dawson | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 159. A Bill for an Act authorizing the board of higher education to make the state school of forestry a branch of the state university of agriculture and applied science.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Freeman | Knudson | Sandness |
| Anderson | Froelich | Kuehn | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Olienyk | Tweten |
| Dahl | Hilleboe | Opedahl | Wagner |
| Davis | Hoffner | Peterson, J. | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Dick | Hougen | Powers | Wells |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Johnson, K. | Reimers | Mr. Speaker |
| Eagles | Jones | | |

Those voting in the negative were:

Bernabucci Erickson, W. White

Absent and not voting:

Dawson Metzger Mueller Solberg, O.

Lang

So the bill passed and the title was agreed to.

Senate Bill No. 169. A Bill for an Act to amend and reenact subsection 1 of section 43-07-11.1 of the North Dakota Century Code, relating to income, sales and use tax clearance to be obtained for individuals, corporations and others performing contracts for the state of North Dakota or any political subdivision or governmental subdivision thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bullis | Henning | Miedema | Thompson |
| Bunker | Hensrud | Moquist | Thorsgard |
| Burke | Hentges | Mueller | Tweten |
| Connolly | Hickle | Olienyk | Wagner |

| | | | |
|------------------------|-------------|--------------|-------------|
| Dahl | Hilleboe | Opedahl | Weber |
| Davis | Hoffner | Peterson, J. | Welder |
| DeKrey | Hoghaug | Peterson, R. | Wells |
| Dick | Hougen | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Johnson, K. | Reimers | Mr. Speaker |
| Eagles | Jones | | |
| Absent and not voting: | | | |
| Dawson | Lang | Metzger | Solberg, O. |

So the bill passed and the title was agreed to.

Senate Bill No. 172. A Bill for an Act to authorize the state board of higher education to sell self-liquidating tax-exempt bonds and provide for the use of the proceeds of such self-liquidating bonds for the purpose of constructing or purchasing revenue producing buildings and other campus improvements at institutions of higher learning in this state under the jurisdiction of the board, at such maximum amounts, at such locations, and for such purposes as is hereinafter provided.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 55; nays, 41; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|-----------|----------|--------------|-------------|
| Aamoth | Emerson | Larson, G. | Sandness |
| Aas | Freeman | Larson, L. | Sanstead |
| Anderson | Froelich | Linderman | Schaffer |
| Atkinson | Giffey | Link | Seibel |
| Bier | Haugland | Lundene | Stoltenow |
| Boyum | Henning | McDonald | Stone |
| Bullis | Hensrud | Miedema | Streibel |
| Bunker | Hentges | Olienyk | Strinden |
| Burke | Hilleboe | Opedahl | Thompson |
| DeKrey | Hoffner | Peterson, J. | Thorsgard |
| Dick | Hougen | Peterson, R. | Tweten |
| Diehl | Jenkins | Powers | Wagner |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | Kelsch | Reimers | |

Those voting in the negative were:

| | | | |
|--------------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Kingsbury | Rundle |
| Austin | Gackle | Knudson | Simonson |
| Backes | Ganser | Kuehn | Solberg, I. |
| Belter | Glaspey | Leibhan | Solberg, O. |
| Berg | Goodman | Lillehaugen | Swedlund |
| Bernabucci | Grant | Matheny | Weber |
| Boustead | Halcrow | Metzger | Welder |
| Connolly | Hickle | Moquist | Wells |
| Dahl | Hoghaug | Mueller | White |
| Davis | Johnson, K. | Rivinius | Wilkie |
| Erickson, K. | | | |

Absent and not voting:

| | |
|--------|------|
| Dawson | Lang |
|--------|------|

So the bill passed and the title was agreed to.

Senate Bill No. 176. A Bill for an Act to amend and reenact section 57-47-01.1 of the North Dakota Century Code, relating to the extension of time for filing income tax returns and payment of income tax by members of the armed forces and merchant marine serving outside of the boundaries of the United States, providing a termination date and declaring an emergency.

Was read the second time

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Larson, G. | Sanstead |
| Atkinson | Gackle | Larson, L. | Schaffer |
| Austin | Ganser | Leibhan | Seibel |
| Backes | Giffey | Lillehaugen | Simonson |
| Belter | Glaspay | Linderman | Solberg, I. |
| Berg | Goodman | Link | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |
| Bier | Halcrow | Matheny | Streibel |
| Boustead | Haugland | McDonald | Strinden |
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Miedema | Thompson |
| Bunker | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | Kelsch | | |

Absent and not voting:

| | | | |
|-------|--------|------|-------------|
| Burke | Dawson | Lang | Solberg, O. |
|-------|--------|------|-------------|

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 177. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to income tax definitions and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Rundle |
| Aamoth | Froelich | Larson, G. | Sandness |
| Aas | Gackle | Larson, L. | Sanstead |
| Anderson | Ganser | Leibhan | Schaffer |
| Atkinson | Glaspay | Lillehaugen | Seibel |
| Austin | Goodman | Linderman | Simonson |
| Belter | Grant | Link | Solberg, I. |
| Bernabucci | Halcrow | Lundene | Solberg, O. |
| Bier | Haugland | Matheny | Stoltenow |
| Boustead | Henning | McDonald | Stone |
| Boyum | Hensrud | Metzger | Streibel |
| Bullis | Hentges | Miedema | Strinden |
| Bunker | Hickle | Moquist | Swedlund |
| Burke | Hilleboe | Mueller | Thompson |
| Connolly | Hoffner | Olienyk | Thorsgard |
| Dahl | Hoghaug | Opedahl | Tweten |
| DeKrey | Hougen | Peterson, J. | Wagner |
| Diehl | Jenkins | Peterson, R. | Weber |
| Dornacker | Johnson, K. | Powers | Welder |
| Eagles | Jones | Register | Wells |
| Emerson | Kelsch | Reimers | Wilkie |

| | | | |
|-------------------------------|-----------|----------|-------------|
| Erickson, K. | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, W. | Knudson | | |
| Absent and not voting: | | | |
| Backes | Davis | Dick | Lang |
| Berg | Dawson | Giffey | White |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 203. A Bill for and Act to amend and reenact section 12-10-06 of the North Dakota Century Code, relating to personal interest in a contract by a public officer, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 58; nays, 37; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Dornacker | Jenkins | Sanstead |
| Anderson | Eagles | Knudson | Schaffer |
| Austin | Emerson | Kuehn | Seibel |
| Belter | Erickson, K. | Larson, L. | Stoltenow |
| Bernabucci | Freeman | Leibhan | Stone |
| Bier | Froelich | Linderman | Streibel |
| Boustead | Glaspey | Link | Strinden |
| Boyum | Goodman | McDonald | Swedlund |
| Bullis | Grant | Miedema | Thompson |
| Bunker | Haugland | Mueller | Thorsgard |
| Burke | Henning | Peterson, J. | Tweten |
| Dahl | Hensrud | Powers | Wagner |
| DeKrey | Hentges | Register | Wells |
| Dick | Hoghaug | Sandness | Mr. Speaker |
| Diehl | Hougen | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Giffey | Larson, G. | Reimers |
| Aamoth | Halcrow | Lillehaugen | Rivinius |
| Atkinson | Hickle | Lundene | Rundle |
| Berg | Hilleboe | Matheny | Simonson |
| Connolly | Hoffner | Metzger | Solberg, I. |
| Davis | Johnson, K. | Moquist | Solberg, O. |
| Dawson | Jones | Olienyk | Weber |
| Erickson, W. | Kelsch | Opedahl | Welder |
| Gackle | Kingsbury | Peterson, R. | Wilkie |
| Ganser | | | |

Absent and not voting:

| | | |
|--------|------|-------|
| Backes | Lang | White |
|--------|------|-------|

So the bill passed and the title was agreed to and the emergency clause was declared lost.

Senate Bill No. 213. A Bill for an Act to amend and reenact sections 40-48-03, 40-48-04, and 40-48-10 of the North Dakota Century Code, relating to municipal planning commissions and the adoption of municipal master plans.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 19; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|---------|-------------|
| Aafedt | Emerson | Jones | Rundle |
| Aas | Erickson, K. | Kelsch | Sandness |
| Anderson | Erickson, W. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Schaffer |
| Austin | Froelich | Leibhan | Solberg, I. |

| | | | |
|-----------|-------------|--------------|-------------|
| Backes | Giffey | Lillehaugen | Solberg, O. |
| Belter | Glaspey | Linderman | Stoltenow |
| Berg | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Moquist | Wagner |
| Dahl | Hickle | Mueller | Weber |
| Dawson | Hoffner | Olienyk | Welder |
| DeKrey | Hoghaug | Opedahl | Wilkie |
| Diehl | Hougen | Peterson, J. | Mr. Speaker |
| Dornacker | Johnson, K. | Powers | |

Those voting in the negative were:

| | | | |
|------------|-----------|--------------|----------|
| Aamoth | Gackle | Larson, G. | Seibel |
| Bernabucci | Ganser | Larson, L. | Simonson |
| Connolly | Hilleboe | Peterson, R. | Wells |
| Davis | Jenkins | Reimers | White |
| Eagles | Kingsbury | Rivinius | |

Absent and not voting:

| | | | |
|------|------|----------|--------|
| Dick | Lang | Register | Tweten |
|------|------|----------|--------|

So the bill passed and the title was agreed to.

Senate Bill No. 216. A Bill for an Act to create and enact a chapter of the North Dakota Century Code to provide a program of work release, rehabilitation, and education for inmates at the state penitentiary and penalty for failure to comply with the terms of the program.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Johnson, K. | Reimers |
| Aamoth | Emerson | Jones | Rivinius |
| Aas | Erickson, K. | Kelsch | Rundle |
| Anderson | Erickson, W. | Kingsbury | Sandness |
| Atkinson | Freeman | Knudson | Sanstead |
| Austin | Froelich | Kuehn | Seibel |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Leibhan | Solberg, O. |
| Bernabucci | Glaspey | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | McDonald | Thompson |
| Burke | Hensrud | Metzger | Thorsgard |
| Connolly | Hentges | Miedema | Tweten |
| Dahl | Hickle | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Welder |
| Dawson | Hoffner | Opedahl | Wells |
| DeKrey | Hoghaug | Peterson, J. | White |
| Dick | Hougen | Peterson, R. | Wilkie |
| Diehl | Jenkins | Powers | Mr. Speaker |
| Dornacker | | | |

Absent and not voting:

| | | | |
|------|----------|----------|-------|
| Lang | Register | Schaffer | Weber |
|------|----------|----------|-------|

Moquist
So the bill passed and the title was agreed to.

Senate Bill No. 223. A Bill for an Act to amend and reenact section 15-55-10 of the North Dakota Century Code, relating to the limitation on revenue producing buildings and other campus improvements constructed from the proceeds of revenue bonds, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 49; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|-----------|----------|--------------|-------------|
| Aamoth | Eagles | Knudson | Sanstead |
| Anderson | Froelich | Larson, G. | Seibel |
| Austin | Giffey | Larson, L. | Stone |
| Backes | Grant | Leibhan | Streibel |
| Bier | Haugland | Linderman | Strinden |
| Bullis | Hensrud | Link | Swedlund |
| Bunker | Hentges | Lundene | Thompson |
| Dahl | Hilleboe | McDonald | Tweten |
| DeKrey | Hoffner | Opedahl | Wagner |
| Dick | Hoghaug | Peterson, J. | Weber |
| Diehl | Jenkins | Register | Mr. Speaker |
| Dornacker | Kelsch | Sandness | |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Jones | Rivinius |
| Aas | Erickson, W. | Kingsbury | Rundle |
| Atkinson | Freeman | Kuehn | Schaffer |
| Belter | Gackle | Lillehaugen | Simonson |
| Berg | Ganser | Matheny | Solberg, I. |
| Bernabucci | Glaspey | Metzger | Solberg, O. |
| Boustead | Goodman | Miedema | Stoltenow |
| Boyum | Halcrow | Mueller | Thorsgard |
| Burke | Henning | Olienyk | Welder |
| Connolly | Hickle | Peterson, R. | Wells |
| Davis | Hougen | Powers | White |
| Dawson | Johnson, K. | Reimers | Wilkie |
| Emerson | | | |

Absent and not voting:
Lang Moquist

So the bill lost.

Senate Bill No. 269. A Bill for an Act to amend and reenact subsection 1 of section 57-38-01.2 of the North Dakota Century Code by creating a new subdivision thereto, relating to an adjustment to taxable income for income received under the United States Civil Service Retirement Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kelsch | Rundle |
| Aamoth | Erickson, K. | Kingsbury | Sandness |
| Aas | Erickson, W. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Larson, G. | Seibel |
| Austin | Gackle | Larson, L. | Simonson |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Giffey | Lillehaugen | Solberg, O. |
| Berg | Glaspey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |

| | | | |
|------------------------|-------------|--------------|--------------|
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Mueller | Tweten |
| Connolly | Hickle | Olienyk | Wagner |
| Dahl | Hilleboe | Opedahl | Weber |
| Davis | Hoffner | Peterson, J. | Welder |
| Dawson | Hoghaug | Powers | Wells |
| DeKrey | Hougen | Register | White |
| Diehl | Jenkins | Reimers | Wilkie |
| Dornacker | Johnson, K. | Rivinius | Mr. Speaker |
| Eagles | Jones | | |
| Absent and not voting: | | | |
| Dick | Lang | Moquist | Peterson, R. |

So the bill passed and the title was agreed to.

Senate Bill No. 273. A Bill for an Act to amend and reenact subsection 3 of section 57-39.2-01 and subsection 3 of section 57-40.2-01 of the North Dakota Century Code, relating to the definition of the term "processing" for sales and use tax purposes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|--------------|
| Aafedt | Emerson | Kelsch | Rundle |
| Aamoth | Erickson, K. | Kingsbury | Sandness |
| Aas | Erickson, W. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Larson, G. | Seibel |
| Austin | Gackle | Larson, L. | Simonson |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Giffey | Lillehaugen | Solberg, O. |
| Berg | Glaspay | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Mueller | Tweten |
| Connolly | Hickle | Olienyk | Wagner |
| Dahl | Hilleboe | Opedahl | Weber |
| Davis | Hoffner | Peterson, J. | Welder |
| Dawson | Hoghaug | Powers | Wells |
| DeKrey | Hougen | Register | White |
| Diehl | Jenkins | Reimers | Wilkie |
| Dornacker | Johnson, K. | Rivinius | Mr. Speaker |
| Eagles | Jones | | |
| Absent and not voting: | | | |
| Dick | Lang | Moquist | Peterson, R. |

So the bill passed and the title was agreed to.

Senate Bill No. 282. A Bill for an Act to amend and reenact section 57-32-04 of the North Dakota Century Code, relating to allocation of taxes of car line companies, express companies and air transportation companies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 32; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|-----------|--------------|-------------|
| Aamoth | Diehl | Hougen | Register |
| Atkinson | Dornacker | Jenkins | Reimers |
| Austin | Eagles | Kelsch | Rivinius |
| Belter | Emerson | Kingsbury | Sandness |
| Berg | Freeman | Knudson | Schaffer |
| Bernabucci | Froelich | Kuehn | Seibel |
| Bier | Gackle | Larson, G. | Stoltenow |
| Boustead | Ganser | Larson, L. | Stone |
| Boyum | Goodman | McDonald | Streibel |
| Bullis | Halcrow | Metzger | Strinden |
| Bunker | Haugland | Miedema | Thorsgard |
| Burke | Henning | Moquist | Tweten |
| Connolly | Hensrud | Mueller | Wagner |
| Dahl | Hentges | Olienyk | White |
| Dawson | Hilleboe | Peterson, J. | Mr. Speaker |
| Dick | Hoffner | Powers | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Grant | Link | Solberg, I. |
| Aas | Hickle | Lundene | Solberg, O. |
| Anderson | Hoghaug | Matheny | Swedlund |
| Backes | Johnson, K. | Opedahl | Thompson |
| Davis | Jones | Peterson, R. | Weber |
| Erickson, K. | Leibhan | Rundle | Welder |
| Erickson, W. | Lillehaugen | Sanstead | Wells |
| Giffey | Linderman | Simonson | Wilkie |

Absent and not voting:

| | | |
|--------|---------|------|
| DeKrey | Glaspay | Lang |
|--------|---------|------|

So the bill passed and the title was agreed to.

Senate Bill No. 290. A Bill for an Act to provide for the creation of the North Dakota board of examiners for nursing home administrators; fixing its membership, prescribing its powers, duties and functions; to provide requirements for licensure of nursing home administrators; to provide for license fees; to create the state board of nursing home administrators fund; to repeal conflicting laws; and for other purposes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Diehl | Hougen | Reimers |
| Aamoth | Dornacker | Jenkins | Rivinius |
| Aas | Eagles | Jones | Rundle |
| Anderson | Emerson | Kelsch | Sandness |
| Atkinson | Erickson, K. | Kingsbury | Sanstead |
| Austin | Erickson, W. | Knudson | Schaffer |
| Backes | Freeman | Kuehn | Seibel |
| Belter | Froehlich | Larson, G. | Simonson |
| Bernabucci | Ganser | Larson, L. | Solberg, I. |
| Bier | Giffey | Leibhan | Solberg, O. |
| Boustead | Goodman | Lillehaugen | Stoltenow |
| Boyum | Grant | Linderman | Stone |
| Bullis | Halcrow | Link | Streibel |
| Bunker | Haugland | Lundene | Swedlund |
| Burke | Henning | Metzger | Thorsgard |
| Connolly | Hensrud | Mueller | Tweten |
| Dahl | Hentges | Olienyk | Wagner |
| Davis | Hickle | Opedahl | Weber |
| Dawson | Hilleboe | Peterson, J. | Wells |
| DeKrey | Hoffner | Powers | White |
| Dick | Hoghaug | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|-------------|---------|--------|
| Berg | Glaspay | Matheny | Welder |
| Gackle | Johnson, K. | Moquist | |

Absent and not voting:

| | | | |
|----------|--------------|----------|--------|
| Lang | Miedema | Strinden | Wilkie |
| McDonald | Peterson, R. | Thompson | |

So the bill passed and the title was agreed to.

Senate Bill No. 339. A Bill for an Act to amend and reenact section 49-02-01.1 of the North Dakota Century Code, relating to extending the jurisdiction of the Public Service Commission to safety requirements of public utilities owned and operated by the state and any political subdivision thereof and public utilities not operated for profit.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Freeman | Knudson | Sandness |
| Atkinson | Froehlich | Kuehn | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspay | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Mr. Speaker |
| Eagles | Jones | Reimers | |

Those voting in the negative were:

Erickson, W.

Absent and not voting:

| | | | |
|----------|--------------|----------|--------|
| Anderson | Lang | Strinden | Wilkie |
| Dick | Peterson, R. | | |

So the bill passed and the title was agreed to.

Senate Bill No. 358. A Bill for an Act to amend and reenact section 57-37-24 of the North Dakota Century Code, relating to the procedure for the computation of the distribution of the estate tax between the state, counties and cities of this state.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|----------|
| Aafedt | Erickson, W. | Kingsbury | Reimers |
| Aamoth | Freeman | Knudson | Rivinius |
| Aas | Froehlich | Kuehn | Rundle |

| | | | |
|--------------|-------------|--------------|-------------|
| Austin | Gackle | Larson, G. | Sandness |
| Backes | Ganser | Larson, L. | Sanstead |
| Belter | Giffey | Leibhan | Schaffer |
| Berg | Glaspey | Lillehaugen | Seibel |
| Bier | Goodman | Linderman | Simonson |
| Boustead | Grant | Link | Solberg, I. |
| Boyum | Halcrow | Lundene | Solberg, O. |
| Bullis | Haugland | Matheny | Stoltenow |
| Bunker | Henning | McDonald | Stone |
| Burke | Hensrud | Metzger | Streibel |
| Cannolly | Hentges | Miedema | Swedlund |
| Dahl | Hickle | Moquist | Thompson |
| Davis | Hilleboe | Mueller | Thorsgard |
| Dawson | Hoffner | Olienyk | Tweten |
| DeKrey | Hoghaug | Opedahl | Weber |
| Diehl | Hougen | Peterson, J. | Welder |
| Eagles | Johnson, K. | Peterson, R. | Wells |
| Emerson | Jones | Powers | Mr. Speaker |
| Erickson, K. | Kelsch | Register | |

Absent and not voting:

| | | | |
|------------|-----------|----------|--------|
| Anderson | Dick | Lang | White |
| Atkinson | Dornacker | Strinden | Wilkie |
| Bernabucci | Jenkins | Wagner | |

So the bill passed and the title was agreed to.

Senate Bill No. 364. A Bill for an Act directing the state board of higher education to sell and transfer certain land and the improvements thereon owned by the state of North Dakota for the benefit and use of the North Dakota state university of agriculture and applied science, and for the proceeds of such sale to be deposited in the general fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rundle |
| Aamoth | Erickson, W. | Kingsbury | Sandness |
| Anderson | Freeman | Knudson | Sanstead |
| Atkinson | Froelich | Kuehn | Schaffer |
| Austin | Ganser | Larson, G. | Seibel |
| Backes | Giffey | Larson, L. | Solberg, I. |
| Belter | Glaspey | Leibhan | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | McDonald | Streibel |
| Boustead | Haugland | Metzger | Strinden |
| Bullis | Henning | Miedema | Swedlund |
| Bunker | Hensrud | Moquist | Thompson |
| Burke | Hickle | Olienyk | Thorsgard |
| Cannolly | Hilleboe | Opedahl | Tweten |
| Dahl | Hoffner | Peterson, J. | Wagner |
| Davis | Hoghaug | Peterson, R. | Weber |
| Dawson | Hougen | Powers | Wells |
| DeKrey | Jenkins | Register | White |
| Diehl | Johnson, K. | Reimers | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|---------|-------------|---------|----------|
| Boyum | Lillehaugen | Matheny | Simonson |
| Gackle | Lundene | Mueller | Welder |
| Hentges | | | |

Absent and not voting:

Aas Dick Dornacker Lang

So the bill passed and the title was agreed to.

Senate Bill No. 369. A Bill for an Act to amend and reenact subsection 2 of section 11-15-07 of the North Dakota Century Code, relating to county fees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Knudson | Sandness |
| Aamoth | Froelich | Kuehn | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Glaspey | Linderman | Solberg, I. |
| Belter | Goodman | Link | Solberg, O. |
| Berg | Grant | Lundene | Stoltenow |
| Bernabucci | Halcrow | Matheny | Stone |
| Bier | Haugland | McDonald | Streibel |
| Boustead | Henning | Metzger | Strinden |
| Bullis | Hensrud | Miedema | Swedlund |
| Bunker | Hentges | Moquist | Thompson |
| Burke | Hickle | Mueller | Thorsgard |
| Connolly | Hilleboe | Olienyk | Tweten |
| Dahl | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, J. | Weber |
| Dick | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | Wells |
| Eagles | Johnson, K. | Register | White |
| Emerson | Jones | Reimers | Wilkie |
| Erickson, K. | Kelsch | Rivinius | Mr. Speaker |
| Erickson, W. | Kingsbury | | |

Those voting in the negative were:

Boyum Dawson Lillehaugen Rundle
Davis

Absent and not voting:

Aas Dornacker Lang

So the bill passed and the title was agreed to.

Senate Bill No. 403. A Bill for an Act to provide for county and city ambulance service, and permit a tax levy thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 65; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|------------|-------------|
| Aas | Emerson | Hougen | Schaffer |
| Anderson | Erickson, K. | Jones | Stone |
| Austin | Erickson, W. | Kelsch | Strinden |
| Backes | Glaspey | Kuehn | Swedlund |
| Bunker | Grant | Larson, L. | Thorapson |
| Dick | Haugland | Rivinius | Wells |
| Diehl | Hoffner | Sandness | Mr. Speaker |
| Dornacker | Hoghaug | Sanstead | |

Those voting in the negative were:

| | | | |
|----------|----------|-------------|----------|
| Aamoth | Froelich | Leibhan | Register |
| Atkinson | Gackle | Lillehaugen | Reimers |
| Belter | Ganser | Linderman | Rundle |
| Berg | Giffey | Link | Seibel |

| | | | |
|------------|-------------|--------------|-------------|
| Bernabucci | Goodman | Lundene | Simonson |
| Bier | Halcrow | Matheny | Solberg, I. |
| Boustead | Henning | McDonald | Solberg, O. |
| Boyum | Hensrud | Metzger | Stoltenow |
| Bullis | Hentges | Miedema | Streibel |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Jenkins | Olienyk | Wagner |
| Davis | Johnson, K. | Opedahl | Weber |
| Dawson | Kingsbury | Peterson, J. | Welder |
| DeKrey | Knudson | Peterson, R. | White |
| Eagles | Larson, G. | Powers | Wilkie |
| Freeman | | | |

Absent and not voting:

Aafedt Lang

So the bill lost.

Senate Bill No. 415. A Bill for an Act to amend and reenact section 57-23-05 of the North Dakota Century Code, relating to the application for the abatement or refund of taxes and providing that the county auditor shall give notice of hearing.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Larson, G. | Sanstead |
| Atkinson | Gackle | Larson, L. | Schaffer |
| Austin | Ganser | Leibhan | Seibel |
| Belter | Giffey | Lillehaugen | Simonson |
| Berg | Glaspey | Linderman | Solberg, I. |
| Bernabucci | Goodman | Link | Solberg, O. |
| Bier | Grant | Lundene | Stoltenow |
| Boustead | Halcrow | Matheny | Stone |
| Boyum | Haugland | McDonald | Streibel |
| Bullis | Henning | Metzger | Strinden |
| Bunker | Hensrud | Miedema | Swedlund |
| Burke | Hentges | Moquist | Thompson |
| Connolly | Hickle | Mueller | Thorsgard |
| Dahl | Hilleboe | Olienyk | Tweten |
| Dawson | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, J. | Weber |
| Dick | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | Wells |
| Dornacker | Johnson, K. | Register | White |
| Eagles | Jones | Reimers | Wilkie |
| Emerson | Kelsch | Rivinius | Mr. Speaker |
| Erickson, K. | Kingsbury | | |

Absent and not voting:

Aafedt Backes Davis Lang

So the bill passed and the title was agreed to.

Senate Bill No. 437. A Bill for an Act to amend and reenact Section 57-32-02 of the North Dakota Century Code, relating to assessment and computation of taxes relating to air transportation companies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Kuehn | Sandness |
| Anderson | Erickson, W. | Larson, G. | Sanstead |
| Atkinson | Freeman | Larson, L. | Schaffer |
| Austin | Froelich | Leibhan | Seibel |
| Backes | Gackle | Lillehaugen | Simonson |
| Belter | Ganser | Linderman | Solberg, I. |
| Berg | Giffey | Link | Solberg, O. |
| Bernabucci | Glaspey | Lundene | Stoltenow |
| Bier | Goodman | Matheny | Stone |
| Boustead | Grant | McDonald | Streibel |
| Boyum | Haugland | Metzger | Strinden |
| Bullis | Henning | Miedema | Swedlund |
| Bunker | Hensrud | Moquist | Thompson |
| Burke | Hentges | Mueller | Thorsgard |
| Connolly | Hickle | Olienyk | Tweten |
| Dahl | Hilleboe | Opedahl | Wagner |
| Davis | Hoffner | Peterson, J. | Weber |
| Dawson | Hoghaug | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Johnson, K. | Reimers | Wilkie |
| Dornacker | Kelsch | Rivinius | Mr. Speaker |
| Eagles | Kingsbury | | |

Those voting in the negative were:

Jones

Absent and not voting:

Aafedt Halcrow Lang

So the bill passed and the title was agreed to.

Senate Bill No. 439. A Bill for an Act to amend and reenact subsections 4 and 6 of section 61-24-08 of the North Dakota Century Code, relating to the powers and duties of the Board of directors of the Garrison Diversion Conservancy District.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Larson, G. | Sanstead |
| Atkinson | Gackle | Larson, L. | Schaffer |
| Austin | Ganser | Leibhan | Seibel |
| Backes | Giffey | Lillehaugen | Solberg, I. |
| Belter | Glaspey | Linderman | Solberg, O. |
| Berg | Goodman | Link | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |
| Boustead | Haugland | McDonald | Streibel |
| Boyum | Henning | Metzger | Strinden |
| Bullis | Hensrud | Miedema | Swedlund |
| Bunker | Hentges | Moquist | Thompson |
| Burke | Hickle | Mueller | Thorsgard |
| Dahl | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|----------|-----------|--------------|--------|
| Bier | DeKrey | Peterson, R. | Tweten |
| Connolly | Kingsbury | Simonson | Wells |
| Davis | | | |

Absent and not voting:

| | | | |
|---------|---------|------|---------|
| Halcrow | Hoghaug | Lang | Matheny |
|---------|---------|------|---------|

So the bill passed and the title was agreed to.

Senate Bill No. 456. A Bill for an Act to amend and reenact section 5-01-07 of the North Dakota Century Code, to provide that no retail beer or liquor license shall be renewed in any organized township without the written consent of the board of township supervisors.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Kelsch | Reimers |
| Aas | Erickson, K. | Knudson | Rivinius |
| Anderson | Erickson, W. | Kuehn | Rundle |
| Atkinson | Freeman | Larson, G. | Sandness |
| Austin | Froelich | Larson, L. | Schaffer |
| Belter | Gackle | Leibhan | Seibel |
| Berg | Ganser | Lillehaugen | Simonson |
| Bernabucci | Glaspay | Linderman | Solberg, I. |
| Bier | Goodman | Link | Solberg, O. |
| Boustead | Grant | Lundene | Stoltenow |
| Boyum | Haugland | Matheny | Stone |
| Bullis | Henning | McDonald | Streibel |
| Bunker | Hensrud | Metzger | Strinden |
| Connolly | Hentges | Miedema | Swedlund |
| Dahl | Hickle | Moquist | Thompson |
| Davis | Hilleboe | Mueller | Thorsgard |
| Dawson | Hoffner | Olienyk | Tweten |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|-----------|--------|-------|
| Aafedt | Kingsbury | Wagner | Wells |
| Burke | | | |

Absent and not voting:

| | | | |
|--------|---------|------|----------|
| Backes | Halcrow | Lang | Sanstead |
| Giffey | | | |

So the bill passed and the title was agreed to.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 389 has had the same under consideration and recommends that the same be amended as follows:

In line 8 of the engrossed bill delete the word "six" and insert in lieu thereof the word "seven"

In line 12 after the triple parentheses and before the word "two" insert the following: "the lieutenant governor of the state of North Dakota;"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 26, 1969

Mr. President: I have the honor to return:

Senate Bill No. 63
Senate Bill No. 182
Senate Bill No. 187
Senate Bill No. 191
Senate Bill No. 197
Senate Bill No. 210
Senate Bill No. 235
Senate Bill No. 302
Senate Bill No. 311
Senate Concurrent Resolution No. 21

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 26, 1969

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 41
House Concurrent Resolution No. 44
House Concurrent Resolution No. 45

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 26, 1969

Mr. President: I have the honor to return:

Senate Bill No. 74
Senate Bill No. 289
Senate Bill No. 293

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, February 26, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 116
House Bill No. 176

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 26, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 32
House Bill No. 70
House Bill No. 77
House Bill No. 91
House Bill No. 93
House Bill No. 100
House Bill No. 101
House Bill No. 102
House Bill No. 108

House Bill No. 111
 House Bill No. 113
 House Bill No. 114
 House Bill No. 120
 House Bill No. 139
 House Bill No. 159
 House Bill No. 171

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, February 26, 1969

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 323 and the President has appointed as a Conference Committee to act with a like committee from the House:

Senator Hernet
 Senator Ringsak
 Senator Van Horn

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 95
 House Bill No. 147
 House Bill No. 148

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the House be on the Thirteenth Order of Business, and at the conclusion of the Thirteenth Order of the House stand recessed until 1:00 P.M., February 27, 1969, which motion prevailed.

FIRST READING OF SENATE BILLS AND RESOLUTIONS

Senate Bill No. 386. A Bill for an Act to amend and reenact sections 12-46-03, 12-46-04, 12-46-06, 12-46-09, 12-46-10, 12-46-10.1, 12-46-17, 12-46-18, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-07, 25-01.1, 54-23-01, and 54-23-29 of the North Dakota Century Code, transferring the control and administration of the North Dakota industrial school from the board of administration to the public welfare board of North Dakota, and sections 15-20-12, 15-20-13, 15-20-14, 15-20-15, 15-20-16, and 15-20-24 of the North Dakota Century Code, relating to vocational rehabilitation and its administration, and to repeal sections 12-46-07 and 54-23-22 of the North Dakota Century Code, relating to the North Dakota industrial school.

Was read the first time and referred to the committee on Social Welfare.

Senate Concurrent Resolution No. 15. A Concurrent Resolution for the amendment of Article 60 of the amendments to the Constitution of the state of North Dakota, relating to the levy of one mill on all taxable property in the state for the state medical center at the university of North Dakota, and to amend section 183 of the Constitution of the state of North Dakota, relating to the debt limits of political subdivisions.

Was read the first time and referred to the committee on Finance and Taxation.

Senate Concurrent Resolution No. 27. A Concurrent Resolution urging and requesting the Board of Higher Education to increase both resident and nonresident tuition fees at all institutions of higher education.

Was read the first time and referred to the committee on Education.

Senate Concurrent Resolution No. 39. A Concurrent Resolution urging the Board of Higher Education to continue to offer a four-year, degree-granting program in industrial arts at Ellendale Branch of the University of North Dakota.

Was read the first time and referred to the committee on Education.

Senate Concurrent Resolution No. 61. A Concurrent Resolution providing for a comprehensive study of the North Dakota tax system by the Legislative Research Committee, with the participation and cooperation of the State Tax Department.

Was read the first time and referred to the committee on Appropriations.

Senate Concurrent Resolution No. 65. A Concurrent Resolution advising the Congress of the United States that the Legislative Assembly of North Dakota cannot support any of the interstate taxation proposals, which are derivations of the "Willis Bill", which are now before the Congress.

Was read the first time and referred to the committee on Finance and Taxation.

The House stood recessed, pursuant to Rep. Streibel's motion.

ROY GILBREATH, Chief Clerk

FORTY-FOURTH DAY AFTER RECESS AND
FORTY-FIFTH DAY

Bismarck, February 27, 1969

The House reconvened at 1:00 P.M., pursuant to recess taken, with Speaker E. Johnson presiding.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 98 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. AAMOTH, Chairman

Rep. McDonald moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 50 has had the same under consideration and recommends that the same be amended as follows:

In line 33 of the engrossed bill after the word "from" insert the words "either the driver licensing or examining authorities, or"

In line 41 after the word "license" insert the following:

" , except an applicant whose military, naval, or merchant marine service, as defined in section 16-18-01, has terminated less than sixty days prior to such application,"

And renumber the lines accordingly.

And when so amended recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 247 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Leibhan moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 334 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 215 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert the following in lieu thereof

For an Act providing for the regulation of collection agencies; administration; requiring license for such agencies; providing for fees

and bonds therefore; prescribing manner of applying for collection agency license; powers of Department of Banking and Financial Institutions; providing for records and funds to be kept; revocation and suspension of license; and prescribing penalties.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. ADMINISTRATION.) The Department of Banking and Financial Institutions shall use its facilities to administer and enforce this Act. Any person or persons delegated to administer this Act shall not have financial interests directly or indirectly in any business which is subject to this Act.

SECTION 2. COLLECTION AGENCY LICENSE REQUIRED TO COLLECT CLAIMS.) Except as otherwise herein provided, no person other than a collection agency licensed and authorized under this Act shall advertise or solicit either in print, by letter, in person, or otherwise, the right to collect or receive payment of any claim for another or sell or give away collection letters as demand forms in the State of North Dakota. As used in this Act, the term "collection agency" does not include attorneys at law, licensed real estate brokers, banks, trust companies, building and loan associations, abstract companies doing an escrow business, creditors collecting their own debts, individuals or firms who purchase or take accounts receivable for collateral purposes, individuals employed in the capacity of credit man upon the staff of an employer not engaged in the business of a collection agency, or any public officer, receiver or trustee acting under the order of a court.

SECTION 3. APPLICATION FOR COLLECTION AGENCY LICENSE.) Every application for collection agency license, or for a renewal thereof, shall be made upon blanks furnished by the Department of Banking and Financial Institutions and shall contain the following information:

1. The full name and proposed business name of the applicant.
2. The address where the business is to be conducted.
3. The names and addresses of the applicant and those associated with him. If the applicant is a corporation, the application shall contain the names of the officers of the corporation.
4. Such additional information which the Department of Banking and Financial Institutions shall require.

SECTION 4. FEE AND BOND TO ACCOMPANY APPLICATION FOR COLLECTION AGENCY LICENSE.) The application shall be accompanied by the annual license fee for a collection agency license, which is fixed at \$50.00. If the collection agency directly solicits, collects and handles money owed, the application shall be accompanied by a surety bond in the sum of Five Thousand Dollars.

SECTION 5. EXPIRATION AND RENEWAL OF LICENSE.) All licenses required herein shall expire on June 30th of each year and shall be renewed on the succeeding first day of July upon payment of required annual fees. When a licensee has been delinquent in renewing his license, the Department of Banking and Financial Institutions may charge an additional fee of Five Dollars for the renewal of such license.

SECTION 6. POWERS OF THE DEPARTMENT OF BANKING AND FINANCIAL INSTITUTIONS.) Insofar as consistent with other provisions of law, the Department of Banking and Financial Institutions shall have the power to:

1. Determine the qualifications of all applicants based on financial responsibility, character and fitness and issue license if approved.
2. Conduct investigations and have authority to make an examination of any licensee or his place of business, including all rec-

- ords of such business, and to subpoena witnesses any time they have reason to believe such is necessary.
3. Establish codes of ethical conduct for licensees.
 4. Adopt any and all rules and regulations necessary to carry out the purpose of this Act.

SECTION 7. MANNER IN WHICH RECORDS AND FUNDS TO BE KEPT BY COLLECTION AGENCY.) Every collection agency licensed under this Act shall keep a record of all sums collected by it, and of all disbursements made by it for a period of six years from the date of last entry thereon. No collection agency, or any employees thereof, shall intentionally make any false entry in any such collection agency record or intentionally mutilate, destroy or otherwise dispose of any such record within the time limit provided in this section. No licensee under this Act may commingle the money of collection agency customers with other than collection funds and shall maintain a separate bank account for such customer's funds and shall keep such funds in the bank account until disbursed to the customer.

SECTION 8. REVOCATION OF LICENSE — SUSPENSION OF LICENSE — SURRENDER OF LICENSE — PRE-EXISTING CONTRACTS.)

1. The Department of Banking and Financial Institutions may, if they have reason to believe that grounds for revocation of a license exists, send by registered or certified mail to the licensee, a notice of hearing stating the contemplated action and in general the grounds thereof and setting the time and place for a hearing thereon. Such hearing shall not be held less than ten nor more than thirty days from the date of mailing such notice. Within ten days after such hearing, the Department of Banking and Financial Institutions shall issue a written order either dismissing the charges or suspending or revoking the license and their grounds therefor. A copy of such written order shall be sent to the licensee. A license may be revoked for one or more of the following reasons:
 - a. The licensee has failed to pay the annual license fee; or
 - b. The licensee either knowingly or without the exercise of due care to prevent the same has violated any provisions of this Act or any regulation or order lawfully made pursuant to and within the authority of this Act; or
 - c. Any fact or condition existing at the time of the original application for such license which clearly would have warranted the Department of Banking and Financial Institutions in refusing originally to issue such license.
2. If the Department of Banking and Financial Institutions finds that probable cause for revocation of any license exists and that enforcement of the Act requires immediate suspension of such license pending investigation they may, upon written notice enter an order suspending such license for a period not exceeding thirty days, pending the holding of a hearing as prescribed in this Act.
3. Any licensee may surrender his license by delivering it to the Department of Banking and Financial Institutions with written notice of its surrender, but such surrender shall not affect his civil or criminal liability for acts committed prior thereto.

SECTION 9. REMEDIES NOT EXCLUSIVE.) The remedies provided for in this Act are in addition to and not exclusive of any other remedies provided by law.

SECTION 10. PENALTY.) Any person violating any of the provisions of this chapter is guilty of a misdemeanor and shall be pun-

ished by a fine of not more than Five Hundred Dollars or imprisonment of not more than one year or both such fine and imprisonment.

And renumber the lines accordingly.

And when so amended recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 256 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Kelsch moved that the amendments to Senate Bill No. 173 as recommended by the Committee on Judiciary as printed on page 853 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to Senate Bill No. 224 as recommended by the Committee on Industry and Business as printed on page 855 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to Senate Bill No. 309 as recommended by the Committee on Industry and Business as printed on page 854 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Rundle moved that the House reconsider its action by which Senate Bill No. 439 was passed, which motion prevailed.

Rep. Rundle moved that Senate Bill No. 439 be placed on the calendar, which motion prevailed.

Rep. Atkinson moved that the House reconsider its action by which Senate Bill No. 223 was lost, which motion prevailed.

Rep. Atkinson moved that Senate Bill No. 223 be re-referred to the Committee on Education, which motion prevailed.

Rep. Reimers moved that the House reconsider the action by which Senate Bill No. 364 was passed, which motion prevailed.

Rep. Reimers moved that Senate Bill No. 364 be re-referred to the Committee on Education, which motion prevailed.

Rep. Kelsch moved that Senate Bill No. 175 be returned to the House from the Committee on Political Subdivisions, which motion prevailed.

Rep. Kelsch moved that Senate Bill No. 175 be re-referred to the Senate on Judiciary, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 118 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 143 has had the same under consideration and recommends that the same be amended as follows:

In line 12 delete the word "prosecutors" and insert in lieu thereof the words "county justices"

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 204 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 205 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 305 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Kelsch moved that the House concur in the Senate amendments to House Bill No. 44, which motion prevailed.

Rep. Kelsch moved that the rules be suspended, House Bill No. 44 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 44. A Bill for an Act to create and enact sections 54-03-02.1 and 54-03-20.1 of the North Dakota Century Code, to amend and reenact sections 54-03-02, 54-03-03, 54-03-04, 54-03-20, 54-03.1-02, and 54-03.1-03 of the North Dakota Century Code, and to repeal sections 54-03.1-01 and 54-03.1-04 of the North Dakota Century Code, all relating to the legislative assembly, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boyum | Halcrow | Lundene | Stone |
| Bullis | Haugland | Matheny | Streibel |
| Bunker | Henning | McDonald | Strinden |
| Burke | Hensrud | Metzger | Swedlund |
| Connolly | Hentges | Miedema | Thompson |
| Dahl | Hickle | Moquist | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |

| | | | |
|--------------|-------------|--------------|-------------|
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Erickson, K. | Kingsbury | Rivinius | |

Absent and not voting:

Aafedt Belter Boustead

So the bill passed and the title was agreed to.

Rep. Hilleboe moved that the House reconsider the action by which Senate Bill No. 403 was lost, which motion prevailed.

Rep. Hilleboe moved that Senate Bill No. 403 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 31. A Bill for an Act directing the board of trustees of the North Dakota soldiers' home to sell certain real property owned by the state for the benefit of the North Dakota soldiers' home, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Reimers |
| Aamoth | Emerson | Kelsch | Rivinius |
| Aas | Erickson, K. | Kingsbury | Rundle |
| Anderson | Erickson, W. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Schaffer |
| Austin | Froelich | Lang | Seibel |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Leibhan | Solberg, O. |
| Bernabucci | Glaspey | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | McDonald | Thompson |
| Burke | Hensrud | Metzger | Tweten |
| Connolly | Hentges | Miedema | Wagner |
| Dahl | Hickle | Moquist | Weber |
| Davis | Hilleboe | Olienyk | Welder |
| Dawson | Hoffner | Opedahl | Wells |
| DeKrey | Hoghaug | Peterson, J. | White |
| Dick | Hougen | Peterson, R. | Wilkie |
| Diehl | Jenkins | Powers | Mr. Speaker |
| Dornacker | Johnson, K. | Register | |

Absent and not voting:

Mueller Sandness Thorsgard

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 66. A Bill for an Act authorizing the state board of higher education to expend the funds received from sale of agricultural experiment station land to the state highway department for the purpose of acquiring other land.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, O. |
| Berg | Glaspey | Lillehaugen | Stoltenow |
| Bernabucci | Goodman | Linderman | Stone |
| Bier | Grant | Link | Streibel |
| Boustead | Halcrow | Lundene | Strinden |
| Boyum | Haugland | Matheny | Swedlund |
| Bullis | Henning | McDonald | Thompson |
| Bunker | Hensrud | Metzger | Thorsgard |
| Burke | Hentges | Miedema | Tweten |
| Connolly | Hickle | Moquist | Wagner |
| Dahl | Hilleboe | Olienyk | Weber |
| Davis | Hoffner | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, J. | Wells |
| Dick | Hougen | Peterson, R. | White |
| Diehl | Jenkins | Powers | Wilkie |
| Dornacker | Johnson, K. | Register | Mr. Speaker |
| Eagles | Jones | Reimers | |

Absent and not voting:

| | | |
|--------|---------|-------------|
| Dawson | Mueller | Solberg, I. |
|--------|---------|-------------|

So the bill passed and the title was agreed to.

Senate Bill No. 84. A Bill for an Act vesting in the commissioner of agriculture authority to quarantine and to carry out other measures to prevent the spread of plant pests within, from, and into this state, and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Rivinius |
| Aamoth | Eagles | Kingsbury | Rundle |
| Aas | Emerson | Knudson | Sandness |
| Anderson | Erickson, K. | Kuehn | Sanstead |
| Atkinson | Erickson, W. | Lang | Schaffer |
| Austin | Freeman | Larson, G. | Simonson |
| Backes | Gackle | Larson, L. | Solberg, I. |
| Belter | Ganser | Leibhan | Solberg, O. |
| Berg | Giffey | Lillehaugen | Stoltenow |
| Bier | Glaspey | Linderman | Stone |
| Boustead | Goodman | Link | Streibel |
| Boyum | Grant | Lundene | Swedlund |
| Bullis | Halcrow | Matheny | Thompson |
| Bunker | Haugland | Metzger | Thorsgard |
| Burke | Henning | Miedema | Tweten |
| Connolly | Hensrud | Moquist | Wagner |
| Dahl | Hickle | Opedahl | Weber |
| Davis | Hilleboe | Peterson, J. | Welder |
| Dawson | Hoffner | Peterson, R. | Wells |
| DeKrey | Hougen | Powers | White |

| | | | |
|-------|-------------|----------|-------------|
| Dick | Johnson, K. | Register | Wilkie |
| Diehl | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|---------|----------|----------|
| Bernabucci | Hentges | Jenkins | Seibel |
| Froelich | Hoghaug | McDonald | Strinden |

Absent and not voting:

| | |
|---------|---------|
| Mueller | Olienyk |
|---------|---------|

So the bill passed and the title was agreed to.

Senate Bill No. 101. A Bill for an Act to amend and reenact section 39-10-22 of the North Dakota Century Code, relating to vehicles approaching or entering an intersection.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 2; absent and not voting 0.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Register |
| Aamoth | Emerson | Kelsch | Reimers |
| Aas | Erickson, K. | Kingsbury | Rivinius |
| Anderson | Erickson, W. | Knudson | Rundle |
| Atkinson | Freeman | Kuehn | Sandness |
| Austin | Froelich | Lang | Sanstead |
| Backes | Gackle | Larson, G. | Schaffer |
| Belter | Ganser | Larson, L. | Seibel |
| Berg | Giffey | Leibhan | Simonson |
| Bernabucci | Glaspey | Lillehaugen | Solberg, I. |
| Bier | Goodman | Linderman | Solberg, O. |
| Boustead | Grant | Link | Stone |
| Boyum | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Mueller | Wagner |
| Dawson | Hoffner | Olienyk | Weber |
| DeKrey | Hoghaug | Opedahl | Wells |
| Dick | Hougen | Peterson, J. | White |
| Diehl | Jenkins | Peterson, R. | Wilkie |
| Dornacker | Johnson, K. | Powers | Mr. Speaker |

Those voting in the negative were:

| | |
|-----------|--------|
| Stoltenow | Welder |
|-----------|--------|

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved the House now stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-FIFTH DAY

Bismarck, February 27, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Roger Jespersion, McCabe United Methodist Church, Bismarck.

Roll was called and all members were present.

A quorum was declared by Speaker E. Johnson.

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 60

And finds the same correctly Enrolled and Engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 70

House Bill No. 91

House Bill No. 100

House Bill No. 101

House Bill No. 102

House Bill No. 111

House Bill No. 114

House Bill No. 159

House Bill No. 171

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Speaker E. Johnson announced that the House would be at ease.

Speaker E. Johnson announced that the House would now reconvene for the Memorial Service.

Committee on Arrangements: Representatives Kenneth Tweten, Chairman; Ardean Aafedt and Richard Backes.

Presiding Officer: Rep. Ernest Johnson, Speaker of the House.

The program for the service was:

PROGRAM

| | |
|---|------------------------------------|
| Call to Order | Rep. Ernest N. Johnson |
| Invocation | Rev. David Knecht, Bismarck, N. D. |
| America, The Beautiful | Rep. William DeKrey |
| Memorial Service | Rep. Kenneth Tweten |
| Presentation to Mrs. R. Fay Brown | Rep. Arthur A. Link |
| Introduction | Speaker Ernest N. Johnson |
| Address | Rev. David Knecht |
| Benediction | Rev. David Knecht |

FIRST READING OF A HOUSE MEMORIAL RESOLUTION

The Committee on House Memorial Resolutions introduced:

House Memorial Resolution No. 1001. A Memorial Resolution for deceased members of the House of Representatives of the State of North Dakota.

Was read the first time.

Rep. Tweten moved that the rules be suspended, that House Memorial Resolution No. 1001 be not referred to committee, be not printed as a bill, but be printed in the House Journal, and be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE MEMORIAL RESOLUTION

House Memorial Resolution No. 1001. A Memorial Resolution for deceased members of the House of Representatives of the State of North Dakota.

Was read the second time.

HOUSE MEMORIAL RESOLUTION No. 1001

Introduced by Committee on House Memorial Resolutions

A memorial resolution for deceased members of the House of Representatives of the State of North Dakota.

- 1 WHEREAS, God in His wisdom has seen fit to summon to
1a eternal
2 rest His servants and our former colleagues:
3 JOHN S. AKER, who served in the Fourteenth Legislative
4 Assembly, from the twentieth district, died May 1, 1967.
5 C. A. "ED" ANDERSON, who served in the Thirty-second
6 Legislative Assembly, from the thirty-second district, died
7 December 8, 1968.
8 R. FAY BROWN, who served in the Thirty-third to the
8a Fortieth
9 Legislative Assemblies, from the thirty-second district, died
10 March 17, 1967.
11 KARL H. BRUNSDALE, who served in the Twenty-first to the
12 Twenty-fourth Legislative Assemblies, from the eighth district,
13 died December 2, 1967.
14 R. JOHN DAWSON, who served in the Thirtieth Legislative
15 Assembly, from the thirtieth district, died June 22, 1967.
16 CARL H. DITTMER, who served in the Twenty-third to the
17 Twenty-seventh Legislative Assemblies, from the eleventh
17a district,
18 died March 6, 1967.
19 JAMES DOUGHERTY, who served in the Nineteenth
19a Legislative
20 Assembly, from the twenty-second district, died May 21, 1967.
21 E. O. ELLINGSON, who served in the Seventeenth to the
22 Nineteenth Legislative Assemblies, from the eighth district,
23 died December 5, 1966.
24 NETTIE E. ELLINGSON, who served in the Thirtieth
24a Legislative
25 Assembly, from the forty-second district, died January 25, 1969.
26 WILLIAM B. FALCONER, who served in the Twenty-third,
26a Twenty-
27 seventh to the Thirtieth Legislative Assemblies, from the twenty-
28 seventh district, died May 29, 1967.
29 E. L. "ALEX" HAAVEN, who served in the Thirty-fourth
30 Legislative Assembly, from the eighteenth district, died
31 March 30, 1966.
32 MANDUS HULTSTRAND, who served in the Twenty-fifth and
32a Twenty-
33 sixth Legislative Assemblies, from the eighteenth district, died
34 January 15, 1969.
35 J. W. JENNINGS, who served in the Twenty-seventh to the
36 Thirtieth Legislative Assemblies, from the forty-sixth district,
37 died September 7, 1968.
38 ROBERT H. JOHNSON, who served in the Sixteenth
38a Legislative
39 Assembly, from the twenty-fifth district, died December 14, 1968.
40 ANFIN N. KINDEM, who served in the Twenty-seventh
40a Legislative
41 Assembly, from the twentieth district, died September 15, 1968.
42 HENRY KLUVER, who served in the Twenty-sixth
42a Legislative
43 Assembly, from the twenty-ninth district, died November 9, 1966.

- 44 NORMAN LARSON, who served in the Fortieth Legislative
44a Assembly,
45 from the sixteenth district, died May 19, 1967.
- 46 RAYMOND T. LEE, who served in the Thirty-fourth and
46a Thirty-
47 fifth Legislative Assemblies, from the twenty-first district,
48 died April 5, 1968.
- 49 J. FRED LINK, who served in the Eighteenth Legislative
50 Assembly, from the forty-eighth district, died January 23, 1969.
- 51 GUSTAV LOCKEN, who served in the Thirtieth to the Thirty-
52 second Legislative Assemblies, from the seventeenth district,
53 died September 14, 1967.
- 54 ALEX MILLER, who served in the Thirty-fourth Legislative
55 Assembly, from the seventeenth district, died September 4, 1967.
- 56 CHARLES W. MOSES, who served in the Fourteenth
56a Legislative
57 Assembly, from the first district, died March 17, 1967.
- 58 ARTHUR Z. NELSON, who served in the Twenty-fifth to the
59 Twenty-seventh Legislative Assemblies, from the thirteenth
59a district,
60 died June 17, 1968.
- 61 FRED J. NIMS, who served in the Fifteenth and Sixteenth
62 Legislative Assemblies, from the fourteenth district, died
63 December 20, 1968.
- 64 WILLIAM H. NORTHRUP, who served in the Thirteenth
64a Legislative
65 Assembly, from the sixteenth district, died May 16, 1967.
- 66 GILMAN C. OLSON, who served in the Thirty-fourth to the
67 Thirty-ninth Legislative Assemblies, from the sixteenth district,
68 died September 13, 1967.
- 69 REUBEN SCHOLL, who served in the Twenty-second to the
69a Twenty-
70 fourth and the Twenty-sixth Legislative Assemblies, from the
71 forty-sixth district, died March 24, 1967.
- 72 A. I. SHARPE, who served in the Twenty-sixth to the
72a Twenty-
73 ninth Legislative Assemblies, from the thirty-second district,
74 died January 25, 1968.
- 75 FRITHJOF SKAAR, who served in the Twenty-ninth to the
75a Thirty-
76 second Legislative Assemblies, from the twenty-first district,
77 died July 7, 1967.
- 78 ABRAHAM THAL, who served in the Thirty-fifth and Thirty-
79 seventh Legislative Assemblies, from the seventeenth district,
80 died March 29, 1967.
- 81 W. W. TREFFRY, who served in the Twentieth to the
81a Twenty-fifth
82 Legislative Assemblies, from the thirty-second district, died
83 April 26, 1968.
- 84 JOHN J. WENTZ, who served in the Twenty-first
84a Legislative
85 Assembly, from the thirty-sixth district, died September 18, 1967.
- 86 ROY A. YEATER, who served in the Sixteenth to the
86a Twentieth
87 Legislative Assemblies, from the twenty-sixth district, died
88 March 26, 1968.
- 89 WHEREAS, today, we as members of the House of
89a Representatives
90 of the Forty-first Legislative Assembly of the State of North

91 Dakota pause to mourn the passing of our former colleagues, and
92 to honor their memories; and

93 WHEREAS, these legislators rendered outstanding service to
94 the people of this State by their contribution to their fellow
95 men and their communities;

96 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
97 REPRESENTATIVES OF THE FORTY-FIRST LEGISLATIVE
98 ASSEMBLY OF THE STATE OF NORTH DAKOTA:

99 That we express our keen sorrow on their passing and our
100 appreciation, on behalf of the people of North Dakota, of the
101 loyal and devoted service of these, our former colleagues; and

102 BE IT FURTHER RESOLVED, that for the perpetuation of
102a their

103 memory this token of respect and sympathy by their successors in
104 trust be printed in the journal of the House of Representatives
105 and that duly enrolled copies of this resolution be presented by
106 the Secretary of State to the surviving families of these
107 deceased Representatives.

Rep. Tweten moved the adoption of House Memorial Resolution No. 1001, which motion prevailed.

Rep. Boustead moved that a committee of two be appointed to escort Mrs. R. Fay Brown and her son Phillip to the rostrum, which motion prevailed.

Speaker E. Johnson appointed Reps. Boustead and Wagner to escort Mrs. Brown and her son Phillip to the rostrum.

Rep. Link presented House Memorial Resolution No. 3 to Mrs. Brown and her son.

Rep. Boustead requested that the remarks of Rep. Link be printed in the Journal.

Rep. Link:

"Speaker Johnson, Mrs. Brown, Phillip, Fellow Colleagues of the Legislative Assembly.

"It is with honor and humility that I stand before you to participate in this memorial program today — honored to be invited to pay tribute to a comrade, humble because I feel so inadequate to the task. So, not for honor, and in spite of my inadequacies, I accept this opportunity because I want to.

"As I sat in my room last night thinking about what to say, I asked myself why should I be the one chosen to speak in memory of our former colleague and Speaker, Representative R. Fay Brown. We are not of the same religious faith, Fay was a city businessman and myself a farmer from a very distant part of the state. Politically Fay was a Republican, and I am a Democrat-Nonpartisan Leaguer. Philosophically, I suppose he would be termed a conservative, and myself a liberal — whatever these definitions mean. On several occasions we have engaged in strenuous verbal floor battles based on differences of opinion on issues before this House. However, it is impossible to exploit differences without also recognizing areas of mutual effort and experience.

"At the pleasure of our respective parties, Fay and I served under the speakership of one another — truly a rare and mutual experience. Fay was an excellent parliamentarian, and as such, extended me courtesies many times while I served as Speaker. His total energy, effort and devotion to duty, and his ever-friendly greeting on the morning of each new day served to inspire all who knew him well. He was a devoted husband and father who proved to all that man, with the help of God, has the power of his own destiny.

"It is at this point that we come face to face with the greatest common denominator of all, for our differences in life are as naught, if we

will but heed the word of God. I opened my "Daily Devotions" booklet to this day, February 27, and found it as if written for this occasion. I would like to share it with you this afternoon. From Mark 9, verse 29, entitled "Divine Security," 'And he said to them, 'This kind cannot be driven out by anything but prayer.'

"Some situations are more difficult of solution than others, but that does not mean that they are hopeless. We have our own personal problems. Today the whole world is in a bad way. Our nation is ill at ease and we cast about for solutions.

"One man proposes that 'we discuss openly and freely all phases of our national situation and then act in a way that is the best for our own nation.' But this has been the proud practice of the past and the result is a path of blood that runs through all history. Moreover, we have developed a system of weaponry that will never allow any nation to feel fully secure again.

"What to do about it? There must be a solution. And there is. God is still God. When the disciples had a problem they could not manage, they went to Jesus with it. He tells them it could be solved only by prayer. This means that an appeal to God for help was the only solution. In your private and family devotions, do you ask divine guidance for your nation and other nations? When our leaders are frustrated do you pray to God for them?

"A Roman once said, "Christianity cannot stand because it is founded upon a cross and the death of its leader." Christ is not dead. He arose victor over death and the grave and lives forever. He can help you with all your personal problems. He is the answer to sin and the hope of life hereafter.

"I come to you for help, my Savior, Amen."

"At this point I want to share with each of you and Mrs. Brown and Phillip a very personal experience that I have not shared publicly before. It was my privilege to share quarters at the Legislative Research Committee meeting at Camp Grafton with Fay Brown. At the close of the day, as we prepared to retire, Fay Brown knelt at his bedside and made his peace with God. I concluded that here is a man who at the close of each day made his peace with God. This to me, Ladies and Gentlemen, is the greatest and most lasting memory that I have of a departed friend."

Speaker E. Johnson declared the Memorial Session dissolved, and the House reconvened.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-third Day After Recess and Forty-fourth Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Judiciary to whom was referred Senate Bill No. 92 has had the same under consideration and recommends that the same be amended as follows:

In line 22 of the engrossed bill place triple parentheses before the word "eleventh" and after the word "November" and insert in lieu thereof "fourth Monday in October,"

In line 57 place triple parentheses before "November" and after "eleventh" and insert in lieu thereof "The fourth Monday in October"

And renumber the lines accordingly.

Rep. Kelsch

Rep. Aas

Rep. Atkinson
 Rep. Austin
 Rep. Eagles
 Rep. Wilkie
 Rep. Hougen
 Rep. Lundene
 Rep. Miedema
 Rep. Register
 Rep. Stone
 Rep. Swedlund
 Rep. Moquist

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Register moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Judiciary to whom was referred Senate Bill No. 92 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Gackle
 Rep. Knudson
 Rep. R. Peterson
 Rep. Rundle
 Rep. Sandness
 Rep. Stoltenow

REP. KELSCH, Chairman

Rep. Gackle moved that the report of the minority be substituted for that of the majority.

Rep. Rundle requested a recorded roll call vote, which request was granted, on the motion of Rep. Gackle to substitute the report of the minority for the report of the majority.

ROLL CALL

The roll was called and there were ayes, 40; nays, 55; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|-------------|--------------|
| Anderson | Gackle | Kingsbury | Peterson, R. |
| Austin | Ganser | Knudson | Rivinius |
| Berg | Glaspey | Larson, G. | Rundle |
| Bullis | Goodman | Leibhan | Sandness |
| Connolly | Grant | Lillehaugen | Seibel |
| Davis | Halcrow | Matheny | Simonson |
| Dawson | Haugland | Moquist | Stoltenow |
| Dick | Henning | Mueller | Weber |
| Erickson, K. | Hickle | Olienyk | Welder |
| Erickson, W. | Johnson, K. | Opedahl | Wells |

Those voting in the negative were:

| | | | |
|-----------|----------|--------------|-------------|
| Aafedt | Emerson | Lang | Solberg, I. |
| Aamoth | Freeman | Larson, L. | Solberg, O. |
| Aas | Froelich | Linderman | Stone |
| Atkinson | Giffey | Link | Streibel |
| Backes | Hensrud | Lundene | Strinden |
| Belter | Hentges | McDonald | Swedlund |
| Boustead | Hilleboe | Metzger | Thompson |
| Boyum | Hoffner | Miedema | Thorsgard |
| Bunker | Hoghaug | Peterson, J. | Tweten |
| Burke | Hougen | Powers | Wagner |
| Dahl | Jenkins | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Dornacker | Kelsch | Sanstead | Mr. Speaker |
| Eagles | Kuehn | Schaffer | |

Absent and not voting:

Bernabucci Bier DeKrey

The motion failed.

The question then was on the motion of Rep. Register to adopt the report of the majority, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

Mr. Speaker: The Majority of your Committee on Political Subdivisions to whom was referred Senate Bill No. 370 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Lang
Rep. Anderson
Rep. Emerson
Rep. Erickson (26th Dist.)
Rep. Ganser
Rep. Johnson (39th Dist.)
Rep. Kuehn
Rep. Metzger
Rep. Thorsgard
Rep. White
Rep. Strinden

REP. SCHAFFER, Chairman

Rep. White moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Political Subdivisions to whom was referred Senate Bill No. 370 has had the same under consideration and recommends that the same do pass.

Rep. Aafedt
Rep. Austin
Rep. Bunker
Rep. Grant
Rep. Hoghaug
Rep. Kelsch

REP. SCHAFFER, Chairman

Rep. Bunker moved that the report of the minority be substituted for that of the majority which motion carried on a division vote.

CONSIDERATION OF AMENDMENTS

Rep. Aamoth moved that the amendments to Senate Bill No. 389 as recommended by the Committee on Industry and Business as printed on page 874 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 117. A Bill for an Act permitting the pleading of cross-claims or counterclaims in civil actions in county courts of increased jurisdiction in excess of the jurisdiction of the court and providing for the procedure and filing fee for the transfer of such actions to the district court.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Knudson | Rundle |
| Aamoth | Freeman | Kuehn | Sandness |
| Aas | Froelich | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Glaspey | Leibhan | Simonson |
| Backes | Goodman | Lillehaugen | Solberg, I. |

| | | | |
|--------------|-------------|--------------|-------------|
| Belter | Grant | Linderman | Stoltenow |
| Berg | Halcrow | Link | Stone |
| Bernabucci | Haugland | Lundene | Streibel |
| Boustead | Henning | Matheny | Strinden |
| Boyum | Hentges | McDonald | Swedlund |
| Bullis | Hickle | Metzger | Thompson |
| Burke | Hilleboe | Miedema | Thorsgard |
| Connolly | Hoffner | Olienyk | Tweten |
| Dahl | Hoghaug | Opedahl | Wagner |
| Davis | Hougen | Peterson, J. | Welder |
| Dick | Johnson, K. | Peterson, R. | Wells |
| Diehl | Jones | Powers | White |
| Eagles | Kelsch | Register | Wilkie |
| Emerson | Kingsbury | Reimers | Mr. Speaker |
| Erickson, K. | | | |

Absent and not voting:

| | | | |
|--------|-----------|---------|-------------|
| Bier | Dornacker | Jenkins | Rivinius |
| Bunker | Giffey | Moquist | Solberg, O. |
| Dawson | Hensrud | Mueller | Weber |
| DeKrey | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 123. A Bill for an Act to amend and reenact section 49-18-02 of the North Dakota Century Code by creating a new subsection relating to exemption from regulation of the transportation of samples of agricultural crops to inspection laboratories, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Aas | Erickson, W. | Kingsbury | Rundle |
| Anderson | Freeman | Knudson | Sandness |
| Atkinson | Froelich | Kuehn | Sanstead |
| Austin | Gackle | Lang | Schaffer |
| Backes | Ganser | Larson, G. | Seibel |
| Belter | Giffey | Larson, L. | Simonson |
| Berg | Gaspey | Leibhan | Solberg, I. |
| Bernabucci | Goodman | Lillehaugen | Stoltenow |
| Boustead | Grant | Linderman | Stone |
| Boyum | Halcrow | Link | Streibel |
| Bullis | Haugland | Lundene | Strinden |
| Bunker | Henning | Matheny | Swedlund |
| Burke | Hensrud | McDonald | Thompson |
| Connolly | Hentges | Metzger | Thorsgard |
| Dahl | Hickle | Miedema | Tweten |
| Davis | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Eagles | Johnson, K. | Register | Wilkie |
| Emerson | Jones | Reimers | Mr. Speaker |
| Absent and not voting: | | | |
| Aamoth | Dornacker | Mueller | Solberg, O. |
| Bier | Moquist | | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 189. A Bill for an Act to amend and reenact subsection 1 of section 57-37-21 of the North Dakota Century Code, relating to the definition of "value" for estate tax purposes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Erickson, W. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Olienyk | Tweten |
| Dahl | Hilleboe | Opedahl | Wagner |
| Davis | Hoffner | Peterson, J. | Weber |
| Dawson | Hoghaug | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Johnson, K. | Reimers | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | Kelsch | | |

Absent and not voting:

| | | | |
|----------|-----------|---------|---------|
| Atkinson | Dornacker | Moquist | Mueller |
|----------|-----------|---------|---------|

So the bill passed and the title was agreed to.

Senate Bill No. 190. A Bill for an Act to amend and reenact subsection 3 of section 57-37-02 and subsection 2 of section 57-37-07 of the 1967 Supplement to the North Dakota Century Code, relating to the adoption of the federal definition of powers of appointment and treatment of an annuity or other payment receivable by any beneficiary by reason of surviving the decedent and the effective date thereof for estate tax purposes and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |

| | | | |
|-----------|-------------|--------------|-------------|
| Bullis | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Mueller | Wagner |
| Dawson | Hoffner | Olienyk | Weber |
| DeKrey | Hoghaug | Opedahl | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |

Absent and not voting:

Bunker Peterson, J.

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 192. A Bill for an Act to amend and reenact subsection 1 a. of section 57-37-11 of the North Dakota Century Code, relating to the determination of a minor for exemption purposes pursuant to the provisions of the estate tax act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Reimers |
| Aamoth | Erickson, K. | Knudson | Rivinius |
| Aas | Erickson, W. | Kuehn | Rundle |
| Anderson | Freeman | Lang | Sandness |
| Atkinson | Froelich | Larson, G. | Sanstead |
| Austin | Gackle | Larson, L. | Seibel |
| Belter | Ganser | Leibhan | Simonson |
| Berg | Giffey | Lillehaugen | Solberg, I. |
| Bernabucci | Glaspey | Linderman | Solberg, O. |
| Bier | Goodman | Link | Stoltenow |
| Boustead | Grant | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | Kelsch | | |

Absent and not voting:

Backes Halcrow Schaffer Stone

So the bill passed and the title was agreed to.

Senate Bill No. 195. A Bill for an Act to amend and reenact sections 57-37-15, 57-37-16 and 57-37-22 of the North Dakota Century Code, relating to the filing of a copy of the federal estate tax return, the payment of estate taxes in advance of final determination, in certain instances, to stop the accrual of interest and the requirement of filing estate tax returns and supplemental or amended inventories and estate tax returns.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Register |
| Aamoth | Emerson | Kelsch | Reimers |
| Aas | Erickson, K. | Kingsbury | Rivinius |
| Anderson | Erickson, W. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Seibel |
| Austin | Froelich | Lang | Simonson |
| Belter | Gackle | Larson, G. | Solberg, I. |
| Berg | Ganser | Larson, L. | Solberg, O. |
| Bernabucci | Giffey | Leibhan | Stoltenow |
| Bier | Glaspey | Lillehaugen | Streibel |
| Boustead | Goodman | Linderman | Strinden |
| Boyum | Grant | Link | Swedlund |
| Bullis | Haugland | Lundene | Thompson |
| Bunker | Henning | Matheny | Thorsgard |
| Burke | Hensrud | McDonald | Tweten |
| Connolly | Hentges | Metzger | Wagner |
| Dahl | Hickle | Miedema | Weber |
| Davis | Hilleboe | Mueller | Welder |
| Dawson | Hoffner | Olienyk | Wells |
| DeKrey | Hoghaug | Opedahl | White |
| Dick | Hougen | Peterson, J. | Wilkie |
| Diehl | Jenkins | Peterson, R. | Mr. Speaker |
| Dornacker | Johnson, K. | Powers | |

Those voting in the negative were:

Rundle

Absent and not voting:

| | | | |
|---------|----------|----------|-------|
| Backes | Moquist | Schaffer | Stone |
| Halcrow | Sandness | | |

So the bill passed and the title was agreed to.

Senate Bill No. 207. A Bill for an Act to repeal section 6-03-47.1 of the North Dakota Century Code, relating to investment in loans secured by federal or state government.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Reimers |
| Anderson | Erickson, W. | Knudson | Rivinius |
| Atkinson | Freeman | Kuehn | Rundle |
| Austin | Froelich | Lang | Sandness |
| Belter | Ganser | Larson, G. | Sanstead |
| Berg | Giffey | Larson, L. | Seibel |
| Bernabucci | Glaspey | Leibhan | Simonson |
| Bier | Goodman | Lillehaugen | Solberg, I. |
| Boustead | Grant | Linderman | Solberg, O. |
| Boyum | Haugland | Link | Stoltenow |
| Bullis | Henning | Lundene | Streibel |
| Bunker | Hensrud | Matheny | Strinden |
| Burke | Hentges | McDonald | Swedlund |
| Connolly | Hickle | Metzger | Thompson |
| Dahl | Hilleboe | Miedema | Thorsgard |
| Davis | Hoffner | Mueller | Wagner |
| Dawson | Hoghaug | Olienyk | Weber |
| Dick | Hougen | Opedahl | Welder |
| Diehl | Jenkins | Peterson, J. | Wells |

| | | | |
|------------------------|-------------|--------------|-------------|
| Dornacker | Johnson, K. | Peterson, R. | White |
| Eagles | Jones | Powers | Wilkie |
| Emerson | Kelsch | Register | Mr. Speaker |
| Absent and not voting: | | | |
| Aamoth | DeKrey | Moquist | Stone |
| Aas | Gackle | Schaffer | Tweten |
| Backes | Halcrow | | |

So the bill passed and the title was agreed to.

Senate Bill No. 209. A Bill for an Act to amend and reenact section 6-03-47 of the North Dakota Century Code, relating to investment in loans and obligations secured by federal and state government.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Rivinius |
| Aamoth | Freeman | Kuehn | Rundle |
| Anderson | Froelich | Lang | Sandness |
| Atkinson | Ganser | Larson, G. | Sanstead |
| Austin | Giffey | Larson, L. | Seibel |
| Belter | Glaspey | Leibhan | Simonson |
| Berg | Goodman | Lillehaugen | Solberg, I. |
| Bernabucci | Grant | Linderman | Solberg, O. |
| Bier | Halcrow | Link | Stoltenow |
| Boyum | Haugland | Lundene | Streibel |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hensrud | McDonald | Swedlund |
| Burke | Hentges | Metzger | Thompson |
| Connolly | Hickle | Miedema | Thorsgard |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hougen | Opedahl | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | Kingsbury | | |

Those voting in the negative were:

Hoghaug

Absent and not voting:

| | | | |
|----------|--------------|--------------|----------|
| Aas | DeKrey | Moquist | Schaffer |
| Backes | Erickson, K. | Peterson, J. | Stone |
| Boustead | Gackle | | Tweten |

So the bill passed and the title was agreed to.

Senate Bill No. 233. A Bill for an Act to repeal sections 35-05-05 and 35-05-06 of the North Dakota Century Code, relating to the index of continuing crop liens to be kept by the register of deeds, and abstracts of crop liens to be furnished by the register of deeds.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|----------|
| Aafedt | Emerson | Jones | Rivinius |
| Aamoth | Erickson, K. | Kelsch | Rundle |
| Aas | Erickson, W. | Kingsbury | Sandness |

| | | | |
|------------|-------------|--------------|-------------|
| Anderson | Freeman | Knudson | Sanstead |
| Atkinson | Froelich | Kuehn | Schaffer |
| Austin | Ganser | Lang | Seibel |
| Belter | Giffey | Larson, G. | Simonson |
| Berg | Glaspey | Larson, L. | Solberg, I. |
| Bernabucci | Goodman | Leibhan | Solberg, O. |
| Bier | Grant | Lillehaugen | Stoltenow |
| Boyum | Halcrow | Linderman | Streibel |
| Bullis | Haugland | Link | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Weber |
| Dawson | Hoffner | Opedahl | Welder |
| Dick | Hoghaug | Peterson, J. | Wells |
| Diehl | Hougen | Peterson, R. | White |
| Dornacker | Jenkins | Powers | Wilkie |
| Eagles | Johnson, K. | Register | Mr. Speaker |

Those voting in the negative were:

Lundene Matheny

Absent and not voting:

| | | | |
|----------|--------|---------|--------|
| Backes | DeKrey | Moquist | Stone |
| Boustead | Gackle | Reimers | Tweten |

So the bill passed and the title was agreed to.

Senate Bill No. 264. A Bill for an Act to amend and reenact section 56-01-05 of the North Dakota Century Code, relating to inheritance by a child born out of wedlock.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Powers |
| Aamoth | Erickson, K. | Kingsbury | Register |
| Aas | Erickson, W. | Knudson | Reimers |
| Anderson | Freeman | Kuehn | Rivinius |
| Atkinson | Froelich | Lang | Rundle |
| Austin | Ganser | Larson, G. | Sandness |
| Belter | Giffey | Larson, L. | Seibel |
| Berg | Glaspey | Leibhan | Simonson |
| Bernabucci | Goodman | Lillehaugen | Stoltenow |
| Bier | Grant | Linderman | Streibel |
| Boyum | Halcrow | Link | Strinden |
| Bullis | Haugland | Lundene | Swedlund |
| Bunker | Henning | Matheny | Thompson |
| Burke | Hensrud | McDonald | Thorsgard |
| Connolly | Hentges | Metzger | Wagner |
| Dahl | Hickle | Miedema | Weber |
| Davis | Hilleboe | Mueller | Welder |
| Dawson | Hoffner | Olienyk | Wells |
| Dick | Hoghaug | Opedahl | White |
| Diehl | Hougen | Peterson, J. | Wilkie |
| Dornacker | Jenkins | Peterson, R. | Mr. Speaker |
| Eagles | Jones | | |

Those voting in the negative were:

Sanstead Solberg, I. Solberg, O.

Absent and not voting:

| | | | |
|--------|--------|---------|-------|
| Backes | Gackle | Moquist | Stone |
|--------|--------|---------|-------|

Boustead Johnson, K. Schaffer Tweten
DeKrey

So the bill passed and the title was agreed to.

Senate Bill No. 319. A Bill for an Act to amend and reenact section 16-18-17 of the 1967 Supplement to the North Dakota Century Code, providing that the subsequent death of an absentee voter shall not constitute grounds for rejecting the ballot.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Register |
| Aamoth | Emerson | Kingsbury | Reimers |
| Aas | Erickson, K. | Knudson | Rivinius |
| Anderson | Erickson, W. | Kuehn | Rundle |
| Atkinson | Freeman | Lang | Sandness |
| Austin | Froelich | Larson, G. | Sanstead |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | McDonald | Thompson |
| Burke | Hensrud | Metzger | Thorsgard |
| Connolly | Hentges | Miedema | Wagner |
| Dahl | Hickle | Mueller | Weber |
| Davis | Hilleboe | Olienyk | Welder |
| Dawson | Hoffner | Opedahl | Wells |
| DeKrey | Hougen | Peterson, J. | White |
| Dick | Jenkins | Peterson, R. | Wilkie |
| Diehl | Johnson, K. | Powers | Mr. Speaker |
| Dornacker | Jones | | |

Absent and not voting:

| | | | |
|----------|---------|-------------|--------|
| Boustead | Hoghaug | Schaffer | Stone |
| Gackle | Moquist | Solberg, I. | Tweten |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Kingsbury moved that Senate Bill No. 439 be re-referred to the Committee on State and Federal Government, which motion failed.

Rep. Hilleboe moved that Senate Bill No. 439 be laid over one legislative day, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 341 has had the same under consideration and recommends that the same be amended as follows:

In line 32 delete the triple parentheses

In line 33 after the word "by" insert the words "a majority of"

In line 33 delete the triple parentheses

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom

was referred Senate Bill No. 345 has had the same under consideration and recommends that the same be amended as follows:

In line 38 after the word "liability," insert the word "and"

In line 41 delete the "," and place in lieu thereof a period

In line 41 delete the words "and the card issuer has provided a method"

Delete all of line 42

Delete all of line 43

Delete all of line 44

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Industry and Business to whom was referred Senate Bill No. 442 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Anderson
Rep. Backes
Rep. Dahl
Rep. Dornacker
Rep. Froelich
Rep. Haugland
Rep. Henning
Rep. Hoghaug
Rep. Lang
Rep. Sanstead
Rep. Simonson
Rep. Thompson

REP. AAMOTH, Chairman

Rep. Haugland moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Industry and Business to whom was referred Senate Bill No. 442 has had the same under consideration and recommends that the same do pass.

Rep. Aamoth
Rep. Bunker
Rep. Bernabucci
Rep. Hilleboe
Rep. McDonald
Rep. Seibel

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report of the minority be substituted for that of the majority, which motion prevailed on a division vote.

MOTIONS

Rep. Kelsch moved that Senate Bill No. 95 be returned to the House from the Committee on Judiciary, which motion prevailed.

Rep. Kelsch moved that Senate Bill No. 95 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, February 27, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 42
Senate Bill No. 90
Senate Bill No. 199

Senate Bill No. 245
 Senate Bill No. 281
 Senate Bill No. 320
 Senate Bill No. 337
 Senate Bill No. 352
 Senate Bill No. 356
 Senate Concurrent Resolution No. 7
 Senate Concurrent Resolution No. 52

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, February 27, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 43
 House Bill No. 68
 House Bill No. 140
 House Bill No. 164
 House Bill No. 184
 House Bill No. 191
 House Bill No. 193
 House Bill No. 199
 House Bill No. 278
 House Bill No. 309
 House Bill No. 391

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, February 27, 1969

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 62

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, February 27, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 392
 House Bill No. 459

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, February 27, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 58
 House Bill No. 122

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL No. 58

In line 7, remove the triple parentheses after the word "law"

In line 8 remove the triple parentheses after the "comma"

In line 13 after the word "members" insert the words "in attendance at the meeting"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 122

In line 4 insert triple parentheses before the word "and" and delete the triple parentheses before the word "at"

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber
Bismarck, February 27, 1969

Mr. President: I have the honor to return:

Senate Bill No. 58

Senate Bill No. 332

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 27, 1969

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 44.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 27, 1969

Mr. President: I have the honor to return:

Senate Bill No. 237

Senate Bill No. 265

Senate Bill No. 271

Senate Bill No. 360

Senate Concurrent Resolution No. 16

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 27, 1969

Mr. President: I have the honor to return:

Senate Bill No. 214

Senate Bill No. 449

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 27, 1969

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 31

House Concurrent Resolution No. 46

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed until 1:00 P. M., February 28, 1969.

ROY GILBREATH, Chief Clerk



FORTY-FIFTH DAY AFTER RECESS AND
FORTY-SIXTH DAY

Bismarck, February 28, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 60
House Bill No. 70
House Bill No. 91
House Bill No. 100
House Bill No. 101
House Bill No. 102
House Bill No. 111
House Bill No. 114
House Bill No. 159
House Bill No. 171

And the Speaker signed the same in the presence of the House of Representatives.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 42
Senate Bill No. 90
Senate Bill No. 199
Senate Bill No. 245
Senate Bill No. 281
Senate Bill No. 320
Senate Bill No. 337
Senate Bill No. 352
Senate Bill No. 356
Senate Concurrent Resolution 7
Senate Concurrent Resolution 52

And the Speaker signed the same in the presence of the House of Representatives.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Veteran's Affairs to whom was referred Senate Bill No. 138 has had the same under consideration and recommends that the same do pass, and be re-referred to the Committee on Appropriations.

REP. OLIENYK, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 175 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Knudson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred Senate Concurrent Resolution No. 17 has had the same under consideration and recommends that the same do pass.

REP. OLIENYK, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Boustead moved that the amendments to Senate Bill No. 50 as recommended by the Committee on Transportation as printed on page 879 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch requested unanimous consent of the House for the purpose of amending Senate Bill No. 143, which consent was granted.

Rep. Kelsch moved the adoption of the following amendments to Senate Bill No. 143:

In line 11, delete the words "States Attorneys"

In line 12, delete "Association" and insert in lieu thereof "Judicial Council."

Which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 143 as recommended by the Committee on Judiciary as printed on page 882 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the rules be suspended, and dispense with the reading of the amendments to Senate Bill No. 215, which motion prevailed.

Rep. Aamoth moved that the amendments to Senate Bill No. 215 as recommended by the Committee on Industry and Business as printed on pages 879, 880, 881 and 882 of the House Journal be adopted, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Bernabucci:

"Mr. Speaker and members of the House. Yesterday afternoon in a debate regarding a divided committee report on Senate Bill No. 442, in the heat of that debate it appears I may have made an error in a statement I made.

"Rep. Lundene rose and made reference to the memorial service of R. Fay Brown, that he had voted for the establishment of the North Dakota Trade Committee. In my response to his remark, I thought that Rep. Brown had not taken exception to the vote eliminating the Trade Commission, insofar as its appropriation was denied, but in the House Journal from the 40th Legislative Assembly, on page 1109 under date of March 2, 1967, carrying the vote recorded on Senate Bill No. 55, which carried the appropriation for the North Dakota Trade Commission which lost by a vote of 46 to 46 not having a majority, Rep. Brown was recorded as voting aye. Obviously my memory was faulty, and for that I apologize to the House."

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 62. A Concurrent Resolution for an amendment of sections 153 and 156 and to repeal sections 159 and 162 of the North Dakota Constitution, all relating to the use and

investment of trust funds of the common schools and state educational, penal, and charitable institutions.

Was read the first time and referred to the committee on Industry and Business.

SECOND READING OF SENATE BILLS

Senate Bill No. 118. A Bill for an Act to amend and reenact sections 27-08-21 and 40-18-19 of the North Dakota Century Code, relating to appellate jurisdiction of county courts of increased jurisdiction and appeals from determinations of municipal judge.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rundle |
| Aamoth | Erickson, K. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Reimers | Wilkie |
| Dornacker | Jones | Rivinius | Mr. Speaker |
| Eagles | Kelsch | | |

Absent and not voting:

| | | | |
|-------|--------------|-----------|----------|
| Aas | Erickson, W. | Linderman | Register |
| Davis | Haugland | Olienyk | Tweten |

So the bill passed and the title was agreed to.

Senate Bill No. 173. A Bill for an Act to amend and reenact sections 30-10-25 and 30-10-26 of the North Dakota Century Code, relating to summary guardianships.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kingsbury | Rundle |
| Aamoth | Erickson, K. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Bernabucci | Glaspey | Lillehaugen | Solberg, O. |

| | | | |
|------------------------|--------------|--------------|-------------|
| Bier | Goodman | Linderman | Stoltenow |
| Boustead | Grant | Link | Stone |
| Boyum | Halcrow | Lundene | Streibel |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hensrud | McDonald | Swedlund |
| Burke | Hentges | Metzger | Thompson |
| Connolly | Hickle | Miedema | Thorsgard |
| Dahl | Hilleboe | Mueller | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Reimers | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Aas | Erickson, W. | Moquist | Register |
| Berg | Haugland | Olienyk | Twetén |
| Davis | Kelsch | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved that Senate Bill No. 439 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Streibel moved that Senate Bill No. 442 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 442. A Bill for an Act to amend and reenact section 51-10-06 of the North Dakota Century Code, relating to injunctive relief in unfair trade practices; and to repeal sections 51-10-09, 51-10-10, 51-10-11, 51-10-12, 51-10-13, 51-10-14, and 51-10-15 of the North Dakota Century Code, relating to the North Dakota trade commission.

Was read the second time.

Rep. Dornacker requested that his remarks on Senate Bill No. 442 be printed in the Journal.

Rep. Dornacker:

"Our state in the past has given the privilege to many segments of our business community to organize to attempt to regulate their members. We have given this privilege to doctors, lawyers, banks, various trades and others.

"The businessman of our state several sessions ago, asked a similar body to pass a Fair Trades Commission. This Commission was in operation for about one year. The next session denied these people any appropriation. Again, this session denied them the use of their own money.

"We now have a bill to eliminate the Commission. I am sure that if the association of doctors, lawyers and others had been judged after one year's operation, they too would have not been very successful.

"If we eliminate this Commission, we are as much as telling our local business that we do not want you to have the privilege to regulate your own business. I am going to vote to keep this Commission alive and by so doing, tell the local businessman, 'We will give you the opportunity to regulate your business as we have given others.'"

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 50; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aamoth | Davis | Knudson | Reimers |
| Austin | Dawson | Kuehn | Rundle |
| Belter | Dick | Larson, G. | Sandness |
| Berg | Ganser | Matheny | Seibel |
| Bernabucci | Goodman | McDonald | Stoltenow |
| Boustead | Halcrow | Metzger | Streibel |
| Boyum | Hentges | Moquist | Strinden |
| Bullis | Hilleboe | Olienyk | Wells |
| Bunker | Jenkins | Peterson, R. | White |
| Burke | Johnson, K. | Powers | Mr. Speaker |
| Dahl | Kingsbury | | |

Those voting in the negative were:

| | | | |
|--------------|----------|--------------|-------------|
| Anderson | Gackle | Lang | Sanstead |
| Atkinson | Giffey | Larson, L. | Simonson |
| Backes | Glaspey | Leibhan | Solberg, I. |
| Bier | Grant | Lillehaugen | Solberg, O. |
| Connolly | Haugland | Linderman | Stone |
| DeKrey | Henning | Link | Swedlund |
| Diehl | Hensrud | Lundene | Thompson |
| Dornacker | Hickle | Miedema | Thorsgard |
| Eagles | Hoffner | Mueller | Wagner |
| Emerson | Hoghaug | Opedahl | Weber |
| Erickson, W. | Hougen | Peterson, J. | Welder |
| Freeman | Jones | Rivinius | Wilkie |
| Froelich | Kelsch | | |

Absent and not voting:

| | | | |
|--------|--------------|----------|--------|
| Aafedt | Erickson, K. | Schaffer | Tweten |
| Aas | Register | | |

So the bill lost.

Rep. Sanstead moved that the vote by which Senate Bill No. 442 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 204. A Bill for an Act to provide a remedy for persons injured by deceptive trade practices; to amend section 51-12-07 of the North Dakota Century Code, relating to injunction.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 47; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------------|---------|--------------|-------------|
| Aafedt | Freeman | Link | Solberg, O. |
| Austin | Giffey | Lundene | Stoltenow |
| Backes | Grant | Matheny | Stone |
| Bullis | Halcrow | Metzger | Streibel |
| Bunker | Henning | Miedema | Strinden |
| Dahl | Hoffner | Opedahl | Swedlund |
| Dick | Hougen | Peterson, R. | Thorsgard |
| Eagles | Kelsch | Powers | Welder |
| Emerson | Knudson | Sandness | Wilkie |
| Erickson, K. | Kuehn | Sanstead | Mr. Speaker |
| Erickson, W. | Leibhan | Schaffer | |

Those voting in the negative were:

| | | | |
|----------|----------|-------------|--------------|
| Aamoth | Dawson | Hoghaug | Olienyk |
| Anderson | DeKrey | Jenkins | Peterson, J. |
| Atkinson | Diehl | Johnson, K. | Rivinius |
| Belter | Froelich | Jones | Rundle |
| Berg | Gackle | Kingsbury | Seibel |

| | | | |
|------------|----------|-------------|-------------|
| Bernabucci | Ganser | Lang | Simonson |
| Bier | Glaspey | Larson, G. | Solberg, I. |
| Boustead | Goodman | Larson, L. | Wagner |
| Boyum | Hensrud | Lillehaugen | Weber |
| Burke | Hentges | Linderman | Wells |
| Connolly | Hickle | Moquist | White |
| Davis | Hilleboe | Mueller | |

Absent and not voting:

| | | | |
|-----------|----------|----------|----------|
| Aas | Haugland | Register | Thompson |
| Dornacker | McDonald | Reimers | Tweten |

So the bill lost.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SIXTH DAY

Bismarck, February 28, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. David Otterness, First Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Aas, Dornacker, Haugland, Register, and Tweten.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-fourth Day After Recess and Forty-fifth Day and recommends that the same be corrected as follows:

Page 902, following line 48, add the following: "AMENDMENTS TO HOUSE BILL NO. 58"

Page 902, following line 53, add the following: "AMENDMENTS TO HOUSE BILL NO. 122"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 60 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Dornacker
 Rep. Aas
 Rep. Aamoth
 Rep. Bernabucci
 Rep. Boustead
 Rep. Boyum
 Rep. Dahl
 Rep. Larson (Dist. 21)
 Rep. Stone

REP. DORNACKER, Chairman

Rep. Aamoth moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Finance and Taxation to whom was referred House Concurrent Resolution No. 60 has had the same under consideration and recommends that the same do pass.

Rep. Backes

Rep. DeKrey
Rep. Gackle
Rep. Lundene
Rep. Weber

REP. DORNACKER, Chairman

Rep. Lundene moved that the report of the minority be substituted for that of the majority, which motion prevailed on a division vote.

MOTIONS

Rep. Kelsch moved that the House concur in the Senate amendments to House Bill No. 58, which motion prevailed.

Rep. Kelsch moved that the rules be suspended, House Bill No. 58 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 58. A Bill for an Act to amend and reenact section 27-11-22 of the North Dakota Century Code, relating to annual licenses to practice law — requirement — issuance — fees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 4; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Rivinius |
| Aamoth | Erickson, K. | Kelsch | Sandness |
| Atkinson | Erickson, W. | Knudson | Sanstead |
| Austin | Freeman | Kuehn | Schaffer |
| Backes | Froelich | Lang | Seibel |
| Belter | Gackle | Larson, G. | Simonson |
| Berg | Ganser | Larson, L. | Solberg, I. |
| Bernabucci | Giffey | Leibhan | Solberg, O. |
| Bier | Gaspey | Lillehaugen | Stoltenow |
| Boustead | Grant | Linderman | Stone |
| Boyum | Haugland | Link | Streibel |
| Bullis | Henning | Lundene | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Mueller | Wagner |
| Dahl | Hilleboe | Olienyk | Weber |
| Davis | Hoffner | Opedahl | Welder |
| Dawson | Hoghaug | Peterson, J. | Wells |
| DeKrey | Hougen | Peterson, R. | Wilkie |
| Diehl | Jenkins | Powers | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

| | | | |
|-------------|-----------|---------|--------|
| Johnson, K. | Kingsbury | Matheny | Rundle |
|-------------|-----------|---------|--------|

Absent and not voting:

| | | | |
|-----------|----------|----------|----------|
| Aas | Goodman | Moquist | Thompson |
| Anderson | Halcrow | Register | Twetten |
| Dick | McDonald | Reimers | White |
| Dornacker | | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Aamoth moved that the House concur in the Senate amendments to House Bill No. 122, which motion prevailed.

Rep. Aamoth moved that the rules be suspended, House Bill No. 122 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 122. A Bill for an Act to amend and reenact section 6-01-13 of the North Dakota Century Code, relating to state examiner and appointment of deputies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Sandness |
| Aamoth | Gackle | Lang | Sanstead |
| Atkinson | Ganser | Larson, G. | Schaffer |
| Austin | Giffey | Larson, L. | Seibel |
| Backes | Glaspey | Leibhan | Simonson |
| Berg | Grant | Lillehaugen | Solberg, I. |
| Bernabucci | Haugland | Linderman | Solberg, O. |
| Bier | Henning | Link | Stoltenow |
| Boustead | Hensrud | Lundene | Stone |
| Boyum | Hentges | Matheny | Streibel |
| Bunker | Hickle | Metzger | Strinden |
| Burke | Hilleboe | Miedema | Swedlund |
| Connolly | Hoffner | Mueller | Thorsgard |
| Dahl | Hoghaug | Olienyk | Wagner |
| Davis | Hougen | Opedahl | Weber |
| Dawson | Jenkins | Peterson, J. | Welder |
| Diehl | Johnson, K. | Peterson, R. | Wells |
| Eagles | Jones | Powers | White |
| Emerson | Kelsch | Rivinius | Wilkie |
| Erickson, K. | Kingsbury | Rundle | Mr. Speaker |
| Erickson, W. | Knudson | | |

Absent and not voting:

| | | | |
|----------|-----------|----------|----------|
| Aas | DeKrey | Goodman | Register |
| Anderson | Dick | Halcrow | Reimers |
| Belter | Dornacker | McDonald | Thompson |
| Bullis | Froelich | Moquist | Tweten |

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 79 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Powers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 130 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 163 has had the same under consideration and recommends that the same be amended as follows.

In the first line of the title after the term "section 6-03-59.1" insert a comma and the following: "to create and enact a new section to chapter 57-02, to create and enact a new subsection to section 57-39.2-04, and to create and enact a new subdivision to subsection 10 of section 57-40.2-01"

In the last line of the title before the period insert a comma and the following: "and the taxation of possessory interests in and the use of such property"

After line 11 insert the following:

"SECTION 2. AMENDMENT.) Chapter 57-02 of the North Dakota Century Code is hereby amended by creating and enacting thereto a new section to read as follows:

ASSESSMENT TO LESSEE OF PERSONAL PROPERTY OWNED BY A BANK.) A lessee of personal property owned by a bank shall be assessed and taxed for the value of such property in the same way as if such lessee were the owner of it. The taxes levied shall be payable by the lessee in the same manner and subject to the same conditions and requirements as are other personal property taxes. Collection of such taxes shall be enforced in the same manner as are other personal property taxes except that this leased personal property shall not be subject to any lien for such taxes.

SECTION 3. AMENDMENT.) Section 57-39.2-04 of the 1967 Supplement to the North Dakota Century Code is hereby amended by creating and enacting thereto a new subsection to read as follows:

Gross receipts of banks from sales at retail.

SECTION 4. AMENDMENT.) Subsection 10 of section 57-40.2-01 of the 1967 Supplement to the North Dakota Century Code is hereby amended by creating and enacting thereto a new subdivision to read as follows:

The purchase, including the leasing or renting, of tangible personal property from any bank for storage, use or consumption."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 441 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 22 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Mueller moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Kelsch moved that the amendments to Senate Bill No. 92 as recommended by the Committee on Judiciary as printed on page 891 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to Senate Bill No. 341 as recommended by the Committee on Industry and Business as printed on page 900 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to Senate Bill No. 345 as recommended by the Committee on Industry and Business as printed on page 901 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 205. A Bill for an Act to provide for the filing and enforcement of foreign judgments; to amend section 28-20-22 of the North Dakota Century Code relating to affidavit of renewal; to repeal section 28-20-18 relating to docketing judgments of United States courts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 82; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kingsbury | Rivinius |
| Atkinson | Froelich | Knudson | Rundle |
| Austin | Gackle | Kuehn | Sandness |
| Backes | Ganser | Lang | Sanstead |
| Berg | Giffey | Larson, G. | Schaffer |
| Bernabucci | Glaspey | Larson, L. | Seibel |
| Bier | Grant | Leibhan | Simonson |
| Boustead | Halcrow | Lillehaugen | Solberg, I. |
| Boyum | Haugland | Linderman | Solberg, O. |
| Bunker | Henning | Link | Stoltenow |
| Burke | Hensrud | Lundene | Stone |
| Connolly | Hentges | Matheny | Streibel |
| Dahl | Hickle | Metzger | Swedlund |
| Davis | Hilleboe | Miedema | Thorsgard |
| Dawson | Hoffner | Mueller | Wagner |
| Dick | Hoghaug | Opedahl | Weber |
| Diehl | Hougen | Peterson, J. | Welder |
| Eagles | Jenkins | Peterson, R. | White |
| Emerson | Johnson, K. | Powers | Wilkie |
| Erickson, K. | Jones | Reimers | Mr. Speaker |
| Erickson, W. | Kelsch | | |

Absent and not voting:

| | | | |
|----------|-----------|----------|----------|
| Aamoth | Bullis | McDonald | Strinden |
| Aas | DeKrey | Moquist | Thompson |
| Anderson | Dornacker | Olienyk | Twetson |
| Belter | Goodman | Register | Wells |

So the bill passed and the title was agreed to.

Senate Bill No. 224. A Bill for an Act to amend and reenact section 65-02-14 of the North Dakota Century Code, relating to aid in rehabilitating persons injured in employment.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 83; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Jones | Rundle |
| Aamoth | Erickson, W. | Kelsch | Sandness |
| Atkinson | Freeman | Knudson | Sanstead |
| Austin | Froelich | Kuehn | Schaffer |
| Backes | Gackle | Lang | Seibel |
| Belter | Ganser | Larson, G. | Simonson |
| Berg | Giffey | Larson, L. | Solberg, I. |
| Bernabucci | Glaspey | Leibhan | Solberg, O. |
| Bier | Grant | Lillehaugen | Stoltenow |
| Boyum | Halcrow | Linderman | Stone |
| Bunker | Haugland | Link | Streibel |
| Burke | Henning | Lundene | Strinden |

| | | | |
|----------|-------------|--------------|-------------|
| Connolly | Hensrud | Matheny | Swedlund |
| Dahl | Hentges | Metzger | Thorsgard |
| Davis | Hickle | Miedema | Wagner |
| Dawson | Hilleboe | Mueller | Weber |
| DeKrey | Hoffner | Olienyk | Welder |
| Dick | Hoghaug | Opedahl | White |
| Diehl | Hougen | Peterson, R. | Wilkie |
| Eagles | Jenkins | Powers | Mr. Speaker |
| Emerson | Johnson, K. | Rivinius | |

Those voting in the negative were:

Boustead

Absent and not voting:

| | | | |
|-----------|-----------|--------------|----------|
| Aas | Goodman | Peterson, J. | Thompson |
| Anderson | Kingsbury | Register | Tweten |
| Bullis | McDonald | Reimers | Wells |
| Dornacker | Moquist | | |

So the bill passed and the title was agreed to.

Senate Bill No. 247. A Bill for an Act to amend and reenact section 61-21-65 of the North Dakota Century Code, relating to the consolidation of drainage districts into water management districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Johnson, K. | Powers |
| Aamoth | Erickson, K. | Jones | Rivinius |
| Atkinson | Erickson, W. | Kelsch | Rundle |
| Austin | Freeman | Kingsbury | Sandness |
| Backes | Froelich | Knudson | Sanstead |
| Belter | Gackle | Kuehn | Schaffer |
| Berg | Ganser | Lang | Seibel |
| Bernabucci | Giffey | Larson, G. | Simonson |
| Bier | Glaspey | Larson, L. | Solberg, I. |
| Boustead | Grant | Leibhan | Solberg, O. |
| Boyum | Halcrow | Lillehaugen | Stoltenow |
| Bunker | Haugland | Linderman | Stone |
| Burke | Henning | Link | Streibel |
| Connolly | Hensrud | Matheny | Strinden |
| Dahl | Hentges | Metzger | Swedlund |
| Davis | Hickle | Miedema | Thorsgard |
| Dawson | Hilleboe | Mueller | Wagner |
| DeKrey | Hoffner | Olienyk | Welder |
| Dick | Hoghaug | Opedahl | White |
| Diehl | Hougen | Peterson, J. | Wilkie |
| Eagles | Jenkins | Peterson, R. | Mr. Speaker |

Those voting in the negative were:

Lundene

Absent and not voting:

| | | | |
|-----------|----------|----------|--------|
| Aas | Goodman | Register | Tweten |
| Anderson | McDonald | Reimers | Weber |
| Bullis | Moquist | Thompson | Wells |
| Dornacker | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 256. A Bill for an Act to amend and reenact section 13-04-01 of the North Dakota Century Code, relating to installment bank loan charges.

Was read the second time.

Rep. Hoghaug asked to be excused from voting on Senate Bill No. 256 because of a personal interest.

Rep. Link moved that Rep. Hoghaug and other members having a banking interest be permitted to vote on Senate Bill No. 256, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 63; nays, 22; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|----------|--------------|-------------|
| Aafedt | Dick | Jenkins | Rivinius |
| Aamoth | Diehl | Jones | Schaffer |
| Atkinson | Eagles | Kingsbury | Seibel |
| Austin | Freeman | Knudson | Solberg, I. |
| Backes | Froelich | Kuehn | Streibel |
| Belter | Gackle | Lang | Strinden |
| Berg | Ganser | Larson, G. | Swedlund |
| Bernabucci | Giffey | Larson, L. | Thompson |
| Bier | Haugland | Metzger | Thorsgard |
| Boustead | Henning | Miedema | Wagner |
| Boyum | Hensrud | Mueller | Weber |
| Bunker | Hentges | Olienyk | Welder |
| Burke | Hilleboe | Opedahl | Wells |
| Dahl | Hoffner | Peterson, J. | White |
| Dawson | Hoghaug | Peterson, R. | Mr. Speaker |
| DeKrey | Hougen | Powers | |

Those voting in the negative were:

| | | | |
|--------------|-------------|----------|-------------|
| Connolly | Hickle | Link | Sanstead |
| Davis | Johnson, K. | Lundene | Simonson |
| Erickson, W. | Kelsch | Matheny | Solberg, O. |
| Glaspey | Leibhan | Rundle | Stone |
| Grant | Lillehaugen | Sandness | Wilkie |
| Halcrow | Linderman | | |

Absent and not voting:

| | | | |
|-----------|--------------|----------|-----------|
| Aas | Emerson | McDonald | Reimers |
| Anderson | Erickson, K. | Moquist | Stoltenow |
| Bullis | Goodman | Register | Tweten |
| Dornacker | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 309. A Bill for an Act to create and enact section 9-08-02.1 of the North Dakota Century Code, relating to liability for errors or omissions in plans and specifications of construction contracts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 7; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|----------|----------|-------------|-------------|
| Aamoth | Freeman | Kingsbury | Rivinius |
| Atkinson | Froelich | Knudson | Rundle |
| Austin | Gackle | Kuehn | Sandness |
| Backes | Ganser | Lang | Sanstead |
| Belter | Giffey | Larson, L. | Schaffer |
| Berg | Grant | Leibhan | Seibel |
| Bier | Halcrow | Lillehaugen | Simonson |
| Boustead | Haugland | Linderman | Solberg, I. |
| Bunker | Henning | Link | Stone |
| Burke | Hensrud | Lundene | Streibel |
| Connolly | Hentges | Matheny | Strinden |

| | | | |
|--------------|-------------|--------------|-------------|
| Dahl | Hickle | Metzger | Swedlund |
| Davis | Hilleboe | Miedema | Thompson |
| Dawson | Hoffner | Mueller | Thorsgard |
| DeKrey | Hoghaug | Olienyk | Wagner |
| Dick | Hougen | Opedahl | Wells |
| Diehl | Jenkins | Peterson, J. | White |
| Eagles | Johnson, K. | Peterson, R. | Wilkie |
| Erickson, W. | Kelsch | Powers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|---------|-------------|--------|
| Aafedt | Glaspay | Solberg, O. | Welder |
| Boyum | Jones | Weber | |

Absent and not voting:

| | | | |
|------------|--------------|------------|-----------|
| Aas | Dornacker | Larson, G. | Reimers |
| Anderson | Emerson | McDonald | Stoltenow |
| Bernabucci | Erickson, K. | Moquist | Tweten |
| Bullis | Goodman | Register | |

So the bill passed and the title was agreed to.

Senate Bill No. 334. A Bill for an Act to amend and reenact section 4-30-03 of the North Dakota Century Code, relating to the filing of surety bond or certified bank draft by milk processing or manufacturing plants.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 68; nays, 17; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|----------|-------------|--------------|-------------|
| Aafedt | Freeman | Kingsbury | Rivinius |
| Atkinson | Froelich | Knudson | Rundle |
| Austin | Gackle | Kuehn | Sandness |
| Backes | Ganser | Lang | Seibel |
| Belter | Glaspay | Larson, G. | Solberg, O. |
| Berg | Halcrow | Larson, L. | Stone |
| Bier | Haugland | Lillehaugen | Streibel |
| Boustead | Henning | Linderman | Strinden |
| Boyum | Hensrud | Link | Swedlund |
| Bunker | Hentges | Matheny | Thompson |
| Burke | Hilleboe | Metzger | Thorsgard |
| Dahl | Hoffner | Miedema | Wagner |
| Dawson | Hougen | Mueller | Weber |
| DeKrey | Jenkins | Olienyk | Wells |
| Dick | Johnson, K. | Peterson, J. | White |
| Diehl | Jones | Peterson, R. | Wilkie |
| Eagles | Kelsch | Powers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|---------|----------|-------------|
| Aamoth | Giffey | Leibhan | Schaffer |
| Bernabucci | Grant | Lundene | Simonson |
| Connolly | Hickle | Opedahl | Solberg, I. |
| Davis | Hoghaug | Sanstead | Welder |

Absent and not voting:

| | | | |
|-----------|--------------|----------|-----------|
| Aas | Emerson | McDonald | Reimers |
| Anderson | Erickson, K. | Moquist | Stoltenow |
| Bullis | Goodman | Register | Tweten |
| Dornacker | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 370. A Bill for an Act to create and enact subsection 28 of section 40-05-02 of the North Dakota Century Code, relating to provision of a municipal public transportation system, and its operation, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 44; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Eagles | Johnson, K. | Powers |
| Aamoth | Erickson, K. | Jones | Sanstead |
| Atkinson | Erickson, W. | Kelsch | Seibel |
| Austin | Freeman | Lang | Solberg, O. |
| Backes | Froelich | Linderman | Streibel |
| Belter | Glaspey | Link | Swedlund |
| Boustead | Grant | Lundene | Thorsgard |
| Bunker | Hentges | Mueller | Weber |
| Dahl | Hoffner | Olienyk | Wilkie |
| DeKrey | Hoghaug | Peterson, R. | Mr. Speaker |
| Diehl | Hougen | | |

Those voting in the negative were:

| | | | |
|------------|-----------|--------------|-------------|
| Berg | Giffey | Larson, G. | Sandness |
| Bernabucci | Halcrow | Larson, L. | Schaffer |
| Bier | Haugland | Leibhan | Simonson |
| Boyum | Henning | Lillehaugen | Solberg, I. |
| Burke | Hensrud | Matheny | Stone |
| Connolly | Hickle | Metzger | Strinden |
| Davis | Hilleboe | Miedema | Thompson |
| Dawson | Jenkins | Opedahl | Wagner |
| Dick | Kingsbury | Peterson, J. | Welder |
| Gackle | Knudson | Rivinius | Wells |
| Ganser | Kuehn | Rundle | White |

Absent and not voting:

| | | | |
|----------|-----------|----------|-----------|
| Aas | Dornacker | McDonald | Reimers |
| Anderson | Emerson | Moquist | Stoltenow |
| Bullis | Goodman | Register | Tweten |

So the bill lost.

Senate Bill No. 389. A Bill for an Act to amend and reenact section 24-17-06 of the North Dakota Century Code, relating to the composition of the highway corridor board.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 71; nays, 12; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aafedt | Diehl | Kelsch | Rivinius |
| Aamoth | Eagles | Kingsbury | Rundle |
| Atkinson | Freeman | Knudson | Sandness |
| Austin | Froelich | Kuehn | Sanstead |
| Belter | Ganser | Lang | Schaffer |
| Berg | Grant | Larson, G. | Seibel |
| Bernabucci | Halcrow | Larson, L. | Stone |
| Bier | Henning | Leibhan | Streibel |
| Boustead | Hensrud | Lillehaugen | Strinden |
| Boyum | Hentges | Linderman | Swedlund |
| Bunker | Hickle | Matheny | Thompson |
| Burke | Hilleboe | Metzger | Thorsgard |
| Connolly | Hoffner | Miedema | Wagner |
| Dahl | Hoghaug | Mueller | Welder |
| Davis | Hougen | Olienyk | Wells |
| Dawson | Jenkins | Peterson, J. | White |
| DeKrey | Johnson, K. | Peterson, R. | Mr. Speaker |
| Dick | Jones | Powers | |

Those voting in the negative were:

| | | | |
|--------------|---------|-------------|-------------|
| Erickson, K. | Glaspey | Opedahl | Solberg, O. |
| Erickson, W. | Link | Simonson | Weber |
| Giffey | Lundene | Solberg, I. | Wilkie |

Absent and not voting:

| | | | |
|----------|-----------|----------|-----------|
| Aas | Dornacker | Haugland | Register |
| Anderson | Emerson | McDonald | Stoltenow |
| Backes | Gackle | Moquist | Tweten |
| Bullis | Goodman | Reimers | |

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Bismarck, February 28, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 107

House Bill No. 306

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Bismarck, February 28, 1969

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 63

Senate Bill No. 182

Senate Bill No. 187

Senate Bill No. 191

Senate Bill No. 197

Senate Bill No. 210

Senate Bill No. 235

Senate Bill No. 302

Senate Bill No. 311

Senate Concurrent Resolution No. 21

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Bismarck, February 28, 1969

Mr. President: I have the honor to transmit:

House Bill No. 60

House Bill No. 70

House Bill No. 91

House Bill No. 100

House Bill No. 101

House Bill No. 102

House Bill No. 111

House Bill No. 114

House Bill No. 159

House Bill No. 171

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, February 28, 1969

Mr. President: I have the honor to return:

Senate Bill No. 42

Senate Bill No. 90
 Senate Bill No. 199
 Senate Bill No. 245
 Senate Bill No. 281
 Senate Bill No. 320
 Senate Bill No. 337
 Senate Bill No. 352
 Senate Bill No. 356
 Senate Concurrent Resolution No. 7
 Senate Concurrent Resolution No. 52
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 28, 1969

Mr. President: I have the honor to return:

Senate Bill No. 188
 Senate Bill No. 208

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 28, 1969

Mr. President: I have the honor to return:

Senate Bill No. 80
 Senate Bill No. 115
 Senate Bill No. 216

Which the House has amended.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, February 28, 1969

Mr. President: I have the honor to return:

Senate Bill No. 36
 Senate Bill No. 55
 Senate Bill No. 91
 Senate Bill No. 96
 Senate Bill No. 142
 Senate Bill No. 159
 Senate Bill No. 169
 Senate Bill No. 172
 Senate Bill No. 176
 Senate Bill No. 177
 Senate Bill No. 203
 Senate Bill No. 213
 Senate Bill No. 269
 Senate Bill No. 273
 Senate Bill No. 282
 Senate Bill No. 290
 Senate Bill No. 292
 Senate Bill No. 339
 Senate Bill No. 358
 Senate Bill No. 369
 Senate Bill No. 415
 Senate Bill No. 437
 Senate Bill No. 456

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber
Bismarck, February 28, 1969

Mr. President: I have the honor to return:

Senate Bill No. 31
Senate Bill No. 66
Senate Bill No. 84
Senate Bill No. 101
Senate Bill No. 117
Senate Bill No. 123
Senate Bill No. 189
Senate Bill No. 190
Senate Bill No. 192
Senate Bill No. 195
Senate Bill No. 207
Senate Bill No. 209
Senate Bill No. 233
Senate Bill No. 264
Senate Bill No. 319

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber
Bismarck, February 28, 1969

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 58
House Bill No. 122

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 32
House Bill No. 68
House Bill No. 93
House Bill No. 108
House Bill No. 120
House Bill No. 139
House Bill No. 164
House Bill No. 191

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the House stand recessed, subject to the call of the chair, which motion prevailed.

ROY GILBREATH, Chief Clerk



FORTY-SIXTH DAY AFTER RECESS, FORTY-SEVENTH
DAY, AND FORTY-EIGHTH DAY

Bismarck, March 3, 1969

The House reconvened, pursuant to the call of the chair, with Speaker E. Johnson presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 95
House Bill No. 147
House Bill No. 148
House Bill No. 191
House Bill No. 164
House Bill No. 139
House Bill No. 120
House Bill No. 108
House Bill No. 93
House Bill No. 68
House Bill No. 32

House Concurrent Resolution No. 57

And the Speaker signed the same in the presence of the House of Representatives.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 63
Senate Bill No. 182
Senate Bill No. 187
Senate Bill No. 191
Senate Bill No. 197
Senate Bill No. 210
Senate Bill No. 235
Senate Bill No. 302
Senate Bill No. 311

Senate Concurrent Resolution No. 21

And the Speaker signed the same in the presence of the House of Representatives.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-SEVENTH DAY

Bismarck, March 3, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. John Holten, Church of Cross Lutheran, Bismarck.

Roll was called, and all members were present except Reps. Anderson, Dornacker, Hickie, Kelsch, Powers, Sandness, and I. Solberg.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-fifth Day After Recess and Forty-sixth Day, and finds the same to be correct.

REP. STONE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Glaspey moved that the House reconsider its action by which Senate Bill No. 204 was lost, which motion failed.

Rep. Thompson moved that the House reconsider its action by which Senate Bill No. 370 was lost, which motion prevailed.

Rep. Hentges moved that Senate Bill No. 370 be placed at the head of the calendar, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Aamoeth moved that the rules be suspended, and the House dispense with the reading of the amendments to Senate Bill No. 163, which motion prevailed.

Rep. Aamoeth moved that the amendments to Senate Bill No. 163 as recommended by the Committee on Industry and Business, and as printed on pages 912 and 913 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 230 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 359 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 375 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 413 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 65 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 152 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Welder moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 202 has had the same under consideration and recommends that the same be amended as follows:

In line 6 after the word "is" insert the words "traveling along the roadway on any county, state, federal highway, or city street"

In line 7 before the word "in" delete the words "operated upon a highway"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 328 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 324 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. White moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

Committee on Delayed Bills: Reps. Streibel, Strinden, Giffey, Link, and Reimers introduced:

House Bill No. 511. A Bill for an Act to amend and reenact section 5-01-04 of the North Dakota Century Code, relating to the manufacture of alcoholic beverages.

Was read the first time and referred to the committee on Industry and Business.

Committee on Delayed Bills: Reps. Streibel, Strinden, Giffey, Link and Reimers introduced:

House Bill No. 512. A Bill for an Act to provide for airport service fees for originating passengers boarding aircraft at airports under certain circumstances; procedure for collection; disposition and use of service fees; and invalidity.

Was read the first time and referred to the committee on Transportation.

Committee on Delayed Bills: Reps. Streibel, Strinden, Giffey, Link, and Reimers introduced:

House Concurrent Resolution No. 71. A Concurrent Resolution directing the Legislative Research Committee, with the cooperation of the Public Service Commission, to study the feasibility of developing a regulatory fee system paid by the regulated industries for the purpose of paying the costs of regulation incurred by the Public Service Commission, and a review of the feasibility of developing similar systems for other State-regulated businesses and industries.

Was read the first time and referred to the committee on State and Federal Government.

Committee on Delayed Bills: Reps. Streibel, Strinden, Giffey, Link, and Reimers introduced:

House Concurrent Resolution No. 72. A Concurrent Resolution directing the Legislative Research Committee to study method of providing an orderly and equitable method of processing claims against the State of North Dakota for damages suffered by citizens.

Was read the first time and referred to the committee on State and Federal Government.

SECOND READING OF SENATE BILLS AND A CONCURRENT RESOLUTION

Senate Bill No. 370. A Bill for an Act to create and enact subsection 28 of section 40-05-02 of the North Dakota Century Code, relating to provision of a municipal public transportation system, and its operation, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 59; nays, 36; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|-------------|--------------|
| Aafedt | Eagles | Hougen | Peterson, J. |
| Aamoth | Emerson | Johnson, K. | Rivinius |
| Aas | Erickson, K. | Jones | Sanstead |
| Atkinson | Erickson, W. | Kelsch | Schaffer |
| Austin | Freeman | Lang | Seibel |
| Backes | Froelich | Larson, G. | Solberg, I. |
| Belter | Gackle | Leibhan | Solberg, O. |
| Bier | Glaspey | Lillehaugen | Streibel |
| Boustead | Goodman | Linderman | Swedlund |
| Bunker | Grant | Link | Thompson |
| Dahl | Halcrow | Lundene | Weber |
| DeKrey | Henning | Miedema | Wells |
| Dick | Hentges | Mueller | Wilkie |
| Diehl | Hoffner | Olienyk | Mr. Speaker |
| Dornacker | Hoghaug | Opedahl | |

Those voting in the negative were:

| | | | |
|------------|-----------|------------|-----------|
| Anderson | Ganser | Kuehn | Simonson |
| Berg | Giffey | Larson, L. | Stoltenow |
| Bernabucci | Haugland | Matheny | Stone |
| Boyum | Hensrud | McDonald | Strinden |
| Bullis | Hickle | Metzger | Thorsgard |
| Burke | Hilleboe | Moquist | Tweten |
| Connolly | Jenkins | Register | Wagner |
| Davis | Kingsbury | Reimers | Welder |
| Dawson | Knudson | Rundle | White |

Absent and not voting:

| | | |
|--------------|--------|----------|
| Peterson, R. | Powers | Sandness |
|--------------|--------|----------|

So the bill passed and the title was agreed to and the emergency clause was declared lost.

Senate Bill No. 50. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, relating to requiring re-examination of visual acuity every four years for driver license applicants between the ages of forty-four and seventy.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 41; nays, 54; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|-------------|-------------|
| Aarnoth | Giffey | Lang | Solberg, O. |
| Atkinson | Goodman | Linderman | Stone |
| Berg | Grant | Link | Streibel |
| Bernabucci | Hensrud | Matheny | Strinden |
| Boustead | Hentges | McDonald | Swedlund |
| Bunker | Hoffner | Opedahl | Thompson |
| Dahl | Hougen | Register | Tweten |
| Eagles | Johnson, K. | Sanstead | Wagner |
| Emerson | Kelsch | Schaffer | White |
| Erickson, W. | Kuehn | Solberg, I. | Wilkie |
| Ganser | | | |

Those voting in the negative were:

| | | | |
|----------|--------------|-------------|--------------|
| Aafedt | Diehl | Jones | Peterson, J. |
| Aas | Dornacker | Kingsbury | Peterson, R. |
| Anderson | Erickson, K. | Knudson | Reimers |
| Austin | Freeman | Larson, G. | Rivinius |
| Belter | Froelich | Larson, L. | Rundle |
| Bier | Gackle | Leibhan | Seibel |
| Boyum | Glaspey | Lillehaugen | Simonson |
| Bullis | Halcrow | Lundene | Stoltenow |
| Burke | Haugland | Metzger | Thorsgard |
| Connolly | Henning | Miedema | Weber |
| Davis | Hickle | Moquist | Welder |
| Dawson | Hilleboe | Mueller | Wells |
| DeKrey | Hoghaug | Olienyk | Mr. Speaker |
| Dick | Jenkins | | |

Absent and not voting:

| | | |
|--------|--------|----------|
| Backes | Powers | Sandness |
|--------|--------|----------|

So the bill lost.

Senate Bill No. 143. A Bill for an Act to provide training for newly elected or appointed municipal judges, county justices, prosecuting attorneys, sheriffs and police officers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 67; nays, 26; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Solberg, I. |
| Aas | Erickson, W. | Knudson | Solberg, O. |
| Anderson | Freeman | Kuehn | Stoltenow |
| Atkinson | Froelich | Lang | Stone |
| Austin | Giffey | Larson, G. | Streibel |
| Belter | Glaspey | Larson, L. | Strinden |
| Berg | Goodman | Linderman | Swedlund |
| Bier | Grant | Link | Thompson |
| Boustead | Halcrow | Lundene | Thorsgard |
| Bullis | Haugland | McDonald | Tweten |
| Bunker | Henning | Miedema | Wagner |
| Dahl | Hentges | Olienyk | Weber |
| Dawson | Hilleboe | Opedahl | Wells |
| DeKrey | Hoffner | Peterson, R. | White |
| Dick | Hoghaug | Register | Wilkie |
| Diehl | Hougen | Rivinius | Mr. Speaker |
| Eagles | Jones | Sanstead | |

Those voting in the negative were:

| | | | |
|------------|---------|-------------|----------|
| Bernabucci | Ganser | Lillehaugen | Reimers |
| Boyum | Hensrud | Matheny | Rundle |
| Burke | Hickle | Metzger | Schaffer |
| Connolly | Jenkins | Moquist | Seibel |

| | | | |
|-------------------------------|-------------|--------------|----------|
| Davis | Johnson, K. | Mueller | Simonson |
| Emerson | Kingsbury | Peterson, J. | Welder |
| Gackle | Leibhan | | |
| Absent and not voting: | | | |
| Aamoth | Dornacker | Powers | Sandness |
| Backes | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 175. A Bill for an Act to provide a method for use in the dissolution of cities.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bernabucci | Goodman | Lillehaugen | Solberg, O. |
| Bier | Grant | Linderman | Stoltenow |
| Boustead | Halcrow | Link | Stone |
| Boyum | Haugland | Lundene | Streibel |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hensrud | McDonald | Swedlund |
| Burke | Hentges | Metzger | Thompson |
| Connolly | Hickle | Miedema | Thorsgard |
| Dahl | Hilleboe | Moquist | Tweten |
| Davis | Hoffner | Mueller | Wagner |
| Dawson | Hoghaug | Olienyk | Weber |
| DeKrey | Hougen | Opedahl | Welder |
| Dick | Jenkins | Peterson, J. | Wells |
| Diehl | Johnson, K. | Peterson, R. | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|-----------|--------|----------|
| Aamoth | Dornacker | Powers | Sandness |
| Backes | Glaspey | | |

So the bill passed and the title was agreed to.

Senate Bill No. 215. A Bill for an Act providing for the regulation of collection agencies; requiring license for such agencies; providing for fees and bonds therefore; prescribing manner of applying for collection agency license; establishing a collection agencies board; providing for meetings and expenses thereof; establishing powers and meetings of board; providing for expenses of board; providing for records and funds to be kept; and prescribing penalties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Erickson, W. | Kingsbury | Rivinius |
| Aamoth | Freeman | Knudson | Rundle |
| Aas | Froelich | Kuehn | Sanstead |
| Anderson | Gackle | Lang | Schaffer |

| | | | |
|--------------|-------------|--------------|-------------|
| Atkinson | Ganser | Larson, G. | Seibel |
| Austin | Giffey | Larson, L. | Simonson |
| Belter | Glaspey | Leibhan | Solberg, I. |
| Berg | Goodman | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Connolly | Hickle | Miedema | Thorsgard |
| Dahl | Hilleboe | Moquist | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Eagles | Johnson, K. | Register | Wilkie |
| Emerson | Jones | Reimers | Mr. Speaker |
| Erickson, K. | Kelsch | | |

Those voting in the negative were:

| | | |
|-------|---------|--------|
| Burke | Mueller | Welder |
|-------|---------|--------|

Absent and not voting:

| | | | |
|--------|-----------|--------|----------|
| Backes | Dornacker | Powers | Sandness |
| Dick | | | |

So the bill passed and the title was agreed to.

Senate Concurrent Resolution No. 17. A Concurrent Resolution for a constitutional amendment authorizing the issuance of bonds of the state of North Dakota and the expenditure of the proceeds for the payment of adjusted compensation to North Dakota veterans of the Viet Nam conflict.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Lang | Seibel |
| Austin | Gackle | Larson, G. | Simonson |
| Backes | Ganser | Larson, L. | Solberg, I. |
| Belter | Giffey | Leibhan | Solberg, O. |
| Berg | Glaspey | Lillehaugen | Stoltenow |
| Bernabucci | Goodman | Linderman | Stone |
| Bier | Grant | Link | Streibel |
| Boustead | Halcrow | Lundene | Strinden |
| Boyum | Haugland | Matheny | Swedlund |
| Bullis | Henning | McDonald | Thompson |
| Bunker | Hensrud | Metzger | Thorsgard |
| Burke | Hentges | Miedema | Tweten |
| Connolly | Hickle | Moquist | Wagner |
| Dahl | Hilleboe | Mueller | Weber |
| Davis | Hoffner | Olienyk | Welder |
| Dawson | Hoghaug | Opedahl | Wells |
| DeKrey | Hougen | Peterson, J. | White |
| Diehl | Jenkins | Peterson, R. | Wilkie |
| Dornacker | Johnson, K | Register | Mr. Speaker |
| Eagles | Jones | Reimers | |

Absent and not voting:

Dick Powers Sandness

So the Senate Concurrent Resolution was declared adopted.

MESSAGE TO SENATE

House Chamber

Bismarck, March 3, 1969

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on Senate Bill No. 323:

Rep. Hentges
Rep. Hensrud
Rep. H. Thompson

ROY GILBREATH, Chief Clerk

Rep. Link moved that the absent members be excused, which motion prevailed.

Rep. Link moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-EIGHTH DAY

Bismarck, March 3, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Sgt. Ruby Hoffman, Salvation Army, Mandan.

Roll was called and all members were present except Reps. Powers and Sandness.

A quorum was declared by Speaker E. Johnson.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 60. A Concurrent Resolution requesting the Congress of the United States to amend the Internal Revenue Code of 1954 to limit the amount of farm losses which may be used to offset nonfarm income for federal income tax purposes and to limit this farm loss offset to bona fide farmers.

Was read the second time.

Rep. Wells requested that his remarks on House Concurrent Resolution No. 60 be printed in the Journal.

Rep. Wells:

"Somehow the arguments we heard Friday and are hearing today have a familiar ring. They are the same ones that we heard two years ago, only the victim has been changed. Then it was the large corporation that were going to purposely lose money in order to devour the farming industry in North Dakota. Today it is the overly rich individual who is threatening our economy. Who will be the next victim we will choose to remove as a potential investor and resident of this great state?

"I am sure that we have all read of the survey taken nationally that has pointed out that the role of large corporations in farming is not a threat and that the right to incorporate is a useful tool for family groups. Also we read that other states are finding it virtually impossible to limit farm corporations without hampering their agricultural industry. But we, in North Dakota, by an overwhelming vote of the people have chosen not to allow limited corporations to engage in farming.

"Today in House Concurrent Resolution No. 60 we are being asked to put our stamp of approval on what could eventually lead to the elimination of another group of farm operators, namely the farmer businessman. This includes many of us in this Assembly. It could also go as far as to not allow a farmer to take a job in town to supplement his income.

"Perhaps I am just a dumb durum farmer, but no one has satisfactorily explained to me how anyone, even the rich, can make a profit by purposely losing money on an investment. Evidently, we are just supposed to accept the fact that this can be done.

"Today we are being asked as a group, by a voice vote or individually if the vote is recorded, to stand up and be counted on this issue. We are all aware how our constituents feel about this one and it does make a difference at the polls. One Republican legislator, who openly opposed House Bill No. 782, won by 450 votes, Another, in the same district, who was the sponsor of the bill, won by a shaky 21 votes.

"So, ladies and gentlemen, I am asking that you vote YES for House Concurrent Resolution No. 60."

Rep. Hilleboe requested a recorded roll call vote on House Concurrent Resolution No. 60, which request was granted.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 56; nays, 38; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|----------|-------------|-------------|
| Austin | Ganser | Larson, G. | Sanstead |
| Backes | Giffey | Leibhan | Seibel |
| Berg | Glaspey | Lillehaugen | Simonson |
| Bier | Grant | Linderman | Solberg, I. |
| Boyum | Halcrow | Link | Solberg, O. |
| Dahl | Haugland | Lundene | Stone |
| Dawson | Hensrud | Matheny | Swedlund |
| DeKrey | Hoffner | Miedema | Thompson |
| Dick | Hougen | Mueller | Thorsgard |
| Diehl | Jones | Olienyk | Tweten |
| Erickson, K. | Kelsch | Opedahl | Weber |
| Erickson, W. | Knudson | Reimers | Wells |
| Froelich | Kuehn | Rivinius | Wilkie |
| Gackle | Lang | Rundle | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|-----------|------------|--------------|
| Aafedt | Burke | Hickle | Peterson, J. |
| Aamoth | Connolly | Hilleboe | Peterson, R. |
| Aas | Davis | Hoghaug | Register |
| Anderson | Dornacker | Jenkins | Stoltenow |
| Atkinson | Eagles | Johnson, K | Streibel |
| Belter | Emerson | Kingsbury | Strinden |
| Bernabucci | Freeman | Larson, L. | Wagner |
| Boustead | Goodman | McDonald | Welder |
| Bullis | Henning | Metzger | White |
| Bunker | Hentges | | |

Absent and not voting:

| | | | |
|---------|--------|----------|----------|
| Moquist | Powers | Sandness | Schaffer |
|---------|--------|----------|----------|

So the House Concurrent Resolution was declared adopted.

SECOND READING OF SENATE BILLS AND A CONCURRENT RESOLUTION

Senate Bill No. 79. A Bill for an Act to amend and reenact section 61-21-03 of the North Dakota Century Code, relating to the compensation of members of boards of drainage commissioners.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------|---------|---------|--------------|
| Aafedt | Eagles | Hougen | Peterson, R. |
| Aas | Emerson | Jenkins | Register |

| | | | |
|---|--------------|--------------|-------------|
| Anderson | Erickson, K. | Kingsbury | Reimers |
| Atkinson | Freeman | Knudson | Rivinius |
| Austin | Gackle | Lang | Sanstead |
| Backes | Ganser | Larson, G. | Seibel |
| Belter | Giffey | Larson, L. | Solberg, I. |
| Bier | Glaspey | Lillehaugen | Stone |
| Boustead | Goodman | Linderman | Streibel |
| Boyum | Grant | Link | Strinden |
| Bullis | Halcrow | Lundene | Swedlund |
| Bunker | Haugland | Matheny | Thompson |
| Burke | Henning | McDonald | Thorsgard |
| Connolly | Hensrud | Metzger | Tweten |
| Davis | Hentges | Miedema | Wagner |
| Dawson | Hickle | Mueller | Weber |
| Dick | Hilleboe | Olienyk | Wells |
| Diehl | Hoffner | Opedahl | White |
| Dornacker | Hoghaug | Peterson, J. | Mr. Speaker |
| Those voting in the negative were: | | | |
| Aamoth | Erickson, W. | Kuehn | Solberg, O. |
| Berg | Froelich | Leibhan | Stoltenow |
| Bernabucci | Johnson, K | Rundle | Welder |
| Dahl | Jones | Schaffer | Wilkie |
| DeKrey | Kelsch | Simonson | |
| Absent and not voting: | | | |
| Moquist | Powers | Sandness | |

So the bill passed and the title was agreed to.

Senate Bill No. 92. A Bill for an Act to amend and reenact section 1-03-01, 1-03-02, and 15-38-04 of the North Dakota Century Code, relating to the designation and definition of holidays.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 60; nays, 36; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Diehl | Jones | Sanstead |
| Aas | Dornacker | Kelsch | Schaffer |
| Anderson | Eagles | Kuehn | Solberg, O. |
| Atkinson | Emerson | Lang | Stone |
| Backes | Erickson, K. | Larson, L. | Streibel |
| Beiter | Freeman | Linderman | Strinden |
| Bernabucci | Froelich | Link | Swedlund |
| Bier | Giffey | Lundene | Thompson |
| Boustead | Hensrud | McDonald | Thorsgard |
| Boyum | Hentges | Metzger | Tweten |
| Bullis | Hilleboe | Miedema | Wagner |
| Bunker | Hoffner | Peterson, J. | Weber |
| Burke | Hoghaug | Register | White |
| Dahl | Hougen | Reimers | Wilkie |
| Dick | Jenkins | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|------------|-------------|--------------|
| Aafedt | Ganser | Kingsbury | Opedahl |
| Austin | Glaspey | Knudson | Peterson, R. |
| Berg | Goodman | Larson, G. | Rundle |
| Connolly | Grant | Leibhan | Seibel |
| Davis | Halcrow | Lillehaugen | Simonson |
| Dawson | Haugland | Matheny | Solberg, I. |
| DeKrey | Henning | Moquist | Stoltenow |
| Erickson, W. | Hickle | Mueller | Welder |
| Gackle | Johnson, K | Olienyk | Wells |

Absent and not voting:

Powers Sandness

So the bill passed and the title was agreed to.

Senate Bill No. 130. A Bill for an Act to maintain or obtain reasonable levels of air quality consistent with the protection of health, and the prevention of injury to plant, animal life and property; to promote the economic and social development of the state; to provide for the comfortable enjoyment of the natural attractions of the state to the greatest extent practical; to establish a statewide program of air pollution prevention, abatement and control; and to coordinate the activities of local and regional air pollution control programs within the state; and creating an Air Pollution Control Advisory Council.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rundle |
| Aamoth | Erickson, K. | Knudson | Sandness |
| Aas | Erickson, W. | Kuehn | Sanstead |
| Anderson | Freeman | Lang | Schaffer |
| Atkinson | Froelich | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Gaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | Rivinius | |

Those voting in the negative were:

Bernabucci Gackle

Absent and not voting:

Powers

So the bill passed and the title was agreed to.

Senate Bill No. 341. A Bill for an Act to amend and reenact section 6-02-06 of the North Dakota Century Code, relating to hearing by board and conclusions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |

| | | | |
|------------|-------------|--------------|-------------|
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

Powers

So the bill passed and the title was agreed to.

Senate Bill No. 345. A Bill for an Act to define credit cards and other terms, and to provide for limited imposition of liability on the holder of a credit card.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

Powers

So the bill passed and the title was agreed to.

Senate Bill No. 441. A Bill for an Act to amend and reenact subsection 6 of section 61-28-02 of the North Dakota Century Code, relating to the definition of "Waters of the state."

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Erickson, W. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stoltenow |
| Bier | Goodman | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Thompson |
| Bunker | Hensrud | Metzger | Thorsgard |
| Burke | Hentges | Miedema | Tweten |
| Connolly | Hickle | Moquist | Wagner |
| Dahl | Hilleboe | Mueller | Weber |
| Davis | Hoffner | Olienyk | Welder |
| Dawson | Hoghaug | Opedahl | Wells |
| DeKrey | Hougen | Peterson, J. | White |
| Dick | Jenkins | Peterson, R. | Wilkie |
| Diehl | Johnson, K. | Register | Mr. Speaker |
| Dornacker | Jones | Reimers | |

Absent and not voting:

Gackle Powers Swedlund

So the bill passed and the title was agreed to.

Senate Concurrent Resolution No. 22. A Concurrent Resolution urging the United States Department of Agriculture to give favorable consideration to annual incentive payments to owners of native woodlands in order to preserve those native woodlands still existing.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

MESSAGES FROM THE SENATE

Senate Chamber
Bismarck, March 3, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 129

House Bill No. 202

House Bill No. 307

House Bill No. 310

House Concurrent Resolution No. 31

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber
Bismarck, March 3, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 60

House Bill No. 70

House Bill No. 91
 House Bill No. 100
 House Bill No. 101
 House Bill No. 102
 House Bill No. 111
 House Bill No. 114
 House Bill No. 159
 House Bill No. 171

Which the President has signed.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 3, 1969

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 24
 Senate Concurrent Resolution No. 25
 Senate Concurrent Resolution No. 34
 Senate Concurrent Resolution No. 37
 Senate Concurrent Resolution No. 38
 Senate Concurrent Resolution No. 42
 Senate Concurrent Resolution No. 53
 Senate Concurrent Resolution No. 67

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 3, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 67

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 3, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 39

House Bill No. 69

House Bill No. 446

Which the Senate has amended as follows:

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL NO. 39

In line 44 delete the triple parentheses before and after the word "cancellation" and before the word "**removal**" insert the word "**and**"

In line 52 delete the triple parentheses before the word "cancellation"

In line 53 insert triple parentheses before the word "of" and before the word "**removal**" insert the word "**and**" and after the word "**removal**" insert the word "**thereof**"

Re-number the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 69

In line 23 before the word "Signed" insert the word "**Witness:**"

In line 24 before the word "Post office" insert the following underlined " _____ "

AMENDMENTS TO HOUSE BILL NO. 446

In line 29 after the second word "**shall**" insert the word "**intentionally**"

In line 32 after the word "assessment" insert the following: "on such property"

In line 35 delete everything after the period.

Delete all of lines 36 and 37

Renumber the lines accordingly.

MESSAGES TO THE SENATE

House Chamber

Bismarck, March 3, 1969

Mr. President: I have the honor to return:

Senate Bill No. 173

Senate Bill No. 224

Senate Bill No. 309

Senate Bill No. 389

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chambers

Bismarck, March 3, 1969

Mr. President: I have the honor to return:

Senate Bill No. 118

Senate Bill No. 205

Senate Bill No. 247

Senate Bill No. 256

Senate Bill No. 334

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 3, 1969

Mr. President: I have the honor to return:

Senate Bill No. 98

Senate Bill No. 305

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 3, 1969

Mr. President: I have the honor to transmit:

House Bill No. 95

House Bill No. 147

House Bill No. 148

House Bill No. 191

House Bill No. 164

House Bill No. 139

House Bill No. 120

House Bill No. 108

House Bill No. 93

House Bill No. 68

House Bill No. 32

House Concurrent Resolution No. 57

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Bismarck, March 3, 1969

Mr. President: I have the honor to return:

Senate Bill No. 63

Senate Bill No. 182

Senate Bill No. 187
 Senate Bill No. 191
 Senate Bill No. 197
 Senate Bill No. 210
 Senate Bill No. 235
 Senate Bill No. 302
 Senate Bill No. 311
 Senate Concurrent Resolution No. 21
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk
 House Chamber
 Bismarck, March 3, 1969

Mr. President: I have the honor to return:

Senate Bill No. 204
 Senate Bill No. 442

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber
 Bismarck, March 3, 1969

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to

Senate Bill No. 58
 Senate Bill No. 80
 Senate Bill No. 216
 Senate Bill No. 332

LEO LEIDHOLM, Secretary
 Senate Chamber
 Bismarck, March 3, 1969

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 115, and the President has appointed as a conference committee to act with a like committee from the House:

Senator Trenbeath
 Senator Jacobson
 Senator Wilhite

LEO LEIDHOLM, Secretary

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ray Schnell, and Rep. Schnell was thereupon introduced to the House.

Rep. Streibel moved that the House stand recessed until 1:00 P.M., March 4, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-EIGHTH DAY AFTER RECESS AND
FORTY-NINTH DAY

Bismarck, March 4, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

House Bill No. 32
House Bill No. 68
House Bill No. 93
House Bill No. 95
House Bill No. 108
House Bill No. 120
House Bill No. 139
House Bill No. 147
House Bill No. 148
House Bill No. 164
House Bill No. 191
House Concurrent Resolution No. 57
Which the President has signed.

LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 32
House Bill No. 68
House Bill No. 93
House Bill No. 95
House Bill No. 108
House Bill No. 120
House Bill No. 139
House Bill No. 147
House Bill No. 148
House Bill No. 164
House Bill No. 191
House Bill No. 60
House Bill No. 70
House Bill No. 91
House Bill No. 100
House Bill No. 101
House Bill No. 102
House Bill No. 111
House Bill No. 114
House Bill No. 159
House Bill No. 171

Have been delivered to the Governor for his approval at the hour at 11:15 o'clock a.m., March 4, 1969.

REP. GANSER, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 57

Was delivered to the Secretary of State at the hour of 12:05 o'clock p.m., March 4, 1969.

REP. GANSER, Chairman

MOTIONS

Rep. Hilleboe moved that Senate Bill No. 410 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Hilleboe moved that Senate Bill No. 410 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Aamoth moved that Senate Concurrent Resolution No. 62 be returned to the House from the Committee on Industry and Business, which motion prevailed.

Rep. Aamoth moved that Senate Concurrent Resolution No. 62 be re-referred to the Committee on State and Federal Government, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Boustead moved that the amendments to Senate Bill No. 202 as recommended by the Committee on Transportation as printed on page 925 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 3 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 7 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 18 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Bullis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 21 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 174 has had the same under consideration and recommends that the same be amended as follows:

In line 64 of the engrossed bill place triple parentheses before the word "acquired"

In line 68 place triple parentheses after the word "States" and immediately thereafter insert the following: **"involving municipalities with over ten thousand population"**

In line 81 place triple parentheses before the word "where"

In line 82 place triple parentheses after the word "involved"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 243 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 312 has had the same under consideration and recommends that the same be amended as follows:

In line 18 of the engrossed bill remove the triple parentheses before and after the word "Four" and delete the word "Five"

In line 21 remove the triple parentheses before and after the word "Five" and delete the word "Six"

In line 26 remove the triple parentheses before and after the word "six" and delete the word "seven"

In line 34 remove the triple parentheses before and after the word "seven" and delete the word "nine"

In line 50 place triple parentheses before and after the word "ten" and insert in lieu thereof the word "thirty"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 403 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the engrossed bill after the parentheses delete the word "The" and insert in lieu thereof the following language: "Upon petition of ten percent of the number of qualified electors of the county voting in the last election for governor or upon its own motion, the board of"; and delete the word "may" and insert in lieu thereof the word "shall"

In line 5 after the word "services" and before the period insert the following language: ", provided that such tax shall be approved by a majority of the voters of the county at a regular or special county-wide election"

In line 7 after the parentheses delete the word "Each" and insert in lieu thereof the following language: "Upon petition of ten percent of the number of qualified electors of the city voting in the last election for governor or upon its own motion, the governing body of each"; and delete the word "may" and insert in lieu thereof the word "shall"

In line 9 after the word "services" and before the period insert the following language: ", provided that such tax shall be approved by

a majority of the voters of the city at a regular or special city election”
And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Emerson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 407 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Ganser moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 471 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 32 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title of the engrossed bill delete “it to”

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 33 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 68 has had the same under consideration and recommends that the same be amended as follows:

Delete everything in the engrossed bill after the words “A BILL” and insert in lieu thereof the following:

“For an Act to amend and reenact section 57-22-02.1 of the North Dakota Century Code, relating to publication of delinquent personal property tax lists.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 57-22-02.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-22-02.1. COUNTY AUDITOR TO PUBLISH LIST AND MAINTAIN RECORD OF DELINQUENT PERSONAL PROPERTY TAXES.) The county auditor, upon receiving a list of the delinquent personal property taxes as required by law, shall cause the same to be published in the official newspaper of the county and entered in individual accounts by taxpayers in a record to be kept in his office. Such record shall show the names of delinquent taxpayers alphabetically arranged, the amount of the tax of each, for what year or years, and all other information as shown on the original tax list. Subsequent payments shall be posted from duplicate copies of tax receipts transmitted by the treasurer and sheriff. **The list of the delinquent personal property taxes published in the official news-**

paper of the county may show the total due by each person, firm, or corporation, and need not list such delinquent personal property taxes by year."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 100 has had the same under consideration and recommends that the same be amended as follows:

In line 35 of the engrossed bill following the period insert:

"Any grants agreed to be made by the United States of America or any agency or instrumentality thereof to reduce the interest cost of bonds, whether or not pledged to the payment of the bonds or interest thereon as part of the income and revenue to be derived from the operation of the buildings or improvements pledged to the payment of the issue, shall be considered as a reduction in the interest costs of the bonds with respect to which the grant is made, for purposes of the rate limitations on interest costs provided herein."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Hougen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 107 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 266 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted. Senate Bill No. 266 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 321 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 394 has had the same under consideration and recommends that the same be amended as follows:

In line 15 of the engrossed bill after the word "radio" insert the words **"or television"**

In line 16 after the word "any" insert the words **"candidate for public office, any"**

In line 19 after the word "radio" insert the words **"or television"**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 464 has had the same under consideration and recommends that th same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 469 has had the same under consideration and recommends that the same be amended as follows:

In line 10 of the engrossed Bill delete "\$1,000.00" and insert in lieu thereof "\$3,000.00"

In line 11 delete "\$3,000.00" and insert in lieu thereof "\$2,000.00"

In line 13 delete "\$1,000.00" and insert in lieu thereof "\$3,000.00"

In line 14 delete "\$2,000.00" and insert in lieu thereof "\$3,000.00"

In line 15 delete "\$1,000.00" and insert in lieu thereof "\$3,000.00"

In line 16 delete "\$1,000.00" and insert in lieu thereof "\$3,000.00"

In line 17 delete "\$1,000.00" and insert in lieu thereof "\$3,000.00"

In line 26 delete "\$48,000.00" and insert in lieu thereof "\$72,000.00"

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 474 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 70 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 71 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 72 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 65. A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-38-04 of the North Dakota Century Code, to provide for exclusion of income of a nonresident received from personal or professional services performed in this state if the state in which the nonresident resides grants reciprocal treatment to residents of this state, and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 1; absent and not voting, 25.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Giffey | Lang | Sandness |
| Anderson | Glaspay | Larson, G. | Sanstead |
| Austin | Grant | Lillehaugen | Schaffer |
| Belter | Halcrow | Linderman | Seibel |
| Berg | Haugland | Link | Simonson |
| Bier | Henning | Matheny | Solberg, I. |
| Bunker | Hentges | Metzger | Solberg, O. |
| Burke | Hickle | Miedema | Stoltenow |
| Connolly | Hilleboe | Moquist | Sträibel |
| Davis | Hoffner | Mueller | Strinden |
| Dick | Hoghaug | Olienyk | Swedlund |
| Diehl | Hougen | Opedahl | Thompson |
| Eagles | Jenkins | Peterson, J. | Thorsgard |
| Emerson | Johnson, K. | Peterson, R. | Tweten |
| Erickson, K. | Jones | Register | Wagner |
| Erickson, W. | Kelsch | Reimers | Wells |
| Freeman | Kingsbury | Rivinius | White |
| Ganser | Knudson | Rundle | Mr. Speaker |

Those voting in the negative were:

Hensrud

Absent and not voting:

| | | | |
|------------|-----------|------------|----------|
| Aamoth | Bullis | Gackle | McDonald |
| Aas | Dahl | Goodman | Powers |
| Atkinson | Dawson | Kuehn | Stone |
| Backes | DeKrey | Larson, L. | Weber |
| Bernabucci | Dornacker | Leibhan | Welder |
| Boustead | Froelich | Lundene | Wilkie |
| Boyum | | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Strinden moved that Senate Bill No. 152 be moved to the foot of the calendar, which motion prevailed.

Rep. Streibel moved that Senate Bill No. 163 be moved to the foot of the calendar, which motion prevailed.

Rep. Kelsch moved that the House concur in the Senate amendments to House Bill No. 69, which motion prevailed.

Rep. Kelsch moved that the rules be suspended, House Bill No. 69 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 69. A Bill for an Act to amend and reenact section 16-18-06 of the North Dakota Century Code, relating to the application for absentee ballots.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|---------|-------------|-------------|
| Aafedt | Freeman | Knudson | Sandness |
| Aamoth | Gackle | Kuehn | Sanstead |
| Aas | Ganser | Lang | Schaffer |
| Anderson | Giffey | Larson, G. | Seibel |
| Austin | Glaspay | Larson, L. | Simonson |
| Backes | Goodman | Lillehaugen | Solberg, I. |

| | | | |
|-------------------------------|------------|--------------|-------------|
| Belter | Grant | Linderman | Solberg, O. |
| Berg | Halcrow | Link | Stoltenow |
| Bernabucci | Haugland | Lundene | Stone |
| Bier | Henning | Matheny | Streibel |
| Boyum | Hensrud | Metzger | Strinden |
| Bunker | Hentges | Miedema | Swedlund |
| Burke | Hickle | Moquist | Thompson |
| Connolly | Hilleboe | Mueller | Thorsgard |
| Dahl | Hoffner | Olienyk | Tweten |
| Davis | Hoghaug | Opedahl | Wagner |
| Dawson | Hougen | Peterson, J. | Weber |
| Dick | Jenkins | Peterson, R. | Welder |
| Diehl | Johnson, K | Register | Wells |
| Eagles | Jones | Reimers | White |
| Emerson | Kelsch | Rivinius | Wilkie |
| Erickson, K. | Kingsbury | Rundle | Mr. Speaker |
| Erickson, W. | | | |
| Absent and not voting: | | | |
| Atkinson | DeKrey | Froelich | McDonald |
| Boustead | Dornacker | Leibhan | Powers |
| Bullis | | | |

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 126 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 23 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the engrossed bill delete the sum \$1,197,401.00 and in lieu thereof insert the sum \$1,182,582.00.

Line 5 after the word "and" delete the sum \$1,115,401.00 and in lieu thereof insert the sum \$1,100,582.00.

Line 14 delete the sum \$811,901.00 and in lieu thereof insert the sum \$797,082.00.

Line 21 delete the sum \$1,197,401.00 and in lieu thereof insert the sum \$1,182,582.00.

Line 23 delete the sum \$1,115,401.00 and in lieu thereof insert the sum \$1,100,582.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of the committee to reduce the percentage of salary increase from 9% to 7% to provide for more moderate salary increases.

REP. MUELLER, Chairman

Rep. J. Peterson moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 24. A Concurrent Resolution for the amendment of section 82 of the Constitution of the state of North Dakota, relating to removing the term limitation on the eligibility of a person to seek the office of state treasurer.

Was read the first time and referred to the committee on State and Federal Government.

Senate Concurrent Resolution No. 25. A Concurrent Resolution expressing the policy of the state in its relations with tribal councils.

Was read the first time and referred to the committee on State and Federal Government.

Senate Concurrent Resolution No. 34. A Concurrent Resolution urging Congress to direct the United States Army Corps of Engineers to construct and maintain at Federal expense additional bank stabilization works on the Missouri River in North Dakota.

Was read the first time and referred to the committee on Agriculture.

Senate Concurrent Resolution No. 37. A Concurrent Resolution dissolving the Medora Restoration Commission which was created by House Concurrent Resolution "U" in 1959 Legislative Session.

Was read the first time and referred to the committee on State and Federal Government.

Senate Concurrent Resolution No. 38. A Concurrent Resolution for the amendment of section 121 of the Constitution of the state of North Dakota, relating to the elective franchise lowering the voting age from twenty-one to nineteen.

Was read the first time and referred to the committee on State and Federal Government.

Senate Concurrent Resolution No. 42. A Concurrent Resolution urging the United State Congress to reject any legislation aimed at establishing a massive land retirement program.

Was read the first time and referred to the committee on Agriculture.

Senate Concurrent Resolution No. 53. A Concurrent Resolution requesting the Congress of the United States to enact enabling legislation to reestablish a more efficient mail service by reinstating distribution of in transit mail in railway postoffice cars.

Was read the first time and referred to the committee on Transportation.

Senate Concurrent Resolution No. 67. A Concurrent Resolution seeking a National Policy under which programs for the correction of the social and economic ills of our State and Nation caused by population imbalance could be undertaken.

Was read the first time and referred to the committee on State and Federal Government.

SECOND READING OF SENATE BILLS

Senate Bill No. 230. A Bill for an Act to amend and reenact section 40-29-03 and to repeal section 40-29-12 of the North Dakota Century Code, relating to notice requirements for construction and repair of sidewalks.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Emerson | Kelsch | Register |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |
| Austin | Ganser | Larson, G. | Seibel |
| Backes | Giffey | Larson, L. | Simonson |
| Belter | Glaspey | Leibhan | Solberg, I. |
| Berg | Goodman | Lillehaugen | Solberg, O. |

| | | | |
|------------|------------|--------------|-------------|
| Bernabucci | Grant | Linderman | Stone |
| Bier | Halcrow | Link | Streibel |
| Boustead | Haugland | Lundene | Strinden |
| Boyum | Henning | Matheny | Swedlund |
| Bunker | Hensrud | McDonald | Thorsgard |
| Burke | Hentges | Metzger | Tweten |
| Connolly | Hickle | Miedema | Wagner |
| Dahl | Hilleboe | Moquist | Weber |
| Davis | Hoffner | Mueller | Welder |
| Dawson | Hoghaug | Olienyk | Wells |
| Dick | Hougen | Opedahl | White |
| Diehl | Jenkins | Peterson, J. | Wilkie |
| Dornacker | Johnson, K | Peterson, R. | Mr. Speaker |
| Eagles | Jones | | |

Absent and not voting:

| | | | |
|--------|----------|----------|-----------|
| Bullis | Froelich | Reimers | Stoltenow |
| DeKrey | Powers | Sandness | Thompson |

So the bill passed and the title was agreed to.

Senate Bill No. 324. A Bill for an Act establishing primary and excess insurance on automobile liability policies for anyone in the business of selling, repairing, servicing, storing, leasing, or parking of motor vehicles.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |
| Austin | Ganser | Larson, G. | Seibel |
| Backes | Giffey | Larson, L. | Simonson |
| Belter | Glaspey | Leibhan | Solberg, I. |
| Berg | Goodman | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stone |
| Bier | Halcrow | Link | Streibel |
| Boustead | Henning | Lundene | Strinden |
| Boyum | Hensrud | Matheny | Swedlund |
| Bunker | Hentges | McDonald | Thompson |
| Burke | Hickle | Metzger | Thorsgard |
| Connolly | Hilleboe | Miedema | Tweten |
| Dahl | Hoffner | Moquist | Weber |
| Davis | Hoghaug | Olienyk | Welder |
| Dawson | Hougen | Opedahl | Wells |
| Dick | Jenkins | Peterson, J. | White |
| Diehl | Johnson, K. | Peterson, R. | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|----------|----------|----------|-----------|
| Bullis | Haugland | Powers | Stoltenow |
| DeKrey | Mueller | Sandness | Wagner |
| Froelich | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 328. A Bill for an Act to amend Chapter 57-38 of the North Dakota Century Code by creating and enacting thereto a new section relating to reciprocal arrangements between states for withholding of income taxes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rivinius |
| Aamoth | Erickson, W. | Kuehn | Rundle |
| Aas | Freeman | Lang | Sandness |
| Anderson | Gackle | Larson, G. | Sanstead |
| Atkinson | Ganser | Larson, L. | Schaffer |
| Austin | Giffey | Leibhan | Seibel |
| Backes | Glaspey | Lillehaugen | Simonson |
| Belter | Goodman | Linderman | Solberg, I. |
| Berg | Grant | Link | Solberg, O. |
| Bernabucci | Halcrow | Lundene | Stone |
| Bier | Henning | Matheny | Streibel |
| Boustead | Hensrud | McDonald | Strinden |
| Boyum | Hentges | Metzger | Swedlund |
| Bunker | Hickle | Miedema | Thompson |
| Burke | Hilleboe | Moquist | Thorsgard |
| Dahl | Hoffner | Mueller | Tweten |
| Davis | Hoghaug | Olienyk | Weber |
| Dawson | Hougen | Opedahl | Welder |
| Dick | Jenkins | Peterson, J. | Wells |
| Diehl | Johnson, K. | Peterson, R. | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | Kingsbury | | |

Absent and not voting:

| | | | |
|----------|----------|----------|-----------|
| Bullis | DeKrey | Haugland | Stoltenow |
| Connolly | Froelich | Powers | Wagner |

So the bill passed and the title was agreed to.

Senate Bill No. 359. A Bill for an Act to amend and reenact section 14-07-15 of the North Dakota Century Code, relating to the abandonment and nonsupport of a child.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Reimers |
| Aamoth | Erickson, K. | Knudson | Rivinius |
| Aas | Erickson, W. | Kuehn | Rundle |
| Anderson | Freeman | Lang | Sandness |
| Atkinson | Gackle | Larson, G. | Sanstead |
| Austin | Ganser | Larson, L. | Schaffer |
| Backes | Giffey | Leibhan | Seibel |
| Belter | Glaspey | Lillehaugen | Simonson |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Henning | Matheny | Strinden |
| Boyum | Hensrud | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Moquist | Tweten |
| Dahl | Hoffner | Mueller | Weber |
| Davis | Hoghaug | Olienyk | Welder |
| Dawson | Hougen | Opedahl | Wells |
| Dick | Jenkins | Peterson, J. | White |
| Diehl | Johnson, K. | Peterson, R. | Wilkie |

| | | | |
|-------------------------------|----------|-------------|-------------|
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | Kelsch | | |
| Absent and not voting: | | | |
| Bullis | Froelich | Powers | Stoltenow |
| DeKrey | Haugland | Solberg, I. | Wagner |

So the bill passed and the title was agreed to.

Senate Bill No. 413. A Bill for an Act to amend and reenact section 57-22-25 of the North Dakota Century Code, relating to travel fees for sheriffs for distraint.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Henning | Matheny | Strinden |
| Boyum | Hensrud | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Moquist | Tweten |
| Dahl | Hoffner | Mueller | Weber |
| Davis | Hougen | Olienyk | Welder |
| Dawson | Jenkins | Opedahl | Wells |
| Dick | Johnson, K. | Peterson, J. | White |
| Diehl | Jones | Peterson, R. | Wilkie |
| Dornacker | Kelsch | Register | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

Hoghaug

Absent and not voting:

| | | | |
|--------|----------|---------|-----------|
| Bullis | Froelich | Powers | Stoltenow |
| DeKrey | Haugland | Reimers | Wagner |

So the bill passed and the title was agreed to.

Senate Bill No. 152. A Bill for an Act to amend and reenact subsection 1 of section 57-39.2-18 and subsection 1 of section 57-40.2-15 of the North Dakota Century Code, relating to sales and use tax penalties.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Belter | Glaspay | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Henning | Matheny | Strinden |
| Boyum | Hensrud | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Moquist | Tweten |
| Dahl | Hoffner | Mueller | Weber |
| Davis | Hoghaug | Olienyk | Welder |
| Dawson | Hougen | Opedahl | Wells |
| Dick | Jenkins | Peterson, J. | White |
| Diehl | Johnson, K. | Peterson, R. | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | Kelsch | Reimers | |
| Absent and not voting: | | | |
| Bullis | Froelich | Powers | Wagner |
| DeKrey | Haugland | Stoltenow | |

So the bill passed and the title was agreed to.

Senate Bill No. 163. A Bill for an Act to create and enact section 6-03-59.1 of the North Dakota Century Code, relating to leasing of personal property, limitation on term and amount.

Was read the second time.

Rep. Hoghaug requested that he be excused from voting on Senate Bill No. 163 because of a personal interest.

Rep. Bier moved that Rep. Hoghaug be permitted to vote on Senate Bill No. 163, which motion prevailed.

Speaker E. Johnson ruled that all members with a banking interest be permitted to vote on Senate Bill No. 163.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 72; nays, 21; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Erickson, W. | Kuehn | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Solberg, I. |
| Bernabucci | Giffey | Linderman | Solberg, O. |
| Bier | Goodman | Lundene | Stone |
| Boustead | Halcrow | McDonald | Strinden |
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hentges | Miedema | Thompson |
| Bunker | Hilleboe | Moquist | Thorsgard |
| Burke | Hoffner | Mueller | Tweten |
| Davis | Hoghaug | Olienyk | Weber |
| Dick | Hougen | Opedahl | Welder |
| Diehl | Jenkins | Peterson, J. | Wells |
| Dornacker | Johnson, K. | Peterson, R. | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|---------|-------------|-----------|
| Atkinson | Dawson | Knudson | Rivinius |
| Austin | Glaspay | Leibhan | Seibel |
| Belter | Grant | Lillehaugen | Simonson |
| Berg | Hensrud | Link | Stoltenow |
| Connolly | Hickle | Matheny | Streibel |
| Dahl | | | |

Absent and not voting:

DeKrey Haugland Powers Wagner
 Froelich

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 237

Senate Bill No. 256

Senate Bill No. 271

Senate Bill No. 360

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 237

Senate Bill No. 256

Senate Bill No. 271

Senate Bill No. 360

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 69.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FORTY-NINTH DAY

Bismarck, March 4, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Stanley Sticka, Annunciation Priory, Bismarck.

Roll was called and all members were present except Reps. DeKrey, Froelich, Haugland, L. Powers and Wagner.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-sixth Day After Recess, Forty-seventh Day and Forty-eighth Day and recommends that the same be corrected as follows:

Page 926, line 20, delete the words "as amended"

Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-third Day After Recess and Forty-fourth Day, and recommends that the same be corrected as follows: Page 859, delete lines 9 through 16.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Lindermann moved that the report be adopted, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 237

Senate Bill No. 256

Senate Bill No. 271

Senate Bill No. 360

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 39, which motion prevailed.

Rep. Dornacker moved that the rules be suspended, House Bill No. 39 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 39. A Bill for an Act to amend and reenact sections 57-28-17 and 57-28-21 of the North Dakota Century Code, relating to the removal of general taxes, hail indemnity taxes, and special assessments of record when tax delinquent land is sold by the county.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Knudson | Rivinius |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Henning | Matheny | Strinden |
| Boyum | Hensrud | McDonald | Swedlund |
| Bullis | Hentges | Metzger | Thompson |
| Bunker | Hickle | Miedema | Thorsgard |
| Burke | Hilleboe | Moquist | Tweten |
| Dahl | Hoffner | Mueller | Weber |
| Davis | Hoghaug | Olienyk | Welder |
| Dawson | Hougen | Opedahl | Wells |
| Dick | Jenkins | Peterson, J. | White |
| Diehl | Johnson, K. | Peterson, R. | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

| | | |
|----------|-----------|--------|
| Connolly | Kingsbury | Rundle |
|----------|-----------|--------|

Absent and not voting:

| | | | |
|----------|----------|----------|--------|
| DeKrey | Haugland | Sanstead | Wagner |
| Froelich | Powers | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 446, which motion prevailed.

Rep. Dornacker moved that the rules be suspended, House Bill No. 446 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 446. A Bill for an Act to amend and reenact section 57-12-01.1 of the North Dakota Century Code, relating to spot checks of real and personal property, and providing a penalty for omission to list or for refusal to list property for assessment purposes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 12; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Knudson | Rivinius |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Backes | Giffey | Leibhan | Solberg, O. |
| Belter | Glaspey | Lillehaugen | Stone |
| Bernabucci | Goodman | Linderman | Streibel |
| Bier | Grant | Link | Swedlund |
| Boustead | Halcrow | Lundene | Thompson |
| Boyum | Henning | Matheny | Thorsgard |
| Bullis | Hensrud | McDonald | Tweten |
| Bunker | Hentges | Metzger | Weber |
| Burke | Hilleboe | Miedema | Welder |
| Dahl | Hoffner | Moquist | Wells |
| Dick | Hoghaug | Olienyk | White |
| Diehl | Hougen | Opedahl | Wilkie |
| Dornacker | Jenkins | Peterson, R. | Mr. Speaker |
| Eagles | Johnson, K. | Register | |

Those voting in the negative were:

| | | | |
|----------|--------|-----------|-----------|
| Berg | Dawson | Kingsbury | Simonson |
| Connolly | Hickle | Mueller | Stoltenow |
| Davis | Jones | Rundle | Strinden |

Absent and not voting:

| | | | |
|----------|--------------|----------|--------|
| DeKrey | Haugland | Powers | Wagner |
| Froelich | Peterson, J. | Sanstead | |

So the bill passed and the title was agreed to.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 223 has had the same under consideration and recommends that the same be amended as follows:

In line 15 of the engrossed bill delete the following: "Such legislative authorization may be"

Delete all of lines 16 through 20

In line 21 delete the following: "54-44.1-11" and insert in lieu thereof the following: "Such legislative authorization may be aggregated and the appropriation of the proceeds of the bonds for the construction of the buildings or improvements shall not be subject to cancellation under the provisions of section 54-44.1-11. Authorization for the issuance of bonds by the 1969 legislative assembly and authoriza-

tions of previous legislative assemblies shall, however, expire on July 1, 1973, unless bonds have been issued for the construction of buildings or improvements in the amounts so authorized or a contract for the design of the building has been signed by the board of higher education prior to such date. Authorization for the issuance of bonds by succeeding legislative assemblies shall expire four years after the effective date of the authorization unless bonds have been issued for the construction of buildings or improvements in the amounts so authorized or a contract for the design of the building has been signed by the board of higher education prior to such expiration date or the authorization specifies a different expiration date"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 39

House Bill No. 446

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 40

House Bill No. 56

House Bill No. 75

House Bill No. 132

House Bill No. 134

House Bill No. 178

House Bill No. 194

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL No. 40

In line 6 after the word "municipality" insert the following "and approval,"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 56

In line 13 after the word "activities" insert the following: "excepting those foreign corporations qualified to act as surety or guarantor under the provisions of Section 6-05-30 of the North Dakota Century Code"

In line 38 insert triple parentheses before the numeral "5"

In line 46 delete the triple parentheses before the word "or"

In line 47 insert triple parentheses before and after the numeral "6" and insert in lieu thereof "5"

In line 49 delete the numeral "7" and insert in lieu thereof "6"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 75

In line 9 after the word "total" insert the words "of the assessed"

In line 12 insert triple parentheses before and after the word "six" and insert in lieu thereof the word "fifteen"

In line 29 insert triple parentheses before the word "over" and

after the word "of" and after the words "sixty-five" insert the words "years of age or older"

In line 36 insert triple parentheses before the word "over" and after the word "of" and after the words "sixty-five" insert the words "years of age or older"

In line 38 after the period insert the following: "The term "dependent" shall include the spouse, if any, of the person claiming the exemption."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 132

In line 4 delete the words "less than" and after the word "dollars" insert the words "or less" and delete the comma

Delete all of lines 5, 6 and 7 and insert in lieu thereof the following: "from all sources, including the income of any person dependent upon him, including any county, state, or federal public assistance benefits, social security, or other retirement benefits, shall"

In line 9 after the word "dollars" insert the words "of assessed valuation"

In line 19 delete the word "his" and insert in lieu thereof the word "such"

In line 20 delete the words "is less than" and insert in lieu thereof the words "does not exceed"

In line 21 after the period insert the following: "The term "dependent" shall include the spouse, if any, of the person claiming the exemption."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 134

In line 14 delete the word "one" and insert in lieu thereof the word "two"

In line 15 delete the word "one" and insert in lieu thereof the word "two"

In line 16 delete the word "one" and insert in lieu thereof the word "two"

In line 20 delete the word "six" and insert in lieu thereof the word "seven"

AMENDMENTS TO HOUSE BILL No. 178

In line 35 after the period insert the following "Should such appointment not be made, the position shall be filled by the district chairman."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 194

In line 13 after the word "postmarked" insert the words "more than"

In line 23 after the word "postmarked" insert the words "more than"

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 81
House Bill No. 236
House Bill No. 237
House Bill No. 294
House Bill No. 349

House Bill No. 424

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 24

House Bill No. 27

House Bill No. 38

House Bill No. 41

House Bill No. 42

House Bill No. 52

House Bill No. 71

House Bill No. 73

House Bill No. 80

House Bill No. 87

House Bill No. 98

House Bill No. 115

House Bill No. 141

House Bill No. 142

House Bill No. 145

House Bill No. 146

House Bill No. 172

House Bill No. 228

House Bill No. 231

House Bill No. 273

House Bill No. 275

House Bill No. 295

House Bill No. 316

House Bill No. 336

House Concurrent Resolution No. 3

House Concurrent Resolution No. 11

House Concurrent Resolution No. 27

House Concurrent Resolution No. 46

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered its action in concurring in the House amendment to Senate Bill No. 58 and has now refused to concur in the House amendment to Senate Bill No. 58 and the President has appointed a Conference Committee.

Senator Hernet

Senator Lips

Senator Van Horn

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 1:00 P.M., March 5, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk



FORTY-NINTH DAY AFTER RECESS AND FIFTIETH DAY

Bismarck, March 5, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 60.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and a resolution:

House Bill No. 129

House Bill No. 202

House Bill No. 307

House Bill No. 310

House Concurrent Resolution No. 31

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 137 has had the same under consideration and recommends that the same be amended as follows:

Delete everything in the engrossed bill after the words "A BILL" and insert in lieu thereof the following:

"For an Act to provide for the levying and collection of a tax for the privilege of doing business in this state on businesses, corporations, cooperative corporations, and certain commission salesmen; to provide for the imposition of a tax upon banks, trust companies, and building and loan associations for the privilege of transacting business in this state and providing penalties; to allocate moneys to counties and their political subdivisions; and to create and enact subsection 25 of section 57-02-08 and sections 57-39.2-03.1, 57-39.2-03.2, 57-39.2-08.1, 57-40.2-03.1, 57-40.2-03.2, and 57-40.3-03.1 of the North Dakota Century Code, relating to the elimination of personal property taxes on personal property not required to be assessed by the state board of equalization, and to provide for a separate and additional sales, use, and excise tax of one percent and to broaden the base of the sales and use taxes; and to repeal sections 18-03-09 and 37-01-27, chapter 57-03, section 57-15-23, and subsection 14 of section 57-39.2-04 of the North Dakota Century Code, relating to the per capita school

tax; exemption from the sales tax on sales made from vending machines; and the assessment and valuation of grain; declaring legislative intent; and providing an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1.) Subsection 25 of section 57-02-08 of the 1967
2 Supplement to the North Dakota Century Code is hereby created
3 and enacted to read as follows:

4 25. All personal property not required by section 179 of the
5 Constitution of North Dakota to be assessed by the state
6 board of equalization shall become exempt from assessment
7 and taxation in the year 1970 and such property shall not
8 be assessed or taxed for that year or for any year there-
9 after; provided that this provision shall not apply to any
10 property that is either subjected to a tax which is imposed
11 in lieu of ad valorem taxes or to any particular kind or
12 class of personal property, including mobile homes or house
13 trailers, that is subjected to a tax imposed pursuant to any
14 other provision of law except as specifically provided in
15 this Act. In addition, this Act shall not exempt from
16 taxation the personal property of any corporation organized
17 pursuant to the North Dakota Nonprofit Corporation Act,
17a which
18 is not exempt from personal property taxation under any
18a other
19 statute. Provided, however, that the provisions of this
20 section of this Act shall not become effective if for any
21 reason any other provision of this Act does not become
22 effective, nor shall the provisions of this section continue
23 in effect if this Act does become effective and any part of
24 it is invalidated or disapproved in any way, other than by
25 action of the legislative assembly, that would cause it
26 to become ineffective.

27 SECTION 2. BUSINESS AND CORPORATION PRIVILEGE
27a TAX.)

28 1. Each individual, estate, or trust required to file an
29 income tax return pursuant to chapter 57-38 and who
30 derives income from the operation of a business, trade,
31 or profession, other than as an employee or of a casual
32 nature, shall pay a tax for the privilege of doing
33 business in this state of one percent of the net income
34 derived from the operation of such business, trade, or
35 profession, but the minimum tax assessable to any one
36 taxpayer shall be twenty dollars, which tax shall be a
37 separate tax that is levied in addition to the taxes
38 provided for in chapter 57-38. For the purposes of this
39 subsection, the term "net income" means the gross income
40 derived from such business, trade, or profession less the
41 expenses of carrying on such business, trade, or
42 profession, as computed for federal income tax purposes
43 pursuant to the provisions of the United States Internal
44 Revenue Code of 1954, as amended. Provided, however,
45 that the provisions of this subsection of this section of
46 this Act shall not become effective if for any reason any
47 other provision of this Act does not become effective, nor
48 shall the provisions of this subsection continue in effect
49 if this Act does become effective and any part of it is
50 invalidated or disapproved in any way, other than by
51 action of the legislative assembly, that would cause it
52 to become ineffective.

53 2. Each corporation, the personal property of which is not
54 assessed by the state board of equalization, and which is
55 not subject to a special tax in lieu of personal property

- 56 taxes, required to file an income tax return pursuant to
 57 the provisions of chapter 57-38, in addition to any other
 58 taxes imposed by such chapter, shall pay a separate and
 59 additional tax, for the privilege of doing business in this
 60 state, of one percent of its taxable income computed as
 61 provided by section 57-38-01.3, except that federal income
 62 taxes paid or accrued shall not be deducted, and except as
 63 otherwise provided in this Act. Each cooperative
 63a corporation
 64 required to file an income tax return pursuant to the
 65 provisions of chapter 57-38, in addition to any other
 66 taxes imposed by such chapter, shall pay a separate and
 67 additional tax, for the privilege of doing business in this
 68 state, of one percent of its net income. For the purposes
 69 of this Act, net income of a cooperative corporation shall
 70 include distributed patronage dividends, amounts allocated
 71 but withheld, and amounts earned but not allocated by the
 72 cooperative corporation. Each nonresident corporation or
 73 cooperative corporation which does business in the state
 74 of North Dakota shall be required to report its full and
 75 true income resulting from transactions completed in the
 76 state of North Dakota or from income producing activity
 77 performed in North Dakota and shall pay the tax provided
 78 in this section on such actual North Dakota earned income.
 79 The minimum tax assessable to any one taxpayer subject to
 80 the provisions of this section shall be twenty dollars.
 81 Provided, however, that the provisions of this subsection
 82 of this section of this Act shall not become effective if
 83 for any reason any other provision of this Act does not
 84 become effective, nor shall the provisions of this sub-
 85 section continue in effect if this Act does become effective
 86 and any part of it is invalidated or disapproved in any way,
 87 other than by action of the legislative assembly, that would
 88 cause it to become ineffective.
- 89 3. Each individual, estate, or trust required to file an
 90 income tax return pursuant to chapter 57-38, and who
 91 derives income in the form of commissions as compensation
 92 received from sales, other than sales of services, which are
 92a not
 93 subject to any of the additional business privilege taxes
 93a provided
 94 in this Act, and who is required by law to obtain a license
 94a to
 95 consummate such sales, shall pay a tax for the privilege of
 96 doing business in this state of one-half of one percent of
 97 the net income derived from such sales. The minimum tax
 98 assessable to any one taxpayer subject to the provisions of
 99 this section shall be twenty dollars. Provided, however,
 100 that the provisions of this subsection of this section of
 101 this Act shall not become effective if for any reason any
 102 other provision of this Act does not become effective, nor
 103 shall the provisions of this subsection continue in effect
 104 if this Act does become effective and any part of it is
 105 invalidated or disapproved in any way, other than by action
 106 of the legislative assembly, that would cause it to become
 107 ineffective.
 - 108 4. For the purposes of this section, the term "United
 109 States Internal Revenue Code of 1954, as amended" shall
 110 have the same meaning as provided in subdivision a of
 111 subsection 21 of section 57-38-01.
 - 112 5. For the purposes of administering the provisions of this
 113 section, the provisions of chapter 57-38, pertaining to the
 114 administration of the income tax law, not in conflict
 115 with the provisions of this section and including but not

116 limited to the provisions relating to the filing of returns,
 117 the withholding of income taxes, the payment of income
 118 taxes and interest and penalties thereon, refunds, attach-
 119 ment of liens for failure to pay such taxes, and civil and
 120 criminal penalties for failure to comply with the provisions
 121 of that chapter, shall govern the administration of the
 122 taxes levied in this section.

123 6. The provisions of this section shall be effective for all
 124 taxable years beginning on or after January 1, 1970.

125 SECTION 3. DEFINITIONS.) As used in this Act, unless the
 126 context or the subject matter otherwise requires:

127 1. "Bank" means any banking association organized under the
 128 laws of the United States or of the state of North Dakota
 129 located in and having its principal place of business in
 130 this state.

131 2. "Trust company" means any trust company organized
 131a under
 132 the laws of this state with its principal place of business
 133 in this state.

134 3. "Building and loan association" means any building and
 134a loan
 135 association or savings and loan association organized under
 136 the laws of the United States or the state of North Dakota,
 137 located in and having its principal place of business in
 138 this state.

139 4. "Net income" means gross income less the following
 139a deductions:

140 a. Ordinary and necessary expenses paid or incurred in
 141 carrying on any banking, trust company, or building and
 142 loan association business;

143 b. Interest or dividends paid;

144 c. Taxes, other than taxes imposed under this
 145 chapter, paid or accrued within the taxable year; and

146 d. Losses incurred during the taxable year not compen-
 147 sated for by insurance or other reimbursement.

148 SECTION 4. IMPOSITION AND BASIS OF TAX.) An
 148a annual tax is

149 hereby imposed upon each bank, trust company, and building and
 149a loan

150 association, for the grant to it of the privilege of transacting,
 151 or for the actual transacting by it, of business within this state

152 during any part of each tax year, commencing January 1, 1970.
 152a The

153 tax shall be based upon and measured by the net income of each
 153a bank,

154 trust company, and building and loan association for the preceding
 155 calendar year, including the amount of income received from tax-

156 exempt securities. The amount of the tax shall be computed at a
 157 rate of two percent of such net income. The liability for the tax

158 imposed by this Act shall arise upon the first day of each calendar
 159 year following the year for which the net income is used as the
 159a base

160 for measuring the tax. Provided, however, that the provisions of
 161 this section of this Act shall not become effective if for any

162 reason any other provision of this Act does not become effective,
 163 nor shall the provisions of this section continue in effect if this

164 Act does become effective and any part of it is invalidated or
 165 disapproved in any way, other than by action of the legislative

166 assembly, that would cause it to become ineffective.

167 SECTION 5. TAX RETURN — PAYMENT OF TAX.) On or
 167a before the

168 fifteenth day of April in each year, each bank, trust company, and
 169 building and loan association shall file a return with the state

170 tax commissioner, on forms to be provided by him, and remit the
170a tax
171 imposed by this Act for the preceding calendar year. Taxes due
171a and
172 unpaid by the fifteenth day of April for the preceding calendar
173 year shall be deemed delinquent, and a penalty of five percent
173a shall
174 attach and be charged on all such delinquent taxes, and
174a thenceforth
175 interest shall be charged at the rate of three-fourths of one
175a percent
176 per month of the original amount of delinquent taxes until such
177 taxes are paid.

178 SECTION 6. DISPOSITION OF TAX.) Upon receipt by the
178a tax
179 commissioner of the tax payable under this Act, he shall deposit
180 the same in the general fund of the state treasury.

181 SECTION 7. REASSESSMENT — ACCESS TO RECORDS.)
181a If at any time
182 the tax commissioner has reason to question the correctness of
182a the
183 return made to him under this Act, he may investigate the books
183a and
184 records of the bank, trust company, or building and loan
184a association
185 in question. If any additional tax is due and unpaid, it shall be
186 paid by such bank, trust company, or building and loan association
187 within thirty days after it receives notice thereof from the tax
188 commissioner. If such bank, trust company, or building and loan
189 association is found to have overpaid its tax and to be entitled to
190 a refund, such refund shall be made by the commissioner from the
191 general fund the state treasury. In enforcing this Act, the
192 commissioner shall have access, upon demand, to all books and
192a records
193 of any bank, trust company, or building and loan association
193a subject
194 to the provisions of this Act, and shall also have access to all
195 records, reports, and information in the office of the state
195a examiner
196 concerning any bank, trust company, or building and loan
196a association.
197 Information obtained from such sources shall not be disclosed by
197a the
198 commissioner or any of his employees or agents, except as may be
199 necessary in the enforcement of the law.

200 SECTION 8. LIEN.) The amount of tax due, from the date of
200a its
201 assessment, shall constitute a prior lien upon the assets of the
201a bank,
202 trust company, or building and loan association, and no
202a dividend
203 shall be declared or distributed while any tax assessed under this
204 Act remains delinquent and unpaid.

205 SECTION 9. PENALTIES.) If any bank, trust company, or
205a building
206 and loan association which has failed to file a return or which has
207 filed an incorrect or insufficient return, and which has been
208 notified by the tax commissioner of its delinquency, refuses or
209 neglects within thirty days after the mailing of such notice to
210 file a proper return, or if it files a fraudulent return, the
211 commissioner shall determine the tax according to his best
211a information
212 and belief, and shall assess such tax at not more than double the

213 amount so determined. The commissioner may allow further
213a time for
214 the filing of a return in such case.

215 Any bank, trust company, or building and loan association
216 which, or any officer thereof who, with intent to violate the
217 provisions of this Act, shall make, render, sign, or verify any
218 false or fraudulent return, report, or statement required under
219 this Act, is guilty of a misdemeanor punishable by a fine of not
220 more than one thousand dollars, or by imprisonment for not to
221 exceed one year, or by both such fine and imprisonment.

222 SECTION 10. TAX IMPOSED BY THIS ACT TO BE
222a SEPARATE

223 AND ADDITIONAL.) Notwithstanding sections 57-35-06 and
224 57-35.1-02 or any other provision of law, the tax imposed by this
225 Act shall be a separate and additional tax to the tax imposed by
226 chapters 57-35 and 57-35.1 of this Code.

227 SECTION 11.) Section, 57-39.2-03.1 of the North Dakota
228 Century Code is hereby created and enacted to read as follows:

229 57-39.2-03.1. SEPARATE AND ADDITIONAL TAX ON
229a RETAIL

230 SALES.) There is hereby imposed effective January 1, 1970, a
231 tax of one percent, which tax shall be in addition to any other
232 taxes provided for by law, upon the gross receipts of retailers
233 from all sales at retail including the leasing or renting of
234 tangible personal property as hereinafter provided in this
235 section within the state of North Dakota of the following to
236 consumers or users:

- 237 1. Tangible personal property, consisting of goods, wares,
238 or merchandise.
- 239 2. The furnishing or service of steam, gas, electricity,
240 water, or communication services.
- 241 3. Tickets or admissions to places of amusement or
242 entertainment or athletic events, including amounts
243 charged for participating in an amusement, entertainment,
244 or athletic activity, and including the playing of any
245 machine for amusement or entertainment in response to
246 the use of a coin.
- 247 4. Magazines and other periodicals, including subscriptions
248 thereto.
- 249 5. The leasing or renting of hotel, motel, or tourist court
250 accommodations for periods of less than thirty consecutive
251 calendar days or one month.
- 252 6. The leasing or renting of tangible personal property the
253 transfer of title to which has not been subjected to a
254 retail sales tax under this chapter or a use tax under the
255 provisions of chapter 57-40.2.

256 In the case of any contract awarded for the construction of
257 highways, roads, streets, bridges, and buildings prior to January 1,
258 1970, the contractor receiving the award shall be liable only for
259 the sales tax at the rate of tax in effect on the date of contract.

260 All definitions of terms, provisions for collection and
261 delinquency, exemptions, assessments, penalties, refunds, notices
262 and appeals, and all other provisions contained and provided for
263 in this chapter, and any other provisions of law now in effect or
264 which may become effective relating to the retail sales tax, shall
265 apply and are hereby made applicable to the tax imposed under
265a the

266 provisions of this section. Provided, however, that the provisions
267 of this section of this Act shall not become effective if for any
268 reason any other provision of this Act does not become effective,
269 nor shall the provisions of this section continue in effect if this
270 Act does become effective and any part of it is invalidated or
271 disapproved in any way, other than by action of the legislative
272 assembly, that would cause it to become ineffective.

273 SECTION 12.) Section 57-39.2-03.2 of the North Dakota
 274 Century Code is hereby created and enacted to read as follows:
 275 57-39.2-03.2. SALES TAX ON ALCOHOLIC BEVERAGES,
 275a TOBACCO
 276 PRODUCTS, AND OLEOMARGARINE.) Notwithstanding any
 276a other provision
 277 of law, the sales taxes imposed by this chapter shall apply to the
 278 gross receipts of retailers from all sales at retail beginning
 279 January 1, 1970, of liquor, beer, wine, tobacco, cigars, cigarettes,
 280 cigarette papers, snuff, and oleomargarine. Provided, however,
 281 that the provisions of this section of this Act shall not become
 282 effective if for any reason any other provision of this Act does
 283 not become effective, nor shall the provisions of this section
 284 continue in effect if this Act does become effective and any part
 285 of it is invalidated or disapproved in any way, other than by
 286 action of the legislative assembly, that would cause it to become
 287 ineffective.

288 SECTION 13.) Section 57-39.2-08.1 of the North Dakota
 289 Century Code is hereby created and enacted to read as follows:
 290 57-39.2-08.1. SEPARATE AND ADDITIONAL TAX ON

290a RETAIL
 291 SALES TO BE ADDED TO PURCHASE PRICE AND BE A
 291a DEBT.) Retailers
 292 shall add the tax imposed under section 57-39.2-03.1, or the
 293 average equivalent thereof, to the sales price or charge and
 294 when added such taxes shall constitute a part of such price or
 295 charge, shall be a debt from the consumer or user to the
 295a retailer
 296 until paid, and shall be recoverable at law in the same manner as
 297 other debts.

298 In adding such tax to the price or charge, and when such tax
 299 is applied and collected at the same time, in the same manner and
 300 in addition to but as a part of the sales taxes imposed by
 301 sections 57-39.2-02 and 57-39.2-03, retailers shall adopt the
 302 following bracket system for the application of the tax, which
 303 system shall supersede the bracket systems provided for in
 303a sections

304 57-39.2-07 and 57-39.2-08:

| | | |
|-----|-----------------------|--------|
| 305 | \$0.01 to \$0.15..... | no tax |
| 306 | .16 to .31..... | 1¢ tax |
| 307 | .32 to .51..... | 2¢ tax |
| 308 | .52 to .71..... | 3¢ tax |
| 309 | .72 to 1.00..... | 4¢ tax |

310 Each additional \$1.00..... 4¢ additional tax or each
 311 additional 25¢ or fraction thereof over \$1.00..... 1¢
 312 additional tax.

313 Provided, however, that the provisions of this section of this Act
 314 shall not become effective if for any reason any other provision
 315 of this Act does not become effective, nor shall the provisions of
 316 this section continue in effect if this Act does become effective
 317 and any part of it is invalidated or disapproved in any way, other
 318 than by action of the legislative assembly, that would cause it to
 319 become ineffective.

320 SECTION 14.) Section 57-40.2-03.1 of the North Dakota
 321 Century Code is hereby created and enacted to read as follows:

322 57-40.2-03.1. SEPARATE AND ADDITIONAL USE TAX.) An
 323 excise tax is imposed effective January 1, 1970, on the storage,
 324 use, or consumption in this state of tangible personal property
 325 purchased at retail for storage, use, or consumption in this state,
 326 at the rate of one percent of the purchase price of such property,
 327 which tax shall be in addition to any other taxes provided for by
 328 law. An excise tax is imposed on the storage, use, or consumption
 329 in this state of tangible personal property not originally

329a purchased
 330 for storage, use, or consumption in this state at the rate of one
 331 percent of the fair market value of such property at the time it
 332 was brought into this state. In the case of any contract awarded
 333 for the construction of highways, roads, streets, bridges, and
 334 buildings prior to January 1, 1970, the contractor receiving the
 335 award shall be liable only for the use tax at the rate of tax in
 336 effect on the date of the contract. All definitions of terms,
 337 provisions for collection and delinquency, exemptions,
 337a assessments,
 338 penalties, refunds, notices and appeals, and all other provisions
 339 contained and provided for in this chapter, and any other
 339a provisions
 340 of law now in effect or which may become effective relating to
 340a the
 341 use tax, shall apply and are hereby made applicable to the tax
 342 imposed under the provisions of this section. Provided,
 342a however,
 343 that the provisions of this section of this Act shall not become
 344 effective if for any reason any other provision of this Act does
 345 not become effective, nor shall the provisions of this section
 346 continue in effect if this Act does become effective and any part
 347 of it is invalidated or disapproved in any way, other than by
 348 action of the legislative assembly, that would cause it to
 348a become
 349 ineffective.
 350 SECTION 15.) Section 57-40.2-03.2 of the North Dakota
 351 Century Code is hereby created and enacted to read as follows:
 352 57-40.2-03.2. USE TAX ON ALCOHOLIC BEVERAGES,
 352a TOBACCO
 353 PRODUCTS, AND OLEOMARGARINE.) Notwithstanding any
 353a other provision
 354 of law, the use taxes imposed by this chapter shall apply to the
 355 storage, use, or consumption in this state beginning January 1,
 356 1970, of liquor, beer, wine, tobacco, cigars, cigarettes, cigarette
 357 papers, snuff, and oleomargarine. Provided, however, that the
 358 provisions of this section of this Act shall not become effective
 359 if for any reason any other provision of this Act does not become
 360 effective, nor shall the provisions of this section continue in
 361 effect if this Act does become effective and any part of it is
 362 invalidated or disapproved in any way, other than by action of
 362a the
 363 legislative assembly, that would cause it to become ineffective.
 364 SECTION 16.) Section 57-40.3-03.1 of the North Dakota
 365 Century Code is hereby created and enacted to read as follows:
 366 57-40.3-03.1. SEPARATE AND ADDITIONAL TAX
 366a IMPOSED.)
 367 There is hereby imposed effective January 1, 1970, an excise tax
 368 at the rate of one percent on the purchase price of any motor
 369 vehicle purchased or acquired either in or outside of the state
 370 of North Dakota for use on the streets and highways of this state
 371 and required to be registered under the laws of this state. The
 372 tax herein imposed shall be in addition to any other taxes
 372a provided
 373 for by law on the purchase price of any motor vehicle
 373a purchased or
 374 acquired either in or outside of the state of North Dakota for use
 375 on the streets and highways of this state and required to be
 376 registered under the laws of this state. Provided, however, that
 377 the provisions of this section of this Act shall not become
 378 effective if for any reason any other provision of this Act does
 379 not become effective, nor shall the provisions of this section
 380 continue in effect if this Act does become effective and any

380a part of
381 it is invalidated or disapproved in any way, other than by action
382 of the legislative assembly, that would cause it to become
383 ineffective.

384 SECTION 17. DISTRIBUTION TO COUNTIES AND LOCAL
385 SUBDIVISIONS.) On or before March 15, 1971, the county
385a auditor
386 of each county shall certify to the state tax commissioner the
387 total amount of taxes levied in the year 1968 for the county
388 cities, park boards, school districts, airport authorities,
389 townships, and all other units of government having the
389a authority
390 to levy taxes, and levies voted by the people, new or present
391 levies increased by legislative action of such county on those
392 items of personal property exempt under the provisions of
392a section
393 57-02-08, and, in addition, the total valuation of real estate and
394 taxes levied on real estate for the year 1968. On or before
395 May 1, 1971, and each year thereafter, the state tax
395a commissioner
396 shall certify for payment to the state treasurer an amount for
397 each county equal to fifty percent of the amount determined
397a to be
398 due such county based upon the personal property taxes levied in
399 the year 1968 for the political subdivisions herein mention on
400 the items of personal property exempt from the personal
400a property
401 tax under the provisions of section 57-02-08, the per capita school
402 tax under the provisions of section 57-15-23, and the grain tax
402a under
403 the provisions of chapter 57-03, together with any adjustments
403a to be
404 made according to the manner hereinafter provided. The
404a remaining fifty
405 percent due each county shall be paid on or before July 31, 1971,
405a and
406 each year thereafter. Within sixty days after the receipt of the
406a revenue
407 as provided by this section, the county treasurer shall allocate
408 and remit to the county, cities, park boards, school districts,
409 airport authorities, townships, and all other units of government
410 having the authority to levy taxes that amount of revenue which
410a is
411 received from the state in the same ratio as he would have
411a distributed
412 the revenue from the personal proptry tax, adjusting such
412a amount
413 by any increase or decrease in real property taxes as levied by
414 each taxing authority according to the formula hereinafter
414a provided.
415 In the years after 1969, payments to the counties under this
415a section
416 shall be made based upon such payment for 1969 together with a
417 growth factor which shall be based upon the dollar amount of
418 increase or decrease in real property taxes levied within each
419 county. For each four-dollar increase in real property taxation
420 within a county, the state shall contribute an additional one
421 dollar over that amount which was remitted in the base year.
422 For each four-dollar decrease in real property taxation within a
423 county, the state shall contribute one dollar less than that
423a amount
424 which was remitted in the base year.
425 Provided, however, that the provisions of this section of

426 this Act shall not become effective if for any reason any other
 427 provision of this Act does not become effective, nor shall the
 428 provisions of this section continue in effect if this Act does
 429 become effective and any part of it is invalidated or

429a disapproved

430 in any way, other than by action of the legislative assembly, that
 431 would cause it to become ineffective.

432 SECTION 18. DECLARATION OF LEGISLATIVE INTENT.)

432a It is the

433 intent of the legislative assembly to remove from taxation all
 434 personal property, except as specifically provided in this Act,
 435 and to replace such taxes with a separate one percent sales tax
 436 and a broadened base on sales and use taxes. It is the further
 437 intent of the legislative assembly to apply a business privilege
 438 tax on all professional and business income earned, other than as
 439 an employee, in order to prevent an unreasonable shifting of the
 440 tax burden to salaried persons. In addition, it is the intent
 441 of the legislative assembly to impose business privilege taxes

441a upon

442 corporations or cooperative corporations, banks, trust companies,
 442a and

443 building and loan associations, but to specifically exclude from
 443a the

444 provisions of this Act, both as to the exemption of personal

444a property

445 taxation and as to the replacement income taxes, those nonprofit
 446 corporations which do not pay income taxes, either because they
 446a are

447 exempted from the provisions of the income tax by law or

447a because of

448 the peculiar nature of their status in relation to other

448a corporations,

449 in order to prevent injustice by granting relief to any class

449a without

450 providing for the sharing of the replacement tax burden.

451 SECTION 19. APPROPRIATION.) There is hereby

451a appropriated

452 out of any moneys in the general fund in the state treasury, not
 453 otherwise appropriated, such amount as shall be necessary to
 453a carry

454 out the provisions of this Act.

455 SECTION 20. REPEAL.) Sections 18-03-09, 37-01-27,

455a 57-15-23,

456 and chapter 57-03 of the North Dakota Century Code and

456a subsection 14

457 of section 57-39.2-04 of the 1967 Supplement to the North Dakota

458 Century Code are hereby repealed."

Rep. Dornacker

Rep. Backes

Rep. Dahl

Rep. Dawson

Rep. Larson (Dist. 21)

Rep. Lundene

Rep. McDonald

Rep. Stone

Rep. Weber

Rep. Welder

Rep. Wilkie

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Backes moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 137 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Aas
Rep. Aamoth
Rep. Bernabucci
Rep. Boustead
Rep. Boyum
Rep. Gackle
Rep. Goodman

REP. DORNACKER, Chairman

Rep. Aas moved that the report of the minority be substituted for that of the majority, which motion failed.

The question then was on the motion of Rep. Backes that the report of the Majority of the Committee on Finance and Taxation on Senate Bill No. 137 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 4 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 5 has had the same under consideration and recommends that the same be amended as follows:

In the engrossed bill, delete lines 39 to 45 inclusive.

Re-number the lines accordingly.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 13 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 15 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the engrossed bill, after the words "the sum of" delete the sum \$965,465.00 and in lieu thereof insert the sum \$995,465.00.

Line 10 delete the sum \$113,365.00 and in lieu thereof insert the sum \$143,365.00.

Line 15 delete the sum \$965,465.00 and in lieu thereof insert the sum \$995,465.00.

Delete lines 23 to 30, inclusive.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Fees and services were increased by \$30,000.00 for the biennium to cover rent and telephone service to the Board of Administration in the State Capitol.

REP. MUELLER, Chairman

Rep. Freeman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 16 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 17 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 27 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 28 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 52 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Diehl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 56 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 109 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Bullis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 250 has had the same under consideration and recommends that the same be amended as follows:

Delete all of line 1 of the title of the engrossed bill.

In line 2 of the title delete "North Dakota Century Code," and insert in lieu thereof the following: "For an Act to amend and reenact section 61-16-11 of the North Dakota Century Code, by creating a new subsection thereto,"

Delete lines 1 through 3 and insert in lieu thereof the following:

"SECTION 1. AMENDMENT.) Section 61-16-11 of the North Dakota Century Code is hereby amended and reenacted by creating a new subsection to read as follows:"

In line 4 delete the numeral "17."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 260 has had the same under consideration and recommends that the same be amended as follows:

In line 45 of the engrossed bill delete the words **"if the high"**

Delete all of lines 46 through 49

In line 50 delete the following: **high school enrollment is three hundred one or more"**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 335 has had the same under consideration and recommends that the same be amended as follows:

In line 7 of the engrossed bill insert triple parentheses before the word "more"

In line 8 insert triple parentheses after the word "school"

In line 17 delete the following: **"except that such school board"**

Delete all of line 18

In line 19 delete the following: **"limits within which such school is located"** and insert in lieu thereof the following: **"In the event any school board elects to furnish vehicular transportation by public conveyance, the distance that each student must reside from his school in order to be entitled to such transportation may be determined by the school board in each district, but all students in the district shall be treated on the same basis in accordance with such determination"**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 425 has had the same under consideration and recommends that the same be amended as follows:

Delete Section 3 of the Engrossed Bill and insert a new section 3 in lieu thereof as follows:

"SECTION 3. AMENDMENT.) Section 54-21-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-07. BONDS REQUIRED OF ((SECRETARY OF BOARD AND OFFICIALS)) DIRECTOR AND HIS EMPLOYEES WHO HAVE CONTROL OF MONEY.) (((The board shall require its secretary and each officer and employee of the board))) **The director of institutions shall furnish a bond in such amount as may be approved by the governor, and his employees, and any employee of ((every)) any institution under ((its)) his control, who may be charged with the custody or control of any money or property belonging to the state, and who is not otherwise required by law to give a bond, ((to)) shall furnish a bond in such sum as may be fixed by the ((board)) director.** The bond shall conform to the provisions of law applicable to the bonds of state officers and employees. Each such bond shall be filed in the office of the secretary of state."

And renumber the lines and sections accordingly.

And when so amended returns same without recommendation.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 432 has had the same under consideration and recommends that the same be amended as follows:

In line 18 of the engrossed bill after the word "the" insert "first year of the"

In line 19 after the word "and" insert the following: "for the second year of the biennium the educational cost is two hundred forty dollars and"

In line 27 delete "and 15-40-24"

And re-refer to the Committee on Appropriations.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 364 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title before the period insert a comma and the following: "and declaring an emergency"

After line 17 insert the following:

"SECTION 3. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 475 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 225 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 299 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 446 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Anderson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 472 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended, and the House dispense with the reading of the amendments to Senate Bill Nos. 23, 32, 68, 100, 174, 312, 394, 403 and 469, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 23 as recommended by the Committee on Appropriations as printed on page 946 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 32 as recommended by the Committee on Education as printed on page 942 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to Senate Bill No. 68 as recommended by the Committee on Finance and Taxation as printed on pages 942 and 943 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 100 as recommended by the Committee on Education as printed on page 943 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to Senate Bill No. 174 as recommended by the Committee on Political Subdivisions as printed on page 941 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to Senate Bill No. 312 as recommended by the Committee on Political Subdivisions as printed on page 941 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 394 as recommended by the Committee on State and Federal Government as printed on page 943 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to Senate Bill No. 403 as recommended by the Committee on Political Subdivisions as printed on pages 941 and 942 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 469 as recommended by the Committee on State and Federal Government as printed on page 944 of the House Journal be adopted, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate, on Senate Bill No. 115:

Rep. Kelsch
Rep. Davis
Rep. Glaspey

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee

from the Senate, on Senate Bill No. 58:

Rep. Hilleboe
Rep. Rivinius
Rep. Sanstead

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Sandness moved that the House concur in the Senate amendments to House Bill No. 194, which motion prevailed.

Rep. Sandness moved that the rules be suspended, and House Bill No. 194 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 194. A Bill for an Act to amend and reenact section 16-18-14 of the North Dakota Century Code, relating to the canvassing of mailed absent voters' ballots received too late to be forwarded to the proper voting precinct.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:

Davis Dawson

So the bill passed and the title was agreed to.

MOTIONS

Rep. Aamoth moved that the House concur in the Senate amendments to House Bill No. 40, which motion prevailed.

Rep. Aamoth moved that the rules be suspended, and House Bill No. 40 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 40. A Bill for an Act to amend and reenact section 40-57-17 of the North Dakota Century Code, relating to

exemption from taxation of projects under the Municipal Industrial Development Act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 92; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Sandness |
| Aas | Erickson, W. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Lang | Seibel |
| Austin | Gackle | Larson, G. | Simonson |
| Backes | Ganser | Larson, L. | Solberg, I. |
| Belter | Giffey | Leibhan | Solberg, O. |
| Berg | Glaspey | Lillehaugen | Stoltenow |
| Bernabucci | Goodman | Linderman | Stone |
| Bier | Grant | Link | Streibel |
| Boustead | Halcrow | Lundene | Strinden |
| Boyum | Haugland | Matheny | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Moquist | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

Rundle

Absent and not voting:

| | | | |
|--------|--------|----------|---------|
| Dawson | Hickle | McDonald | Mueller |
| Dick | | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Aamoth moved that the House concur in the Senate amendments to House Bill No. 56, which motion prevailed.

Rep. Aamoth moved that the rules be suspended, and House Bill No. 56 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 56. A Bill for an Act to amend and reenact section 6-05-04 of the North Dakota Century Code, relating to required deposits to be made before entering into or engaging in the activities of an annuity, safe deposit, surety, and trust company, and to provide for a right of action against the deposits.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 92; nays, 0; absent and not voting 6.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|----------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Erickson, W. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |

| | | | |
|------------------------|-------------|--------------|-------------|
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Goodman | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Backes | Dick | McDonald | Reimers |
| Dawson | Glaspey | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Kelsch moved that the House concur in the Senate amendments to House Bill No. 178, which motion prevailed.

Rep. Kelsch moved that the rules be suspended, and House Bill No. 178 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 178. A Bill for an Act to amend and reenact sections 16-10-01 and 16-10-08 of the North Dakota Century Code, relating to precinct committeemen serving as judges of election.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |

| | | | |
|-----------|-------------|--------------|-------------|
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |

Absent and not voting:

| | |
|--------|----------|
| Dawson | McDonald |
|--------|----------|

So the bill passed and the title was agreed to.

MOTIONS

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 75, which motion prevailed.

Rep. Dornacker moved that the rules be suspended, and House Bill No. 75 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 75. A Bill for an Act to amend and reenact section 57-02-21 of the North Dakota Century Code, relating to personal property tax exemption for certain persons with minimum income, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stone |
| Bier | Grant | Link | Streibel |
| Boustead | Haugland | Lundene | Strinden |
| Boyum | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|---------|---------|---------|-----------|
| Bullis | Matheny | Moquist | Stoltenow |
| Halcrow | | | |

Absent and not voting:

Dawson

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 132, which motion prevailed.

Rep. Dornacker moved that the rules be suspended, and House Bill No. 132 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 132. A Bill for an Act to provide for a homestead credit for persons sixty-five years of age or older with a limited income, and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 90; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kuehn | Rundle |
| Aamoth | Erickson, W. | Lang | Sandness |
| Aas | Freeman | Larson, G. | Sanstead |
| Anderson | Froelich | Larson, L. | Schaffer |
| Atkinson | Gackle | Leibhan | Seibel |
| Austin | Ganser | Lillehaugen | Simonson |
| Backes | Giffey | Linderman | Solberg, I. |
| Belter | Glaspey | Link | Solberg, O. |
| Bernabucci | Goodman | Lundene | Stone |
| Bier | Grant | Matheny | Streibel |
| Boustead | Haugland | McDonald | Strinden |
| Boyum | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Mueller | Thorsgard |
| Connolly | Hickle | Olienyk | Tweten |
| Dahl | Hilleboe | Opedahl | Wagner |
| Davis | Hoffner | Peterson, J. | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Dick | Hougen | Powers | Wells |
| Diehl | Jenkins | Register | White |
| Dornacker | Johnson, K. | Reimers | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | Knudson | | |

Those voting in the negative were:

| | | | |
|--------|-----------|---------|-----------|
| Berg | Halcrow | Moquist | Stoltenow |
| Bullis | Kingsbury | | |

Absent and not voting:

| | |
|--------|--------|
| Dawson | Kelsch |
|--------|--------|

So the bill passed and the title was agreed to.

MOTIONS

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 134, which motion prevailed.

Rep. Dornacker moved that the rules be suspended, and House Bill No. 134 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 134. A Bill for an Act to amend and reenact section 57-32-03 of the North Dakota Century Code, relating to the due date, delinquency, penalties and certification to state treasurer of taxes assessed against car line, express and air transportation companies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| DeKrey | Hoghaug | Opedahl | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | Kelsch | | |

Absent and not voting:

| | | | |
|--------|--------|--------------|----------|
| Backes | Dawson | Peterson, J. | Sanstead |
|--------|--------|--------------|----------|

So the bill passed and the title was agreed to.

MOTIONS

Rep. Boustead moved that Senate Bill No. 148 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Wagner moved that Senate Bill No. 148 be re-referred to the Committee on Transportation, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution No. 65 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 78 has had the same under consideration and recommends that the same be amended as follows:

In line 34 delete the word and comma "naval,"

In line 36 delete the words "one year" and insert the words "sixty days" in lieu thereof

In line 38 delete everything after the period.

Delete line 39

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 86 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 89 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 102 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 124 has had the same under consideration and recommends that the same be amended as follows:

In line 10 place triple parentheses before the word "Not"; delete the triple parentheses before and after the words "one mile"; and delete the words "ten miles"

In line 12 delete the triple parentheses before the word "or"

And in line 12 before the period insert the following material: "**Such distance beyond the corporate limits of a city as the public service commission may determine**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 155 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Aamoth moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker. Your Committee on Transportation to whom was referred Senate Bill No. 226 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 239 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 288 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 291 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Berg moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 326 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. DeKrey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 329 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTIETH DAY

Bismarck, March 5, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Ira Herzberg, Calvary United Methodist Church, Bismarck.

Roll was called, and all members were present except Reps. Dawson and Mueller.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION OF JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-eighth Day After Recess and Forty-ninth Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved to suspend the rules, and the House dispense with the reading of the amendments to Senate Bills Nos. 137 and 223, which motion prevailed.

Rep. Dornacker moved that the amendments to Senate Bill No. 137 as recommended by the Committee on Finance and Taxation be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 223 as recommended by the Committee on Education as printed on pages 954 and 955 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 24 has had the same under consideration and recommends that the same be amended as follows:

In line 19 of the engrossed bill after the words "the sum of" delete the sum \$454,840.00 and in lieu thereof insert the sum \$346,380.00.

Delete all of lines 20 and 21 inclusive.

Line 22 delete the first word "Unit".

Line 23 after the word "in" delete the words "establishing and".

Line 24 after the word "units" delete the comma and in lieu thereof insert a period and delete the rest of the section.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of the legislature to furnish funds for the maintenance of health and retardation units and not to establish new centers.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 62 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 88 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 106 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 108 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Gackle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 184 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 261 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 275 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 277 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 268 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 283 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 286 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 287 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Hougen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 374 has had the same under consideration and recommends that the same be amended as follows:

In line 16 before the semi-colon insert the following language: "and loans made by commercial lending institutions covered by group credit insurance policies"

And renumber the lines accordingly.

And when so amended returns same without recommendation.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 70. A Concurrent Resolution commending the Honorable Nils A. Boe, former Governor of South Dakota, upon his appointment as Director of the United States Office of Intergovernmental Relations.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 71. A Concurrent Resolution directing the Legislative Research Committee, with the cooperation of the Public Service Commission, to study the feasibility of developing a regulatory fee system paid by the regulated industries for the purpose of paying the costs of regulation incurred by the Public Service Commission, and a review of the feasibility of developing similar systems for other State-regulated businesses and industries.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

House Concurrent Resolution No. 71 was re-referred to the Legislative Research Resolutions Committee.

House Concurrent Resolution No. 72. A Concurrent Resolution directing the Legislative Research Committee to study method of providing an orderly and equitable method of processing claims against the State of North Dakota for damages suffered by citizens.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote. House Concurrent Resolution No. 72 was re-referred to the Legislative Research Resolutions Committee.

SECOND READING OF SENATE BILLS

Senate Bill No. 3. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation, maintenance, equipment, supplies, outfitting of patrolmen, travel and miscellaneous expenses for the highway patrol.

Was read the second time.

Rep. Goodman requested that he be excused from voting on Senate Bill No. 3 because of a personal interest.

Rep. Halcrow moved that Rep. Goodman be permitted to vote on Senate Bill No. 3, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aafedt | Freeman | Knudson | Rundle |
| Aas | Froelich | Kuehn | Sandness |
| Anderson | Gackle | Lang | Sanstead |
| Atkinson | Ganser | Larson, G. | Schaffer |
| Austin | Giffey | Larson, L. | Seibel |
| Backes | Glaspey | Lillehaugen | Simonson |
| Belter | Goodman | Linderman | Solberg, I. |
| Berg | Grant | Link | Solberg, O. |
| Bernabucci | Halcrow | Lundene | Stoltenow |
| Bier | Haugland | Matheny | Stone |
| Boustead | Henning | McDonald | Streibel |
| Boyum | Hensrud | Metzger | Strinden |
| Bullis | Hentges | Miedema | Swedlund |
| Bunker | Hickle | Moquist | Thompson |
| Burke | Hilleboe- | Mueller | Thorsgard |
| Connolly | Hoffner | Olienyk | Tweten |
| Dahl | Hoghaug | Opedahl | Wagner |
| Davis | Hougen | Peterson, J. | Weber |
| DeKrey | Jenkins | Peterson, R. | Welder |
| Dick | Johnson, K. | Powers | Wells |
| Dornacker | Jones | Register | White |
| Eagles | Kelsch | Reimers | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|-------|--------------|---------|
| Aamoth | Diehl | Erickson, K. | Leibhan |
| Dawson | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 7. A Bill for an Act relating to an appropriation for the purpose of administering the provisions of Chapters 52-09 and 52-10 of the North Dakota Century Code, pertaining to administration costs of the old age and survivor insurance system and to social security coverage of public employees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Register |
| Aamoth | Erickson, W. | Kingsbury | Reimers |
| Aas | Freeman | Knudson | Rundle |
| Anderson | Froelich | Kuehn | Sandness |
| Atkinson | Gackle | Lang | Sanstead |
| Austin | Ganser | Larson, G. | Schaffer |
| Backes | Giffey | Larson, L. | Seibel |
| Belter | Glaspey | Leibhan | Simonson |
| Berg | Goodman | Lillehaugen | Solberg, I. |
| Bernabucci | Grant | Linderman | Solberg, O. |
| Bier | Halcrow | Link | Stoltenow |
| Boustead | Haugland | Lundene | Stone |
| Boyum | Henning | Matheny | Streibel |
| Bullis | Hensrud | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Moquist | Tweten |
| Dahl | Hoffner | Mueller | Wagner |
| Davis | Hoghaug | Olienyk | Weber |
| DeKrey | Hougen | Opedahl | Welder |
| Dick | Jenkins | Peterson, J. | White |
| Dornacker | Johnson, K. | Peterson, R. | Wilkie |
| Eagles | Jones | Powers | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|--------|----------|----------|-------|
| Dawson | Rivinius | Strinden | Wells |
| Diehl | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 18. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing, as provided for in Chapter 43-12 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |

| | | | |
|-----------|-------------|--------------|-------------|
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

Dawson

So the bill passed and the title was agreed to.

Senate Bill No. 21. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state of North Dakota doing business as the North Dakota mill and elevator association.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Reimers |
| Aas | Erickson, W. | Knudson | Rivinius |
| Anderson | Freeman | Kuehn | Rundle |
| Atkinson | Froelich | Lang | Sandness |
| Austin | Gackle | Larson, G. | Sanstead |
| Backes | Ganser | Larson, L. | Schaffer |
| Belter | Giffey | Leibhan | Seibel |
| Berg | Glasphey | Lillehaugen | Simonson |
| Bier | Goodman | Linderman | Solberg, O. |
| Boustead | Grant | Link | Stoltenow |
| Boyum | Halcrow | Lundene | Stone |
| Bullis | Haugland | Matheny | Streibel |
| Bunker | Henning | McDonald | Strinden |
| Burke | Hensrud | Metzger | Swedlund |
| Connolly | Hentges | Miedema | Thompson |
| Dahl | Hickle | Moquist | Thorsgard |
| Davis | Hoffner | Mueller | Tweten |
| DeKrey | Hoghaug | Olienyk | Wagner |
| Dick | Hougen | Opedahl | Weber |
| Diehl | Jenkins | Peterson, J. | Welder |
| Dornacker | Johnson, K. | Peterson, R. | Wells |
| Eagles | Jones | Powers | Wilkie |
| Emerson | Kelsch | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|------------|----------|-------|
| Aamoth | Bernabucci | Hilleboe | White |
|--------|------------|----------|-------|

Absent and not voting:

Dawson Solberg, I.

So the bill passed and the title was agreed to.

Senate Bill No. 33. A Bill for an Act to establish an office of central data processing, and to amend and reenact section 54-44-11 of the North Dakota Century Code, relating to an operating fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |

| | | | |
|------------|-------------|--------------|-------------|
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

Dawson

So the bill passed and the title was agreed to.

Senate Bill No. 107. A Bill for an Act to amend and reenact section 15-10-19 of the North Dakota Century Code, relating to definitions of nonresident students.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| DeKrey | Hoghaug | Opedahl | Welder |
| Dick | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |

Absent and not voting:

Dawson Register

So the bill passed and the title was agreed to.

Senate Bill No. 202. A Bill for an Act to provide for the use of a slow-moving vehicle identification emblem, and providing a penalty for noncompliance.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 69; nays, 26; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aamoth | Froelich | Knudson | Reimers |
| Aas | Ganser | Kuehn | Sandness |
| Anderson | Giffey | Lang | Sanstead |
| Atkinson | Glaspey | Larson, G. | Schaffer |
| Berg | Goodman | Larson, L. | Seibel |
| Bernabucci | Grant | Linderman | Solberg, I. |
| Bier | Halcrow | Link | Solberg, O. |
| Boustead | Haugland | Lundene | Stone |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hentges | McDonald | Swedlund |
| Burke | Hilleboe | Metzger | Thompson |
| Dahl | Hoffner | Miedema | Thorsgard |
| Dick | Hoghaug | Olienyk | Tweten |
| Eagles | Hougen | Opedahl | Wagner |
| Emerson | Johnson, K. | Peterson, J. | White |
| Erickson, K. | Jones | Powers | Wilkie |
| Erickson, W. | Kelsch | Register | Mr. Speaker |
| Freeman | | | |

Those voting in the negative were:

| | | | |
|----------|-----------|--------------|-----------|
| Aafedt | DeKrey | Lillehaugen | Simonson |
| Austin | Diehl | Moquist | Stoltenow |
| Backes | Gackle | Mueller | Streibel |
| Belter | Hensrud | Peterson, R. | Weber |
| Boyum | Hickle | Rivinius | Welder |
| Connolly | Kingsbury | Rundle | Wells |
| Davis | Leibhan | | |

Absent and not voting:

| | | |
|--------|-----------|---------|
| Dawson | Dornacker | Jenkins |
|--------|-----------|---------|

So the bill passed and the title was agreed to.

Senate Bill No. 243. A Bill for an Act to amend and reenact section 57-55-08 of the 1965 Supplement to the North Dakota Century Code, relating to the duty of local law enforcement agency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |

| | | | |
|-----------|-------------|--------------|-------------|
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Register | Mr. Speaker |

Absent and not voting:

| | |
|--------|-------|
| Dawson | Wells |
|--------|-------|

So the bill passed and the title was agreed to.

Senate Bill No. 321. A Bill for an Act to create and enact section 38-08-19 of the North Dakota Century Code, defining common purchasers of crude petroleum, prohibiting discrimination among purchasers of crude petroleum.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Rivinius |
| Aamoth | Erickson, K. | Kuehn | Rundle |
| Aas | Erickson, W. | Lang | Sandness |
| Anderson | Freeman | Larson, G. | Sanstead |
| Atkinson | Froelich | Larson, L. | Schaffer |
| Austin | Gackle | Leibhan | Seibel |
| Backes | Ganser | Lillehaugen | Simonson |
| Belter | Giffey | Linderman | Solberg, I. |
| Berg | Glaspey | Link | Solberg, O. |
| Bernabucci | Goodman | Lundene | Stoltenow |
| Bier | Grant | Matheny | Stone |
| Boustead | Halcrow | McDonald | Streibel |
| Boyum | Haugland | Metzger | Strinden |
| Bullis | Henning | Miedema | Swedlund |
| Bunker | Hensrud | Moquist | Thompson |
| Burke | Hickle | Mueller | Thorsgard |
| Connolly | Hilleboe | Olienyk | Tweten |
| Dahl | Hoffner | Opedahl | Wagner |
| Davis | Hoghaug | Peterson, J. | Weber |
| DeKrey | Hougen | Peterson, R. | Welder |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | Kelsch | | |

Those voting in the negative were:

| | | |
|---------|-----------|-------|
| Hentges | Kingsbury | Wells |
|---------|-----------|-------|

Absent and not voting:

Dawson

So the bill passed and the title was agreed to.

Senate Bill No. 407. A Bill for an Act to amend and reenact section 18-06-10 and subsection 17 of section 58-02-07 of the North Dakota Century Code, relating to fire protection contracts by townships and authorizing a tax levy for such services, and declaring it an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------|--------------|---------|----------|
| Aafedt | Erickson, W. | Kelsch | Powers |
| Aamoth | Freeman | Knudson | Register |
| Aas | Froelich | Kuehn | Rivinius |

| | | | |
|--------------|-------------|--------------|-------------|
| Anderson | Ganser | Lang | Sandness |
| Atkinson | Giffey | Larson, G. | Sanstead |
| Austin | Glaspay | Larson, L. | Schaffer |
| Backes | Goodman | Leibhan | Solberg, I. |
| Belter | Grant | Linderman | Solberg, O. |
| Bier | Halcrow | Link | Stoltenow |
| Boustead | Haugland | Lundene | Stone |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| DeKrey | Hilleboe | Moquist | Wagner |
| Dick | Hoffner | Mueller | Welder |
| Diehl | Hoghaug | Olienyk | Wells |
| Dornacker | Hougen | Opedahl | White |
| Eagles | Jenkins | Peterson, J. | Wilkie |
| Emerson | Johnson, K. | Peterson, R. | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|----------|-------------|----------|-----------|
| Berg | Gackle | Reimers | Streibel |
| Boyum | Jones | Rundle | Thorsgard |
| Connolly | Kingsbury | Seibel | Tweten |
| Dahl | Lillehaugen | Simonson | Weber |
| Davis | McDonald | | |

Absent and not voting:

| | | |
|------------|--------|--------|
| Bernabucci | Dawson | Hickle |
|------------|--------|--------|

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 464. A Bill for an Act to create and enact subsection 5 of section 61-16-01; to amend and reenact sections 61-16-08, 61-16-12, and 61-16-19 of the North Dakota Century Code, relating to the definition of the word "board"; the removal of a member of a district's board of commissioners; the approval, disapproval or modification of a district's proposed budget; the authority of a district to contract with the Canadian government or any of its provinces or municipalities; and to repeal section 61-16-20 of the North Dakota Century Code, relating to the exemption of federal agencies from the provisions of the law governing water management districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 15; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Knudson | Rivinius |
| Aas | Erickson, W. | Lang | Sandness |
| Anderson | Freeman | Larson, G. | Sanstead |
| Atkinson | Froelich | Larson, L. | Schaffer |
| Backes | Ganser | Leibhan | Seibel |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspay | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bullis | Hensrud | Miedema | Swedlund |
| Bunker | Hentges | Moquist | Thompson |
| Dahl | Hilleboe | Olienyk | Thorsgard |
| Davis | Hoffner | Opedahl | Tweten |
| DeKrey | Hoghaug | Peterson, J. | Wagner |
| Diehl | Hougen | Peterson, R. | Weber |

| | | | |
|-----------|---------|----------|-------------|
| Dornacker | Jenkins | Powers | White |
| Eagles | Jones | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|-------------|----------|--------|
| Burke | Hickle | Metzger | Welder |
| Connolly | Johnson, K. | Mueller | Wells |
| Dick | Kingsbury | Rundle | Wilkie |
| Gackle | Kuehn | Simonson | |

Absent and not voting:

| | | |
|--------|--------|---------|
| Austin | Dawson | Halcrow |
|--------|--------|---------|

So the bill passed and the title was agreed to.

Senate Bill No. 471. A Bill for an Act to transfer certain moneys from the accumulated profits of the state mill and elevator association to the general fund of this state.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rivinius |
| Aamoth | Erickson, W. | Kuehn | Rundle |
| Aas | Freeman | Lang | Sandness |
| Anderson | Froelich | Larson, G. | Sanstead |
| Atkinson | Gackle | Larson, L. | Schaffer |
| Backes | Ganser | Leibhan | Seibel |
| Belter | Giffey | Lillehaugen | Simonson |
| Berg | Glaspey | Linderman | Solberg, I. |
| Bernabucci | Goodman | Link | Solberg, O. |
| Bier | Grant | Lundene | Stoltenow |
| Boustead | Halcrow | Matheny | Stone |
| Boyum | Henning | McDonald | Streibel |
| Bullis | Hensrud | Metzger | Strinden |
| Bunker | Hentges | Miedema | Swedlund |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | Kingsbury | | |

Absent and not voting:

| | | | |
|--------|--------|----------|----------|
| Austin | Dawson | Haugland | Thompson |
|--------|--------|----------|----------|

So the bill passed and the title was agreed to.

Senate Bill No. 474. A Bill for an Act to amend and reenact sections 23-18-01 and 23-18-03 of the North Dakota Century Code, providing for an alternative county tax levy for hospitals of five mills for not more than fifteen years, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|--------------|
| Aafedt | Erickson, W. | Knudson | Peterson, R. |
| Aamoth | Freeman | Kuehn | Powers |
| Aas | Froelich | Lang | Register |
| Anderson | Ganser | Larson, G. | Reimers |
| Atkinson | Giffey | Larson, L. | Rivinius |
| Austin | Glaspey | Leibhan | Sandness |

| | | | |
|--------------|-------------|--------------|-------------|
| Bernabucci | Goodman | Lillehaugen | Sanstead |
| Bier | Grant | Linderman | Schaffer |
| Boustead | Henning | Link | Stoltenow |
| Bullis | Hensrud | Lundene | Stone |
| Bunker | Hentges | Matheny | Strinden |
| Burke | Hilleboe | McDonald | Swedlund |
| Dahl | Hoffner | Metzger | Thompson |
| DeKrey | Hoghaug | Miedema | Thorsgard |
| Dick | Hougen | Moquist | Wagner |
| Diehl | Jenkins | Mueller | Welder |
| Dornacker | Johnson, K. | Olienyk | Wells |
| Eagles | Jones | Opedahl | White |
| Emerson | Kelsch | Peterson, J. | Mr. Speaker |
| Erickson, K. | Kingsbury | | |

Those voting in the negative were:

| | | | |
|----------|---------|-------------|----------|
| Backes | Davis | Seibel | Streibel |
| Belter | Gackle | Simonson | Tweten |
| Berg | Halcrow | Solberg, I. | Weber |
| Boyum | Hickle | Solberg, O. | Wilkie |
| Cannolly | Rundle | | |

Absent and not voting:

Dawson Haugland

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 112
House Bill No. 128
House Bill No. 138
House Bill No. 150
House Bill No. 161
House Bill No. 219
House Bill No. 243
House Bill No. 287
House Bill No. 311
House Bill No. 334
House Bill No. 337

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 121
House Bill No. 312
House Bill No. 313

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL No. 121

In line 24 insert triple parentheses before the word "over" and remove the triple parentheses before and after the word "forty"

In line 25 insert triple parentheses after the word "census"

AMENDMENTS TO HOUSE BILL No. 312

In line 26 after the word "auditor" insert the following: "but the board may reject all bids. If all bids are rejected, the board shall readvertise as provided herein."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 313

In line 16 delete the underlined comma following the word "dollars"

In line 17 following the underlined comma insert the following:
“and upon the approval of the estimate by the North Dakota highway department,”

And renumber the lines accordingly.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 275.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to transmit:
 Senate Concurrent Resolution No. 6

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 158
 House Bill No. 188
 House Bill No. 263
 House Bill No. 264
 House Bill No. 268
 House Bill No. 436

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to:

Senate Bill No. 173
 Senate Bill No. 224
 Senate Bill No. 309
 Senate Bill No. 389

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 92
 Senate Bill No. 143
 Senate Bill No. 215
 Senate Bill No. 341
 Senate Bill No. 345

Which the House has amended.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 60

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 50

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:
Senate Bill No. 375
Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return:
Senate Bill No. 79
Senate Bill No. 130
Senate Bill No. 175
Senate Bill No. 370
Senate Bill No. 441
Senate Concurrent Resolution No. 17
Senate Concurrent Resolution No. 22
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 40
House Bill No. 56
House Bill No. 75
House Bill No. 132
House Bill No. 134
House Bill No. 178
House Bill No. 194

ROY GILBREATH, Chief Clerk

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 43
House Bill No. 77
House Bill No. 140
House Bill No. 184
House Bill No. 193
House Bill No. 199
House Bill No. 278
House Bill No. 391

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 44
House Bill No. 58
House Bill No. 122

And find the same correctly Enrolled and Re-engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the House stand recessed until 12:30 P.M., March 6, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

**FIFTIETH DAY AFTER RECESS AND
FIFTY-FIRST DAY**

Bismarck, March 6, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 113
House Bill No. 309
House Concurrent Resolution No. 3
House Concurrent Resolution No. 11
And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 113
House Bill No. 309
House Concurrent Resolution No. 3
House Concurrent Resolution No. 11
House Bill No. 43
House Bill No. 44
House Bill No. 58
House Bill No. 77
House Bill No. 122
House Bill No. 140
House Bill No. 184
House Bill No. 193
House Bill No. 199
House Bill No. 278
House Bill No. 391
House Bill No. 129
House Bill No. 202
House Bill No. 307
House Bill No. 310
House Concurrent Resolution No. 31

And the Speaker signed the same in the presence of the House of Representatives.

SECOND READING OF SENATE BILLS

Senate Bill No. 4. A Bill for an Act making an appropriation to the state historical board for salary, clerkhire and miscellaneous expenses and the maintenance of the state historical board.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 9; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rundle |
| Aas | Emerson | Knudson | Sandness |
| Anderson | Erickson, W. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Seibel |
| Backes | Gackle | Larson, L. | Solberg, I. |
| Belter | Giffey | Leibhan | Solberg, O. |
| Berg | Halcrow | Linderman | Stoltenow |
| Bernabucci | Haugland | Lundene | Stone |
| Bier | Henning | Metzger | Streibel |
| Boyum | Hensrud | Miedema | Strinden |
| Bullis | Hickle | Mueller | Swedlund |
| Bunker | Hilleboe | Olienyk | Thompson |
| Burke | Hoghaug | Peterson, J. | Thorsgard |
| Connolly | Hougen | Peterson, R. | Tweten |
| Davis | Jenkins | Powers | Wagner |
| DeKrey | Johnson, K. | Register | Wells |
| Dick | Jones | Reimers | Wilkie |
| Diehl | Kelsch | Rivinius | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | | | |
|---------|-------------|----------|----------|
| Dahl | Lillehaugen | McDonald | Simonson |
| Dawson | Matheny | Moquist | Welder |
| Hentges | | | |

Absent and not voting:

| | | | |
|--------------|---------|---------|---------|
| Aamoth | Ganser | Grant | Opedahl |
| Boustead | Glaspey | Hoffner | Weber |
| Erickson, K. | Goodman | Link | White |

So the bill passed and the title was agreed to.

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of the registrar of motor vehicles, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froehlich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Backes | Giffey | Leibhan | Solberg, O. |
| Belter | Glaspey | Linderman | Stoltenow |
| Bier | Goodman | Link | Stone |
| Boustead | Grant | Lundene | Streibel |
| Boyum | Halcrow | McDonald | Strinden |
| Bullis | Haugland | Metzger | Swedlund |
| Bunker | Henning | Miedema | Thompson |
| Burke | Hensrud | Mueller | Thorsgard |
| Connolly | Hentges | Olienyk | Tweten |
| DeKrey | Hickle | Opedahl | Wagner |
| Dick | Hilleboe | Peterson, J. | Weber |
| Diehl | Hoffner | Peterson, R. | Welder |
| Dornacker | Hougen | Powers | Wells |
| Eagles | Jenkins | Register | White |

| | | | |
|--------------|-----------|----------|-------------|
| Emerson | Kelsch | Reimers | Wilkie |
| Erickson, K. | Kingsbury | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|-------------|-------------|----------|
| Berg | Dawson | Jones | Moquist |
| Bernabucci | Hoghaug | Lillehaugen | Rundle |
| Dahl | Johnson, K. | Matheny | Simonson |

Absent and not voting:

| | |
|--------|-------|
| Aamoth | Davis |
|--------|-------|

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTION

Rep. Streibel moved that Senate Bill No. 16 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 17. A Bill for an Act making an appropriation for the purpose of operating and maintaining the teachers' insurance and retirement fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froehlich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |

Absent and not voting:

Aamoth

So the bill passed and the title was agreed to.

Senate Bill No. 23. A Bill for an Act making an appropriation to the state water conservation commission for general administrative expenses, maintenance and construction of dams; planning, surveying and construction expenses of multiple purpose water projects; and organizing water conservation and irrigation districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 17; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Johnson, K | Reimers |
| Aas | Erickson, K. | Jones | Rivinius |
| Anderson | Erickson, W. | Kelsch | Sandness |
| Atkinson | Freeman | Kingsbury | Sanstead |
| Austin | Froelich | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | McDonald | Swedlund |
| Bunker | Henning | Miedema | Thompson |
| Connolly | Hensrud | Moquist | Thorsgard |
| Dahl | Hentges | Mueller | Tweten |
| Davis | Hickle | Olienyk | Wagner |
| Dick | Hoffner | Opedahl | Weber |
| Diehl | Hoghaug | Peterson, J. | Wells |
| Dornacker | Hougen | Powers | Wilkie |
| Eagles | Jenkins | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|----------|--------------|-----------|
| Aamoth | Hilleboe | Matheny | Simonson |
| Bier | Knudson | Metzger | Stoltenow |
| Burke | Kuehn | Peterson, R. | Welder |
| Dawson | Lang | Rundle | White |

Absent and not voting:

Gackle

So the bill passed and the title was agreed to.

Senate Bill No. 27. A Bill for an Act making an appropriation for salaries and expenses of the governor's council on human resources.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kuehn | Rivinius |
| Aamoth | Erickson, W. | Lang | Sandness |
| Aas | Freeman | Larson, G. | Sanstead |
| Anderson | Froelich | Larson, L. | Schaffer |
| Atkinson | Ganser | Leibhan | Seibel |
| Austin | Giffey | Lillehaugen | Simonson |
| Backes | Goodman | Linderman | Solberg, I. |
| Belter | Grant | Link | Solberg, O. |
| Berg | Halcrow | Lundene | Stoltenow |
| Bier | Haugland | Matheny | Stone |
| Boustead | Henning | McDonald | Streibel |
| Boyum | Hensrud | Metzger | Strinden |
| Bullis | Hentges | Miedema | Swedlund |
| Bunker | Hickle | Moquist | Thompson |
| Burke | Hilleboe | Mueller | Thorsgard |
| Dahl | Hoffner | Olienyk | Tweten |
| Dawson | Hoghaug | Opedahl | Wagner |
| DeKrey | Hougen | Peterson, J. | Weber |

| | | | |
|-----------|------------|--------------|-------------|
| Dick | Johnson, K | Peterson, R. | Welder |
| Diehl | Jones | Powers | Wells |
| Dornacker | Kelsch | Register | Wilkie |
| Eagles | Kingsbury | Reimers | Mr. Speaker |
| Emerson | Knudson | | |

Those voting in the negative were:

| | | | |
|------------|---------|--------|-------|
| Bernabucci | Davis | Rundle | White |
| Connolly | Jenkins | | |

Absent and not voting:

| | |
|--------|---------|
| Gackle | Glaspay |
|--------|---------|

So the bill passed and the title was agreed to.

Senate Bill No. 28. A Bill for an Act making an appropriation to the North Dakota heritage commission for the planning and designing of a heritage center.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kingsbury | Rundle |
| Aas | Freeman | Knudson | Sandness |
| Anderson | Gackle | Lang | Sanstead |
| Austin | Ganser | Larson, G. | Schaffer |
| Backes | Giffey | Larson, L. | Seibel |
| Belter | Glaspay | Leibhan | Simonson |
| Bier | Goodman | Linderman | Solberg, I. |
| Boustead | Grant | Link | Solberg, O. |
| Boyum | Halcrow | Lundene | Stone |
| Bullis | Haugland | Matheny | Streibel |
| Bunker | Henning | Metzger | Strinden |
| Burke | Hensrud | Miedema | Swedlund |
| Connolly | Hentges | Moquist | Thompson |
| Dahl | Hickle | Mueller | Thorsgard |
| Dawson | Hilleboe | Olienyk | Tweten |
| DeKrey | Hoffner | Opedahl | Wagner |
| Dick | Hoghaug | Peterson, J. | Weber |
| Diehl | Hougen | Peterson, R. | Welder |
| Dornacker | Jenkins | Powers | Wells |
| Eagles | Johnson, K | Register | Wilkie |
| Emerson | Jones | Reimers | Mr. Speaker |
| Erickson, K. | Kelsch | Rivinius | |

Those voting in the negative were:

| | | | |
|------------|----------|-------------|-----------|
| Berg | Froelich | Lillehaugen | Stoltenow |
| Bernabucci | Kuehn | McDonald | White |
| Davis | | | |

Absent and not voting:

| | |
|--------|----------|
| Aamoth | Atkinson |
|--------|----------|

So the bill passed and the title was agreed to.

Senate Bill No. 32. A Bill for an Act to create a state guarantee loan program under the supervision of the Bank of North Dakota, providing funds for such program by transferring the state scholarship fund, providing for the administration of federal funds, and an information system under the board of higher education; and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Johnson, K | Rivinius |
| Aamoth | Emerson | Jones | Sandness |
| Aas | Erickson, K. | Kelsch | Sanstead |
| Anderson | Erickson, W. | Knudson | Schaffer |
| Atkinson | Freeman | Kuehn | Seibel |
| Austin | Froelich | Lang | Solberg, I. |
| Backes | Gackle | Larson, G. | Solberg, O. |
| Belter | Ganser | Larson, L. | Stoltenow |
| Bernabucci | Giffey | Leibhan | Stone |
| Bier | Glaspey | Lillehaugen | Streibel |
| Boustead | Goodman | Linderman | Strinden |
| Boyum | Grant | Link | Swedlund |
| Bullis | Halcrow | McDonald | Thompson |
| Bunker | Haugland | Metzger | Thorsgard |
| Burke | Henning | Miedema | Tweten |
| Connolly | Hensrud | Moquist | Wagner |
| Dahl | Hentges | Olienyk | Weber |
| Davis | Hickle | Opedahl | Welder |
| Dawson | Hilleboe | Peterson, J. | Wells |
| Dick | Hoffner | Peterson, R. | White |
| Diehl | Hougen | Powers | Wilkie |
| Dornacker | Jenkins | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|-----------|---------|----------|
| Berg | Hoghaug | Matheny | Simonson |
| DeKrey | Kingsbury | Rundle | |

Absent and not voting:

| | | |
|---------|---------|---------|
| Lundene | Mueller | Reimers |
|---------|---------|---------|

So the bill passed and the title was agreed to.

MOTION

Rep. O. Solberg moved that Senate Bill No. 52 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 56. A Bill for an Act to amend and reenact sections 37-15-13, 37-15-14, 37-15-15, and 37-15-16 of the North Dakota Century Code, relating to the custody and expenditure of funds of the soldiers' home.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Dawson | Hoghaug | Peterson, J. | Weber |
| Dick | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | Kelsch | | |
| Absent and not voting: | | | |
| Backes | DeKrey | Mueller | Wells |

So the bill passed and the title was agreed to.

Senate Bill No. 68. A Bill for an Act to amend and reenact section 57-22-02.1 of the North Dakota Century Code, relating to publication of delinquent personal property tax lists.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 92; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Bernabucci | Glasphey | Lillehaugen | Solberg, I. |
| Bier | Goodman | Linderman | Solberg, O. |
| Boustead | Grant | Link | Stoltenow |
| Boyum | Halcrow | Lundene | Stone |
| Bullis | Haugland | Matheny | Streibel |
| Bunker | Henning | McDonald | Strinden |
| Burke | Hensrud | Metzger | Swedlund |
| Connolly | Hentges | Miedema | Thompson |
| Dahl | Hickle | Moquist | Thorsgard |
| Davis | Hilleboe | Olienyk | Tweten |
| Dawson | Hoffner | Opedahl | Wagner |
| Dick | Hoghaug | Peterson, J. | Weber |
| Diehl | Hougen | Peterson, R. | Welder |
| Dornacker | Jenkins | Powers | Wells |
| Eagles | Johnson, K. | Register | White |
| Emerson | Jones | Reimers | Wilkie |
| Erickson, K. | Kelsch | Rivinius | Mr. Speaker |

Those voting in the negative were:

Berg Kingsbury

Absent and not voting:

Aafedt Backes DeKrey Mueller

So the bill passed and the title was agreed to.

Senate Bill No. 86. A Bill for an Act to create and enact a new subsection to sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code, relating to sales and use tax exemptions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |

| | | | |
|------------------------|-------------|--------------|-------------|
| Austin | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | | | |
| Absent and not voting: | | | |
| Backes | Kelsch | McDonald | Solberg, O. |
| DeKrey | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 89. A Bill for an Act to create and enact subsection 18 of section 57-39.2-04 and subsection 7 of section 57-40.2-04 of the North Dakota Century Code, relating to exemptions from sales and use tax.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 20; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kuehn | Reimers |
| Aamoth | Freeman | Lang | Rivinius |
| Aas | Froelich | Larson, G. | Rundle |
| Atkinson | Gackle | Larson, L. | Sandness |
| Austin | Ganser | Leibhan | Sanstead |
| Belter | Giffey | Lillehaugen | Schaffer |
| Bernabucci | Glaspey | Linderman | Simonson |
| Bier | Goodman | Lundene | Solberg, I. |
| Boustead | Halcrow | McDonald | Stone |
| Boyum | Haugland | Metzger | Streibel |
| Bullis | Henning | Miedema | Strinden |
| Bunker | Hensrud | Moquist | Swedlund |
| Connolly | Hentges | Mueller | Thompson |
| Dahl | Hickle | Olienyk | Wagner |
| Davis | Hilleboe | Opedahl | Weber |
| Dawson | Hoffner | Peterson, J. | Welder |
| DeKrey | Jenkins | Peterson, R. | Wells |
| Eagles | Johnson, K. | Powers | White |
| Emerson | Kelsch | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|-----------|--------------|-----------|-------------|
| Anderson | Erickson, W. | Kingsbury | Solberg, O. |
| Berg | Grant | Knudson | Stoltenow |
| Burke | Hoghaug | Link | Thorsgard |
| Diehl | Hougen | Matheny | Tweten |
| Dornacker | Jones | Seibel | Wilkie |

Absent and not voting:

Backes Dick

So the bill passed and the title was agreed to.

Senate Bill No. 100. A Bill for an Act to amend and reenact section 15-55-02 of the North Dakota Century Code, relating to the borrowing of moneys and issuing of bonds for revenue producing buildings by the board of higher education.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 87; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Lang | Sandness |
| Aamoth | Freeman | Larson, G. | Sanstead |
| Aas | Froelich | Larson, L. | Schaffer |
| Anderson | Gackle | Leibhan | Seibel |
| Atkinson | Ganser | Lillehaugen | Simonson |
| Austin | Giffey | Linderman | Solberg, I. |
| Belter | Glaspey | Link | Solberg, O. |
| Bier | Goodman | Lundene | Stoltenow |
| Boustead | Grant | Matheny | Stone |
| Boyum | Haugland | McDonald | Streibel |
| Bullis | Henning | Metzger | Strinden |
| Bunker | Hensrud | Miedema | Swedlund |
| Burke | Hentges | Moquist | Thompson |
| Dahl | Hilleboe | Mueller | Thorsgard |
| Dawson | Hoffner | Olienyk | Tweten |
| DeKrey | Hoghaug | Opedahl | Wagner |
| Dick | Hougen | Peterson, J. | Weber |
| Diehl | Jenkins | Peterson, R. | Welder |
| Dornacker | Jones | Powers | Wells |
| Eagles | Kelsch | Register | White |
| Emerson | Knudson | Reimers | Mr. Speaker |
| Erickson, K. | Kuehn | Rivinius | |

Those voting in the negative were:

| | | | |
|----------|---------|-------------|-----------|
| Berg | Davis | Hickle | Kingsbury |
| Connolly | Halcrow | Johnson, K. | Rundle |

Absent and not voting:

| | | |
|--------|------------|--------|
| Backes | Bernabucci | Wilkie |
|--------|------------|--------|

So the bill passed and the title was agreed to.

Senate Bill No. 109. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the services of the state-wide communications fund in the office of the board of administration.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Knudson | Sandness |
| Aamoth | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hensrud | McDonald | Swedlund |
| Connolly | Hentges | Metzger | Thompson |
| Dahl | Hickle | Miedema | Thorsgard |

| | | | |
|--------------|-------------|--------------|-------------|
| Davis | Hilleboe | Moquist | Tweten |
| Dawson | Hoffner | Mueller | Wagner |
| DeKrey | Hoghaug | Olienyk | Weber |
| Dick | Hougen | Opedahl | Welder |
| Diehl | Jenkins | Peterson, J. | Wells |
| Dornacker | Johnson, K. | Peterson, R. | White |
| Eagles | Jones | Powers | Wilkie |
| Emerson | Kelsch | Register | Mr. Speaker |
| Erickson, K. | Kingsbury | Rundle | |

Those voting in the negative were:

Bernabucci Boyum

Absent and not voting:

| | | | |
|-------|----------|---------|----------|
| Aas | Haugland | Reimers | Rivinius |
| Burke | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 155. A Bill for an Act to amend and reenact section 57-39.2-15 and subsection 1 of section 57-39.2-16 of the North Dakota Century Code, relating to sales tax hearings and appeals therefrom and to repeal subsections 2 and 3 of section 57-39.2-16 of the North Dakota Century Code, regarding appeals from decision of the tax commissioner relating to sales tax.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Rundle |
| Aamoth | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Henning | Matheny | Streibel |
| Bullis | Hensrud | McDonald | Strinden |
| Bunker | Hentges | Metzger | Swedlund |
| Connolly | Hickle | Miedema | Thompson |
| Dahl | Hilleboe | Moquist | Thorsgard |
| Davis | Hoffner | Mueller | Tweten |
| Dawson | Hoghaug | Olienyk | Wagner |
| DeKrey | Hougen | Opedahl | Weber |
| Dick | Jenkins | Peterson, J. | Welder |
| Diehl | Johnson, K. | Peterson, R. | Wells |
| Dornacker | Jones | Powers | White |
| Eagles | Kelsch | Register | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, K. | | | |

Absent and not voting:

| | | | |
|--------|-------|----------|---------|
| Aas | Burke | Haugland | Reimers |
| Backes | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 174. A Bill for an Act relating to the sale of municipal obligations and authorizing their sale for not less than ninety-eight percent of par value, and relating to provisions regulating municipal revenue bonds with respect to maximum interest rates and amending sections 2-06-10, 21-03-28, 40-27-09, 40-34-03,

40-35-08, 40-35-09, and 40-36-13, North Dakota Century Code, as amended.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Johnson, K. | Register |
| Aamoth | Eagles | Kelsch | Rivinius |
| Aas | Emerson | Knudson | Sandness |
| Anderson | Erickson, K. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Seibel |
| Backes | Gackle | Larson, L. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Giffey | Linderman | Stoltenow |
| Bernabucci | Glaspey | Link | Stone |
| Bier | Goodman | Lundene | Streibel |
| Boustead | Grant | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Moquist | Tweten |
| Dahl | Hickle | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Weber |
| Dawson | Hoffner | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, J. | Wells |
| Dick | Hougen | Peterson, R. | White |
| Diehl | Jenkins | Powers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|-----------|-------------|-------------|
| Cannolly | Jones | Lillehaugen | Solberg, O. |
| Erickson, W. | Kingsbury | Rundle | Wilkie |
| Halcrow | | | |

Absent and not voting:

Reimers

So the bill passed and the title was agreed to.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FIRST DAY

Bismarck, March 6, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson, presiding.

Prayer was offered by Rev. Charles Hill, First United Church of Christ, Bismarck.

Roll was called and all members were present except Reps. Backes and Reimers.

A quorum was declared by Speaker E. Johnson.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

STATE OF NORTH DAKOTA

Executive Office

Bismarck, March 5, 1969

The Honorable Ernest Johnson
Speaker of the House
State Capitol
Bismarck, North Dakota

Dear. Mr. Speaker:

Today I signed the following House bills:

House Bill No. 32
 House Bill No. 70
 House Bill No. 91
 House Bill No. 93
 House Bill No. 95
 House Bill No. 100
 House Bill No. 101
 House Bill No. 102
 House Bill No. 111
 House Bill No. 114
 House Bill No. 120
 House Bill No. 139
 House Bill No. 147
 House Bill No. 148
 House Bill No. 159
 House Bill No. 164
 House Bill No. 171

Sincerely,
 WILLIAM L. GUY
 Governor

REVISION AND CORRECTION OF JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-ninth Day After Recess and Fiftieth Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved to suspend the rules and dispense with the reading of the amendments to Senate Bills Nos. 5, 15, 78, 124, 250, 260, 335, 364, 425, 432, 24 and 374, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 5 as recommended by the Committee on Appropriations as printed on page 969 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 15 as recommended by the Committee on Appropriations as printed on page 969 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to Senate Bill No. 78 as recommended by the Committee on Transportation as printed on page 979 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to Senate Bill No. 124 as recommended by the Committee on Transportation as printed on page 980 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to Senate Bill No. 250 as recommended by the Committee on Agriculture as printed on page 970 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 260 as recommended by the Committee on Education as printed on page 971 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 335 as recommended by the Committee on Education as printed on page 971 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 364 as recommended by the Committee on Education as printed on page 972 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 425 as recommended by the Committee on State and Federal Government

as printed on page 971 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 432 as recommended by the Committee on Education as printed on page 972 of the House Journal be adopted, which motion prevailed.

Senate Bill No. 432 was re-referred to the Committee on Appropriations.

Rep. Mueller moved that the amendments to Senate Bill No. 24 as recommended by the Committee on Appropriations as printed on pages 981 and 982 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Aamoth moved that the House reconsider its action by which the Committee Report on Senate Bill No. 374 was adopted, which motion prevailed.

Rep. Aamoth moved that Senate Bill No. 374 be re-referred to the Committee on Industry and Business, which motion prevailed.

Rep. Streibel moved that the House reconsider its action by which House Bill No. 496 was indefinitely postponed, which motion prevailed.

Rep. Bunker moved that the rules be suspended and that House Bill No. 496 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 42.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 76
House Bill No. 92
House Bill No. 103
House Bill No. 104
House Bill No. 239
House Bill No. 432
House Bill No. 443
House Bill No. 456

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 48
House Bill No. 126
House Bill No. 167
House Bill No. 181
House Bill No. 212
House Bill No. 214
House Bill No. 240
House Bill No. 241
House Bill No. 339
House Bill No. 344
House Bill No. 445
House Bill No. 489
House Bill No. 490
House Bill No. 497

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 431

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL No. 431

In line 1 after the word "department" insert the following: "**by department decision or at the request of any group or individual,**"

In line 2 after the word "land" delete the words "for hunting" and insert in lieu thereof "**as a waterfowl rest area**" and after the word "have" insert the following: "**on file in the department**"

In line 3 after the first word "of" delete the word "the" and insert in lieu thereof "**any resident**" and after the word "landowner" delete the words "or the occupant"

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House accede to the Senate's request for return of House Bill No. 42, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

House Bill No. 42

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 225. A Bill for an Act to create and enact subsection 21 of section 65-01-02 of the North Dakota Century Code, relating to the definition of average weekly wages; to amend and re-enact sections 65-04-04.1, 65-05-09, 65-06-03 and 65-07-03 of the North Dakota Century Code, relating to weekly compensation for injured workers; and to repeal sections 65-01-04 and 65-05-11 of the North Dakota Century Code, relating to computation of weekly compensation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 64; nays, 30; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|--------------|----------|-------------|--------------|
| Aafedt | Freeman | Jenkins | Peterson, J. |
| Aamoth | Froelich | Jones | Peterson, R. |
| Anderson | Gackle | Kelsch | Register |
| Austin | Ganser | Knudson | Sanstead |
| Backes | Giffey | Kuehn | Seibel |
| Bernabucci | Glaspey | Lang | Solberg, I. |
| Boustead | Goodman | Larson, G. | Solberg, O. |
| Boyum | Grant | Lillehaugen | Streibel |
| Burke | Halcrow | Linderman | Strinden |
| Dick | Haugland | Link | Swedlund |
| Diehl | Henning | Lundene | Thompson |
| Dornacker | Hensrud | McDonald | Tweten |
| Eagles | Hilleboe | Metzger | Wagner |
| Emerson | Hoffner | Miedema | Weber |
| Erickson, K. | Hoghaug | Mueller | White |
| Erickson, W. | Hougen | Opedahl | Wilkie |

Those voting in the negative were:

| | | | |
|----------|---------|----------|-----------|
| Aas | Davis | Matheny | Simonson |
| Atkinson | Dawson | Moquist | Stoltenow |
| Belter | DeKrey | Olienyk | Stone |
| Berg | Hentges | Powers | Thorsgard |
| Bier | Hickle | Rivinius | Welder |

| | | | |
|----------|------------|----------|-------------|
| Bullis | Kingsbury | Rundle | Wells |
| Connolly | Larson, L. | Sandness | Mr. Speaker |
| Dahl | Leibhan | | |

Absent and not voting:

| | | | |
|--------|-------------|---------|----------|
| Bunker | Johnson, K. | Reimers | Schaffer |
|--------|-------------|---------|----------|

So the bill passed and the title was agreed to.

Senate Bill No. 226. A Bill for an Act to amend and reenact subsection 1 of section 39-01-08 of the North Dakota Century Code, relating to authority of state, and political subdivisions to carry insurance on vehicles and aircraft.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Erickson, W. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Seibel |
| Backes | Gackle | Larson, L. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Giffey | Lillehaugen | Solberg, O. |
| Bernabucci | Glaspey | Linderman | Stoltenow |
| Bier | Goodman | Link | Stone |
| Boustead | Grant | Lundene | Streibel |
| Boyum | Halcrow | Matheny | Strinden |
| Bullis | Haugland | McDonald | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Miedema | Thorsgard |
| Connolly | Hentges | Moquist | Tweten |
| Dahl | Hickle | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Weber |
| Dawson | Hoffner | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, J. | Wells |
| Dick | Hougen | Peterson, R. | White |
| Diehl | Jenkins | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |

Absent and not voting:

| | |
|-------------|---------|
| Johnson, K. | Reimers |
|-------------|---------|

So the bill passed and the title was agreed to.

Senate Bill No. 239. A Bill for an Act to amend and reenact sections 5-03-04 and 5-03-07 of the North Dakota Century Code, to provide for a privilege tax on alcoholic beverage wholesalers computed on gallonage sold and to eliminate the tax on sales between wholesalers and retailers, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Emerson | Jones | Register |
| Aamoth | Erickson, K. | Kelsch | Rivinius |
| Aas | Erickson, W. | Kingsbury | Rundle |
| Atkinson | Freeman | Knudson | Sandness |
| Austin | Froelich | Kuehn | Schaffer |
| Backes | Gackle | Lang | Seibel |

| | | | |
|------------------------------------|-------------|--------------|-------------|
| Belter | Ganser | Larson, G. | Simonson |
| Berg | Giffey | Larson, L. | Solberg, I. |
| Bernabucci | Glaspay | Leibhan | Solberg, O. |
| Bier | Goodman | Lillehaugen | Stoltenow |
| Boustead | Grant | Linderman | Stone |
| Boyum | Halcrow | Link | Streibel |
| Bullis | Haugland | Lundene | Strinden |
| Bunker | Henning | Matheny | Swedlund |
| Burke | Hensrud | McDonald | Thompson |
| Connolly | Hentges | Metzger | Thorsgard |
| Davis | Hickle | Miedema | Weber |
| Dawson | Hilleboe | Moquist | Welder |
| DeKrey | Hoffner | Mueller | Wells |
| Dick | Hoghaug | Olienyk | White |
| Diehl | Hougen | Opedahl | Wilkie |
| Dornacker | Jenkins | Peterson, R. | Mr. Speaker |
| Eagles | Johnson, K. | Powers | |
| Those voting in the negative were: | | | |
| Anderson | Dahl | Peterson, J. | Sanstead |
| Absent and not voting: | | | |
| Reimers | Tweten | Wagner | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 288. A Bill for an Act to amend Chapters 57-39.2 and 57-40.2 of the North Dakota Century Code by creating and enacting thereto new sections providing for the remittance of sales and use taxes to the state of North Dakota which were improperly collected by retailers and not refunded to customers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspay | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Mueller | Wagner |
| Dawson | Hoffner | Olienyk | Weber |
| DeKrey | Hoghaug | Opedahl | Welder |
| Dick | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Register | Mr. Speaker |
| Absent and not voting: | | | |
| Boyum | Reimers | | |

So the bill passed and the title was agreed to.

Senate Bill No. 291. A Bill for an Act to amend and reenact subsection 7 of section 39-12-04 of the 1967 Supplement to the North Dakota Century Code, relating to width, height, and length limitations on vehicles — exceptions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Sandness |
| Aas | Erickson, W. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Austin | Froelich | Lang | Seibel |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Giffey | Leibhan | Solberg, O. |
| Bernabucci | Glaspey | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Bullis | Halcrow | Lundene | Strinden |
| Bunker | Haugland | Matheny | Swedlund |
| Burke | Henning | McDonald | Thompson |
| Connolly | Hensrud | Metzger | Thorsgard |
| Dahl | Hentges | Miedema | Tweten |
| Davis | Hickle | Moquist | Wagner |
| Dawson | Hilleboe | Mueller | Weber |
| DeKrey | Hoffner | Olienyk | Wells |
| Dick | Hoghaug | Opedahl | White |
| Diehl | Hougen | Peterson, J. | Wilkie |
| Dornacker | Jenkins | Powers | Mr. Speaker |
| Eagles | Jones | Register | |

Those voting in the negative were:

| | | |
|-------------|--------|--------|
| Johnson, K. | Rundle | Welder |
|-------------|--------|--------|

Absent and not voting:

| | | | |
|----------|-------|--------------|---------|
| Atkinson | Boyum | Peterson, R. | Reimers |
|----------|-------|--------------|---------|

So the bill passed and the title was agreed to.

Senate Bill No. 299. A Bill for an Act to amend and reenact sections 57-35-07 and 57-35.1-03 of the North Dakota Century Code, relating to the filing of annual tax reports by banks, trust companies and building and loan associations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Erickson, W. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bier | Goodman | Linderman | Stoltenow |
| Boustead | Grant | Link | Stone |
| Bullis | Halcrow | Lundene | Streibel |
| Bunker | Haugland | Matheny | Strinden |
| Burke | Henning | McDonald | Swedlund |

| | | | |
|------------------------|-------------|--------------|-------------|
| Connolly | Hensrud | Metzger | Thompson |
| Dahl | Hentges | Miedema | Thorsgard |
| Davis | Hickle | Moquist | Tweten |
| Dawson | Hilleboe | Mueller | Wagner |
| DeKrey | Hoffner | Olienyk | Weber |
| Dick | Hoghaug | Opedahl | Welder |
| Diehl | Hougen | Peterson, J. | Wells |
| Dornacker | Jenkins | Peterson, R. | White |
| Eagles | Johnson, K. | Powers | Wilkie |
| Emerson | Jones | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Atkinson | Boyum | Register | Reimers |
| Bernabucci | Kelsch | | |

So the bill passed and the title was agreed to.

Senate Bill No. 312. A Bill for an Act to amend and reenact subsections 1 and 2 of section 11-10-10 of the North Dakota Century Code, relating to salaries of county officers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Register |
| Aamoth | Erickson, W. | Kingsbury | Rivinius |
| Aas | Freeman | Knudson | Rundle |
| Anderson | Froelich | Kuehn | Sandness |
| Austin | Gackle | Lang | Sanstead |
| Backes | Ganser | Larson, G. | Schaffer |
| Belter | Giffey | Larson, L. | Simonson |
| Berg | Glaspey | Leibhan | Solberg, I. |
| Bernabucci | Goodman | Lillehaugen | Stoltenow |
| Bier | Grant | Linderman | Stone |
| Boustead | Halcrow | Link | Streibel |
| Bullis | Haugland | Lundene | Strinden |
| Bunker | Henning | Matheny | Swedlund |
| Burke | Hensrud | McDonald | Thompson |
| Connolly | Hentges | Metzger | Thorsgard |
| Dahl | Hickle | Miedema | Tweten |
| Davis | Hilleboe | Moquist | Wagner |
| DeKrey | Hoffner | Mueller | Weber |
| Dick | Hoghaug | Olienyk | Welder |
| Diehl | Hougen | Opedahl | Wells |
| Dornacker | Jenkins | Peterson, J. | White |
| Eagles | Johnson, K. | Peterson, R. | Wilkie |
| Emerson | Jones | Powers | Mr. Speaker |

Those voting in the negative were:

| | | |
|--------|--------|-------------|
| Dawson | Seibel | Solberg, O. |
|--------|--------|-------------|

Absent and not voting:

| | | |
|----------|-------|---------|
| Atkinson | Boyum | Reimers |
|----------|-------|---------|

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 133

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL NO. 133

In line 12 after the word "authorized" insert the words "by the state banking board"

In line 13 after the comma delete the words "but in any event not less than seven per cent" and insert in lieu thereof "but that in any event the maximum allowable interest rate ceiling shall not be less than seven per cent"

In line 17 after the word "loan" delete the words "or credit sale"

LEO LEIDHOLM, Secretary

SECOND READING OF A SENATE BILL

Senate Bill No. 326. A Bill for an Act to amend and reenact section 24-03-21 of the North Dakota Century Code, relating to the publication of tourist information and making such publication mandatory upon the state highway commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 57; nays, 38; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aas | Giffey | Knudson | Powers |
| Anderson | Glaspey | Kuehn | Register |
| Austin | Goodman | Lang | Rivinius |
| Bier | Grant | Larson, G. | Sandness |
| Boustead | Haugland | Larson, L. | Sanstead |
| Bunker | Henning | Leibhan | Schaffer |
| Burke | Hensrud | Lillehaugen | Stone |
| Cannolly | Hentges | Linderman | Streibel |
| Davis | Hickle | Link | Strinden |
| DeKrey | Hoffner | Lundene | Swedlund |
| Diehl | Hoghaug | Metzger | Thompson |
| Dornacker | Jenkins | Miedema | Wagner |
| Emerson | Johnson, K. | Opedahl | White |
| Erickson, K. | Kelsch | Peterson, R. | Mr. Speaker |
| Freeman | | | |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Matheny | Solberg, I. |
| Aamoth | Erickson, W. | McDonald | Solberg, O. |
| Atkinson | Froelich | Moquist | Stoltenow |
| Backes | Gackle | Mueller | Thorsgard |
| Belter | Ganser | Olienyk | Tweten |
| Berg | Halcrow | Peterson, J. | Weber |
| Bernabucci | Hilleboe | Rundle | Welder |
| Bullis | Hougen | Seibel | Wells |
| Dahl | Jones | Simonson | Wilkie |
| Dawson | Kingsbury | | |

Absent and not voting:

Boyum Dick Reimers

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:

House Bill No. 103

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 329. A Bill for an Act to amend and reenact section 57-38-01.4 of the North Dakota Century Code, relating to the recognition of subchapter S election.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Erickson, W. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Seibel |
| Backes | Gackle | Larson, L. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Giffey | Lillehaugen | Solberg, O. |
| Bernabucci | Glaspey | Linderman | Stoltenow |
| Bier | Goodman | Link | Stone |
| Boustead | Grant | Lundene | Streibel |
| Boyum | Halcrow | Matheny | Strinden |
| Bullis | Haugland | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Mr. Speaker |
| Dornacker | Jones | | |

Those voting in the negative were:

Wilkie

Absent and not voting:

Henning Miedema Reimers

So the bill passed and the title was agreed to.

Senate Bill No. 394. A Bill for an Act to amend section 16-20-17.1 of the North Dakota Century Code, concerning disclosure of sponsor of political advertisement to apply to advertisements on referred measures, and to create a new section to make sponsorship of false information in any political advertisement a misdemeanor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |

| | | | |
|-----------|-------------|--------------|-------------|
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

Reimers

So the bill passed and the title was agreed to.

Senate Bill No. 403. A Bill for an Act to provide for county and city ambulance service, and permit a tax levy thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 85; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kelsch | Powers |
| Aamoth | Freeman | Knudson | Register |
| Anderson | Froelich | Kuehn | Rivinius |
| Atkinson | Ganser | Lang | Rundle |
| Austin | Giffey | Larson, G. | Sandness |
| Backes | Glaspay | Larson, L. | Sanstead |
| Belter | Goodman | Leibhan | Schaffer |
| Bier | Grant | Lillehaugen | Seibel |
| Boustead | Halcrow | Linderman | Solberg, I. |
| Boyum | Haugland | Link | Stone |
| Bullis | Henning | Lundene | Streibel |
| Bunker | Hensrud | Matheny | Strinden |
| Dahl | Hentges | McDonald | Swedlund |
| Davis | Hickle | Metzger | Thompson |
| Dawson | Hilleboe | Miedema | Tweten |
| DeKrey | Hoffner | Moquist | Wagner |
| Dick | Hoghaug | Mueller | Welder |
| Diehl | Hougen | Olienyk | Wells |
| Dornacker | Jenkins | Opedahl | White |
| Eagles | Johnson, K. | Peterson, J. | Wilkie |
| Emerson | Jones | Peterson, R. | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|------------|-----------|-------------|-----------|
| Berg | Connolly | Simonson | Thorsgard |
| Bernabucci | Gackle | Solberg, O. | Weber |
| Burke | Kingsbury | Stoltenow | |

Absent and not voting:

Aas Reimers

So the bill passed and the title was agreed to.

Rep. Streibel moved that the House stand recessed for fifteen minutes, which motion prevailed.

House reconvened with Speaker E. Johnson presiding.

MESSAGES TO THE SENATE-

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 239

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 126

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 163

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 65

Senate Bill No. 152

Senate Bill No. 230

Senate Bill No. 324

Senate Bill No. 328

Senate Bill No. 359

Senate Bill No. 413

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 43

House Bill No. 44

House Bill No. 58

House Bill No. 77

House Bill No. 113

House Bill No. 119

House Bill No. 122

House Bill No. 129

House Bill No. 140

House Bill No. 184

House Bill No. 193

House Bill No. 199

House Bill No. 202

House Bill No. 278

House Bill No. 307

House Bill No. 309

House Bill No. 310

House Bill No. 391

House Concurrent Resolution No. 3

House Concurrent Resolution No. 11

House Concurrent Resolution No. 31

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF A SENATE BILL

Senate Bill No. 446. A Bill for an Act to amend and reenact section 6-01-03 of the North Dakota Century Code, relating to state banking board and state credit union board.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 0; absent and not voting, 23.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Rundle |
| Aamoth | Froelich | Lang | Sandness |
| Aas | Gackle | Larson, G. | Sanstead |
| Anderson | Ganser | Larson, L. | Schaffer |
| Backes | Giffey | Leibhan | Seibel |
| Berg | Glaspay | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Linderman | Stoltenow |
| Boyum | Grant | Link | Stone |
| Bullis | Halcrow | Lundene | Streibel |
| Bunker | Henning | Matheny | Strinden |
| Connolly | Hensrud | McDonald | Thompson |
| Dahl | Hoffner | Miedema | Thorsgard |
| Davis | Hoghaug | Moquist | Tweten |
| Dawson | Hougen | Opedahl | Wagner |
| Dick | Jenkins | Peterson, J. | Welder |
| Diehl | Johnson, K. | Peterson, R. | White |
| Dornacker | Jones | Powers | Wilkie |
| Emerson | Kelsch | Register | Mr. Speaker |
| Erickson, W. | Knudson | Rivinius | |

Absent and not voting:

| | | | |
|----------|--------------|-----------|-------------|
| Atkinson | DeKrey | Hilleboe | Simonson |
| Austin | Eagles | Kingsbury | Solberg, I. |
| Belter | Erickson, K. | Metzger | Swedlund |
| Bier | Haugland | Mueller | Weber |
| Boustead | Hentges | Olienyk | Wells |
| Burke | Hickle | Reimers | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that Senate Bill No. 469 be re-referred to the Committee on Appropriations, which motion prevailed.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Manfred Ohnstad, and Rep. Ohnstad was thereupon introduced to the House.

SECOND READING OF A SENATE BILL

Senate Bill No. 472. A Bill for an Act to terminate the making of loans by the Bank of North Dakota to nonprofit corporations for use in the construction or reconstruction of nursing homes and homes for the aged and infirm and to transfer the balance of the revolving loan fund and repayments to such fund to the general fund, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-----------|
| Aafedt | Eagles | Jones | Register |
| Aamoth | Emerson | Kelsch | Rivinius |
| Aas | Erickson, K. | Knudson | Rundle |
| Anderson | Erickson, W. | Kuehn | Sandness |
| Atkinson | Freeman | Lang | Schaffer |
| Backes | Froelich | Larson, G. | Seibel |
| Belter | Gackle | Larson, L. | Simorson |
| Berg | Ganser | Leibhan | Stoltenow |
| Bernabucci | Giffey | Lillehaugen | Stone |
| Bier | Goodman | Linderman | Streibel |
| Boyum | Grant | Link | Strinden |
| Bullis | Halcrow | Lundene | Swedlund |
| Bunker | Henning | Matheny | Thompson |

| | | | |
|-----------|-------------|--------------|-------------|
| Burke | Hensrud | McDonald | Thorsgard |
| Connolly | Hentges | Metzger | Tweten |
| Dahl | Hickle | Miedema | Wagner |
| Davis | Hilleboe | Moquist | Welder |
| Dawson | Hoffner | Olienyk | Wells |
| DeKrey | Hoghaug | Opedahl | White |
| Dick | Hougen | Peterson, J. | Wilkie |
| Diehl | Jenkins | Peterson, R. | Mr. Speaker |
| Dornacker | Johnson, K. | Powers | |

Those voting in the negative were:

| | | |
|---------|----------|-------------|
| Glaspey | Sanstead | Solberg, O. |
|---------|----------|-------------|

Absent and not voting:

| | | | |
|----------|-----------|---------|-------------|
| Austin | Haugland | Mueller | Solberg, I. |
| Boustead | Kingsbury | Reimers | Weber |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 65. A Concurrent Resolution advising the Congress of the United States that the Legislative Assembly of North Dakota cannot support any of the interstate taxation proposals, which are derivations of the "Willis Bill", which are now before the Congress.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 62. A Bill for an Act to amend and reenact section 12-41-11 of the North Dakota Century Code, relating to trespass by damage to produce or anything to lands of another.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Kuehn | Sandness |
| Anderson | Erickson, W. | Lang | Sanstead |
| Atkinson | Freeman | Larson, G. | Schaffer |
| Austin | Froelich | Larson, L. | Seibel |
| Backes | Gackle | Leibhan | Simonson |
| Belter | Ganser | Lillehaugen | Solberg, I. |
| Berg | Giffey | Linderman | Solberg, O. |
| Bernabucci | Glaspey | Link | Stoltenow |
| Bier | Goodman | Lundene | Stone |
| Boyum | Grant | Matheny | Streibel |
| Bullis | Halcrow | McDonald | Strinden |
| Bunker | Henning | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |

Those voting in the negative were:

Thorsgard

Absent and not voting:

| | | | |
|----------|---------|-----------|---------|
| Boustead | Hensrud | Kingsbury | Reimers |
| Haugland | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 88. A Bill for an Act to amend and reenact section 16-17-06 of the North Dakota Century Code, relating to the election of precinct committeemen; and to repeal section 16-17-10.1 of the North Dakota Century Code, relating to the organization of political parties on a district basis.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Diehl | Jones | Register |
| Aamoth | Dornacker | Kelsch | Rivinius |
| Aas | Eagles | Kingsbury | Rundle |
| Anderson | Emerson | Knudson | Sandness |
| Atkinson | Erickson, K. | Kuehn | Schaffer |
| Austin | Freeman | Lang | Seibel |
| Backes | Froelich | Larson, G. | Simonson |
| Belter | Gackle | Larson, L. | Stoltenow |
| Berg | Ganser | Leibhan | Stone |
| Bernabucci | Giffey | Lillehaugen | Streibel |
| Bier | Glaspey | Linderman | Strinden |
| Boyum | Goodman | Matheny | Swedlund |
| Bullis | Halcrow | McDonald | Thorsgard |
| Bunker | Henning | Metzger | Twetten |
| Burke | Hickle | Miedema | Wagner |
| Connolly | Hilleboe | Moquist | Welder |
| Dahl | Hoffner | Mueller | Wells |
| Davis | Hoghaug | Olienyk | White |
| Dawson | Hougen | Peterson, J. | Wilkie |
| DeKrey | Jenkins | Peterson, R. | Mr. Speaker |
| Dick | Johnson, K. | Powers | |

Those voting in the negative were:

| | | | |
|--------------|---------|-------------|----------|
| Erickson, W. | Link | Sanstead | Thompson |
| Grant | Lundene | Solberg, I. | Weber |
| Hentges | Opedahl | Solberg, O. | |

Absent and not voting:

| | | | |
|----------|----------|---------|---------|
| Boustead | Haugland | Hensrud | Reimers |
|----------|----------|---------|---------|

So the bill passed and the title was agreed to.

Senate Bill No. 106. A Bill for an Act to amend and reenact section 30-13-22 of the North Dakota Century Code, relating to the investment of funds of an estate by an executor or administrator.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Knudson | Sandness |
| Aas | Erickson, K. | Kuehn | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Freeman | Larson, G. | Seibel |
| Austin | Froelich | Larson, L. | Simonson |
| Backes | Ganser | Lillehaugen | Solberg, I. |
| Belter | Giffey | Linderman | Solberg, O. |
| Berg | Glaspey | Lundene | Stoltenow |
| Bernabucci | Goodman | Matheny | Stone |
| Bier | Grant | McDonald | Streibel |

| | | | |
|-----------|-------------|--------------|-------------|
| Boyum | Halcrow | Metzger | Strinden |
| Bullis | Henning | Miedema | Swedlund |
| Bunker | Hentges | Moquist | Thompson |
| Burke | Hickle | Mueller | Thorsgard |
| Dahl | Hilleboe | Olienyk | Tweten |
| Davis | Hoffner | Opedahl | Wagner |
| Dawson | Hoghaug | Peterson, J. | Weber |
| DeKrey | Hougen | Peterson, R. | Welder |
| Dick | Johnson, K. | Powers | Wells |
| Diehl | Jones | Register | Wilkie |
| Dornacker | Kelsch | Rivinius | Mr. Speaker |
| Eagles | Kingsbury | Rundle | |

Those voting in the negative were:

| | | | |
|----------|---------|------|-------|
| Aamoth | Jenkins | Link | White |
| Connolly | | | |

Absent and not voting:

| | | | |
|----------|----------|---------|---------|
| Boustead | Haugland | Leibhan | Reimers |
| Gackle | Hensrud | | |

So the bill passed and the title was agreed to.

Senate Bill No. 108. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-06-04, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the date of the primary election, time of notice to county auditors, precinct committeemen meetings, and party conventions.

Was read the second time.

Rep. Lundene moved the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 58; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aamoth | DeKrey | Lundene | Stoltenow |
| Aas | Dornacker | Matheny | Stone |
| Anderson | Gackle | Moquist | Streibel |
| Atkinson | Halcrow | Peterson, J. | Strinden |
| Austin | Hensrud | Powers | Tweten |
| Bernabucci | Hickle | Register | Welder |
| Bier | Hougen | Schaffer | White |
| Bullis | Jenkins | Seibel | Wilkie |
| Bunker | Kingsbury | Simonson | Mr. Speaker |
| Davis | Lillehaugen | Solberg, O. | |

Those voting in the negative were:

| | | | |
|--------------|--------------|------------|--------------|
| Aafedt | Erickson, W. | Jones | Olienyk |
| Backes | Freeman | Kelsch | Opedahl |
| Belter | Froelich | Knudson | Peterson, R. |
| Berg | Ganser | Kuehn | Rivinius |
| Boustead | Giffey | Lang | Rundle |
| Boyum | Glaspey | Larson, G. | Sandness |
| Burke | Goodman | Larson, L. | Sanstead |
| Connolly | Grant | Leibhan | Solberg, I. |
| Dahl | Haugland | Linderman | Swedlund |
| Dawson | Henning | Link | Thompson |
| Dick | Hentges | McDonald | Thorsgard |
| Diehl | Hilleboe | Metzger | Wagner |
| Eagles | Hoffner | Miedema | Weber |
| Emerson | Hoghaug | Mueller | Wells |
| Erickson, K. | Johnson, K. | | |

Absent and not voting:

Reimers

So the bill lost.

Senate Bill No. 137. A Bill for an Act to provide for the levying and collection of a tax for the privilege of doing business in this state on businesses, corporations, cooperative corporations, and certain commission salesmen; to provide for the imposition of a tax upon banks, trust companies, and building and loan associations for the privilege of transacting business in this state and providing penalties; to allocate moneys to counties and their political subdivisions; and to create and enact subsection 25 of section 57-02-08 and sections 57-39.2-03.1, 57-39.2-03.2, 57-39.2-08.1, 57-40.2-03.1, 57-40.2-03.2, and 57-40.3-03.1 of the North Dakota Century Code, relating to the elimination of personal property taxes on personal property not required to be assessed by the state board of equalization, and to provide for a separate and additional sales, use, and excise tax of one percent and to broaden the base of the sales and use taxes; and to repeal sections 18-03-09 and 37-01-27, chapter 57-03, section 57-15-23, and subsection 14 of section 57-39.2-04 of the North Dakota Century Code, relating to the per capita school tax; exemption from the sales tax on sales made from vending machines; and the assessment and valuation of grain; declaring legislative intent; and providing an appropriation.

Was read the second time.

Rep. Dornacker requested that his remarks on Senate Bill No. 137 be printed in the Journal.

Rep. Dornacker:

"The most difficult thing most of us face is making a change. Changes are always a problem, especially if it involves our finances.

"This proposal gives us a choice in the elimination of personal property taxation. Our present system is not perfect; this or any other proposal will not be perfect. Any proposal will have to be adjusted in the years to come. Each session finds us amending and adjusting our present system.

"In the proposal before you we have tried to adjust the shift of who pays the bill to a more equitable system.

"By using the sales tax route instead of income tax on individuals we recognize that we all have an obligation to local government. The tax on food-clothing replaces our tax on household goods. This plan tells the 50% of our people who are in the \$5,000 or less salary range that your tax will be \$20-\$30, not \$50. Likewise, we tell the professional people your tax will be \$50-\$100, not \$100-\$200. This plan does not penalize the low income nor the high income families. This plan tells the businessman and the farmer that you have a greater obligation and are getting more relief so you should carry a higher portion of the load than salaried people.

"With this in mind we have set up what we call a business privilege tax.

"This plan calls for a business privilege tax on 1% on individual businesses before federal tax deductions.

"We place a 1% tax on corporations before federal tax deductions. This includes all corporations, domestic, foreign and the co-operatives.

"We find that we have many farmers, small businesses, and others who will have complete elimination of personal property taxes, that in many years have less than \$2,000 income. We have placed a minimum business filing fee of \$20. Your income is \$1,500, the tax is \$20. Your income is \$2,500, the tax is \$25.

"We have placed a ½% tax on income of commission earned by self-employed people. These people are really self-employed businessmen.

"In the case of banks, savings & loan people, they too will be relieved of personal property taxes. Here we place a 2% tax and allow

federal income tax as a deduction. This was necessary as the law covering National Banks requires us to allow federal tax deductions.

"We have used the base year of 1968 as these taxes are levied and should we use 1969, the local people could over-assess and receive higher payback.

"We have set the effective date for January 1, 1970. Our payback is split into two payments — the first May 1, 1971, and the last on July 31, 1971. This we did to lessen the burden on General Fund as income taxes are not due until April 15th.

"In this bill we have many built-in protections. We have done this to protect future legislative sessions from needing a two-thirds vote to adjust sales and income taxes. Should this become law and a referral be placed on the ballot and the people sustain the legislative action, then in future years a two-thirds vote would be needed to adjust sales or income taxes.

"This is why we have only put in a 1¢ sales tax. This is why we have used a business privilege tax.

"This proposal, if adopted by this Assembly, can be adjusted in the Conference Committee. There is ample room for adjustment and compromise.

"This bill gives us a choice in the Conference Committee. This bill gives us a choice and if we are really sincere in our efforts to eliminate personal property taxation, this is the fairest method. I can support this approach."

Rep. Dick moved the previous question, which Speaker E. Johnson ruled was out of order until Rep. Link had spoken on Senate Bill No. 137.

Rep. Dick withdrew his motion.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 54; nays, 39; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Lillehaugen | Schaffer |
| Austin | Freeman | Linderman | Seibel |
| Backes | Froelich | Link | Solberg, I. |
| Belter | Giffey | Lundene | Solberg, O. |
| Berg | Glaspay | Matheny | Stoltenow |
| Connolly | Grant | McDonald | Stone |
| Dahl | Henning | Miedema | Strinden |
| Davis | Hensrud | Mueller | Swedlund |
| DeKrey | Hickle | Opedahl | Thompson |
| Dick | Hoffner | Register | Tweten |
| Diehl | Johnson, K. | Rivinius | Weber |
| Dornacker | Lang | Rundle | Wilkie |
| Emerson | Larson, L. | Sanstead | Mr. Speaker |
| Erickson, K. | Leibhan | | |

Those voting in the negative were:

| | | | |
|------------|----------|--------------|-----------|
| Aamoth | Burke | Jones | Powers |
| Aas | Eagles | Kelsch | Sandness |
| Anderson | Gackle | Kingsbury | Simonson |
| Atkinson | Ganser | Knudson | Streibel |
| Bernabucci | Goodman | Larson, G. | Thorsgard |
| Bier | Haugland | Metzger | Wagner |
| Boustead | Hentges | Moquist | Welder |
| Boyum | Hoghaug | Olienyk | Wells |
| Bullis | Hougen | Peterson, J. | White |
| Bunker | Jenkins | Peterson, R. | |

Absent and not voting:

| | | | |
|---------|----------|-------|---------|
| Dawson | Hilleboe | Kuehn | Reimers |
| Halcrow | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 184. A Bill for an Act to amend and reenact section 27-05-18 of the North Dakota Century Code, relating to the holding of consecutive jury terms of court.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Rivinius |
| Aamoth | Emerson | Kelsch | Rundle |
| Aas | Erickson, K. | Kingsbury | Sandness |
| Anderson | Erickson, W. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Seibel |
| Austin | Froelich | Lang | Simonson |
| Backes | Gackle | Larson, G. | Solberg, I. |
| Belter | Ganser | Larson, L. | Solberg, O. |
| Berg | Giffey | Leibhan | Stoltenow |
| Bernabucci | Glaspey | Lillehaugen | Stone |
| Bier | Goodman | Linderman | Streibel |
| Boustead | Grant | Link | Strinden |
| Boyum | Haugland | Lundene | Swedlund |
| Bullis | Henning | Matheny | Thorsgard |
| Bunker | Hensrud | McDonald | Tweten |
| Burke | Hentges | Metzger | Wagner |
| Connolly | Hickle | Moquist | Weber |
| Dahl | Hilleboe | Mueller | Welder |
| Davis | Hoffner | Olienyk | Wells |
| DeKrey | Hoghaug | Opedahl | White |
| Dick | Hougen | Peterson, J. | Wilkie |
| Diehl | Jenkins | Peterson, R. | Mr. Speaker |
| Dornacker | Johnson, K. | Powers | |

Absent and not voting:

| | | | |
|---------|----------|----------|----------|
| Dawson | Miedema | Reimers | Thompson |
| Halcrow | Register | Schaffer | |

So the bill passed and the title was agreed to.

Senate Bill No. 223. A Bill for an Act to amend and reenact section 15-55-10 of the North Dakota Century Code, relating to the limitation on revenue producing buildings and other campus improvements constructed from the proceeds of revenue bonds, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 73; nays, 15; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Lang | Powers |
| Aamoth | Freeman | Larson, G. | Rivinius |
| Aas | Froehlich | Larson, L. | Sandness |
| Anderson | Gackle | Leibhan | Sanstead |
| Atkinson | Giffey | Lillehaugen | Schaffer |
| Austin | Glaspey | Linderman | Seibel |
| Backes | Grant | Link | Solberg, I. |
| Belter | Henning | Lundene | Solberg, O. |
| Bier | Hensrud | Matheny | Stoltenow |
| Boustead | Hentges | McDonald | Stone |

| | | | |
|---------|----------|--------------|-------------|
| Boyum | Hilleboe | Metzger | Streibel |
| Bullis | Hoffner | Miedema | Strinden |
| Bunker | Hougen | Moquist | Swedlund |
| Burke | Jenkins | Mueller | Thorsgard |
| Dahl | Jones | Olienyk | Weber |
| DeKrey | Kelsch | Opedahl | White |
| Dick | Knudson | Peterson, J. | Wilkie |
| Eagles | Kuehn | Peterson, R. | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|------------|--------------|-------------|----------|
| Berg | Erickson, W. | Hoghaug | Simonson |
| Bernabucci | Ganser | Johnson, K. | Welder |
| Connolly | Goodman | Kingsbury | Wells |
| Davis | Hickle | Rundle | |

Absent and not voting:

| | | | |
|-----------|----------|----------|--------|
| Dawson | Halcrow | Reimers | Tweten |
| Diehl | Haugland | Thompson | Wagner |
| Dornacker | Register | | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 261. A Bill for an Act to amend and reenact section 11-16-09 of the North Dakota Century Code, relating to state's attorney's contingent fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Lillehaugen | Simonson |
| Belter | Giffey | Linderman | Solberg, I. |
| Berg | Glaspey | Link | Solberg, O. |
| Bernabucci | Goodman | Lundene | Stoltenow |
| Bier | Grant | Matheny | Stone |
| Boustead | Henning | McDonald | Streibel |
| Boyum | Hensrud | Metzger | Strinden |
| Bullis | Hentges | Miedema | Swedlund |
| Bunker | Hickle | Moquist | Thorsgard |
| Burke | Hilleboe | Mueller | Weber |
| Connolly | Hoffner | Olienyk | Welder |
| Dahl | Hoghaug | Opedahl | Wells |
| DeKrey | Hougen | Peterson, J. | White |
| Dick | Johnson, K. | Peterson, R. | Wilkie |
| Diehl | Jones | Powers | Mr. Speaker |
| Eagles | Kelsch | | |

Those voting in the negative were:

Davis

Absent and not voting:

| | | | |
|-----------|----------|----------|--------|
| Dawson | Haugland | Register | Tweten |
| Dornacker | Jenkins | Reimers | Wagner |
| Halcrow | Leibhan | Thompson | |

So the bill passed and the title was agreed to.

Senate Bill No. 268. A Bill for an Act to amend and reenact section 57-15-06 of the North Dakota Century Code, relating to limitations on county tax levies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 62; nays, 28; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aas | Emerson | Kelsch | Sanstead |
| Anderson | Erickson, K. | Kuehn | Schaffer |
| Atkinson | Erickson, W. | Lang | Seibel |
| Austin | Freeman | Leibhan | Simonson |
| Backes | Gackle | Lillehaugen | Solberg, I. |
| Bier | Glaspey | Linderman | Solberg, O. |
| Boustead | Goodman | Link | Stone |
| Boyum | Grant | Lundene | Streibel |
| Bunker | Henning | Miedema | Strinden |
| Connolly | Hensrud | Mueller | Swedlund |
| Davis | Hickle | Opedahl | Thorsgard |
| DeKrey | Hoffner | Peterson, J. | Welder |
| Dick | Hoghaug | Powers | Wells |
| Diehl | Hougen | Rivinius | Wilkie |
| Dornacker | Jenkins | Sandness | Mr. Speaker |
| Eagles | Jones | | |

Those voting in the negative were:

| | | | |
|------------|-------------|------------|--------------|
| Aafedt | Dahl | Kingsbury | Moquist |
| Aamoth | Froelich | Knudson | Olienyk |
| Belter | Ganser | Larson, G. | Peterson, R. |
| Berg | Giffey | Larson, L. | Rundle |
| Bernabucci | Hentges | Matheny | Stoltenow |
| Bullis | Hilleboe | McDonald | Weber |
| Burke | Johnson, K. | Metzger | White |

Absent and not voting:

| | | | |
|---------|----------|----------|--------|
| Dawson | Haugland | Reimers | Twetén |
| Halcrow | Register | Thompson | Wagner |

So the bill passed and the title was agreed to.

Senate Bill No. 275. A Bill for an Act to amend and reenact section 12-14-13 of the North Dakota Century Code, relating to punishment for perjury.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Powers |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Kuehn | Rundle |
| Anderson | Freeman | Lang | Sandness |
| Atkinson | Froehlich | Larson, G. | Sanstead |
| Austin | Gackle | Larson, L. | Schaffer |
| Belter | Ganser | Leibhan | Seibel |
| Berg | Giffey | Lillehaugen | Simonson |
| Bernabucci | Glaspey | Linderman | Solberg, I. |
| Bier | Grant | Link | Solberg, O. |
| Boyum | Henning | Lundene | Stoltenow |
| Bullis | Hensrud | Matheny | Stone |
| Bunker | Hentges | McDonald | Streibel |
| Burke | Hickle | Metzger | Strinden |
| Connolly | Hilleboe | Miedema | Swedlund |
| Dahl | Hoffner | Moquist | Thorsgard |
| Davis | Hoghaug | Mueller | Weber |
| DeKrey | Hougen | Olienyk | Welder |
| Dick | Jenkins | Opedahl | Wells |
| Diehl | Johnson, K. | Peterson, J. | White |

| | | | |
|-------------------------------|----------|--------------|-------------|
| Dornacker | Jones | Peterson, R. | Wilkie |
| Eagles | | | |
| Absent and not voting: | | | |
| Backes | Halcrow | Register | Tweten |
| Boustead | Haugland | Reimers | Wagner |
| Dawson | Knudson | Thompson | Mr. Speaker |
| Goodman | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 277. A Bill for an Act to amend and reenact section 28-27-04 of the North Dakota Century Code, relating to the time for appeal to the supreme court in civil cases.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 3; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Powers |
| Aamoth | Emerson | Kingsbury | Rivinius |
| Aas | Erickson, K. | Kuehn | Rundle |
| Anderson | Erickson, W. | Lang | Sandness |
| Atkinson | Freeman | Larson, G. | Schaffer |
| Austin | Froehlich | Larson, L. | Seibel |
| Belter | Ganser | Leibhan | Simonson |
| Berg | Giffey | Lillehaugen | Solberg, I. |
| Bernabucci | Glaspay | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Henning | Lundene | Streibel |
| Boyum | Hensrud | Matheny | Strinden |
| Bullis | Hentges | McDonald | Swedlund |
| Bunker | Hickle | Metzger | Thorsgard |
| Connolly | Hilleboe | Miedema | Weber |
| Dahl | Hoffner | Moquist | Welder |
| Davis | Hoghaug | Mueller | Wells |
| DeKrey | Hougen | Olienyk | White |
| Dick | Jenkins | Opedahl | Wilkie |
| Diehl | Johnson, K. | Peterson, J. | Mr. Speaker |
| Dornacker | Jones | Peterson, R. | |

Those voting in the negative were:

| | | |
|-------|----------|-------------|
| Burke | Sanstead | Solberg, O. |
|-------|----------|-------------|

Absent and not voting:

| | | | |
|--------|----------|----------|----------|
| Backes | Goodman | Knudson | Thompson |
| Dawson | Halcrow | Register | Tweten |
| Gackle | Haugland | Reimers | Wagner |

So the bill passed and the title was agreed to.

Senate Bill No. 283. A Bill for an Act to amend and reenact sections 29-08-02 and 29-08-21 of the North Dakota Century Code, relating to bail and the authorization of persons to arrange, receive, and approve bail in traffic cases, and relating to forfeiture of bail and the disposition of cases involving traffic law violations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Dornacker | Johnson, K | Rivinius |
| Aamoth | Eagles | Jones | Rundle |
| Aas | Emerson | Kelsch | Sandness |
| Anderson | Erickson, K. | Kingsbury | Sanstead |
| Atkinson | Erickson, W. | Kuehn | Schaffer |

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Austin | Freeman | Lang | Seibel |
| Backes | Froelich | Larson, L. | Simonson |
| Belter | Gackle | Leibhan | Solberg, I. |
| Berg | Ganser | Lillehaugen | Solberg, O. |
| Bernabucci | Giffey | Linderman | Stoltenow |
| Bier | Glaspey | Link | Stone |
| Boustead | Goodman | Lundene | Streibel |
| Boyum | Grant | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thorsgard |
| Burke | Hentges | Miedema | Weber |
| Connolly | Hickle | Moquist | Welder |
| Dahl | Hilleboe | Mueller | Wells |
| Davis | Hoffner | Olienyk | White |
| DeKrey | Hoghaug | Opedahl | Wilkie |
| Dick | Hougen | Peterson, R. | Mr. Speaker |
| Diehl | Jenkins | Powers | |
| Absent and not voting: | | | |
| Dawson | Knudson | Register | Tweten |
| Halcrow | Larson, G. | Reimers | Wagner |
| Haugland | Peterson, J. | Thompson | |

So the bill passed and the title was agreed to.

Senate Bill No. 286. A Bill for an Act to create and enact a section of the North Dakota Century Code to provide assistance and medical care for public intoxication; to provide a penalty for disturbing the public peace or disorderly conduct; to eliminate punishment for public intoxication; and to repeal section 5-01-05, relating to the penalty for public intoxication.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 12; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|--------------|
| Aafedt | Erickson, K. | Jones | Peterson, R. |
| Aas | Erickson, W. | Kelsch | Powers |
| Anderson | Freeman | Kingsbury | Rivinius |
| Atkinson | Gackle | Knudson | Rundle |
| Austin | Ganser | Kuehn | Sandness |
| Belter | Giffey | Lang | Sanstead |
| Berg | Glaspey | Larson, G. | Schaffer |
| Bernabucci | Goodman | Larson, L. | Solberg, I. |
| Bier | Grant | Leibhan | Solberg, O. |
| Boustead | Henning | Lillehaugen | Stone |
| Boyum | Hensrud | Linderman | Streibel |
| Bunker | Hentges | Link | Strinden |
| Burke | Hickle | Lundene | Swedlund |
| Davis | Hilleboe | McDonald | Thorsgard |
| DeKrey | Hoffner | Miedema | Weber |
| Dick | Hoghaug | Mueller | Welder |
| Diehl | Hougen | Olienyk | Wells |
| Dornacker | Jenkins | Opedahl | Wilkie |
| Eagles | Johnson, K. | Peterson, J. | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|----------|----------|---------|-----------|
| Aamoth | Dahl | Metzger | Simonson |
| Bullis | Froelich | Moquist | Stoltenow |
| Connolly | Matheny | Seibel | White |

Absent and not voting:

| | | | |
|---------|----------|----------|--------|
| Backes | Haugland | Reimers | Tweten |
| Dawson | Register | Thompson | Wagner |
| Halcrow | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 287. A Bill for an Act to create and enact section 30-14-32.1 of the North Dakota Century Code, relating to the removal of guardianship or estate property from the state without the consent of the court, and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Powers |
| Aarnoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Belter | Ganser | Larson, L. | Seibel |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bernabucci | Glaspey | Lillehaugen | Solberg, O. |
| Bier | Goodman | Linderman | Stoltenow |
| Boustead | Grant | Link | Streibel |
| Boyum | Haugland | Lundene | Strinden |
| Bullis | Henning | Matheny | Swedlund |
| Bunker | Hensrud | McDonald | Thorsgard |
| Burke | Hentges | Metzger | Tweten |
| Connolly | Hickle | Miedema | Wagner |
| Dahl | Hilleboe | Moquist | Weber |
| Davis | Hoffner | Mueller | Welder |
| DeKrey | Hoghaug | Olienyk | Wells |
| Dick | Hougen | Opedahl | White |
| Diehl | Jenkins | Peterson, J. | Wilkie |
| Dornacker | Johnson, K. | Peterson, R. | Mr. Speaker |
| Eagles | Jones | | |

Absent and not voting:

| | | | |
|--------|----------|----------|----------|
| Backes | Halcrow | Reimers | Stone |
| Dawson | Register | Simonson | Thompson |

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 31
 Senate Bill No. 36
 Senate Bill No. 55
 Senate Bill No. 66
 Senate Bill No. 80
 Senate Bill No. 84
 Senate Bill No. 91
 Senate Bill No. 96
 Senate Bill No. 101
 Senate Bill No. 117
 Senate Bill No. 118
 Senate Bill No. 123
 Senate Bill No. 142
 Senate Bill No. 159
 Senate Bill No. 169
 Senate Bill No. 172
 Senate Bill No. 176
 Senate Bill No. 177
 Senate Bill No. 189
 Senate Bill No. 190
 Senate Bill No. 192
 Senate Bill No. 205

Senate Bill No. 216
 Senate Bill No. 247
 Senate Bill No. 332
 Senate Bill No. 334

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to transmit:
 Senate Bill No. 239

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign
 Senate Bill No. 239

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return:
 Senate Bill No. 239
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORTS OF PROCEDURAL COMMITTEES

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 39
 House Bill No. 69
 House Bill No. 446

And find the same correctly Engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 24
 House Bill No. 27
 House Bill No. 38
 House Bill No. 41
 House Bill No. 52
 House Bill No. 71
 House Bill No. 73
 House Bill No. 80
 House Bill No. 87
 House Bill No. 98
 House Bill No. 115
 House Bill No. 141
 House Bill No. 145
 House Bill No. 146
 House Bill No. 172
 House Bill No. 228
 House Bill No. 231
 House Bill No. 273
 House Bill No. 295
 House Bill No. 316

House Bill No. 336

House Bill No. 142

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Streibel moved that the House consider the committee reports on Senate Bills Nos. 279 and 304, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 279 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 304 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Aamoth moved that the House concur in the Senate amendments to House Bill No. 133, which motion prevailed.

Rep. Aamoth moved that the rules be suspended, and House Bill No. 133 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 133. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to maximum contract rates of interest and usury, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 77; nays, 12; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|-----------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Rivinius |
| Aamoth | Eagles | Kingsbury | Sandness |
| Aas | Emerson | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Ganser | Lang | Seibel |
| Austin | Giffey | Larson, G. | Solberg, I. |
| Belter | Glaspey | Larson, L. | Stoltenow |
| Bernabucci | Goodman | Leibhan | Stone |
| Bier | Haugland | Linderman | Streibel |
| Boustead | Henning | Link | Strinden |
| Boyum | Hensrud | Lundene | Swedlund |
| Bullis | Hentges | McDonald | Thorsgard |
| Bunker | Hickle | Metzger | Tweten |
| Burke | Hilleboe | Miedema | Wagner |
| Connolly | Hoffner | Mueller | Welder |
| Dahl | Hoghaug | Olienyk | Wells |
| Davis | Hougen | Peterson, J. | White |
| DeKrey | Jenkins | Peterson, R. | Wilkie |
| Dick | Jones | Powers | Mr. Speaker |
| Diehl | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|-------------|----------|
| Berg | Gackle | Lillehaugen | Rundle |
| Erickson, K. | Grant | Matheny | Simonson |
| Erickson, W. | Johnson, K. | Moquist | Weber |

Absent and not voting:

| | | | |
|----------|---------|----------|-------------|
| Backes | Halcrow | Register | Solberg, O. |
| Dawson | Opedahl | Reimers | Thompson |
| Froelich | | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the House accede to the Senate request for return of House Bill No. 103 and House Bill No. 275, which motion prevailed.

Rep. Streibel moved that the House be on the Eighteenth Order, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Industry and Business to whom was referred House Bill No. 511 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 10 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the engrossed bill, after the words "the sum of" delete the sum \$182,105.00 and in lieu thereof insert the sum \$183,605.00.

Line 13 delete the sum \$68,600.00 and in lieu thereof insert the sum \$70,100.00.

Line 14 delete the sum \$394,105.00 and in lieu thereof insert the sum \$395,605.00.

Line 18 delete the sum \$182,105.00 and in lieu thereof insert the sum \$183,605.00.

Delete lines 19 to 26 inclusive.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The appropriation for supplies and materials was increased by \$1,500.00 to make it possible to improve the quality of food and to allow for possible unforeseen fuel costs.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 12 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 19 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 39 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 46 has had the same under consideration and recommends that the same be amended as follows:

In line 86 of the engrossed bill delete "six months" and place in lieu there "one year"

In line 94 following the comma insert the following new language:

"or any city having a population of ten thousand or more if the governing body shall find that the funds available in accordance with section 40-46-02 are insufficient,"

In line 101 delete the words "a majority" and insert in lieu thereof the words "at least sixty percent"

In line 102 delete the words "vote against" and insert in lieu thereof the words "do not approve" and following the word levy and before the comma insert the words "such levy shall not be made" and after the comma insert the word "and"

In line 103 delete the words "six months" and insert in lieu thereof the words "one year"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 60 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 111 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 121 has had the same under consideration and recommends that the same be amended as follows:

In line 5 of the engrossed bill place triple parentheses before and after the words "or village"

In line 6 place triple parentheses before and after the word "motor"

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 183 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Connolly moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 193 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title of the engrossed bill before the period insert a comma and the following material: "and declaring an emergency"

In line 54 delete the triple parentheses before the word "providing" and delete the triple parentheses after the word "that"; and delete the words "of more than twenty-four"

In line 55 delete the words "feet in length, except"; delete the triple parentheses after the word "except" and delete the triple parentheses before the word "shall"

In line 56 delete the triple parentheses after the word "trailers"

In line 57 place triple parentheses after the second comma and delete the triple parentheses before the word "shall"

In line 59 place triple parentheses before the first word "upon" and place triple parentheses after the word "tax" but before the period.

After line 69 add the following new section:

SECTION 3. EMERGENCY.) This Act is declared to be an emergency and shall be in effect from and after its passage."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Boustead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 201 has had the same under consideration and recommends that the same be amended as follows:

On line 5 after the word "taking" insert "on the amount of the deposit which is not available for withdrawal without prejudice to right of appeal"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 241 has had the same under consideration and recommends that the same be amended as follows:

On line 8 place triple parentheses before the word "six" and after the word "cent" and place triple parentheses around the comma after the word "thereon" and delete the following language "or with interest thereon"

On line 10 delete the following language "whichever rate is higher,"

On line 11 delete the following language " , in cases where"

Delete all of line 12

On line 13 delete "per annum"

On line 15 delete the triple parentheses around the word "same" and delete the word "higher"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 251 has had the same under consideration and recommends that the same be amended as follows:

In the fourth line of the title of the engrossed bill delete the following: "subsection 3 of"

In the fifth line of the title delete the numerals "19-02.1-01" and insert in lieu thereof the numerals "19-02.1-21"; and delete the word "the" where it last appears

In the sixth line of the title delete the words "definition of food" and insert in lieu thereof the word "inspections"

In line 50 following the word "employees" and before the period, insert the following: "; regardless of whether or not such custom service slaughterer is engaged in selling inspected carcasses or the parts thereof, meat or meat food products at wholesale or retail in or on the same plant or premises where such custom service slaughtering is performed"

In line 119 delete the following: "Subsection 3 of section 19-02.1-01"

Delete lines 120 through 130 inclusive and insert in lieu thereof the following: "Section 19-02.1-21 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

19-02.1-21. INSPECTIONS — EXAMINATIONS.) The state laboratories director or his duly authorized agent shall have free access at all reasonable hours to any factory, warehouse, or establishment in which foods, drugs, devices, or cosmetics are manufactured, processed, packed, or held for introduction into commerce, or to enter any vehicle being used to transport or hold such foods, drugs, devices, or cosmetics in commerce, for the purpose:

1. Of inspecting such factory, warehouse, establishment, or vehicle to determine if any of the provisions of this chapter are being violated;
2. To secure samples or specimens of any food, drug, device, or cosmetic after paying or offering to pay for such sample. It shall be the duty of the state laboratories director to make or cause to be made examinations of sample secured under the provisions of this section to determine whether or not any provision of this chapter is being violated.

Provided that inspections of slaughterhouses, meatpacking and meat processing plants where cattle, swine, sheep, goats, horses, or other equines are slaughtered for human food or where the carcass or the parts thereof, meat, or meat food products are salted, canned, packed, smoked, cured, rendered, or otherwise processed or prepared for human food, shall not be performed under this Act if such slaughterhouses, meatpacking or meat processing plants are inspected under the provisions of the North Dakota Meat Inspection Act, or the Federal Meat Inspection Act, 21 U.S.C. sections 71-91, 34 Stat. 1260-65, as amended."

Delete lines 134 through 140 inclusive of the engrossed bill.

In line 141 delete the following: "and ending June 30, 1971." and insert in lieu thereof the following: "the sum of \$120,000.00 or so much thereof as may be necessary, to the livestock sanitary board for the purpose of carrying out meat inspection and related activities pursuant to the North Dakota Meat Inspection Act for the biennium beginning July 1, 1969, and ending June 30, 1971, \$60,000.00 of which shall be appropriated from the general fund of the state treasury, and sixty thousand dollars of which shall be federal matching funds."

Renumber the lines accordingly.

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 270 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 308 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 340 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 349 has had the same under consideration and recommends that the same be amended as follows:

On line 10 delete the following language "a juvenile representative chosen by the public welfare" and insert in lieu thereof the following language "the superintendent of the state industrial school"

On line 11 delete the word "board"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 373 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. AAMOTH, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted. Senate Bill No. 373 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 379 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 380 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 381 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Dahl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 391 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Hougen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 392 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 395 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 397 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 410 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title after the words "of a" insert the word "multipurpose"

In the fourth line of the title after the word "prescribe" add the following words: ", and providing for an appropriation"

In line 3 of the bill after the words "construct a" insert the word "multipurpose"

In line 9 after the word "prescribe" insert the word "all"

In line 12 delete the following: ", at a" and insert in lieu thereof the following: ". The"; and delete the word "of" and insert the word "for" in lieu thereof

In line 13 delete the word "equipping" and insert in lieu thereof the words "for attached fixtures and furniture"

In line 17 after the word "employ" insert the words "North Dakota resident"

After line 26 insert the following new sections:

"SECTION 2. OCCUPANCY OF MULTIPURPOSE BUILDING AND OTHER BUILDINGS.) In addition to providing necessary building space for the use of the Bank of North Dakota in the multipurpose building, suitable space shall be allocated for use of the central data processing center, a new cafeteria, additional legislative committee rooms and for legislative council facilities and other legislative functions, and a new visitors' entrance to the state capitol building. Other space in such multipurpose building may be allocated to other departments and agencies as directed by the capitol grounds planning commission and shall be utilized by such departments and agencies.

Upon the vacating of space in the state highway department building by the central data processing center, the capitol grounds plan-

ning commission shall direct the transfer of highway or motor vehicle related functions of state government from the state capitol building to the vacated space in the state highway department building.

The capitol grounds planning commission shall review alternative uses for the existing Bank of North Dakota building or the feasibility of its sale and make its recommendations to the forty-second legislative assembly.

If feasible, provision may be made in the course of construction of the multipurpose building for the necessary alteration and improvement of the existing offices of the governor, secretary of state, and the attorney general.

SECTION 3. APPROPRIATION FOR LEGISLATIVE QUARTERS.) There is hereby appropriated to the capitol grounds planning commission, out of any moneys in the state capitol building fund not otherwise appropriated, the sum of \$200,000.00, or so much thereof as may be necessary, for the purpose of supplementing the appropriation provided in section 1 of this Act, as deemed necessary by the capitol grounds planning commission, in paying a portion of the costs of construction, equipping, and furnishing that portion of the multipurpose building to be used and occupied by the legislative assembly or its agencies, which appropriation shall be in addition to that provided in section 1 of this Act.

SECTION 4. CUSTODY OF MULTIPURPOSE BUILDING.) The board of administration shall control, manage, and maintain the multipurpose building in the same manner as provided for the state office building in section 54-21-18 and as provided by law for the state capitol building."

And renumber the lines accordingly.

And when so amended returns same without recommendation and be re-referred to the Committee on Appropriations.

REP. HILLEBOE, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 412 has had the same under consideration and recommends that the same be amended as follows:

On line 14 of the title delete the semicolon and insert a period in lieu thereof and delete the following language "and providing for the"

Delete all of line 15 of the title

Delete all of lines 36, 37, 38.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 434 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the House stand recessed until 1:00 P.M., March 7, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk



FIFTY-FIRST DAY AFTER RECESS AND
FIFTY-SECOND DAY

Bismarck, March 7, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 24
House Bill No. 27
House Bill No. 38
House Bill No. 39
House Bill No. 41
House Bill No. 52
House Bill No. 69
House Bill No. 71
House Bill No. 73
House Bill No. 80
House Bill No. 87
House Bill No. 98
House Bill No. 115
House Bill No. 141
House Bill No. 142
House Bill No. 145
House Bill No. 146
House Bill No. 172
House Bill No. 228
House Bill No. 231
House Bill No. 273
House Bill No. 295
House Bill No. 316
House Bill No. 336
House Bill No. 446

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 43
House Bill No. 44
House Bill No. 58
House Bill No. 77
House Bill No. 113
House Bill No. 119
House Bill No. 122
House Bill No. 129
House Bill No. 140
House Bill No. 184

House Bill No. 193
 House Bill No. 199
 House Bill No. 202
 House Bill No. 278
 House Bill No. 307
 House Bill No. 309
 House Bill No. 310
 House Bill No. 391
 House Concurrent Resolution No. 3
 House Concurrent Resolution No. 11
 House Concurrent Resolution No. 31
 Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 43
 House Bill No. 44
 House Bill No. 58
 House Bill No. 77
 House Bill No. 113
 House Bill No. 119
 House Bill No. 122
 House Bill No. 129
 House Bill No. 140
 House Bill No. 184
 House Bill No. 193
 House Bill No. 199
 House Bill No. 278
 House Bill No. 307
 House Bill No. 309
 House Bill No. 310
 House Bill No. 391
 House Bill No. 202

Were delivered to the Governor for his approval at the hour of 11:10 o'clock A. M., March 7, 1969.

REP. GANSER, Chairman

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 31
 Senate Bill No. 36
 Senate Bill No. 55
 Senate Bill No. 66
 Senate Bill No. 80
 Senate Bill No. 84
 Senate Bill No. 91
 Senate Bill No. 96
 Senate Bill No. 101
 Senate Bill No. 117
 Senate Bill No. 118
 Senate Bill No. 123
 Senate Bill No. 142
 Senate Bill No. 159
 Senate Bill No. 169
 Senate Bill No. 172
 Senate Bill No. 176
 Senate Bill No. 177
 Senate Bill No. 189
 Senate Bill No. 190
 Senate Bill No. 192
 Senate Bill No. 205

Senate Bill No. 216
 Senate Bill No. 247
 Senate Bill No. 332
 Senate Bill No. 334

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 24
 House Bill No. 27
 House Bill No. 38
 House Bill No. 39
 House Bill No. 41
 House Bill No. 52
 House Bill No. 69
 House Bill No. 71
 House Bill No. 73
 House Bill No. 80
 House Bill No. 87
 House Bill No. 98
 House Bill No. 115
 House Bill No. 141
 House Bill No. 142
 House Bill No. 145
 House Bill No. 146
 House Bill No. 172
 House Bill No. 228
 House Bill No. 231
 House Bill No. 273
 House Bill No. 295
 House Bill No. 316
 House Bill No. 336
 House Bill No. 446

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Walter Burk, and Rep. Burk was thereupon introduced to the House.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of your Committee on Industry and Business to whom was referred Senate Bill No. 164 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title of the engrossed bill after the word "emergency" insert the following: "; and providing for the effect of a referendum"

In line 522 following the comma insert the word "either"

In line 523 after the sum "\$25,000" insert the words "or the debt is secured by an interest in land"

Delete lines 657 through 661 and insert in lieu thereof the following:

"(1) 30 per cent per year on that part of the unpaid balances of the amount financed which is \$250 or less;

(2) 24 per cent per year on that part of the unpaid balances of the amount financed which is more than \$250 but does not exceed \$500;

(3) 21 per cent per year on that part of the unpaid balances of the amount financed which is more than \$500 but does not exceed \$750;

(4) 18 per cent per year on that part of the unpaid balances of the amount financed which is more than \$750 but does not exceed \$1,000; and"

In line 662 delete the numeral "3" and insert in lieu thereof the numeral "5"

In line 852 delete the first numeral "2" and insert in lieu thereof the numerals "1½" and delete the words "of that part"

Delete line 853

In line 854 delete the following: "which is more than \$500" and insert in lieu thereof the following: ", nor exceed 5/6 of one per cent of the amount pursuant to subsection 2 if the lender contracts for an interest in land as security. A security interest taken in violation of this subsection is void."

In line 1386 delete the colon and insert in lieu thereof a semicolon.

In line 1768, delete the word "the"

Delete lines 1769, 1770, 1771, 1772 and 1773 and insert in lieu thereof the following:

"a. If the buyer is a person other than an organization, the amount financed does not exceed \$25,000 or the debt is secured by an interest in land, or

b. If the buyer is an organization, the debt is secured primarily by a security interest in a one or two-family dwelling occupied by a person related to the buyer."

In line 1777 delete the following: "not in excess of 18 per cent per year"

Delete line 1778

Delete line 1779 and insert in lieu thereof the following: ", calculated according to the actuarial method, not exceeding 18 per cent per year on the unpaid balances of the amount financed, nor exceeding 10 per cent per year on the unpaid balances of the amount financed if the seller contracts for an interest in land as security. A security interest taken in violation of this subsection is void."

In line 1936 delete the period and insert after the word "principal" the following: ", nor exceeding 10 per cent per year on the unpaid balances of the principal if the lender contracts for an interest in land as security. A security interest taken in violation of this subsection is void."

Delete line 2932 through 2936 and insert in lieu thereof the following:

"(1) 30 percent per year on that part of the unpaid balances of the principal which is \$250 or less;

(2) 24 per cent per year on that part of the unpaid balances of the principal which is more than \$250 but does not exceed \$500;

(3) 21 per cent per year on that part of the unpaid balances of the principal which is more than \$500 but does not exceed \$750;

(4) 18 per cent per year on that part of the unpaid balances of the principal which is more than \$750 but does not exceed \$1,000; and

In line 2937 delete the numeral "3" and insert in lieu thereof the numeral "5"

In line 2987 delete the numeral "1" and the words "in which the principal"

In line 2988 delete the following: "is \$1,000 or less"

Delete lines 2991 through 2993 inclusive

In line 3028, delete the following: "the principal does not exceed \$25,000 if"

Delete lines 3029, 3030, 3031 and 3032 and insert in lieu thereof the following:

- "a. If the debtor is a person other than an organization, the principal does not exceed \$25,000 or the debt is secured by an interest in land, or
- b. If the debtor is an organization, the debt is secured primarily by a security interest in a one or two-family dwelling occupied by a person related to the debtor."

Following line 4793 insert a new section 19 to read as follows:

"SECTION 19. EFFECT OF REFERENDUM.) In the event any item, section, part or parts of this Act are rejected by the people at the polls in any referendum petitioned for pursuant to section 25 of the North Dakota Constitution, no other item, section, part or parts of this Act shall be of any force or effect."

And renumber the lines accordingly:

Rep. Aamoth
Rep. Bunker
Rep. Anderson
Rep. Bernabucci
Rep. Henning
Rep. Hoghaug
Rep. Lang
Rep. Sanstead
Rep. Seibel
Rep. Strinden

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Industry and Business to whom was referred Senate Bill No. 164 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Backes
Rep. Dornacker
Rep. Dahl
Rep. Froelich
Rep. Haugland
Rep. McDonald
Rep. Simonson

REP. AAMOTH, Chairman

Rep. Dornacker moved that the report of the minority be substituted for that of the majority, which motion failed.

Question then was on the motion of Rep. Bernabucci to adopt the Report of the Majority of the Industry and Business Committee on Senate Bill No. 164, which motion prevailed.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 11 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Bier moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred Senate Bill No. 139 has had the same under consideration and recommends that the same do pass.

REP. OLIENYK, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 180 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 263 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Labor to whom was referred Senate Bill No. 297 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HALCROW, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 307 has had the same under consideration and recommends that the same be amended as follows:

On line 21 of the engrossed bill after the period delete the remainder of the line

Delete all of line 22 and all of line 23

On line 323 delete the word "three" and insert in lieu thereof the word "two"

On line 324 delete the words "one otolaryngologist" and insert in lieu thereof the words "two otolaryngologists" and delete the words "one audiologist" and insert in lieu thereof the words "two audiologists" and after the word "audiologists" insert the following language "who have at least a master's degree from a recognized school"

On line 335 delete the word "one" and insert in lieu thereof the word "two"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred Senate Bill No. 422 has had the same under consideration and recommends that the same do pass.

REP. OLIENYK, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on State and Federal Government to whom was referred Senate Bill No. 439 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Hilleboe
Rep. Atkinson
Rep. Belter
Rep. Berg
Rep. Burke
Rep. Hickle
Rep. Lillehaugen
Rep. Matheny

Rep. Rundle
Rep. Welis

REP. HILLEBOE, Chairman

Rep. Hickle moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on State and Federal Government to whom was referred Senate Bill No. 439 has had the same under consideration and recommends that the same do pass.

Rep. Rivinius
Rep. Wm. Erickson
Rep. Haugland
Rep. Henning
Rep. Hensrud
Rep. Hentges
Rep. Simonson
Rep. Iver Solberg
Rep. Thompson

REP. HILLEBOE, Chairman

Rep. Thompson moved that the report of the Minority be substituted for that of the Majority, which motion prevailed.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 466 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HAUGLAND, Chairman

Rep. Wagner moved that the report be adopted.

Rep. Rundle moved a substitute motion that Senate Bill No. 466 be placed on the calendar, which motion failed.

Question then was on motion of Rep. Wagner to adopt the report of the Committee on Social Welfare on Senate Bill No. 466, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 31
Senate Bill No. 36
Senate Bill No. 55
Senate Bill No. 66
Senate Bill No. 80
Senate Bill No. 84
Senate Bill No. 91
Senate Bill No. 96
Senate Bill No. 101
Senate Bill No. 117
Senate Bill No. 118
Senate Bill No. 123
Senate Bill No. 142
Senate Bill No. 159
Senate Bill No. 169
Senate Bill No. 172
Senate Bill No. 176
Senate Bill No. 177
Senate Bill No. 189
Senate Bill No. 190
Senate Bill No. 192
Senate Bill No. 205
Senate Bill No. 216
Senate Bill No. 247
Senate Bill No. 332
Senate Bill No. 334

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:
House Bill No. 103
Which the Senate has requested.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return:
House Bill No. 275
Which the Senate has requested.

ROY GILBREATH, Chief Clerk

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Leonard A. Bopp, and Rep. Bopp was thereupon introduced to the House.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Committee on Delayed Bills: Reps. Streibel, Reimers, Strinden, Link and Giffey introduced:

House Concurrent Resolution No. 73. A Concurrent Resolution commending General Harold K. Johnson, a native of North Dakota, upon his receipt of the George Washington Award from the Freedoms Foundation at Valley Forge, Pennsylvania.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 73 be not referred to committee, be read in its entirety, not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 73

Introduced by Committee on Delayed Bills: Representatives Streibel, Reimers, Strinden, Link and Giffey.

A Concurrent Resolution commending General Harold K. Johnson, a native of North Dakota, upon his receipt of the George Washington Award from the Freedoms Foundation at Valley Forge, Pennsylvania.

1 WHEREAS, General Harold K. Johnson, United States Army
2 Retired, was chosen by the Freedoms Foundation to be the
3 recipient of its highest honor, the George Washington Award; and
4 WHEREAS, General Johnson received the Award on February
4a 22,

5 1969, during formal ceremonies at Valley Forge, Pennsylvania; and
6 WHEREAS, General Johnson is a native of Bowesmont, North
7 Dakota, and during his distinguished Army career, culminating
8 in service as Chief of Staff of the Army, has brought honor to
9 this State and our Nation; and

10 WHEREAS, General Johnson survived the Bataan Death March
11 and three years of imprisonment by the Japanese during World
12 War II, and during this period set an example of inspiring and
13 exemplary conduct as a soldier and a citizen; and

14 WHEREAS, the choice of General Johnson to be the recipient
15 of the George Washington Award is an occasion of which all
15a North

16 Dakotans can be proud;

17 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
18 REPRESENTATIVES OF THE STATE OF NORTH DAKOTA,
18a THE SENATE
19 CONCURRING THEREIN:

20 That the Legislative Assembly expresses its pleasure and
21 pride in regard to the selection of General Harold K. Johnson

22 to be the recipient of the Freedoms Foundation's George
 23 Washington Award, and commends General Johnson for his
 24 outstanding service to his State and Nation, as well as for the
 25 distinction brought to the State through the recognition accorded
 26 him; and

27 BE IT FURTHER RESOLVED, that the Secretary of State
 27a forward

28 an enrolled copy of this resolution to General Johnson

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 73. A Concurrent Resolution commending General Harold K. Johnson, a native of North Dakota, upon his receipt of the George Washington Award from the Freedoms Foundation at Valley Forge, Pennsylvania.

Was read the second time.

Rep. Streibel moved the adoption of House Concurrent Resolution No. 73. The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

FIRST READING OF A HOUSE RESOLUTION

Committee on Delayed Bills: Reps. Streibel, Reimers, Strinden, Link and Giffey introduced:

House Resolution No. 5. A Resolution to appoint an official photographer for the House of Representatives of the Forty-first Legislative Assembly of the State of North Dakota.

Was read the first time.

Rep. Burke moved that the rules be suspended, that House Resolution No. 5 be not referred to committee, that it be read in its entirety, not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

HOUSE RESOLUTION NO. 5

Introduced by Committee on Delayed Bills: Representatives Streibel, Strinden, Link, Reimers and Giffey.

A Resolution to appoint an official photographer for the House of Representatives of the Forty-first Legislative Assembly of the State of North Dakota.

1 WHEREAS, for historical purposes it has been the custom of
 2 all North Dakota Legislative Assemblies to have composite group
 3 pictures made of all members of such assemblies; and

4 WHEREAS, L. W. Naegle's Studio, of Bismarck, North Dakota,
 5 offers to make a composite group picture of the members of the
 6 1969 North Dakota House of Representatives, size thirty-eight
 7 inches by forty-nine inches, said picture to be framed and
 8 ready to hang; and one hundred and two, fourteen inches by
 9 eleven inches, copies of said pictures for each member and
 10 desk force of the House of Representatives; and two, five inches
 11 by seven inches, prints of each representatives, one for the
 12 state historical society and one for each member of the House
 13 of Representatives, at a cost of one thousand and four hundred
 14 and ninety-five dollars;

15 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
 15a REPRESENTA-

16 TIVES OF THE STATE OF NORTH DAKOTA:

17 That L. W. Naegle's Studio, of Bismarck, North Dakota, be,
 18 and is hereby appointed official photographer for the North
 19 Dakota House of Representatives of the Forty-first Legislative
 20 Assembly.

21 BE IT FURTHER RESOLVED, that L. W. Naegle's Studio of
 22 Bismarck, North Dakota, be, and is hereby awarded the sole
 23 privilege of photographing members of the House of Representa-
 24 tives of the Forty-first Legislative Assembly, at a cost of

- 25 one thousand and four hundred and ninety-five dollars to be
 26 taken out of legislative expenses.
 27 BE IT FURTHER RESOLVED, that delivery of the photographs
 28 shall be within ninety days after the adjournment of the
 29 legislative session.

SECOND READING OF A HOUSE RESOLUTION

House Resolution No. 5. A Resolution to appoint an official photographer for the House of Representatives of the Forty-first Legislative Assembly of the State of North Dakota.

Was read the second time.

Rep. Burke moved that House Resolution No. 74 be adopted, on a recorded roll call vote.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 88; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Johnson, K. | Powers |
| Aamoth | Eagles | Jones | Register |
| Aas | Emerson | Kelsch | Rivinius |
| Anderson | Erickson, K. | Knudson | Sandness |
| Atkinson | Erickson, W. | Kuehn | Schaffer |
| Austin | Freeman | Lang | Seibel |
| Backes | Froelich | Larson, G. | Simonson |
| Belter | Gackle | Larson, L. | Solberg, I. |
| Berg | Ganser | Leibhan | Solberg, O. |
| Bernabucci | Giffey | Lillehaugen | Stoltenow |
| Boustead | Grant | Linderman | Stone |
| Boyum | Halcrow | Link | Streibel |
| Bullis | Haugland | Lundene | Swedlund |
| Bunker | Henning | Matheny | Thorsgard |
| Burke | Hensrud | Metzger | Tweten |
| Connolly | Hentges | Miedema | Wagner |
| Dahl | Hickle | Moquist | Weber |
| Davis | Hilleboe | Mueller | Weider |
| Dawson | Hoffner | Olienyk | Wells |
| DeKrey | Hoghaug | Opedahl | White |
| Dick | Hougen | Peterson, J. | Wilkie |
| Diehl | Jenkins | Peterson, R. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|---------|-----------|--------|----------|
| Glaspey | Kingsbury | Rundle | Sanstead |
|---------|-----------|--------|----------|

Absent and not voting:

| | | | |
|---------|----------|----------|----------|
| Bier | McDonald | Strinden | Thompson |
| Goodman | Reimers | | |

So the House Resolution was declared adopted.

FIRST READING OF HOUSE BILLS

Committee on Delayed Bills: Reps. Streibel, Strinden, Link and Giffey introduced:

House Bill No. 513. A Bill for an Act to amend and reenact section 57-15-27 of the North Dakota Century Code, relating to the interim fund of political subdivisions.

Was read the first time and referred to the committee on Political Subdivisions.

Committee on Delayed Bills: Reps. Streibel, Strinden, Link and Giffey introduced:

House Bill No. 514. A Bill for an Act to provide for a uniform procedure for the submission of tax levies and other questions to electors.

Was read the first time and referred to the committee on Political Subdivisions.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 6. A Concurrent Resolution for the amendment of the Constitution of the state of North Dakota, relating to issuance of dedicated bonds by political subdivisions of the state and providing the methods for repayment thereof.

Was read the first time and referred to the committee on Political Subdivisions.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 133

And find the same correctly Re-engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign House Bill No. 133

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 133

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SECOND DAY

Bismarck, March 7, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. James Hessler, Bethel Assembly of God, Mandan.

Roll was called and all members were present except Reps. Goodman, McDonald, Reimers and Thompson.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fiftieth Day After Recess and Fifty-first Day and recommends that the same be corrected as follows:

Page 1007, following line 13, insert the following: "Rep. Aamoth moved that the House reconsider its action by which the Committee Report on Senate Bill No. 374 was adopted, which motion prevailed."

On page 1014, in line 39, delete the word "an" and insert "any" in lieu thereof.

On page 1024, in line 20, delete " " and insert the following: ", and the emergency clause was declared carried."

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA

Executive Office

Bismarck, March 6, 1969

The Honorable Ernest Johnson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota

Dear. Mr. Speaker:

This is to inform you that today I signed the following bills:

House Bill No. 60
House Bill No. 68
House Bill No. 191
House Bill No. 108

Sincerely,
WILLIAM L. GUY
Governor

Rep. Streibel moved that the following message be read and printed in the Journal, which motion prevailed.

Washington, D. C., March 6, 2:17 p.m., EST

Ernest Johnson, Speaker of the House
North Dakota State Legislature
Bismarck, North Dakota

The Wholesome Meat Act has as its goal the assurance that all of the meat supply of this country furnished consumers is produced under an inspection system providing healthful, wholesome meat foods derived from animals carefully inspected for disease and abnormalities.

This law provides the basis for financial, technical, and advisory assistance from the Department to the states to assist in the development of the state inspection programs. We want very much to work and cooperate fully with the states in developing the state inspection program. We believe the law provides plenty of room for the Department and the states to work together to achieve the goal of effective meat inspection. We believe, too, that the states are the best qualified governmental function to carry out state inspection.

We recognize that implementing the provisions of the Wholesome Meat Act requires developing additional rules and regulations pertaining to small operations.

This is especially applicable to that segment of the industry whose activities requiring inspection are limited. To meet the consumer protection goals without undue disruption of the industry, guidelines for facilities and construction requirements in existing small plants are being prepared by the Department. This publication is designed to clarify the "rule of reason" in determining the requirements that must be met that will assist a small plant operator to produce clean, wholesome inspected meats. Department representatives are working closely with appropriate state officials in order to clearly define and interpret requirements necessary to bring about an orderly initiation of inspection in small intrastate plants.

We have expressed — and continue to express — that no small plant need fear inspection if it can be maintained in sanitary condition and operated to produce a clean wholesome inspected product.

We know, too, that another area of concern has involved the types of custom slaughter and processing services provided for rural residents. The Department is actively considering approaches to a type of inspection coverage that would allow the continuation of custom services while assuring that products sold to consumers are inspected.

RICHARD E. LYNQ
Assistant Secretary
U. S. Department of Agriculture

Speaker E. Johnson rules that the following be read and then printed in the Journal:

F. M. EINARSON, MOUNTAIN, DIES

Mountain, N. D. — F. M. Einarson, 80, a member of the House of Representatives from 1947 to 1961, died in a Grand Forks hospital Thursday. He was from Mountain. A Republican, he headed the House Rules Committee at the 1961 session and was chairman of the Committee on Political Subdivisions in the 1959 session. Mr. Einarson was a Pembina County commissioner for 12 years and was a member of the drainage board in the county for four years.

He was born in Mountain July 11, 1888.

Survivors include three daughters, Mrs. Skuli (Effie) Stefanson, Grand Forks; Mrs. Hal (Freda) Stefanson, Mountain; and Mrs. Orville (Judy) Bernhoff, Mountain, eight grandchildren and 12 great-grandchildren and one sister.

Funeral arrangements are incomplete.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended, and the House dispense with the reading of the amendments to Senate Bills Nos. 10, 46, 121, 193, 201, 241, 251, 349, 410 and 412, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 10 as recommended by the Committee on Appropriations as printed on page 1031 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to Senate Bill No. 46 as recommended by the Committee on Industry and Business as printed on page 1032 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to Senate Bill No. 121 as recommended by the Committee on Transportation as printed on page 1032 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to Senate Bill No. 193 as recommended by the Committee on Finance and Taxation as printed on page 1033 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 201 as recommended by the Committee on Judiciary as printed on page 1033 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 241 as recommended by the Committee on Judiciary as printed on page 1033 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to Senate Bill No. 251 as recommended by the Committee on Agriculture as printed on page 1034 of the House Journal be adopted, which motion prevailed. Senate Bill No. 251 was re-referred to the Committee on Appropriations.

Rep. Kelsch moved that the amendments to Senate Bill No. 349 as recommended by the Committee on Judiciary as printed on page 1035 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 410 as recommended by the Committee on State and Federal Government as printed on pages 1036 and 1037 of the House Journal be adopted, which motion prevailed. Senate Bill No. 410 was re-referred to the Committee on Appropriations.

Rep. Kelsch moved that the amendments to Senate Bill No. 412 as recommended by the Committee on Judiciary as printed on page 1037 of the House Journal be adopted, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 133

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 37

House Bill No. 105

House Bill No. 130

House Bill No. 144

House Bill No. 153

House Bill No. 166

House Bill No. 179

House Bill No. 186

House Bill No. 187

House Bill No. 189

House Bill No. 197

House Bill No. 221

House Bill No. 222

House Bill No. 247

House Bill No. 257

House Bill No. 269

House Bill No. 277

House Bill No. 298

House Bill No. 299

House Bill No. 315

House Bill No. 356

House Bill No. 358

House Bill No. 384

House Bill No. 400

House Bill No. 433

House Bill No. 495

House Bill No. 498

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 26

Which the Senate has failed to pass.

LEO LEIDHOLM, Secretary

SECOND READING OF A HOUSE BILL

House Bill No. 511. A Bill for an Act to amend and reenact section 5-01-04 of the North Dakota Century Code, relating to the manufacture of alcoholic beverages.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|--------------|
| Aafedt | Diehl | Hougen | Peterson, R. |
| Aamoth | Dornacker | Jenkins | Register |
| Aas | Eagles | Johnson, K. | Rivinius |
| Anderson | Emerson | Kelsch | Rundle |
| Atkinson | Erickson, K. | Kingsbury | Sanstead |
| Austin | Erickson, W. | Kuehn | Schaffer |
| Backes | Freeman | Lang | Solberg, O. |
| Belter | Froelich | Larson, G. | Stone |
| Berg | Gackle | Larson, L. | Streibel |
| Bernabucci | Ganser | Leibhan | Strinden |
| Bier | Giffey | Linderman | Swedlund |
| Boustead | Glaspey | Link | Thorsgard |
| Boyum | Grant | Lundene | Tweten |
| Bullis | Halcrow | Matheny | Wagner |
| Bunker | Henning | Metzger | Weber |
| Burke | Hensrud | Moquist | Welder |
| Connolly | Hickle | Mueller | Wells |
| Dahl | Hilleboe | Olienyk | White |
| Davis | Hoffner | Opedahl | Wilkie |
| DeKrey | Hoghaug | Peterson, J. | Mr. Speaker |
| Dick | | | |

Those voting in the negative were:

| | | | |
|----------|-------------|----------|-------------|
| Dawson | Lillehaugen | Sandness | Solberg, I. |
| Haugland | Miedema | Seibel | Stoltenow |
| Knudson | Powers | Simonson | |

Absent and not voting:

| | | | |
|---------|----------|---------|----------|
| Goodman | Jones | Reimers | Thompson |
| Hentges | McDonald | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Streibel moved that the vote by which Senate Bill No. 137 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Streibel moved that Senate Bill No. 137 be messaged to the Senate immediately, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 5. A Bill for an Act making an appropriation to the North Dakota park service for administration, operation, maintenance and development of state parks, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Eagles | Kingsbury | Rundle |
| Aamoth | Emerson | Knudson | Sandness |
| Aas | Erickson, K. | Kuehn | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Freeman | Larson, G. | Seibel |
| Austin | Froelich | Larson, L. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Giffey | Lillehaugen | Solberg, O. |
| Bernabucci | Glaspey | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | Metzger | Swedlund |

| | | | |
|------------------------|-------------|--------------|-------------|
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hickle | Moquist | Twetén |
| Connolly | Hilleboe | Mueller | Wagner |
| Dahl | Hoffner | Olienyk | Weber |
| Davis | Hoghaug | Opedahl | Welder |
| Dawson | Hougen | Peterson, J. | Wells |
| DeKrey | Jones | Peterson, R. | White |
| Dick | Johnson, K. | Powers | Wilkie |
| Diehl | Jones | Register | Mr. Speaker |
| Dornacker | Kelsch | Rivinius | |
| Absent and not voting: | | | |
| Backes | Goodman | McDonald | Thompson |
| Gackle | Hentges | Reimers | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 15. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the workmen's compensation bureau.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Diehl | Jones | Sandness |
| Aamoth | Dornacker | Kelsch | Sanstead |
| Aas | Eagles | Knudson | Schaffer |
| Anderson | Emerson | Kuehn | Seibel |
| Atkinson | Erickson, K. | Lang | Simonson |
| Austin | Erickson, W. | Larson, G. | Solberg, I. |
| Backes | Freeman | Larson, L. | Solberg, O. |
| Belter | Froelich | Leibhan | Stoltenow |
| Berg | Gackle | Lillehaugen | Stone |
| Bernabucci | Ganser | Linderman | Streibel |
| Bier | Giffey | Link | Strinden |
| Boustead | Glaspey | Lundene | Swedlund |
| Boyum | Grant | Metzger | Thorsgard |
| Bullis | Haugland | Miedema | Twetén |
| Bunker | Henning | Mueller | Wagner |
| Burke | Hensrud | Olienyk | Weber |
| Connolly | Hickle | Opedahl | Welder |
| Dahl | Hilleboe | Peterson, J. | Wells |
| Davis | Hoffner | Peterson, R. | White |
| Dawson | Hoghaug | Powers | Wilkie |
| DeKrey | Hougen | Register | Mr. Speaker |
| Dick | Jenkins | Rivinius | |

Those voting in the negative were:

| | | | |
|------------------------|-----------|---------|----------|
| Halcrow | Matheny | Moquist | Rundle |
| Johnson, K. | | | |
| Absent and not voting: | | | |
| Goodman | Kingsbury | Reimers | Thompson |
| Hentges | McDonald | | |

So the bill passed and the title was agreed to.

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the game and fish department.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 65; nays, 26; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Jones | Register |
| Aas | Erickson, W. | Kelsch | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |
| Backes | Ganser | Larson, G. | Solberg, I. |
| Belter | Giffey | Larson, L. | Solberg, O. |
| Bier | Glaspey | Leibhan | Stone |
| Boustead | Grant | Linderman | Streibel |
| Boyum | Haugland | Link | Strinden |
| Bullis | Henning | Lundene | Swedlund |
| Bunker | Hensrud | Metzger | Tweten |
| Burke | Hilleboe | Miedema | Wagner |
| Dawson | Hoffner | Mueller | Weber |
| Dick | Hoghaug | Opedahl | Wells |
| Diehl | Hougen | Peterson, J. | White |
| Eagles | Jenkins | Powers | Wilkie |

Emerson**Those voting in the negative were:**

| | | | |
|------------|-------------|--------------|-------------|
| Aamoth | DeKrey | Lillehaugen | Seibel |
| Austin | Froelich | Matheny | Simonson |
| Berg | Halcrow | Moquist | Stoltenow |
| Bernabucci | Hickle | Peterson, R. | Thorsgard |
| Connolly | Johnson, K. | Rivinius | Welder |
| Dahl | Kingsbury | Rundle | Mr. Speaker |
| Davis | Knudson | | |

Absent and not voting:

| | | | |
|-----------|----------|---------|----------|
| Dornacker | Hentges | Olienyk | Thompson |
| Goodman | McDonald | Reimers | |

So the bill passed and the title was agreed to.

Senate Bill No. 24. A Bill for an Act making an appropriation for the operating and maintenance expenses of the public health department.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 87; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Jenkins | Register |
| Aamoth | Eagles | Johnson, K. | Rivinius |
| Aas | Emerson | Jones | Rundle |
| Anderson | Erickson, K. | Kelsch | Sandness |
| Atkinson | Erickson, W. | Knudson | Sanstead |
| Austin | Freeman | Kuehn | Schaffer |
| Backes | Froehlich | Lang | Seibel |
| Belter | Gackle | Larson, G. | Solberg, I. |
| Berg | Ganser | Larson, L. | Solberg, O. |
| Bernabucci | Giffey | Leibhan | Stoltenow |
| Bier | Glaspey | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Thorsgard |
| Bunker | Henning | Metzger | Tweten |
| Burke | Hensrud | Miedema | Wagner |
| Dahl | Hentges | Mueller | Weber |
| Davis | Hickle | Olienyk | Welder |
| Dawson | Hilleboe | Opedahl | Wells |
| DeKrey | Hoffner | Peterson, J. | Wilkie |
| Dick | Hoghaug | Peterson, R. | Mr. Speaker |
| Diehl | Hougen | Powers | |

Those voting in the negative were:

| | | | |
|-----------|-------------|----------|-------|
| Connolly | Lillehaugen | Simonson | White |
| Kingsbury | Moquist | | |

Absent and not voting:

| | | | |
|----------|---------|----------|----------|
| Goodman | Reimers | Swedlund | Thompson |
| McDonald | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 52. A Bill for an Act to amend and reenact sections 44-08-04 and 54-06-09 of the North Dakota Century Code, relating to the expense accounts and mileage and travel expenses of state officers and employees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 19; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Dornacker | Johnson, K. | Powers |
| Aamoth | Eagles | Jones | Register |
| Aas | Emerson | Kelsch | Rivinius |
| Anderson | Erickson, K. | Knudson | Rundie |
| Atkinson | Freeman | Kuehn | Sandness |
| Austin | Gackle | Lang | Sanstead |
| Backes | Ganser | Larson, G. | Schaffer |
| Belter | Glaspey | Larson, L. | Stoltenow |
| Bier | Grant | Leibhan | Stone |
| Boustead | Halcrow | Linderman | Streibel |
| Bullis | Haugland | Lundene | Strinden |
| Bunker | Henning | Metzger | Thorsgard |
| Burke | Hensrud | Miedema | Tweten |
| Connolly | Hentges | Moquist | Wagner |
| Dahl | Hickle | Mueller | Weber |
| Davis | Hilleboe | Olienyk | Wells |
| DeKrey | Hoffner | Opedahl | White |
| Dick | Hougen | Peterson, J. | Mr. Speaker |
| Diehl | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Berg | Froehlich | Link | Solberg, I. |
| Bernabucci | Giffey | Matheny | Solberg, O. |
| Boyum | Hoghaug | Peterson, R. | Welder |
| Dawson | Kingsbury | Seibel | Wilkie |
| Erickson, W. | Lillehaugen | Simonson | |

Absent and not voting:

| | | | |
|---------|----------|----------|----------|
| Goodman | McDonald | Swedlund | Thompson |
| Jenkins | Reimers | | |

So the bill passed and the title was agreed to.

Senate Bill No. 78. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, providing an exception to the requirement for examination of persons applying for renewal of operator's licenses one year or more after expiration of such licenses.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Dornacker | Jones | Rivinius |
| Aamoth | Eagles | Kingsbury | Rundie |
| Aas | Emerson | Knudson | Sandness |
| Anderson | Erickson, K. | Kuehn | Sanstead |

| | | | |
|------------------------|--------------|--------------|-------------|
| Atkinson | Erickson, W. | Lang | Schaffer |
| Austin | Froehlich | Larson, G. | Seibel |
| Backes | Gackle | Larson, L. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Giffey | Lillehaugen | Solberg, O. |
| Bernabucci | Glaspey | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Moquist | Tweten |
| Connolly | Hickle | Mueller | Wagner |
| Dahl | Hilleboe | Olienyk | Weber |
| Davis | Hoffner | Opedahl | Welder |
| Dawson | Hoghaug | Peterson, J. | Wells |
| DeKrey | Hougen | Peterson, R. | White |
| Dick | Jenkins | Powers | Wilkie |
| Diehl | Johnson, K. | Register | Mr. Speaker |
| Absent and not voting: | | | |
| Freeman | Kelsch | Reimers | Thompson |
| Goodman | McDonald | | |

So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 133

Was delivered to the Governor for his approval at the hour of 2:25 o'clock P.M., March 7, 1969.

REP. GANSER, Chairman

SECOND READING OF SENATE BILLS

Senate Bill No. 124. A Bill for an Act to amend and reenact section 49-18-03 of the North Dakota Century Code, relating to the regulation of common or special motor carriers of property.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 90; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |
| Anderson | Erickson, K. | Knudson | Sandness |
| Atkinson | Erickson, W. | Kuehn | Sanstead |
| Austin | Freeman | Lang | Schaffer |
| Backes | Froehlich | Larson, G. | Simonson |
| Belter | Gackle | Larson, L. | Solberg, I. |
| Berg | Ganser | Leibhan | Solberg, O. |
| Bernabucci | Giffey | Lillehaugen | Stoltenow |
| Bier | Glaspey | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | Metzger | Thorsgard |
| Burke | Hensrud | Miedema | Tweten |
| Connolly | Hentges | Moquist | Wagner |
| Dahl | Hickle | Olienyk | Weber |
| Davis | Hilleboe | Opedahl | Welder |
| Dawson | Hoffner | Peterson, J. | Wells |
| DeKrey | Hoghaug | Peterson, R. | White |

| | | | |
|-----------|-------------|----------|-------------|
| Dick | Hougen | Powers | Wilkie |
| Diehl | Jenkins | Register | Mr. Speaker |
| Dornacker | Johnson, K. | | |

Those voting in the negative were:

Seibel

Absent and not voting:

| | | | |
|---------|----------|---------|----------|
| Aas | Kelsch | Mueller | Thompson |
| Goodman | McDonald | Reimers | |

So the bill passed and the title was agreed to.

Senate Bill No. 250. A Bill for an Act to create and enact subsection 17 of section 61-16-11 of the North Dakota Century Code, relating to the authority of a water management district to establish flood plain zones.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Anderson | Erickson, W. | Knudson | Sandness |
| Atkinson | Freeman | Kuehn | Sanstead |
| Backes | Froelich | Lang | Schaffer |
| Belter | Gackle | Larson, G. | Seibel |
| Berg | Ganser | Larson, L. | Simonson |
| Bernabucci | Giffey | Leibhan | Solberg, I. |
| Bier | Glaspay | Lillehaugen | Solberg, O. |
| Boustead | Grant | Linderman | Stoltenow |
| Boyum | Halcrow | Link | Stone |
| Bullis | Haugland | Lundene | Streibel |
| Bunker | Henning | Matheny | Strinden |
| Burke | Hensrud | Metzger | Swedlund |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Mueller | Weber |
| Dawson | Hoffner | Olienyk | Welder |
| DeKrey | Hoghaug | Opedahl | Wells |
| Dick | Hougen | Peterson, J. | White |
| Diehl | Jenkins | Peterson, R. | Wilkie |
| Dornacker | Johnson, K. | Powers | Mr. Speaker |
| Eagles | Jones | Register | |

Absent and not voting:

| | | | |
|--------|----------|----------|--------|
| Aas | Goodman | Reimers | Wagner |
| Austin | McDonald | Thompson | |

So the bill passed and the title was agreed to.

Senate Bill No. 260. A Bill for an Act to amend and reenact section 57-15-14 of the North Dakota Century Code, relating to mill levies in high school districts.

Was read the second time.

Rep. Jones moved that Senate Bill No. 260 be re-referred to the Committee on Education, which motion failed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 40; nays 54; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|---------|---------|----------|
| Aamoth | Emerson | Kelsch | Powers |
| Anderson | Freeman | Knudson | Register |

| | | | |
|------------------------------------|--------------|--------------|-------------|
| Austin | Froelich | Kuehn | Sandness |
| Bier | Grant | Larson, G. | Sanstead |
| Boustead | Haugland | Larson, L. | Stone |
| Boyum | Hensrud | Leibhan | Strinden |
| Bullis | Hentges | Lundene | Swedlund |
| Bunker | Hoffner | Metzger | Tweten |
| DeKrey | Hougen | Miedema | Wagner |
| Eagles | Jones | Peterson, R. | White |
| Those voting in the negative were: | | | |
| Aafedt | Dornacker | Kingsbury | Schaffer |
| Aas | Erickson, K. | Lang | Seibel |
| Atkinson | Erickson, W. | Lillehaugen | Simonson |
| Backes | Gackle | Linderman | Solberg, I. |
| Belter | Ganser | Link | Solberg, O. |
| Berg | Giffey | Matheny | Stoltenow |
| Bernabucci | Glaspey | Moquist | Streibel |
| Burke | Halcrow | Mueller | Thorsgard |
| Connolly | Henning | Olienyk | Weber |
| Dahl | Hickle | Opedahl | Welder |
| Davis | Hilleboe | Peterson, J. | Wells |
| Dawson | Hoghaug | Rivinius | Wilkie |
| Dick | Jenkins | Rundle | Mr. Speaker |
| Diehl | Johnson, K. | | |
| Absent and not voting: | | | |
| Goodman | McDonald | Reimers | Thompson |

So the bill lost.

Rep. Hilleboe moved that the vote by which Senate Bill No. 260 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

- House Bill No. 42
- House Bill No. 45
- House Bill No. 96
- House Bill No. 125
- House Bill No. 160
- House Bill No. 213
- House Bill No. 322

Which the Senate has amended as follows:

LEO LEIDHOLM, Secretary

AMENDMENTS TO HOUSE BILL No. 42

In line 2 of the title after the word "chambers" insert the following: "**and declaring an emergency**"

After line 22 insert the following new section:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 45

In line 61 at the beginning of the line delete the word "central" and insert in lieu thereof the word "state"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 96

In line 9 of the engrossed bill delete the following language:

"the assessor shall take into"

In line 10 after the word "consideration" and before the first word "the" insert the following language: "may be given to"; and after the word "earning" and before the word "capacity" insert the following language: "or productive"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 125

In line 2 of the title delete the words "vendors of medical" and insert in lieu thereof the following: "nursing homes"

In line 3 of the title delete the following: "services and grants for and to recipients." and insert in lieu thereof the following: "and the state hospital, and declaring an emergency."

In line 3 delete the figure "350,000.00" and insert in lieu thereof the figure "85,000.00"

In line 5 delete the figure "1,059,800.00" and insert in lieu thereof the figure "230,000.00"

In line 7 delete the figure "1,409,800.00" and insert in lieu thereof the figure "315,000.00"

In line 8 delete the following: "vendors of medical services and grants for" and insert in lieu thereof the following: "nursing homes and the state hospital"

In line 9 delete the following: "and to welfare recipients"

After line 16 add the following: "SECTION 3.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

Renumber the lines accordingly.

Statement of the Purpose of the Amendment:

The purpose is to provide for payments to nursing homes at a ceiling of \$330.00 per month for the six months ending June 30, 1969, and to provide for \$56,000.00 in payments to the state hospital under title 19 for the same period.

AMENDMENTS TO HOUSE BILL No. 160

Delete lines 30 through 40 and insert in lieu thereof the following:

"A private insurance company writing insurance on public property under this chapter shall notify its agent, the insured, and the fire and tornado fund of the expiration of such insurance at least thirty days before the expiration date of such insurance."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 213

In line 2 of the title after the comma insert the following: "as amended,"

In line 26 of the bill insert triple parentheses before and after the word "general"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 322

In line 15 delete the triple parentheses before and after the period

Delete all of lines 16 through 18

Renumber the lines accordingly.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 102

Senate Bill No. 475

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:
Senate Bill No. 202
Which the House has amended.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to transmit:
House Concurrent Resolution No. 70

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 3
Senate Bill No. 7
Senate Bill No. 18
Senate Bill No. 21
Senate Bill No. 33
Senate Bill No. 107
Senate Bill No. 243
Senate Bill No. 321
Senate Bill No. 407
Senate Bill No. 464
Senate Bill No. 471
Senate Bill No. 474

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bill No. 133.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 137
Which the House has amended.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 4
Senate Bill No. 13
Senate Bill No. 17
Senate Bill No. 27
Senate Bill No. 28
Senate Bill No. 56
Senate Bill No. 86
Senate Bill No. 89
Senate Bill No. 109
Senate Bill No. 155

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 23
Senate Bill No. 32

Senate Bill No. 68
Senate Bill No. 100
Senate Bill No. 174

Which the House has amended.

ROY GILBREATH, Chief Clerk

SECOND READING OF A SENATE BILL

Senate Bill No. 335. A Bill for an Act to amend and reenact section 15-34-05 of the North Dakota Century Code, relating to the furnishing of vehicular transportation, lodging, or tuition by school boards to families living within the school district.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 74; nays, 14; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Rivinius |
| Aamoth | Eagles | Knudson | Rundle |
| Aas | Emerson | Kuehn | Sandness |
| Anderson | Freeman | Larson, L. | Sanstead |
| Atkinson | Froelich | Lillehaugen | Schaffer |
| Austin | Gackle | Linderman | Simonson |
| Backes | Ganser | Link | Solberg, I. |
| Belter | Grant | Lundene | Streibel |
| Bernabucci | Haugland | Matheny | Strinden |
| Bier | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hentges | Mueller | Wagner |
| Connolly | Hickle | Olienyk | Weber |
| Dahl | Hilleboe | Opedahl | Welder |
| Davis | Hoffner | Peterson, J. | Wells |
| Dawson | Hougen | Peterson, R. | White |
| DeKrey | Jenkins | Powers | Wilkie |
| Dick | Johnson, K. | Register | Mr. Speaker |
| Diehl | Jones | | |

Those voting in the negative were:

| | | | |
|--------|-----------|---------|-----------|
| Berg | Glaspay | Leibhan | Stoltenow |
| Boyum | Halcrow | Moquist | Stone |
| Bullis | Hoghaug | Seibel | Tweten |
| Giffey | Kingsbury | | |

Absent and not voting:

| | | | |
|--------------|------------|----------|-------------|
| Boustead | Goodman | McDonald | Solberg, O. |
| Erickson, K. | Lang | Reimers | Thompson |
| Erickson, W. | Larson, G. | | |

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 137 and the President has appointed as a conference committee to act with a like committee from the House,

Senator Torgerson
Senator Butler
Senator Rait

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 24
House Bill No. 27

House Bill No. 38
 House Bill No. 39
 House Bill No. 41
 House Bill No. 52
 House Bill No. 69
 House Bill No. 71
 House Bill No. 73
 House Bill No. 80
 House Bill No. 87
 House Bill No. 98
 House Bill No. 115
 House Bill No. 141
 House Bill No. 142
 House Bill No. 145
 House Bill No. 146
 House Bill No. 172
 House Bill No. 228
 House Bill No. 231
 House Bill No. 273
 House Bill No. 295
 House Bill No. 316
 House Bill No. 336
 House Bill No. 446

Which the President has signed.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed for fifteen minutes, which motion prevailed.

House reconvened with Speaker E. Johnson presiding.

SECOND READING OF A SENATE BILL

Senate Bill No. 364. A Bill for an Act directing the state board of higher education to sell and transfer certain land and the improvements thereon owned by the state of North Dakota for the benefit and use of the North Dakota state university of agriculture and applied science, and for the proceeds of such sale to be deposited in the general fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 53; nays, 6; absent and not voting, 39.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-----------|-------------|
| Aas | Emerson | Knudson | Seibel |
| Atkinson | Erickson, K. | Kuehn | Solberg, I. |
| Austin | Froelich | Leibhan | Solberg, O. |
| Belter | Ganser | Linderman | Stoltenow |
| Berg | Giffey | Link | Streibel |
| Bernabucci | Grant | Miedema | Swedlund |
| Bier | Halcrow | Moquist | Thorsgard |
| Boyum | Hensrud | Mueller | Tweten |
| Burke | Hoghaug | Opedahl | Wagner |
| Connolly | Hougen | Powers | Wells |
| Dahl | Jenkins | Register | White |
| Davis | Kelsch | Rundle | Wilkie |
| Dawson | Kingsbury | Schaffer | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

| | | | |
|---------|----------|-------|--------|
| Gackle | Sandness | Weber | Welder |
| Hentges | Simonson | | |

Absent and not voting:

| | | | |
|----------|--------------|-------------|--------------|
| Aafedt | Dornacker | Johnson, K. | Olienyk |
| Aamoth | Erickson, W. | Jones | Peterson, J. |
| Anderson | Freeman | Lang | Peterson, R. |
| Backes | Gaspey | Larson, G. | Reimers |
| Boustead | Goodman | Larson, L. | Rivinius |
| Bullis | Haugland | Lillehaugen | Sanstead |
| Bunker | Henning | Lundene | Stone |
| DeKrey | Hickle | Matheny | Strinden |
| Dick | Hilleboe | McDonald | Thompson |
| Diehl | Hoffner | Metzger | |

EXPLANATION OF A VOTE

Rep. Bier changed his vote on Senate Bill No. 364 from aye to nay for the purposes of reconsideration, which he then reversed.

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTION

Rep. Streibel moved that Senate Bill No. 425 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 12. A Bill for an Act making an appropriation to continue the operation of North Dakota civil defense as provided for by Chapter 37-17 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 75; nays, 11; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Eagles | Jones | Register |
| Anderson | Emerson | Kelsch | Rivinius |
| Atkinson | Erickson, K. | Kingsbury | Sandness |
| Austin | Freeman | Knudson | Sanstead |
| Backes | Froelich | Kuehn | Schaffer |
| Belter | Ganser | Lang | Seibel |
| Bernabucci | Giffey | Larson, L. | Solberg, I. |
| Bier | Gaspey | Leibhan | Solberg, O. |
| Boustead | Grant | Lillehaugen | Stone |
| Bullis | Halcrow | Linderman | Streibel |
| Bunker | Haugland | Link | Swedlund |
| Burke | Henning | Lundene | Tweten |
| Connolly | Hensrud | Metzger | Wagner |
| Dahl | Hickle | Miedema | Weber |
| Dawson | Hilleboe | Mueller | Welder |
| DeKrey | Hoffner | Olienyk | Wells |
| Dick | Hoghaug | Opedahl | Wilkie |
| Diehl | Hougen | Peterson, R. | Mr. Speaker |
| Dornacker | Jenkins | Powers | |

Those voting in the negative were:

| | | | |
|--------|-------------|----------|-----------|
| Berg | Johnson, K. | Rundle | Thorsgard |
| Boyum | Matheny | Simonson | White |
| Gackle | Moquist | Strinden | |

Absent and not voting:

| | | | |
|--------|--------------|--------------|-----------|
| Aafedt | Erickson, W. | Larson, G. | Reimers |
| Aas | Goodman | McDonald | Stoltenow |
| Davis | Hentges | Peterson, J. | Thompson |

So the bill passed and the title was agreed to.

Senate Bill No. 19. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 76; nays, 13; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | DeKrey | Hoghaug | Opedahl |
| Aamoth | Diehl | Hougen | Powers |
| Aas | Eagles | Jenkins | Register |
| Anderson | Emerson | Johnson, K. | Rivinius |
| Atkinson | Erickson, K. | Jones | Sandness |
| Austin | Freeman | Kingsbury | Schaffer |
| Backes | Froelich | Knudson | Seibel |
| Belter | Ganser | Kuehn | Solberg, I. |
| Bernabucci | Giffey | Lang | Solberg, O. |
| Bier | Glasphey | Larson, L. | Stoltenow |
| Boustead | Grant | Leibhan | Stone |
| Boyum | Halcrow | Lillehaugen | Streibel |
| Bullis | Haugland | Linderman | Swedlund |
| Bunker | Henning | Link | Tweten |
| Burke | Hensrud | Lundene | Wagner |
| Connolly | Hentges | Miedema | Welder |
| Dahl | Hickle | Moquist | White |
| Davis | Hilleboe | Mueller | Wilkie |
| Dawson | Hoffner | Olienyk | Mr. Speaker |

Those voting in the negative were:

| | | | |
|---------|--------------|----------|-----------|
| Berg | Metzger | Sanstead | Thorsgard |
| Gackle | Peterson, R. | Simonson | Weber |
| Kelsch | Rundle | Strinden | Wells |
| Matheny | | | |

Absent and not voting:

| | | | |
|--------------|------------|--------------|----------|
| Dick | Goodman | McDonald | Reimers |
| Dornacker | Larson, G. | Peterson, J. | Thompson |
| Erickson, W. | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 39. A Bill for an Act to give political subdivisions the authority to grant ad valorem taxation exemptions to new industries, providing for the approval of the state board of equalization, and granting authority to the state board of equalization to also exempt these industries from state income taxation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 19; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Sandness |
| Aamoth | Erickson, K. | Kelsch | Sanstead |
| Aas | Freeman | Kuehn | Schaffer |
| Anderson | Froelich | Lang | Seibel |
| Bernabucci | Gackle | Larson, L. | Solberg, O. |
| Bier | Ganser | Lillehaugen | Stoltenow |
| Boustead | Giffey | Linderman | Stone |
| Bullis | Grant | Metzger | Streibel |
| Bunker | Halcrow | Miedema | Strinden |
| Burke | Haugland | Moquist | Swedlund |
| Connolly | Henning | Mueller | Thorsgard |
| Dahl | Hentges | Olienyk | Tweten |
| Davis | Hickle | Opedahl | Wagner |
| Dawson | Hilleboe | Peterson, R. | Welder |
| DeKrey | Hoffner | Powers | Wells |
| Diehl | Hoghaug | Register | White |
| Dornacker | Hougen | Rivinius | Mr. Speaker |
| Eagles | Jenkins | | |

Those voting in the negative were:

| | | | |
|----------|-------------|---------|-------------|
| Atkinson | Glaspey | Leibhan | Simonson |
| Austin | Hensrud | Link | Solberg, I. |
| Belter | Johnson, K. | Lundene | Weber |
| Berg | Kingsbury | Matheny | Wilkie |
| Boyum | Knudson | Rundle | |

Absent and not voting:

| | | | |
|--------------|------------|--------------|----------|
| Backes | Goodman | McDonald | Reimers |
| Dick | Larson, G. | Peterson, J. | Thompson |
| Erickson, W. | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 60. A Bill for an Act to amend and reenact section 16-13-07 of the North Dakota Century Code, relating to the election reports and poll books returned to the county auditor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rundle |
| Aamoth | Erickson, K. | Kingsbury | Sandness |
| Aas | Freeman | Knudson | Sanstead |
| Anderson | Froelich | Kuehn | Schaffer |
| Atkinson | Gackle | Lang | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thorsgard |
| Burke | Hickle | Moquist | Tweten |
| Connolly | Hilleboe | Mueller | Wagner |
| Dahl | Hoffner | Olienyk | Weber |
| Davis | Hoghaug | Opedahl | Welder |
| Dawson | Hougen | Peterson, R. | Wells |
| DeKrey | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Rivinius | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|--------------|------------|--------------|----------|
| Backes | Goodman | McDonald | Reimers |
| Dick | Larson, G. | Peterson, J. | Thompson |
| Erickson, W. | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 111. A Bill for an Act making an appropriation for paying the salaries and other expenses of the state potato council.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Eagles | Jones | Rundle |
| Aamoth | Emerson | Kelsch | Sandness |
| Aas | Erickson, K. | Kingsbury | Sanstead |
| Anderson | Freeman | Knudson | Schaffer |
| Atkinson | Froelich | Kuehn | Seibel |

| | | | |
|------------|-------------|--------------|-------------|
| Austin | Gackle | Lang | Simonson |
| Backes | Ganser | Larson, L. | Solberg, I. |
| Belter | Giffey | Leibhan | Solberg, O. |
| Berg | Glaspey | Lillehaugen | Stoltenow |
| Bernabucci | Grant | Linderman | Stone |
| Bier | Halcrow | Link | Streibel |
| Boustead | Haugland | Lundene | Strinden |
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Miedema | Thorsgard |
| Bunker | Hentges | Moquist | Tweten |
| Burke | Hickle | Mueller | Wagner |
| Connolly | Hilleboe | Olienyk | Weber |
| Dahl | Hoffner | Opedahl | Welder |
| Davis | Hoghaug | Peterson, R. | Wells |
| Dawson | Hougen | Powers | White |
| DeKrey | Jenkins | Register | Wilkie |
| Diehl | Johnson, K. | Rivinius | Mr. Speaker |

Those voting in the negative were:

Matheny

Absent and not voting:

| | | | |
|--------------|------------|--------------|----------|
| Dick | Goodman | McDonald | Reimers |
| Dornacker | Larson, G. | Peterson, J. | Thompson |
| Erickson, W. | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 183. A Bill for an Act providing appropriations for the payment of special assessments and utility charges against national guard property, and reappropriating certain funds for the construction of armories; amending and reenacting section 37-10-06 of the North Dakota Century Code authorizing the transfer of surplus national guard motor storage buildings to political subdivisions, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 86; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Sandness |
| Aamoth | Freeman | Kuehn | Sanstead |
| Aas | Froelich | Lang | Schaffer |
| Anderson | Gackle | Larson, L. | Seibel |
| Atkinson | Ganser | Leibhan | Simonson |
| Austin | Giffey | Lillehaugen | Solberg, I. |
| Backes | Glaspey | Linderman | Solberg, O. |
| Belter | Grant | Link | Stoltenow |
| Berg | Halcrow | Lundene | Stone |
| Bier | Haugland | Matheny | Streibel |
| Boustead | Henning | Metzger | Strinden |
| Boyum | Hensrud | Miedema | Swedlund |
| Bullis | Hentges | Moquist | Thorsgard |
| Bunker | Hickle | Mueller | Tweten |
| Burke | Hilleboe | Olienyk | Wagner |
| Connolly | Hoffner | Opedahl | Weber |
| Dahl | Hoghaug | Peterson, R. | Welder |
| Davis | Hougen | Powers | Wells |
| Dawson | Jenkins | Register | White |
| DeKrey | Johnson, K. | Rivinius | Wilkie |
| Diehl | Jones | Rundle | Mr. Speaker |
| Emerson | Kingsbury | | |

Those voting in the negative were:

Bernabucci Kelsch

Absent and not voting:

| | | | |
|-----------|--------------|--------------|----------|
| Dick | Erickson, W. | McDonald | Reimers |
| Dornacker | Goodman | Peterson, J. | Thompson |
| Eagles | Larson, G. | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senate Bill No. 270. A Bill for an Act to amend and reenact section 27-04-08 of the North Dakota Century Code, relating to the sale and distribution of official reports by supreme court reporter, to authorize the sale or disposal of books and other library materials by supreme court reporter; and to repeal section 27-04-05 of the North Dakota Century Code, relating to opinions and reports of supreme court printed and published by reporter.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rundle |
| Aamoth | Erickson, K. | Kingsbury | Sandness |
| Aas | Freeman | Knudson | Sanstead |
| Anderson | Froelich | Kuehn | Schaffer |
| Atkinson | Gackle | Lang | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Grant | Linderman | Stoltenow |
| Bernabucci | Halcrow | Link | Stone |
| Bier | Haugland | Lundene | Streibel |
| Boustead | Henning | Matheny | Strinden |
| Boyum | Hensrud | Metzger | Swedlund |
| Bullis | Hentges | Miedema | Thompson |
| Bunker | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Wagner |
| Dahl | Hoffner | Olienyk | Weber |
| Davis | Hoghaug | Opedahl | Welder |
| Dawson | Hougen | Peterson, R. | Wells |
| DeKrey | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Rivinius | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|--------------|------------|--------------|---------|
| Burke | Goodman | McDonald | Reimers |
| Dick | Larson, G. | Peterson, J. | Tweten |
| Erickson, W. | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 308. A Bill for an Act to authorize payment of reasonable expenses and attorneys fees where untrue allegations and denials in pleadings are made without reasonable cause and not in good faith.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Dornacker | Jones | Rivinius |
| Aamoth | Eagles | Kelsch | Rundle |
| Aas | Emerson | Kingsbury | Sandness |
| Anderson | Erickson, K. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Schaffer |

| | | | |
|------------|-------------|--------------|-------------|
| Austin | Froelich | Lang | Seibel |
| Backes | Gackle | Larson, L. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Giffey | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hickle | Moquist | Thorsgard |
| Connolly | Hilleboe | Mueller | Wagner |
| Dahl | Hoffner | Olienyk | Welder |
| Davis | Hoghaug | Opedahl | Wells |
| Dawson | Hougen | Peterson, R. | White |
| DeKrey | Jenkins | Powers | Wilkie |
| Diehl | Johnson, K. | Register | Mr. Speaker |

Those voting in the negative were:

| | |
|---------|-------|
| Glaspey | Weber |
|---------|-------|

Absent and not voting:

| | | | |
|--------------|------------|--------------|---------|
| Dick | Goodman | McDonald | Reimers |
| Erickson, W. | Larson, G. | Peterson, J. | Tweten |

So the bill passed and the title was agreed to.

Senate Bill No. 340. A Bill for an Act to create and enact sub-section 10 of section 52-06-02 of the North Dakota Century Code to provide for a means to requalify for benefits with the passage of time.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |
| Aas | Erickson, K. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Lang | Seibel |
| Austin | Gackle | Larson, G. | Simonson |
| Backes | Ganser | Larson, L. | Solberg, I. |
| Belter | Giffey | Leibhan | Solberg, O. |
| Berg | Glaspey | Lillehaugen | Stoltenow |
| Bernabucci | Grant | Linderman | Stone |
| Bier | Halcrow | Link | Streibel |
| Boustead | Haugland | Lundene | Strinden |
| Boyum | Henning | Matheny | Swedlund |
| Bullis | Hensrud | Metzger | Thompson |
| Bunker | Hentges | Miedema | Thorsgard |
| Burke | Hickle | Moquist | Wagner |
| Connolly | Hilleboe | Mueller | Weber |
| Dahl | Hoffner | Olienyk | Welder |
| Davis | Hoghaug | Opedahl | Wells |
| Dawson | Hougen | Peterson, R. | White |
| DeKrey | Jenkins | Powers | Wilkie |
| Diehl | Johnson, K. | Register | Mr. Speaker |
| Dornacker | Jones | | |

Absent and not voting:

| | | | |
|--------------|----------|--------------|----------|
| Dick | Goodman | Peterson, J. | Sandness |
| Erickson, W. | McDonald | Reimers | Tweten |

So the bill passed and the title was agreed to.

Senate Bill No. 379. A Bill for an Act to amend and reenact section 54-34.1-02 of the North Dakota Century Code, relating to the state planning agency; and to repeal section 54-34.1-07 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Jones | Register |
| Aamoth | Emerson | Kelsch | Rivinius |
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Lang | Seibel |
| Austin | Gackle | Larson, G. | Simonson |
| Backes | Ganser | Larson, L. | Solberg, I. |
| Belter | Giffey | Leibhan | Solberg, O. |
| Berg | Glaspay | Lillehaugen | Stoltenow |
| Bernabucci | Grant | Linderman | Stone |
| Bier | Halcrow | Link | Streibel |
| Boustead | Haugland | Lundene | Strinden |
| Boyum | Henning | Matheny | Swedlund |
| Bullis | Hensrud | Metzger | Thompson |
| Bunker | Hentges | Miedema | Thorsgard |
| Burke | Hickle | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|---------|-----------|--------|
| Connolly | Jenkins | Kingsbury | Rundle |
| Eagles | | | |

Absent and not voting:

| | | | |
|--------------|--------------|----------|--------|
| Dick | McDonald | Reimers | Wells |
| Erickson, W. | Peterson, J. | Sanstead | Wilkie |
| Goodman | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 380. A Bill for an Act to create the office of economic opportunity within the office of the governor and to repeal section 54-34-09 of the North Dakota Century Code, relating to the office of economic opportunity.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Dornacker | Johnson, K. | Powers |
| Aamoth | Eagles | Jones | Register |
| Aas | Emerson | Kelsch | Rivinius |
| Anderson | Erickson, K. | Kingsbury | Sandness |
| Atkinson | Freeman | Knudson | Schaffer |
| Austin | Froelich | Kuehn | Seibel |
| Backes | Gackle | Lang | Simonson |
| Belter | Ganser | Larson, G. | Solberg, I. |
| Berg | Giffey | Larson, L. | Solberg, O. |
| Bernabucci | Glaspay | Leibhan | Stoltenow |
| Bier | Grant | Lillehaugen | Stone |
| Boustead | Halcrow | Linderman | Streibel |
| Boyum | Haugland | Link | Strinden |
| Bullis | Henning | Lundene | Swedlund |

| | | | |
|----------|----------|--------------|-------------|
| Bunker | Hensrud | Matheny | Thompson |
| Burke | Hentges | Metzger | Thorsgard |
| Connolly | Hickle | Miedema | Tweten |
| Dahl | Hilleboe | Moquist | Wagner |
| Davis | Hoffner | Mueller | Weber |
| Dawson | Hoghaug | Olienyk | Welder |
| DeKrey | Hougen | Opedahl | White |
| Diehl | Jenkins | Peterson, R. | Mr. Speaker |

Those voting in the negative were:

Rundle

Absent and not voting:

| | | | |
|--------------|--------------|----------|--------|
| Dick | McDonald | Reimers | Wells |
| Erickson, W. | Peterson, J. | Sanstead | Wilkie |
| Goodman | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 381. A Bill for an Act to reorganize the economic development commission and the functions and duties of the economic development department and its director; to amend and reenact sections 54-34-01, 54-34-02, 54-34-03, 54-34-04, 54-34-06, and 54-34-08 of the North Dakota Century Code, relating to the economic development commission and the functions and duties of the economic development department and its director; and to repeal section 54-34-05 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|--------------|
| Aafedt | Dornacker | Johnson, K. | Peterson, R. |
| Aamoth | Eagles | Jones | Powers |
| Aas | Emerson | Kelsch | Register |
| Anderson | Erickson, K. | Kingsbury | Rivinius |
| Atkinson | Freeman | Knudson | Sandness |
| Austin | Froelich | Kuehn | Sanstead |
| Backes | Gackle | Lang | Schaffer |
| Belter | Ganser | Larson, G. | Seibel |
| Berg | Giffey | Larson, L. | Simonson |
| Bernabucci | Grant | Leibhan | Stoltenow |
| Bier | Halcrow | Lillehaugen | Stone |
| Boustead | Haugland | Linderman | Streibel |
| Boyum | Henning | Link | Strinden |
| Bullis | Hensrud | Lundene | Swedlund |
| Bunker | Hentges | Matheny | Thompson |
| Connolly | Hickle | Metzger | Tweten |
| Dahl | Hilleboe | Miedema | Wagner |
| Davis | Hoffner | Moquist | Welder |
| Dawson | Hoghaug | Mueller | White |
| DeKrey | Hougen | Olienyk | Mr. Speaker |
| Diehl | Jenkins | Opedahl | |

Those voting in the negative were:

| | | | |
|------------------------|--------------|-------------|--------|
| Glaspey | Solberg, I. | Solberg, O. | Weber |
| Rundle | | | |
| Absent and not voting: | | | |
| Burke | Goodman | Reimers | Wells |
| Dick | McDonald | Thorsgard | Wilkie |
| Erickson, W. | Peterson, J. | | |

So the bill passed and the title was agreed to.

Senate Bill No. 391. A Bill for an Act to amend and reenact subsection 4 of section 47-18-04 and section 47-18-14 of the North Da-

kota Century Code, relating to the value of a homestead exemption within a town plat.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 6; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rivinius |
| Aamoth | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Grant | Linderman | Solberg, O. |
| Bernabucci | Haugland | Link | Stone |
| Bier | Henning | Lundene | Streibel |
| Boustead | Hensrud | Matheny | Strinden |
| Boyum | Hentges | Metzger | Swedlund |
| Bunker | Hickle | Miedema | Thompson |
| Burke | Hilleboe | Moquist | Tweten |
| Connolly | Hoffner | Mueller | Wagner |
| Dahl | Hougen | Olienyk | Weber |
| Dawson | Jenkins | Opedahl | Welder |
| DeKrey | Johnson, K. | Peterson, R. | White |
| Diehl | Jones | Powers | Mr. Speaker |
| Dornacker | Kelsch | Register | |

Those voting in the negative were:

| | | | |
|--------|----------|---------|-----------|
| Bullis | Froelich | Hoghaug | Stoltenow |
| Davis | Halcrow | | |

Absent and not voting:

| | | | |
|--------------|--------------|-----------|--------|
| Dick | McDonald | Reimers | Wells |
| Erickson, W. | Peterson, J. | Thorsgard | Wilkie |
| Goodman | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 392. A Bill for an Act to adopt the revised uniform principal and income act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Jones | Register |
| Aamoth | Erickson, K. | Kelsch | Rivinius |
| Aas | Freeman | Knudson | Rundle |
| Anderson | Froelich | Kuehn | Sandness |
| Atkinson | Gackle | Lang | Sanstead |
| Austin | Ganser | Larson, G. | Schaffer |
| Backes | Giffey | Larson, L. | Seibel |
| Belter | Glaspey | Leibhan | Simonson |
| Berg | Grant | Lillehaugen | Solberg, O. |
| Bernabucci | Halcrow | Linderman | Stoltenow |
| Bier | Haugland | Link | Stone |
| Boyum | Henning | Lundene | Streibel |
| Bullis | Hensrud | Matheny | Strinden |
| Bunker | Hentges | Metzger | Swedlund |
| Burke | Hickle | Miedema | Thompson |
| Connolly | Hilleboe | Moquist | Tweten |
| Dahl | Hoffner | Mueller | Wagner |
| Davis | Hoghaug | Olienyk | Weber |

| | | | |
|--------|-------------|--------------|-------------|
| Dawson | Hougen | Opedahl | Welder |
| DeKrey | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|--------------|-----------|--------------|-----------|
| Boustead | Goodman | Peterson, J. | Thorsgard |
| Dick | Kingsbury | Reimers | Wells |
| Dornacker | McDonald | Solberg, I. | Wilkie |
| Erickson, W. | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 395. A Bill for an Act to amend and reenact section 27-07-40 of the North Dakota Century Code, to permit the county court to collect certain fees as set forth and to deposit them monthly with the county treasurer.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 2; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Sandness |
| Aamoth | Freeman | Knudson | Sanstead |
| Aas | Froelich | Kuehn | Schaffer |
| Anderson | Gackle | Lang | Seibel |
| Atkinson | Ganser | Larson, G. | Simonson |
| Austin | Giffey | Larson, L. | Solberg, I. |
| Backes | Grant | Lillehaugen | Solberg, O. |
| Belter | Halcrow | Linderman | Stoltenow |
| Berg | Haugland | Link | Stone |
| Bier | Henning | Lundene | Streibel |
| Boyum | Hensrud | Metzger | Strinden |
| Bullis | Hentges | Miedema | Swedlund |
| Bunker | Hickle | Moquist | Thompson |
| Burke | Hilleboe | Mueller | Tweten |
| Connolly | Hoffner | Olienyk | Wagner |
| Dahl | Hoghaug | Opedahl | Weber |
| Davis | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | Kelsch | Rundle | |

Those voting in the negative were:

DeKrey Matheny

Absent and not voting:

| | | | |
|------------|--------------|--------------|-----------|
| Bernabucci | Erickson, W. | Leibhan | Reimers |
| Boustead | Glaspey | McDonald | Thorsgard |
| Dawson | Goodman | Peterson, J. | Wells |
| Dick | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 397. A Bill for an Act to amend and reenact section 27-05-08 of the North Dakota Century Code, relating to the location of the chambers of the district judges.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 81; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|----------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Freeman | Knudson | Sandness |
| Aas | Froelich | Kuehn | Sanstead |

| | | | |
|------------|-------------|--------------|-------------|
| Anderson | Ganser | Lang | Schaffer |
| Atkinson | Giffey | Larson, G. | Seibel |
| Austin | Grant | Larson, L. | Simonson |
| Backes | Halcrow | Lillehaugen | Solberg, I. |
| Belter | Haugland | Linderman | Solberg, O. |
| Berg | Henning | Link | Stoltenow |
| Bernabucci | Hensrud | Lundene | Stone |
| Bier | Hentges | Matheny | Streibel |
| Bullis | Hickle | Metzger | Strinden |
| Bunker | Hilleboe | Miedema | Swedlund |
| Burke | Hoffner | Moquist | Thompson |
| Connolly | Hoghaug | Olienyk | Tweten |
| Dahl | Hougen | Opedahl | Wagner |
| Davis | Jenkins | Peterson, R. | Weber |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Jones | Register | Wilkie |
| Eagles | Kelsch | Rivinius | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|------------------------|--------------|--------------|-----------|
| Boyum | Gackle | Leibhan | Welder |
| DeKrey | Gaspey | Mueller | |
| Absent and not voting: | | | |
| Boustead | Erickson, W. | Peterson, J. | Thorsgard |
| Dawson | Goodman | Reimers | Wells |
| Dick | McDonald | | |

So the bill passed and the title was agreed to.

Senate Bill No. 434. A Bill for an Act to amend and reenact section 54-03-22 of the North Dakota Century Code, relating to the continuance of civil actions and proceedings before commissions, boards, and agencies of the state or its political subdivisions when a party to the action or proceeding, or his attorney, is a member of the legislative assembly, and the legislative assembly is in session.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Sandness |
| Aas | Freeman | Knudson | Sanstead |
| Anderson | Froelich | Kuehn | Schaffer |
| Atkinson | Gackle | Lang | Seibel |
| Austin | Ganser | Larson, G. | Simonson |
| Backes | Giffey | Larson, L. | Solberg, I. |
| Belter | Gaspey | Leibhan | Solberg, O. |
| Berg | Grant | Lillehaugen | Stoltenow |
| Bernabucci | Halcrow | Linderman | Stone |
| Bier | Haugland | Link | Streibel |
| Boyum | Henning | Lundene | Strinden |
| Bullis | Hensrud | Matheny | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Tweten |
| Connolly | Hilleboe | Moquist | Wagner |
| Dahl | Hoffner | Mueller | Weber |
| Davis | Hoghaug | Olienyk | Welder |
| DeKrey | Hougen | Opedahl | White |
| Diehl | Jenkins | Peterson, R. | Wilkie |
| Dornacker | Johnson, K. | Powers | Mr. Speaker |
| Eagles | Jones | Register | |

Those voting in the negative were:

Rundle

Absent and not voting:

| | | | |
|----------|--------------|--------------|-----------|
| Boustead | Erickson, W. | Peterson, J. | Thorsgard |
| Dawson | Goodman | Reimers | Wells |
| Dick | McDonald | | |

So the bill passed and the title was agreed to.

Senate Bill No. 425. A Bill for an Act to create and enact section 54-21-06.1 of the North Dakota Century Code, relating to the definition of the term "board of administration" in the North Dakota Century Code; to amend and reenact sections 54-21-06, 54-21-07, 54-21-09, 54-21-10, 54-21-11, 54-21-12, 54-21-13, 54-21-18, 54-21-19, 54-21-20, and 54-21-24 of the North Dakota Century Code, relating to establishment of a director of institutions and abolishment of the board of administration; and to repeal sections 54-21-01, 54-21-02, 54-21-03, 54-21-04, 54-21-05, and 54-21-08 of the North Dakota Century Code, relating to the membership, powers, and duties of the board of administration.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 74; nays, 15; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Johnson, K. | Register |
| Aamoth | Eagles | Jones | Rivinius |
| Aas | Emerson | Kelsch | Rundle |
| Anderson | Erickson, K. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Schaffer |
| Austin | Froelich | Lang | Seibel |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Stoltenow |
| Berg | Giffey | Leibhan | Stone |
| Bernabucci | Haugland | Linderman | Streibel |
| Bier | Henning | Link | Strinden |
| Boyum | Hensrud | Lundene | Thompson |
| Bullis | Hentges | Miedema | Tweten |
| Bunker | Hickle | Moquist | Wagner |
| Connolly | Hilleboe | Olienyk | Weber |
| Dahl | Hoffner | Opedahl | Wells |
| Davis | Hoghaug | Peterson, R. | White |
| DeKrey | Hougen | Powers | Mr. Speaker |
| Diehl | Jenkins | | |

Those voting in the negative were:

| | | | |
|---------|-------------|-------------|----------|
| Burke | Kingsbury | Mueller | Swedlund |
| Glaspey | Lillehaugen | Sandness | Welder |
| Grant | Matheny | Solberg, I. | Wilkie |
| Halcrow | Metzger | Solberg, O. | |

Absent and not voting:

| | | | |
|----------|--------------|--------------|-----------|
| Boustead | Erickson, W. | McDonald | Reimers |
| Dawson | Goodman | Peterson, J. | Thorsgard |
| Dick | | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Schaffer moved that the House concur in the Senate amendments to House Bill No. 121, which motion prevailed.

Rep. Schaffer moved that the rules be suspended, and House Bill No. 121 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 121. A Bill for an Act to provide for the financing of parking projects and facilities by municipal parking authorities;

to amend and reenact sections 40-61-01, 40-61-02, 40-61-03, 40-61-09, 40-61-10, and 40-61-12, and subsection 1 of section 40-61-14 of the North Dakota Century Code, relating to definitions, powers, and financing procedures of municipal parking authorities; and to repeal section 40-61-18 of the North Dakota Century Code, relating to termination of municipal parking authorities; and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 86; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Grant | Linderman | Stoltenow |
| Bernabucci | Halcrow | Link | Stone |
| Bier | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Miedema | Tweten |
| Burke | Hickle | Moquist | Wagner |
| Connolly | Hilleboe | Mueller | Weber |
| Dahl | Hoffner | Olienyk | Welder |
| Davis | Hoghaug | Opedahl | Wells |
| DeKrey | Hougen | Peterson, R. | White |
| Diehl | Jenkins | Powers | Wilkie |
| Dornacker | Johnson, K. | Register | Mr. Speaker |
| Eagles | Jones | | |

Those voting in the negative were:

Kingsbury

Absent and not voting:

| | | | |
|----------|--------------|--------------|-----------|
| Boustead | Erickson, W. | Peterson, J. | Thompson |
| Dawson | Goodman | Reimers | Thorsgard |
| Dick | McDonald | Solberg, I. | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

MOTIONS

Rep. Schaffer moved that the House concur in the Senate amendments to House Bill No. 312, which motion prevailed.

Rep. Schaffer moved that the rules be suspended, and House Bill No. 312 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 312. A Bill for an Act to amend and reenact section 24-08-01 of the North Dakota Century Code, relating to the construction of bridges by board of county commissioners.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Freeman | Knudson | Sandness |
| Anderson | Froelich | Kuehn | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |
| Austin | Ganser | Larson, G. | Seibel |
| Backes | Giffey | Larson, L. | Simonson |
| Belter | Glaspey | Leibhan | Solberg, I. |
| Berg | Grant | Lillehaugen | Solberg, O. |
| Bernabucci | Halcrow | Linderman | Stoltenow |
| Bier | Haugland | Link | Stone |
| Boyum | Henning | Lundene | Streibel |
| Bullis | Hensrud | Matheny | Strinden |
| Bunker | Hentges | Metzger | Swedlund |
| Burke | Hickle | Miedema | Tweten |
| Connolly | Hilleboe | Moquist | Wagner |
| Dahl | Hoffner | Mueller | Weber |
| Davis | Hoghaug | Olienyk | Welder |
| DeKrey | Hougen | Opedahl | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Register | Mr. Speaker |

Absent and not voting:

| | | | |
|----------|--------------|--------------|-----------|
| Boustead | Erickson, W. | Peterson, J. | Thompson |
| Dawson | Goodman | Reimers | Thorsgard |
| Dick | McDonald | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Schaffer moved that the House concur in the Senate amendments to House Bill No. 313, which motion prevailed.

Rep. Schaffer moved that the rules be suspended, and House Bill No. 313 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 313. A Bill for an Act to amend and reenact section 24-08-03 of the North Dakota Century Code, relating to the supervision and repairs of bridges.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 48; nays, 38; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|--------------|----------|-------------|-------------|
| Aafedt | Giffey | Kuehn | Powers |
| Aamoth | Glaspey | Larson, G. | Sandness |
| Anderson | Grant | Larson, L. | Schaffer |
| Austin | Haugland | Leibhan | Seibel |
| Backes | Henning | Lillehaugen | Solberg, I. |
| Berg | Hentges | Linderman | Solberg, O. |
| Bunker | Hoffner | Link | Streibel |
| Eagles | Hoghaug | Lundene | Strinden |
| Emerson | Jenkins | Miedema | Swedlund |
| Erickson, K. | Jones | Mueller | Tweten |
| Freeman | Kelsch | Olienyk | Wilkie |
| Ganser | Knudson | Opedahl | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|--------|-----------|-----------|
| Aas | Davis | Kingsbury | Sanstead |
| Atkinson | DeKrey | Lang | Simonson |
| Belter | Diehl | Matheny | Stoltenow |

| | | | |
|------------|-------------|--------------|--------|
| Bernabucci | Froelich | Metzger | Stone |
| Bier | Gackle | Moquist | Wagner |
| Boyum | Halcrow | Peterson, R. | Weber |
| Bullis | Hickle | Register | Welder |
| Burke | Hilleboe | Rivinius | Wells |
| Connolly | Hougen | Rundle | White |
| Dahl | Johnson, K. | | |

Absent and not voting:

| | | | |
|----------|--------------|--------------|-----------|
| Boustead | Dornacker | Hensrud | Reimers |
| Dawson | Erickson, W. | McDonald | Thompson |
| Dick | Goodman | Peterson, J. | Thorsgard |

So the bill lost for want of a constitutional majority.

MOTIONS

Rep. Aamoth moved that the House concur in the Senate amendments to House Bill No. 160, which motion prevailed.

Rep. Aamoth moved that the rules be suspended, House Bill No. 160 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 160. A Bill for and Act to amend and reenact section 26-24-09 of the North Dakota Century Code, relating to insurance on public buildings.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 70; nays, 15; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|----------|----------|--------------|-------------|
| Aafedt | Diehl | Jones | Register |
| Aamoth | Eagles | Kelsch | Rivinius |
| Aas | Emerson | Kingsbury | Sandness |
| Anderson | Freeman | Knudson | Schaffer |
| Atkinson | Froelich | Kuehn | Seibel |
| Austin | Gackle | Lang | Stoltenow |
| Belter | Ganser | Larson, G. | Stone |
| Berg | Grant | Larson, L. | Streibel |
| Bier | Halcrow | Lillehaugen | Strinden |
| Boustead | Haugland | Matheny | Swedlund |
| Boyum | Henning | Metzger | Tweten |
| Bullis | Hensrud | Miedema | Wagner |
| Bunker | Hentges | Moquist | Weber |
| Burke | Hickle | Mueller | Welder |
| Connolly | Hilleboe | Olienyk | Wells |
| Dahl | Hoghaug | Peterson, R. | White |
| Davis | Hougen | Powers | Mr. Speaker |
| DeKrey | Jenkins | | |

Those voting in the negative were:

| | | | |
|--------------|-----------|----------|-------------|
| Backes | Hoffner | Opedahl | Solberg, I. |
| Erickson, K. | Linderman | Rundle | Solberg, O. |
| Giffey | Link | Sanstead | Wilkie |
| Glaspey | Lundene | Simonson | |

Absent and not voting:

| | | | |
|------------|--------------|--------------|-----------|
| Bernabucci | Erickson, W. | Leibhan | Reimers |
| Dawson | Goodman | McDonald | Thompson |
| Dick | Johnson, K. | Peterson, J. | Thorsgard |
| Dornacker | | | |

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 143, 215, 341 and 345.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bills Nos. 92 and 163 and the President has appointed as a Conference Committee to act with a like committee from the House, on Senate Bill No. 92:

Senator Freed
 Senator Doherty
 Senator Meschke
 On Senate Bill No. 163
 Senator Hernettt
 Senator Kautzmann
 Senator Stroup

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 195
 Senate Bill No. 203
 Senate Bill No. 207
 Senate Bill No. 209
 Senate Bill No. 213
 Senate Bill No. 233
 Senate Bill No. 264
 Senate Bill No. 265
 Senate Bill No. 269
 Senate Bill No. 273
 Senate Bill No. 282
 Senate Bill No. 290
 Senate Bill No. 292
 Senate Bill No. 319
 Senate Bill No. 339
 Senate Bill No. 358
 Senate Bill No. 369
 Senate Bill No. 415
 Senate Bill No. 437
 Senate Bill No. 456

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

CONSIDERATION OF SENATE MESSAGES

Speaker E. Johnson announced the following Conference Committees to meet with like committees from the Senate:

Senate Bill No. 92
 Rep. Atkinson
 Rep. Register
 Rep. Wilkie
 Senate Bill No. 137
 Rep. Aas
 Rep. L. Larson
 Rep. Backes
 Senate Bill No. 163
 Rep. Aamoth

Rep. Strinden
Rep. Lundene

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate on

Senate Bill No. 137
Rep. Aas
Rep. L. Larson
Rep. Backes

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate on

Senate Bill No. 163
Rep. Aamoth
Rep. Strinden
Rep. Lundene

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate on

Senate Bill No. 92
Rep. Atkinson
Rep. Register
Rep. Wilkie

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 24
House Bill No. 27
House Bill No. 38
House Bill No. 39
House Bill No. 41
House Bill No. 52
House Bill No. 69
House Bill No. 71
House Bill No. 73
House Bill No. 80
House Bill No. 87
House Bill No. 98
House Bill No. 115
House Bill No. 141
House Bill No. 142
House Bill No. 145
House Bill No. 146
House Bill No. 172
House Bill No. 228
House Bill No. 231
House Bill No. 273
House Bill No. 295
House Bill No. 316
House Bill No. 336

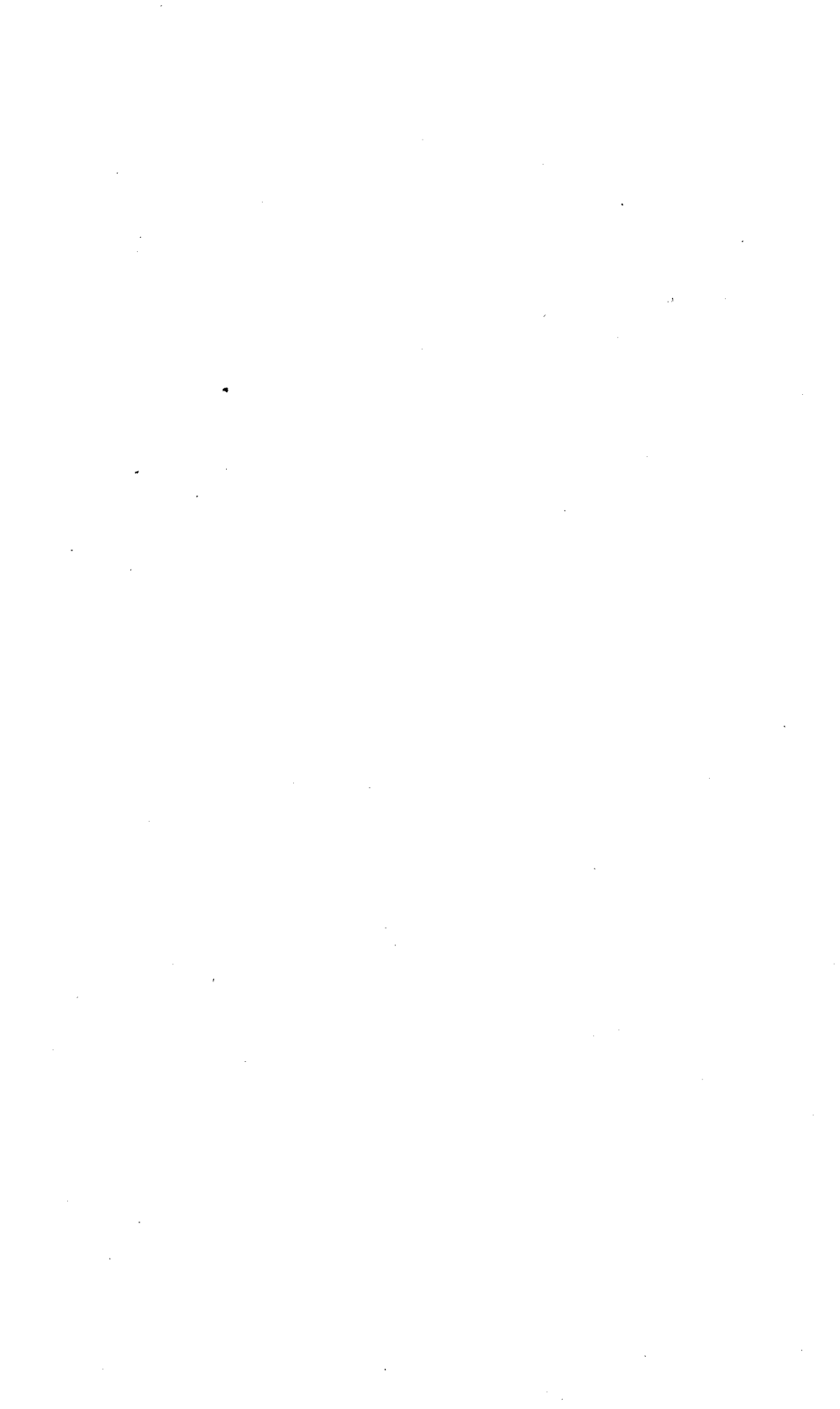
House Bill No. 446

Were delivered to the Governor for his approval at the hour of 3:55 o'clock P.M., March 7, 1969.

REP. GANSER, Chairman

Rep. Streibel moved that the House stand recessed to the call of the chair on March 8, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk



**FIFTY-SECOND DAY AFTER RECESS AND
FIFTY-THIRD DAY**

Bismarck, March 8, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 121
House Bill No. 312
House Bill No. 313
House Bill No. 160

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended, and that the House dispense with the reading of the amendments to Senate Bills Nos. 164 and 307, which motion prevailed.

Rep. Aamoth moved that the amendments to Senate Bill No. 164 as recommended by the Committee on Industry and Business as printed on pages 1041, 1042, and 1043 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 307 as recommended by the Committee on Judiciary as printed on page 1044 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 139. A Bill for an Act to create and enact section 37-01-40 of the North Dakota Century Code relating to uniformity of service dates for veterans.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

| | | | |
|------------|----------|-------------|-------------|
| Aafedt | Freeman | Kuehn | Rundle |
| Aamoth | Froelich | Lang | Sandness |
| Aas | Gackle | Larson, G. | Sanstead |
| Atkinson | Ganser | Larson, L. | Schaffer |
| Austin | Goodman | Leibhan | Seibel |
| Belter | Grant | Lillehaugen | Simonson |
| Berg | Halcrow | Linderman | Solberg, I. |
| Bernabucci | Henning | Link | Stoltenow |
| Bier | Hensrud | Lundene | Stone |
| Boyum | Hickle | Matheny | Streibel |
| Bunker | Hilleboe | Metzger | Strinden |

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Connolly | Hoffner | Miedema | Swedlund |
| Dahl | Hoghaug | Moquist | Tweten |
| Davis | Hougen | Olienyk | Wagner |
| Dawson | Jenkins | Opedahl | Welder |
| DeKrey | Johnson, K. | Peterson, R. | Wells |
| Diehl | Jones | Powers | White |
| Dornacker | Kingsbury | Register | Wilkie |
| Eagles | Knudson | Rivinius | Mr. Speaker |
| Emerson | | | |
| Absent and not voting: | | | |
| Anderson | Erickson, K. | Hentges | Reimers |
| Backes | Erickson, W. | Kelsch | Solberg, O. |
| Boustead | Giffey | McDonald | Thompson |
| Bullis | Glaspey | Mueller | Thorsgard |
| Burke | Haugland | Peterson, J. | Weber |
| Dick | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 422. A Bill for an Act to authorize political subdivisions to purchase insurance to provide death benefits to certain survivors of law enforcement officers who are killed or die in the performance of duty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rundle |
| Aamoth | Freeman | Knudson | Sandness |
| Aas | Froelich | Kuehn | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |
| Austin | Ganser | Larson, G. | Seibel |
| Belter | Giffey | Larson, L. | Simonson |
| Berg | Glaspey | Leibhan | Solberg, I. |
| Bernabucci | Goodman | Lillehaugen | Stoltenow |
| Bier | Grant | Linderman | Stone |
| Boyum | Halcrow | Link | Streibel |
| Bullis | Henning | Lundene | Strinden |
| Bunker | Hensrud | Matheny | Swedlund |
| Burke | Hickle | Metzger | Tweten |
| Connolly | Hilleboe | Miedema | Wagner |
| Dahl | Hoffner | Moquist | Weber |
| Davis | Hoghaug | Olienyk | Welder |
| Dawson | Hougen | Opedahl | Wells |
| DeKrey | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Wilkie |
| Dornacker | Jones | Register | Mr. Speaker |
| Eagles | Kelsch | Rivinius | |

Absent and not voting:

| | | | |
|----------|--------------|--------------|-------------|
| Anderson | Erickson, K. | McDonald | Solberg, O. |
| Backes | Erickson, W. | Mueller | Thompson |
| Boustead | Haugland | Peterson, J. | Thorsgard |
| Dick | Hentges | Reimers | |

So the bill passed and the title was agreed to.

Senate Bill No. 439. A Bill for an Act to amend and reenact subsections 4 and 6 of section 61-24-08 of the North Dakota Century Code, relating to the powers and duties of the Board of directors of the Garrison Diversion Conservancy District.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 40 absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------------|----------|-------------|--------------|
| Aas | Froelich | Jones | Peterson, J. |
| Anderson | Gackle | Larson, G. | Sandness |
| Backes | Ganser | Leibhan | Sanstead |
| Bernabucci | Giffey | Lillehaugen | Seibel |
| Boyum | Gaspey | Linderman | Simonson |
| Bullis | Grant | Link | Solberg, I. |
| Bunker | Haugland | Lundene | Streibel |
| Dahl | Henning | Matheny | Strinden |
| Dornacker | Hensrud | Miedema | Swedlund |
| Eagles | Hentges | Mueller | Thompson |
| Emerson | Hoffner | Olienyk | Wilkie |
| Erickson, K. | Hoghaug | Opedahl | Mr. Speaker |
| Freeman | Hougen | | |

Those voting in the negative were:

| | | | |
|----------|-------------|--------------|-----------|
| Aafedt | DeKrey | Knudson | Rundle |
| Aamoth | Diehl | Kuehn | Schaffer |
| Atkinson | Goodman | Lang | Stoltenow |
| Austin | Halcrow | Larson, L. | Stone |
| Belter | Hickle | Metzger | Tweten |
| Berg | Hilleboe | Moquist | Wagner |
| Bier | Jenkins | Peterson, R. | Weber |
| Burke | Johnson, K. | Powers | Welder |
| Connolly | Kelsch | Register | Wells |
| Dawson | Kingsbury | Rivinius | White |

Absent and not voting:

| | | | |
|----------|--------------|----------|-------------|
| Boustead | Dick | McDonald | Solberg, O. |
| Davis | Erickson, W. | Reimers | Thorsgard |

So the bill passed and the title was agreed to.

Rep. Thompson moved that the vote by which House Bill No. 439 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

MOTIONS

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-THIRD DAY

Bismarck, March 8, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Hensel Hendrickson, Trinity Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Boustead, Dick, W. Erickson, Gaspey, McDonald, Reimers, O. Solberg, and Thorsgard.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-first Day After Recess and Fifty-second Day and find the same to be correct.

REP. BELTER, Vice-Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 10. A Bill for an Act making an appropriation for the general maintenance, improvements and special projects for the North Dakota soldiers' home at Lisbon, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Aamoth | Freeman | Kingsbury | Rundle |
| Aas | Froelich | Knudson | Sandness |
| Anderson | Gackle | Kuehn | Sanstead |
| Atkinson | Ganser | Lang | Schaffer |
| Austin | Giffey | Larson, G. | Seibel |
| Backes | Glaspey | Larson, L. | Simonson |
| Belter | Goodman | Leibhan | Solberg, I. |
| Berg | Grant | Lillehaugen | Stoltenow |
| Bernabucci | Halcrow | Linderman | Stone |
| Bier | Haugland | Link | Streibel |
| Boyum | Henning | Lundene | Strinden |
| Bullis | Hensrud | Matheny | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Tweten |
| Connolly | Hilleboe | Mueller | Wagner |
| Dahl | Hoffner | Olienyk | Weber |
| Davis | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Register | Mr. Speaker |

Absent and not voting:

| | | | |
|----------|--------------|---------|-------------|
| Boustead | Erickson, W. | Moquist | Solberg, O. |
| Dawson | McDonald | Reimers | Thorsgard |
| Dick | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 46. A Bill for an Act to create and enact sections 54-52-02.1, 54-52-02.2, 54-52-26, and 54-52-27 of the North Dakota Century Code; to amend and reenact section 40-46-02, subsections 3, 6, 7, and 11 of section 54-52-01, section 54-52-03, subsection 6 of section 54-52-04, sections 54-52-05, 54-52-06, 54-52-07, 54-52-10, 54-52-11, and 54-52-22; and to repeal section 54-52-24 of the North Dakota Century Code, relating to the employees retirement system, extending the membership therein to county and city employees, and providing for tax levies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 49; nays, 42; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|----------|------------|-------------|
| Aamoth | Froelich | Kuehn | Sanstead |
| Aas | Halcrow | Lang | Simonson |
| Anderson | Haugland | Larson, L. | Solberg, I. |
| Atkinson | Henning | Linderman | Stone |
| Backes | Hensrud | Link | Streibel |
| Berg | Hentges | Lundene | Strinden |
| Boyum | Hilleboe | Metzger | Swedlund |

| | | | |
|--------------|---------|--------------|-------------|
| Bunker | Hoffner | Moquist | Thompson |
| Dahl | Hougen | Peterson, J. | Tweten |
| Eagles | Jenkins | Register | Wagner |
| Emerson | Jones | Rivinius | White |
| Erickson, K. | Kelsch | Sandness | Mr. Speaker |
| Freeman | | | |

Those voting in the negative were:

| | | | |
|------------|-------------|-------------|--------------|
| Aafedt | Diehl | Kingsbury | Peterson, R. |
| Austin | Dornacker | Knudson | Powers |
| Belter | Gackle | Larson, G. | Rundle |
| Bernabucci | Ganser | Leibhan | Schaffer |
| Bier | Giffey | Lillehaugen | Seibel |
| Bullis | Glaspey | Matheny | Stoltenow |
| Burke | Goodman | Miedema | Weber |
| Connolly | Grant | Mueller | Welder |
| Davis | Hickle | Olienyk | Wells |
| Dawson | Hoghaug | Opedahl | Wilkie |
| DeKrey | Johnson, K. | | |

Absent and not voting:

| | | | |
|----------|--------------|-------------|-----------|
| Boustead | Erickson, W. | Reimers | Thorsgard |
| Dick | McDonald | Solberg, O. | |

So the bill lost for want of a constitutional majority.

Senate Bill No. 121. A Bill for an Act to amend and reenact section 49-18-02 of the North Dakota Century Code, by creating a new subsection to exempt from the provisions of Section 49, the transportation of property for hire to and from cities with limited transportation service.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bulls | Henning | Metzger | Swedlund |
| Burke | Hensrud | Miedema | Thompson |
| Connolly | Hentges | Moquist | Tweten |
| Dahl | Hickle | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Weber |
| Dawson | Hoffner | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Kelsch | Register | Mr. Speaker |
| Emerson | Kingsbury | Rivinius | |

Absent and not voting:

| | | | |
|----------|--------------|----------|-------------|
| Aamoth | Dick | Jones | Solberg, O. |
| Boustead | Erickson, W. | McDonald | Thorsgard |
| Bunker | Hoghaug | Reimers | |

So the bill passed and the title was agreed to.

Senate Bill No. 193. A Bill for an Act to amend and reenact sections 39-18-03 and 57-55-01 of the North Dakota Century Code, relating to the exemption of certain sleeping trailers from personal property and mobile home taxes, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Johnson, K. | Rundle |
| Aamoth | Emerson | Kelsch | Sandness |
| Aas | Erickson, K. | Kingsbury | Sanstead |
| Anderson | Freeman | Knudson | Schaffer |
| Atkinson | Froelich | Kuehn | Seibel |
| Austin | Gackle | Lang | Simonson |
| Backes | Ganser | Larson, G. | Solberg, I. |
| Belter | Giffey | Larson, L. | Stoltenow |
| Berg | Glaspey | Leibhan | Stone |
| Bernabucci | Goodman | Lillehaugen | Streibel |
| Bier | Grant | Linderman | Strinden |
| Boyum | Halcrow | Lundene | Swedlund |
| Bullis | Haugland | Matheny | Thompson |
| Bunker | Henning | Metzger | Tweten |
| Burke | Hensrud | Moquist | Wagner |
| Connolly | Hentges | Olienyk | Weber |
| Dahl | Hickle | Opedahl | Welder |
| Davis | Hilleboe | Peterson, J. | Wells |
| Dawson | Hoffner | Peterson, R. | White |
| DeKrey | Hoghaug | Powers | Wilkie |
| Diehl | Hougen | Register | Mr. Speaker |
| Dornacker | Jenkins | Rivinius | |

Absent and not voting:

| | | | |
|--------------|----------|---------|-------------|
| Boustead | Jones | Miedema | Solberg, O. |
| Dick | Link | Mueller | Thorsgard |
| Erickson, W. | McDonald | Reimers | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 201. A Bill for an Act to amend and reenact section 32-15-32 of the North Dakota Century Code, relating to costs in eminent domain actions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 75; nays, 10; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Lillehaugen | Solberg, I. |
| Belter | Glaspey | Linderman | Stoltenow |
| Berg | Goodman | Lundene | Stone |
| Bernabucci | Grant | Matheny | Streibel |
| Boyum | Haugland | Metzger | Strinden |
| Bullis | Henning | Miedema | Swedlund |
| Bunker | Hensrud | Moquist | Thompson |
| Burke | Hentges | Olienyk | Wagner |

| | | | |
|-----------|-------------|--------------|-------------|
| Dawson | Hilleboe | Opedahl | Weber |
| DeKrey | Hoffner | Peterson, J. | Wells |
| Diehl | Hougen | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Kelsch | Register | Mr. Speaker |
| Emerson | Kingsbury | Rivinius | |

Those voting in the negative were:

| | | | |
|----------|---------|----------|--------|
| Connolly | Halcrow | Leibhan | Tweten |
| Dahl | Hickle | Schaffer | Welder |
| Davis | Hoghaug | | |

Absent and not voting:

| | | | |
|----------|--------------|----------|-------------|
| Aamoth | Erickson, W. | Link | Reimers |
| Bier | Jenkins | McDonald | Solberg, O. |
| Boustead | Jones | Mueller | Thorsgard |
| Dick | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 241. A Bill for an Act to amend and reenact section 28-24-02 of the North Dakota Century Code, relating to redemption of real estate from execution sale.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 81; nays, 4; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kelsch | Sandness |
| Aamoth | Froelich | Knudson | Sanstead |
| Aas | Gackle | Kuehn | Schaffer |
| Anderson | Ganser | Lang | Seibel |
| Atkinson | Giffey | Larson, G. | Simonson |
| Austin | Glaspey | Larson, L. | Solberg, I. |
| Berg | Goodman | Leibhan | Stoltenow |
| Bernabucci | Grant | Lillehaugen | Stone |
| Boyum | Haugland | Linderman | Streibel |
| Bullis | Henning | Lundene | Strinden |
| Bunker | Hensrud | Matheny | Swedlund |
| Burke | Hentges | Metzger | Thompson |
| Connolly | Hickle | Miedema | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Eagles | Johnson, K. | Register | Wilkie |
| Emerson | Jones | Rivinius | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|------------------------|--------------|----------|-------------|
| Halcrow | Kingsbury | Moquist | Rundle |
| Absent and not voting: | | | |
| Backes | Dick | Link | Reimers |
| Belter | Dornacker | McDonald | Solberg, O. |
| Bier | Erickson, W. | Mueller | Thorsgard |
| Boustead | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 349. A Bill for an Act to amend and reenact section 12-61-01 of the North Dakota Century Code, relating to the membership of the North Dakota combined law enforcement council.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Rivinius |
| Aamoth | Erickson, K. | Kelsch | Rundle |
| Aas | Freeman | Kingsbury | Sandness |
| Anderson | Froelich | Knudson | Sanstead |
| Atkinson | Gackle | Kuehn | Schaffer |
| Austin | Ganser | Lang | Seibel |
| Berg | Giffey | Larson, G. | Simonson |
| Bernabucci | Glaspey | Larson, L. | Solberg, I. |
| Bier | Goodman | Leibhan | Stoltenow |
| Boustead | Grant | Lillehaugen | Stone |
| Boyum | Halcrow | Linderman | Streibel |
| Bullis | Haugland | Lundene | Strinden |
| Bunker | Henning | Matheny | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Tweten |
| Dahl | Hickle | Moquist | Wagner |
| Davis | Hilleboe | Olienyk | Weber |
| Dawson | Hoffner | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, J. | Wells |
| Diehl | Hougen | Peterson, R. | White |
| Dornacker | Jenkins | Powers | Wilkie |
| Eagles | Johnson, K. | Register | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|--------------|---------|-------------|
| Backes | Erickson, W. | Mueller | Solberg, O. |
| Belter | Link | Reimers | Thorsgard |
| Dick | McDonald | | |

So the bill passed and the title was agreed to.

Senate Bill No. 412. A Bill for an Act to provide for jurisdiction over and service of process upon nonresidents in connection with causes of action arising out of the transaction of business within the state; the commission of any act which results in accrual within this state of a tort action; the ownership, use, or possession of any property, or of any interest therein, situated within this state; contracting to insure any person, property, or risk located within this state at the time of contracting; entering into a contract for services to be rendered or for materials to be furnished in this state by such person; or acting as director, manager, trustee, or other officer of any corporation organized under the laws of, or having its principal place of business within this state, or as executor or administrator of any estate within this state by such nonresident or through any employee or through an agent.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|-------------|
| Aafedt | Emerson | Jones | Rivinius |
| Aamoth | Erickson, K. | Kelsch | Rundle |
| Aas | Freeman | Kingsbury | Sandness |
| Anderson | Froelich | Knudson | Sanstead |
| Atkinson | Gackle | Kuehn | Schaffer |
| Austin | Ganser | Lang | Seibel |
| Berg | Giffey | Larson, G. | Simonson |
| Bernabucci | Glaspey | Larson, L. | Solberg, I. |
| Bier | Goodman | Leibhan | Stoltenow |

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Boustead | Grant | Lillehaugen | Stone |
| Boyum | Halcrow | Linderman | Streibel |
| Bullis | Haugland | Lundene | Strinden |
| Bunker | Henning | Matheny | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Tweten |
| Dahl | Hickle | Moquist | Wagner |
| Davis | Hilleboe | Olienyk | Welder |
| Dawson | Hoffner | Opedahl | Wells |
| DeKrey | Hoghaug | Peterson, J. | White |
| Diehl | Hougen | Peterson, R. | Wilkie |
| Dornacker | Jones | Powers | Mr. Speaker |
| Eagles | Johnson, K. | Register | |
| Absent and not voting: | | | |
| Backes | Erickson, W. | Mueller | Thorsgard |
| Belter | Link | Reimers | Weber |
| Dick | McDonald | Solberg, O. | |

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE SENATE

MOTIONS

Rep. Kelsch moved that the House concur in the Senate amendments to House Bill No. 45, which motion prevailed.

Rep. Kelsch moved that the rules be suspended, and House Bill No. 45 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 45. A Bill for an Act to provide for a state youth authority for the placement, treatment and rehabilitation of delinquent and unruly children committed to its custody to provide for an advisory board and for contracting with other states.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 75; nays, 11; voting, 12.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kuehn | Sanstead |
| Aamoth | Freeman | Lang | Schaffer |
| Aas | Gackle | Larson, G. | Seibel |
| Anderson | Giffey | Larson, L. | Simonson |
| Atkinson | Glaspey | Leibhan | Solberg, I. |
| Austin | Goodman | Linderman | Stoltenow |
| Boustead | Grant | Lundene | Stone |
| Boyum | Halcrow | Matheny | Streibel |
| Bullis | Haugland | Miedema | Strinden |
| Bunker | Henning | Moquist | Swedlund |
| Burke | Hensrud | Olienyk | Thompson |
| Connolly | Hentges | Opedahl | Tweten |
| Dahl | Hickle | Peterson, J. | Wagner |
| Davis | Hilleboe | Peterson, R. | Weber |
| DeKrey | Hoffner | Powers | Welder |
| Diehl | Hougen | Register | Wells |
| Dornacker | Jones | Rivinius | Wilkie |
| Eagles | Kelsch | Rundle | Mr. Speaker |
| Emerson | Knudson | Sandness | |

Those voting in the negative were:

| | | | |
|------------|----------|-------------|-------------|
| Berg | Froelich | Jenkins | Lillehaugen |
| Bernabucci | Ganser | Johnson, K. | White |
| Dawson | Hoghaug | Kingsbury | |

Absent and not voting:

| | | | |
|--------|--------------|----------|-------------|
| Backes | Dick | McDonald | Reimers |
| Belter | Erickson, W. | Metzger | Solberg, O. |
| Bier | Link | Mueller | Thorsgard |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Kelsch moved that the House do not concur in the Senate amendments to House Bill No. 322, and that a Conference Committee be appointed, which motion prevailed.

Rep. Tweten moved that the House do not concur in the Senate amendments to House Bill No. 125, and that a Conference Committee be appointed, which motion prevailed.

Rep. Halcrow moved that the House do not concur in the Senate amendments to House Bill No. 213, and that a Conference Committee be appointed, which motion prevailed.

Rep. Burke moved that the House concur in the Senate amendments to House Bill No. 431, which motion prevailed.

Rep. Burke moved that the rules be suspended, and House Bill No. 431 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 431. A Bill for an Act requiring consent before land is posted for hunting.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate the roll was called and there were ayes, 77; nays, 11; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|--------------|
| Aafedt | Dornacker | Hougen | Peterson, J. |
| Aamoth | Eagles | Jenkins | Peterson, R. |
| Aas | Emerson | Johnson, K. | Powers |
| Anderson | Erickson, K. | Jones | Register |
| Atkinson | Freeman | Kelsch | Rivinius |
| Austin | Froelich | Kingsbury | Rundle |
| Backes | Gackle | Knudson | Sandness |
| Belter | Ganser | Kuehn | Seibel |
| Berg | Glaspey | Lang | Stoltenow |
| Bernabucci | Goodman | Larson, G. | Stone |
| Bier | Grant | Larson, L. | Streibel |
| Boustead | Halcrow | Leibhan | Strinden |
| Bunker | Haugland | Lillehaugen | Tweten |
| Burke | Henning | Linderman | Wagner |
| Connolly | Hensrud | Matheny | Welder |
| Dahl | Hentges | Metzger | Wells |
| Davis | Hickle | Miedema | White |
| Dawson | Hilleboe | Moquist | Wilkie |
| DeKrey | Hoghaug | Olienyk | Mr. Speaker |
| Diehl | | | |

Those voting in the negative were:

| | | | |
|---------|----------|-------------|----------|
| Boyum | Lundene | Simonson | Thompson |
| Bullis | Opedahl | Solberg, I. | Weber |
| Hoffner | Sanstead | Swedlund | |

Absent and not voting:

| | | | |
|--------------|----------|----------|-------------|
| Dick | Link | Reimers | Solberg, O. |
| Erickson, W. | McDonald | Schaffer | Thorsgard |
| Giffey | Mueller | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Sandness moved that the House concur in the Senate amendments to House Bill No. 42, which motion prevailed.

Rep. Sandness moved that the rules be suspended, and House Bill No. 42 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 42. A Bill for an Act relating to the disposal of surplus chairs from the house and senate chambers and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Jenkins | Register |
| Aamoth | Eagles | Johnson, K. | Rivinius |
| Aas | Emerson | Kelsch | Rundle |
| Anderson | Erickson, K. | Kingsbury | Sandness |
| Atkinson | Freeman | Knudson | Sanstead |
| Austin | Froelich | Kuehn | Seibel |
| Backes | Gackle | Lang | Simonson |
| Belter | Ganser | Larson, G. | Solberg, I. |
| Berg | Giffey | Larson, L. | Stoltenow |
| Bernabucci | Glaspey | Leibhan | Stone |
| Bier | Goodman | Lillehaugen | Streibel |
| Boustead | Grant | Linderman | Strinden |
| Boyum | Halcrow | Lundene | Swedlund |
| Bullis | Haugland | Matheny | Thompson |
| Bunker | Henning | Metzger | Tweten |
| Burke | Hensrud | Miedema | Wagner |
| Connolly | Hentges | Moquist | Weber |
| Dahl | Hickle | Olienyk | Welder |
| Davis | Hilleboe | Opedahl | Wells |
| Dawson | Hoffner | Peterson, J. | White |
| DeKrey | Hoghaug | Peterson, R. | Wilkie |
| Diehl | Hougen | Powers | Mr. Speaker |

Absent and not voting:

| | | | |
|--------------|----------|----------|-------------|
| Dick | Link | Reimers | Solberg, O. |
| Erickson, W. | McDonald | Schaffer | Thorsgard |
| Jones | Mueller | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 96, which motion prevailed.

Rep. Dornacker moved that the rules be suspended, and House Bill No. 96 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 96. A Bill for an Act to amend and reenact subsection 4 of section 57-02-01 of the North Dakota Century Code, relating to the definition of "true and full value".

Was read the second time.

Rep. Dahl moved that House Bill No. 96 be laid over one legislative day, which motion failed.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 60; nays, 28; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Diehl | Hilleboe | Powers |
| Aamoth | Dornacker | Hoffner | Register |
| Aas | Erickson, K. | Hougen | Rivinius |
| Anderson | Freeman | Jenkins | Sandness |
| Austin | Gackle | Johnson, K. | Sanstead |
| Backes | Ganser | Kingsbury | Schaffer |
| Belter | Giffey | Knudson | Seibel |
| Bier | Glaspay | Larson, G. | Stoltenow |
| Bullis | Goodman | Larson, L. | Stone |
| Bunker | Grant | Leibhan | Streibel |
| Connolly | Haugland | Lillehaugen | Tweten |
| Dahl | Henning | Linderman | Weber |
| Davis | Hensrud | Lundene | Wells |
| Dawson | Hentges | Olienyk | Wilkie |
| DeKrey | Hickle | Opedahl | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|----------|--------------|-------------|
| Atkinson | Emerson | Lang | Rundle |
| Berg | Froelich | Matheny | Simonson |
| Bernabucci | Halcrow | Metzger | Solberg, I. |
| Boustead | Hoghaug | Moquist | Swedlund |
| Boyum | Jones | Mueller | Wagner |
| Burke | Kelsch | Peterson, J. | Welder |
| Eagles | Kuehn | Peterson, R. | White |

Absent and not voting:

| | | | |
|--------------|----------|-------------|-----------|
| Dick | McDonald | Solberg, O. | Thompson |
| Erickson, W. | Miedema | Strinden | Thorsgard |
| Link | Reimers | | |

So the bill passed and the title was agreed to.

CONSIDERATION OF SENATE MESSAGES

Speaker E. Johnson announced the following Conference Committees to meet with like committees from the Senate:

House Bill No. 213

Rep. Metzger

Rep. Stone

Rep. Swedlund

House Bill No. 322

Rep. R. Peterson

Rep. Atkinson

Rep. Wilkie

House Bill No. 125

Rep. Tweten

Rep. Wagner

Rep. Linderman

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 45 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

REP. BURKE, Vice Chairman

Rep. Glaspay moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 409 has had the same under consideration and recommends that the same be amended as follows:

In line 143 of the engrossed bill after the word "or" and before the word "as" insert the words "such administrative divisions"

In line 154 delete everything after the word "Act"

Delete all of line 155

Delete all of line 156

In line 157 delete everything except the period

And renumber the lines accordingly.

And then returns the bill without recommendation.

REP. BURKE, Vice Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 417 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the words "EMINENT DOMAIN" and insert in lieu thereof the words "THE UNITED STATES OF AMERICA"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURKE, Vice Chairman

Rep. Diehl moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 418 has had the same under consideration and recommends that the same be amended as follows:

In line 13 after the word "be" and before the word "assigned" insert the word "temporarily"; delete the words "only upon" and insert in lieu thereof the words "for such term and upon such conditions as are approved"

In line 14 delete the word "approval"; delete the words "engineer of an" and insert in lieu thereof the words "water commission upon"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BURKE, Vice Chairman

Rep. Emerson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 419 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BURKE, Vice Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Stone moved that the remarks of Rep. Atkinson on Senate Bill No. 466 be placed in the Journal, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 223

Senate Bill No. 312

Senate Bill No. 394

Senate Bill No. 403

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 62
 Senate Bill No. 88
 Senate Bill No. 106
 Senate Bill No. 184
 Senate Bill No. 225
 Senate Bill No. 226
 Senate Bill No. 261
 Senate Bill No. 268
 Senate Bill No. 275
 Senate Bill No. 277
 Senate Bill No. 283
 Senate Bill No. 286
 Senate Bill No. 287
 Senate Bill No. 288
 Senate Bill No. 291
 Senate Bill No. 299
 Senate Bill No. 326
 Senate Bill No. 329
 Senate Bill No. 446
 Senate Bill No. 472
 Senate Concurrent Resolution No. 65

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 160

And find the same correctly Engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign House Bill No. 160

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 160

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 160

Which the President has signed.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand at ease, subject to the call of the chair, which motion prevailed.

House reconvened with Speaker E. Johnson presiding.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 279

Senate Bill No. 304

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 42

House Bill No. 45

House Bill No. 96

House Bill No. 431

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 108

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bills Nos. 125 and 322 and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

House Bill No. 125

Rep. Tweten

Rep. Wagner

Rep. Linderman

House Bill No. 322

Rep. Robert Peterson

Rep. Atkinson

Rep. Wilkie

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 213 and the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

Rep. Metzger

Rep. Stone

Rep. Swedlund

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 160

Was delivered to the Governor for his approval at the hour of 2:55 o'clock P.M., March 8, 1969.

REP. GANSER, Chairman

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 79

Senate Bill No. 130

Senate Bill No. 152
 Senate Bill No. 173
 Senate Bill No. 175
 Senate Bill No. 224
 Senate Bill No. 309
 Senate Bill No. 324
 Senate Bill No. 328
 Senate Bill No. 370
 Senate Bill No. 389
 Senate Bill No. 413
 Senate Bill No. 441

Senate Concurrent Resolution No. 17

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 41 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 75 has had the same under consideration and recommends that the same be amended as follows:

On the engrossed bill delete everything following "A BILL" and insert in lieu thereof the following language

"Introduced by Senator Longmire

For an Act to create and enact Section 31-01-06.1 of the North Dakota Century Code providing immunity for counselors of school pupils from the disclosure of privileged information.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) Section 31-01-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

Section 31-01-06.1 COUNSELORS SHALL BE IMMUNE FROM DISCLOSING INFORMATION GIVEN BY PUPILS.) For the purpose of counseling in a school system, any elementary or secondary school counselor possessing a valid North Dakota guidance credential from the department of public instruction, and who has been duly appointed a counselor for a school system by its proper authority, shall be legally immune from disclosing any privileged or confidential communication made to such counselor in a counseling interview. Such communication shall be disclosed when requested by the counselee."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Hougen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 116 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 200 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 314 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 347 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 444 has had the same under consideration and recommends that the same do pass, and then be re-referred to the Appropriations Committee.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 445 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution No. 5 has had the same under consideration and recommends that the same be amended as follows:

On line 4 delete the word "primary" and insert in lieu thereof the word "general" and delete the word "September"

On line 6 delete the period and insert in lieu thereof the following language " , provided however that this proposed amendment shall not be submitted at said election in the event the people by election shall have called for a constitutional convention prior to such general election in 1970"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Pursuant to the motion of Rep. Stone, the following remarks of Rep. Atkinson are to be printed in the Journal:

Rep. Atkinson:

"Mr. Speaker and Members of the House:

"As the father of seven children, I can fully understand and feel strongly, as does Rep. Stone, a deep concern over the availability of obscene literature and the effect it can have on our young people. However, as Subcommittee Chairman of the Social Welfare Committee which worked on this bill, I feel that I should explain the problems that were encountered in connection with Senate Bill No. 466.

"If we choose to place this bill on the calendar for final action, we will not be debating the question of obscene literature. Our North Dakota laws today cover this subject in considerable detail, and the specific laws involved are those to which reference is made in the title of Senate Bill No. 466. These laws have been tested at local levels by criminal prosecutions, and the present laws have been found to be effective when used. However, the laws that we have today in North Dakota will be truly effective only if local concerned citizens are willing to request their enforcement.

"Rep. Wagner has explained many of the legal difficulties involved in Senate Bill No. 466. As he mentioned, the original bill was completely re-written by the Senate. Before the first hearing by the House Social Welfare Committee, three legal-sized pages of proposed amendments had been agreed upon by various interested parties and were presented at the hearing. Several other proposed amendments were considered, and in the week just past, many other problems in the drafting of the bill have been brought to our attention.

"There is probably no field of law in our country today in which there is more uncertainty than the law dealing with obscene matter. Practically every state Supreme Court and our United States Supreme Court have issued decisions on the subject, and these decisions are by no means of a uniform result. Our Subcommittee heard the views of many fine attorneys who were not representing any interested parties, as well as the thought of both those favoring and questioning the bill. It is the opinion of most attorneys that Senate Bill No. 466 raises serious legal questions which could only be resolved by court tests. It was also the opinion of many that our present North Dakota laws are adequate.

"Senate Bill No. 466 would repeal all of our present North Dakota laws on the subject. We felt that we have some understanding of our laws which are in effect today and have been able to depend on them for prosecution where it has been requested. If Senate Bill No. 466 were adopted, we would not know whether we would have an enforceable law. It would be entering an area of uncertainty from one which is reasonably clear today.

"In the committee's opinion, the people of our state and, in particular, our young citizens are better protected by those laws presently existing than by a law of uncertain nature.

"It was for these reasons that the committee has recommended indefinite postponement.

"A federal study of the need for federal legislation is now being completed, and it is quite likely that some federal legislation will be enacted dealing with the interstate shipment of obscene materials. This will certainly help the problem. However, the real control over this most important subject lies with each of us in our communities, and in our seeing that complaints are filed and prosecutions are pursued wherever and whenever the conditions so warrant."

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed a

Conference Committee on House Bill No. 125

Senator Sorlie
Senator Melland
Senator Litten

Conference Committee on House Bill No. 213

Senator Nething
Senator Lowe
Senator Van Horn

Conference Committee on House Bill No. 322

Senator Freed
Senator Holand
Senator Litten

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to:

Senate Bill No. 32
Senate Bill No. 68
Senate Bill No. 202

Refused to concur in the House amendment to Senate Bill No. 23 and the President has appointed as a conference committee to act with a like committee from the House,

Senator Litten
Senator Kelly
Senator L. Larson

LEO LEIDHOLM, Secretary

Speaker Johnson announced that the House will stand at ease to the call of the chair.

ROY GILBREATH, Chief Clerk



FIFTY-THIRD DAY AFTER RECESS AND
FIFTY-FOURTH DAY

Bismarck, March 10, 1969

The House reconvened, pursuant to the call of the chair, with Speaker E. Johnson presiding.

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 40

House Bill No. 194

And find the same correctly Engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 43

House Bill No. 126

House Bill No. 128

House Bill No. 138

House Bill No. 144

House Bill No. 150

House Bill No. 153

House Bill No. 161

House Bill No. 166

House Bill No. 167

House Bill No. 179

House Bill No. 181

House Bill No. 212

House Bill No. 214

House Bill No. 221

House Bill No. 222

House Bill No. 240

House Bill No. 241

House Bill No. 243

House Bill No. 247

House Bill No. 257

House Bill No. 269

House Bill No. 277

House Bill No. 287

House Bill No. 298

House Bill No. 311

House Bill No. 315

House Bill No. 334

House Bill No. 337

House Bill No. 339

House Bill No. 344

House Bill No. 356

House Bill No. 445
 House Bill No. 489
 House Bill No. 490
 House Bill No. 497

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 56
 House Bill No. 75
 House Bill No. 132
 House Bill No. 178

And find the same correctly Re-engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 48
 House Bill No. 126
 House Bill No. 128
 House Bill No. 138
 House Bill No. 144
 House Bill No. 150
 House Bill No. 153
 House Bill No. 161
 House Bill No. 166
 House Bill No. 167
 House Bill No. 179
 House Bill No. 181
 House Bill No. 212
 House Bill No. 214
 House Bill No. 221
 House Bill No. 222
 House Bill No. 240
 House Bill No. 241
 House Bill No. 243
 House Bill No. 247
 House Bill No. 257
 House Bill No. 269
 House Bill No. 277
 House Bill No. 287
 House Bill No. 298
 House Bill No. 311
 House Bill No. 315
 House Bill No. 334
 House Bill No. 337
 House Bill No. 339
 House Bill No. 344
 House Bill No. 356
 House Bill No. 445
 House Bill No. 489
 House Bill No. 490
 House Bill No. 497
 House Bill No. 40
 House Bill No. 56
 House Bill No. 75
 House Bill No. 132

House Bill No. 178

House Bill No. 194

And the Speaker signed the same in the presence of the House of Representatives.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 29 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the engrossed bill after the word "of" delete the sum \$10,000.00 and in lieu thereof insert the sum \$20,000.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The amount was amended to \$20,000.00 in order that sufficient funds be provided to carry out the original intent of the law.

REP. MUELLER, Chairman

Rep. Diehl moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 40 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 350 has had the same under consideration and recommends that the same be amended as follows:

In line 74 of the engrossed bill after the word "liquor" insert a comma and the words "a narcotic" and after the word "a" delete the word "narcotic"

In line 117 delete the word "ten" and insert the word "eleven" in lieu thereof.

In line 701 delete the words "social service" and insert the word "welfare" in lieu thereof

In line 726 delete the words "social service" and insert the word "welfare" in lieu thereof

In line 826 after the word "years" insert the following " , excluding any period of time the child is on parole from the institution,"

In line 830 delete the word "of"

In line 831 delete the words and comma "a party,"

In line 1043 delete the word "tate" and insert the word "state" in lieu thereof

In line 1088 delete the words "North Dakota department"

In line 1089 delete the words "of social services" and insert "public welfare board" in lieu thereof

In line 1322 delete the triple parentheses around the word "WELFARE" and delete the words "SOCIAL SERVICE"

In line 1323 delete the triple parentheses around the word "welfare"

In line 1324 delete the words "social service"

In line 1330 delete triple parentheses around the word "welfare" and delete the words "social service"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 447 has had the same under consideration and recommends that the same be amended as follows:

On line 1 of the title of the engrossed bill after the numerals "39-19-01" insert "and 39-19-03"

On line 4 of the title after the word "commission" and before the period insert the following "; and declaring an emergency"

On line 15 after the word "thereof" and before the period insert the following language "**or involving reciprocity between this state and any other state on matters relating to drivers licensing, financial responsibility, traffic law enforcement, vehicle sizes and weights and vehicle inspection**"

After line 25 insert the following language

"SECTION 2. AMENDMENT.) Section 39-19-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

39-19-03. RECIPROCAL USE OF HIGHWAYS.) No person shall operate a vehicle upon the highways of this state unless **the driver is licensed to operate a motor vehicle in this state or under a reciprocal agreement, arrangement or declaration, unless all appropriate fuel taxes have been paid or have been waived pursuant to a reciprocal agreement, arrangement or declaration, and** such vehicle is registered under the laws of this state, has paid the mile tax in lieu of registration, or has complied with the requirements of a reciprocity agreement, or declaration executed by the reciprocity commission in accordance with powers and authority delegated to the commission by law.

SECTION 3. EMERGENCY.) **This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 24 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Haugland moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 25 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Thompson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 37 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 38 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Thompson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 62 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 67 has had the same under consideration and returns same without recommendation.

REP. HILLEBOE, Chairman

Rep. Hickle moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Tweten moved that the House request the return of Senate Bill No. 13 to the House for the purpose of making a mechanical correction, which motion prevailed.

Rep. Streibel moved that the House request the return of Senate Bill No. 176 for the purpose of making a mechanical correction, which motion prevailed.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Vern Anderson, and Rep. Anderson was thereupon introduced to the House.

MOTIONS

Rep. Halcrow moved that the House reconsider its action by which House Bill No. 313 was lost, which motion prevailed.

Rep. Halcrow moved that House Bill No. 313 be placed on the calendar, which motion prevailed.

Rep. Bernabucci moved that the House reconsider the action by which the House refused to concur in the Senate amendments to House Bill No. 125, which motion failed.

Rep. Boustead moved that the House reconsider its action by which Senate Bill No. 46 was lost, which motion prevailed.

Rep. Boustead moved that Senate Bill No. 46 be placed on the calendar, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Concurrent Resolution No. 53 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Kuehn moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 57 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 125 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Hentges moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 386 has had the same under consideration and recommends that the same do pass.

REP. HAUGLAND, Chairman

Rep. Seibel moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 396 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 427 has had the same under consideration and recommends that the same be amended as follows:

In line 54 after the word "children" insert the following words: "and adults"

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. Atkinson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 455 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 164. A Bill for an Act to create and enact title 17 of the North Dakota Century Code, relating to certain consumer and other credit transactions and constituting the uniform consumer credit code; consolidating and revising certain aspects of the law relating to consumer and other loans, consumer and other sales of goods, services and interests in land, and consumer leases; revising the law relating to usury; regulating certain practices relating to insurance in consumer credit transactions; providing for administrative regulation of certain consumer credit transactions; making uniform the law with respect thereto; and repealing inconsistent legislation; to amend and reenact sections 6-01-01, relating to the authority of the commissioner of banking and financial institutions; 6-03-62, relating to interest on loans of a state banking association; 6-09-12, relating to the fixing of rates of interest by the industrial commission; 7-04-17, relating to the repayment of loans of a building and loan association; 28-22-14, relating to the exemption of property from execution; 28-25-11, relating to the exemption of earnings from execution; 32-09-01, relating to the right of a creditor to proceed by garnishment; 32-09-02, relating to the exemption of wages from garnishment; 41-09-16, relating to the priority of statutes in case of conflict; 47-14-01, relating to the definition of a loan of money; 47-14-05, relating to the rate of interest on legal indebtedness in the absence of contract; 47-14-06, relating to an annual rate when period not specified; and 47-14-08, relating to the deduction of interest in advance on a loan; to repeal sections 6-06-18, 7-02-04, 47-14-09, 47-14-10, and 47-14-11, and chapters 13-03, 13-04, 51-13, 51-14, and 51-15, of the North Dakota Century Code; providing a penalty; providing for an appropriation; and declaring an emergency; and providing for the effect of a referendum.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 39; nays, 59; absent and not voting, 0.

Those voting in the affirmative were:

| | | | |
|--------|---------|---------|-----------|
| Aafedt | Eagles | Jenkins | Stoltenow |
| Aamoth | Emerson | Kuehn | Stone |
| Aas | Gackle | Lang | Streibel |

| | | | |
|------------|----------|--------------|-------------|
| Anderson | Goodman | Larson, G. | Strinden |
| Atkinson | Henning | Matheny | Swedlund |
| Bernabucci | Hensrud | Miedema | Wagner |
| Boustead | Hentges | Peterson, R. | White |
| Boyum | Hilleboe | Powers | Wilkie |
| Bullis | Hoghaug | Register | Mr. Speaker |
| Bunker | Hougen | Seibel | |

Those voting in the negative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Austin | Erickson, W. | Knudson | Rivinius |
| Backes | Freeman | Larson, L. | Rundle |
| Belter | Froelich | Leibhan | Sandness |
| Berg | Ganser | Lillehaugen | Sanstead |
| Bier | Giffey | Linderman | Schaffer |
| Burke | Glaspey | Link | Simonson |
| Connolly | Grant | Lundene | Solberg, I. |
| Dahl | Halcrow | McDonald | Solberg, O. |
| Davis | Haugland | Metzger | Thompson |
| Dawson | Hickle | Moquist | Thorsgard |
| DeKrey | Hoffner | Mueller | Tweten |
| Dick | Johnson, K. | Olienyk | Weber |
| Diehl | Jones | Opedahl | Welder |
| Dornacker | Kelsch | Peterson, J. | Wells |
| Erickson, K. | Kingsbury | Reimers | |

So the bill lost.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 16
 House Bill No. 103
 House Bill No. 245
 House Bill No. 328

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 14
 House Bill No. 15
 House Bill No. 21
 House Bill No. 29
 House Bill No. 30
 House Bill No. 256
 House Bill No. 503
 House Bill No. 504

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 70
 Senate Concurrent Resolution No. 72
 Senate Concurrent Resolution No. 74

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 7
 House Bill No. 8
 House Bill No. 10
 House Bill No. 13
 House Bill No. 84

House Bill No. 99
 House Bill No. 151
 House Bill No. 266
 House Bill No. 271
 House Bill No. 280
 House Bill No. 381
 House Bill No. 440
 House Bill No. 453

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL NO. 7

In line 3 delete the figure "311,290.00" and insert in lieu thereof the figure "317,290.00"

In line 8 delete the figure "255,658.00" and insert in lieu thereof the figure "261,658.00"

In line 12 delete the figure "311,290.00" and insert in lieu thereof the figure "317,290.00"

In line 13 delete the figure "60,000.00" and insert in lieu thereof the figure "63,000.00"

In line 14 delete the figure "251,290.00" and insert in lieu thereof the figure "254,290.00"

In line 18 delete the figure "311,290.00" and insert in lieu thereof the figure "317,290.00"

Delete all of lines 22 through 34

AMENDMENTS TO HOUSE BILL NO. 8

In line 3 delete the figure "810,521.00" and insert in lieu thereof the figure "856,521.00"

In line 8 delete the figure "618,944.00" and insert in lieu thereof the figure "664,944.00"

In line 16 delete the figure 810,521.00" and insert in lieu thereof the figure "856,521.00"

In line 18 delete the figure "640,133.00" and insert in lieu thereof the figure "686,133.00"

In line 22 delete the figure "810,521.00" and insert in lieu thereof the figure "856,521.00"

In line 25 after the word "treasury" insert the following: "except that this SECTION shall not apply to federal funds estimated but not received"

Delete all of lines 26 through 38

Renumber accordingly

AMENDMENTS TO HOUSE BILL NO. 10

In line 4 delete the figure "2,861,816.00" and insert in lieu thereof the figure "2,824,816.00"

In line 8 delete the figure "2,213,716.00" and insert in lieu thereof the figure "2,164,716.00"

Between lines 10 and 11 insert the following: "10A Roof Repair \$12,000.00"

In line 12 delete the figure "2,861,816.00" and insert in lieu thereof the figure "2,824,816.00"

In line 14 delete the figure "2,677,116.00" and insert in lieu thereof the figure "2,640,116.00"

Delete all of lines 15 through 27

AMENDMENTS TO HOUSE BILL NO. 13

In line 3 delete the figure "1,679,594.00" and insert in lieu thereof the figure "1,645,694.00"

In line 9 delete the figure "244,800.00" and insert in lieu thereof the figure "235,900.00"

In line 10 delete the figure "293,000.00" and insert in lieu thereof the figure "268,000.00"

In line 12 delete the figure "1,679,594.00" and insert in lieu thereof the figure "1,645,694.00"

In line 14 delete the figure "1,625,244.00" and insert in lieu thereof the figure "1,591,344.00"

In line 18 delete the figure "1,679,594.00" and insert in lieu thereof the figure "1,645,694.00"

In line 6 delete the figure "1967" and insert in lieu thereof the figure "1969"

AMENDMENTS TO HOUSE BILL NO. 84

Delete all of line 4

In line 5 delete the following: "\$37,000.00 from the general fund in the state treasury,"

Delete all of line 13

Delete all of line 14

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 99

In line 49 delete the words "at the"

In line 50 delete the word "discretion" and insert in lieu thereof "the duty"

AMENDMENTS TO HOUSE BILL NO. 151

In line 17 of the first amendment after the first word "of" delete the words "fifty-five" and insert in lieu thereof "sixty"

In the first line of the title after the word "Act" insert the following: "to create and enact subsection 6 and"

In the second line of the title after the first word "to" delete the remainder of the line

Delete all of line three of the title and insert in lieu thereof: "bond authorization for school districts"

In line 5 of the bill after the comma insert the following: "except school districts,"

In line 6 delete the triple parentheses before the word "-six"

In line 7 delete the triple parentheses after the word "thirds" and delete the triple parentheses before the comma

In line 10 delete the triple parentheses after the comma

Delete lines 12 and 13 and insert in lieu thereof the following subsection:

"6. The school board of any school district may issue bonds of the municipality for the purposes and within the limitations specified by section 21-03-06, subsection 4, upon the authorization of fifty-five percent of the electors voting upon the question of such issue."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 266

In line 59 after the word "upon" delete the word "the" and insert in lieu thereof the word "an"

In line 60 after the word "property" insert the following: ", or upon any person present on the premises if an owner or possessor cannot reasonably be found"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 271

In line 206 following the word "court" delete the words "may order the transfer of the personal property or evidence of ownership thereof, as the same shall appear in the affidavit" and insert the following: "may, if it deems advisable and necessary, order a single publication of notice of petition for transfer of property of a deceased person, requiring claims thereon to be filed not later than twenty days following publication of such notice, and that upon expiration of such time period, or at the time of filing such application, as the court may direct, the court shall issue the order requiring payment of claims or distribution or transfer of such assets as may be proper under the circumstances."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 280

In line 2 of the title delete the word "radios" and insert in lieu thereof the word "communications"

In line 7 of the bill delete the word "radios" and insert in lieu thereof the word "communications"

AMENDMENTS TO HOUSE BILL NO. 381

In line 7 of the engrossed bill following the word "state" insert the words "because of proximity or terrain"

In line 16 following the word "terrain" delete the underlined comma and insert in lieu thereof the word "or"; and following the word and comma "proximity," delete the remainder of the line.

Delete lines 17 and 18

In line 19 delete the following: "a school in a bordering state,"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 440

In line 11 before the word "pursuant" insert the following:

"may appeal the rejection of the application for abatement or refund to the district court within thirty days from the date of the mailing of the notice of rejection or, in lieu thereof, the appellant"

In line 16 after the word "date" insert the following: "of the mailing of the notice"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 453

In line 22 delete the comma and the word "including"

Delete all of lines 23 thru 27

In line 28 delete the words "irrigation rights"

In line 30 delete the word "sixty" and insert in lieu thereof the word "fifty"

Delete all of line 31

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 40

House Bill No. 56

House Bill No. 75

House Bill No. 132

House Bill No. 178

House Bill No. 194

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Bier moved that the House concur in the Senate amendments to House Bill No. 99, which motion prevailed.

Rep. Bier moved that the rules be suspended, and House Bill No. 99 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 99. A Bill for an Act relating to the authority of the board of higher education to maintain law and order at and to regulate the use of the facilities of the state colleges and universities, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 67; nays, 29; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|------------|-----------|--------------|-------------|
| Aafedt | DeKrey | Johnson, K. | Powers |
| Aamoth | Dick | Jones | Register |
| Aas | Diehl | Knudson | Reimers |
| Atkinson | Dornacker | Lang | Rundle |
| Austin | Emerson | Larson, G. | Sandness |
| Belter | Freeman | Larson, L. | Schaffer |
| Berg | Gackle | Leibhan | Seibel |
| Bernabucci | Ganser | Lillehaugen | Stoltenow |
| Bier | Gaspey | Matheny | Stone |
| Boustead | Halcrow | McDonald | Streibel |
| Bullis | Henning | Metzger | Tweten |
| Bunker | Hentges | Miedema | Wagner |
| Burke | Hickle | Moquist | Weber |
| Connolly | Hilleboe | Mueller | Welder |
| Dahl | Hoghaug | Olienyk | White |
| Davis | Hougen | Peterson, J. | Mr. Speaker |
| Dawson | Jenkins | Peterson, R. | |

Those voting in the negative were:

| | | | |
|--------------|-----------|-----------|-------------|
| Anderson | Goodman | Linderman | Solberg, I. |
| Backes | Grant | Link | Solberg, O. |
| Boyum | Haugland | Lundene | Swedlund |
| Eagles | Hensrud | Opedahl | Thompson |
| Erickson, K. | Hoffner | Rivinius | Thorsgard |
| Erickson, W. | Kingsbury | Sanstead | Wells |
| Froelich | Kuehn | Simonson | Wilkie |
| Giffey | | | |

Absent and not voting:

Kelsch Strinden

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FOURTH DAY

Bismarck, March 10, 1969

The House convened at 2:00 p.m., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Gerald Harms, Bethel Lutheran Church, Bismarck.

Roll was called and all members were present.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-second Day After Recess and Fifty-third Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the amendments to Senate Bills Nos. 75, 409, 417 and 418, and Senate Concurrent Resolution No. 5, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 75 as recommended by the Committee on Judiciary as printed on page 1098 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to Senate Bill No. 409 as recommended by the Committee on Natural Resources as printed on page 1095 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to Senate Bill No. 417 as recommended by the Committee on Natural Resources as printed on page 1095 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to Senate Bill No. 418 as recommended by the Committee on Natural Resources as printed on page 1095 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Concurrent Resolution No. 5 as recommended by the Committee on Judiciary as printed on page 1099 of the House Journal be adopted, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 313. A Bill for an Act to amend and reenact section 24-08-03 of the North Dakota Century Code, relating to the supervision and repairs of bridges.

Was read the second time

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate the roll was called and there were ayes, 94; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Belter | Ganser | Leibhan | Simonson |
| Berg | Giffey | Lillehaugen | Solberg, I. |
| Bernabuoci | Glaspey | Linderman | Solberg, O. |
| Bier | Goodman | Link | Stoltenow |
| Boustead | Grant | Lundene | Stone |
| Boyum | Halcrow | Matheny | Streibel |
| Bullis | Haugland | McDonald | Strinden |
| Bunker | Henning | Metzger | Swedlund |
| Burke | Hensrud | Miedema | Thompson |
| Connolly | Hentges | Moquist | Thorsgard |
| Dahl | Hickle | Mueller | Tweten |
| Davis | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Powers | Wells |
| Diehl | Jenkins | Register | White |
| Dornacker | Johnson, K. | Reimers | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | Kelsch | | |

Those voting in the negative were:

Aafedt

Absent and not voting:

Backes Kingsbury Peterson, R.

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 307. A Bill for an Act to create a Board of Hearing Aid Dealers and Fitters to provide for licensure of persons who are dealers and fitters of hearing aids; to provide for the regulation

of dispensing and fitting of hearing aids to the public; and to provide for penalties and punishment for violation of this act.

Was read the second time.

Rep. Davis moved the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Gackle | Larson, G. | Sandness |
| Aas | Ganser | Larson, L. | Sanstead |
| Anderson | Giffey | Leibhan | Schaffer |
| Austin | Glaspey | Lillehaugen | Seibel |
| Backes | Goodman | Linderman | Simonson |
| Bier | Grant | Link | Solberg, O. |
| Boyum | Halcrow | Lundene | Stoltenow |
| Bullis | Haugland | Matheny | Stone |
| Bunker | Henning | McDonald | Streibel |
| Dahl | Hensrud | Miedema | Strinden |
| DeKrey | Hentges | Moquist | Swedlund |
| Dick | Hilleboe | Mueller | Thompson |
| Diehl | Hoffner | Olienyk | Thorsgard |
| Dornacker | Hoghaug | Opedahl | Tweten |
| Eagles | Hougen | Peterson, J. | Wagner |
| Emerson | Johnson, K. | Peterson, R. | Weber |
| Erickson, K. | Jones | Powers | Welder |
| Erickson, W. | Kelsch | Register | Wilkie |
| Freeman | Knudson | Reimers | Mr. Speaker |
| Froelich | Kuehn | Rivinius | |

Those voting in the negative were:

| | | | |
|----------|----------|-----------|---------|
| Aamoth | Boustead | Hickle | Metzger |
| Atkinson | Burke | Jenkins | Rundle |
| Belter | Connolly | Kingsbury | Wells |
| Berg | Davis | Lang | White |

Bernabucci

Absent and not voting:

Dawson Solberg, I.

So the bill passed and the title was agreed to.

Senate Bill No. 41. A Bill for an Act to amend and reenact section 32-15-22.1 of the North Dakota Century Code, relating to reimbursement for moving expenses pursuant to eminent domain proceedings.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Erickson, W. | Knudson | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Froelich | Larson, G. | Schaffer |
| Atkinson | Gackle | Larson, L. | Seibel |
| Austin | Ganser | Leibhan | Simonson |
| Backes | Giffey | Lillehaugen | Solberg, I. |
| Belter | Glaspey | Linderman | Solberg, O. |
| Berg | Goodman | Link | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Olienyk | Tweten |
| Dahl | Hilleboe | Opedahl | Wagner |
| Davis | Hoffner | Peterson, J. | Weber |
| Dawson | Hoghaug | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Dick | Jenkins | Register | White |
| Dornacker | Johnson, K. | Reimers | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | | | |
| Absent and not voting: | | | |
| Bier | Kelsch | Kuehn | Mueller |
| Diehl | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 116. A Bill for an Act to provide an exclusive remedy to a person convicted of or sentenced for a crime and prescribing the procedure subsequent to conviction for challenging the validity of the conviction or sentence.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Gackle | Lang | Sanstead |
| Austin | Ganser | Larson, G. | Seibel |
| Belter | Giffey | Larson, L. | Simonson |
| Berg | Glaspay | Leibhan | Solberg, I. |
| Bernabucci | Goodman | Lillehaugen | Solberg, O. |
| Bier | Grant | Linderman | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Register | Mr. Speaker |
| Emerson | Kelsch | Reimers | |

Absent and not voting:

| | | | |
|--------|----------|----------|--------|
| Aas | Dick | Link | Tweten |
| Backes | Froelich | Schaffer | |

So the bill passed and the title was agreed to.

Senate Bill No. 200. A Bill for an Act to amend and reenact subsection 3 of section 57-37-23 of the North Dakota Century Code, relating to the liability of beneficiaries for the estate tax imposed and the limitation of the general statutes of limitation as a bar to the collection of estate taxes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|----------|--------------|-------------|
| Aamoth | Freeman | Kingsbury | Register |
| Aas | Gackle | Knudson | Rivinius |
| Austin | Ganser | Kuehn | Sandness |
| Backes | Giffey | Lang | Schaffer |
| Belter | Glaspey | Larson, L. | Solberg, I. |
| Bier | Goodman | Leibhan | Solberg, O. |
| Boyum | Grant | Lillehaugen | Stoltenow |
| Bullis | Halcrow | Linderman | Stone |
| Bunker | Haugland | Link | Streibel |
| Dawson | Henning | Lundene | Strinden |
| DeKrey | Hensrud | Matheny | Swedlund |
| Dick | Hentges | McDonald | Thompson |
| Diehl | Hilleboe | Miedema | Weber |
| Dornacker | Hoffner | Moquist | Wells |
| Eagles | Hoghaug | Mueller | White |
| Emerson | Hougen | Opedahl | Wilkie |
| Erickson, K. | Jenkins | Peterson, R. | Mr. Speaker |
| Erickson, W. | Kelsch | Powers | |

Those voting in the negative were:

| | | | |
|------------|-------------|--------------|-----------|
| Aafedt | Connolly | Jones | Rundle |
| Anderson | Dahl | Larson, G. | Seibel |
| Berg | Davis | Metzger | Simonson |
| Bernabucci | Froelich | Olienyk | Thorsgard |
| Boustead | Hickle | Peterson, J. | Wagner |
| Burke | Johnson, K. | Reimers | Welder |

Absent and not voting:

| | | |
|----------|----------|--------|
| Atkinson | Sanstead | Tweten |
|----------|----------|--------|

So the bill passed and the title was agreed to.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Walter Dahlund, and Rep. Dahlund was thereupon introduced to the House.

SECOND READING OF A SENATE BILL

Senate Bill No. 314. A Bill for an Act to amend and reenact section 49-21-21 of the North Dakota Century Code, relating to fraudulent telecommunications, and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kingsbury | Reimers |
| Aamoth | Erickson, K. | Knudson | Rivinius |
| Aas | Erickson, W. | Kuehn | Rundle |
| Anderson | Freeman | Lang | Sandness |
| Austin | Froelich | Larson, G. | Sanstead |
| Backes | Gackle | Larson, L. | Schaffer |
| Belter | Ganser | Leibhan | Seibel |
| Berg | Giffey | Lillehaugen | Simonson |
| Bernabucci | Glaspey | Linderman | Solberg, O. |
| Bier | Goodman | Link | Stoltenow |
| Boustead | Grant | Lundene | Stone |
| Boyum | Halcrow | Matheny | Streibel |
| Bullis | Haugland | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Wagner |

| | | | |
|------------------------|-------------|--------------|-------------|
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hougen | Opedahl | Welder |
| DeKrey | Jenkins | Peterson, J. | Wells |
| Dick | Johnson, K. | Peterson, R. | White |
| Diehl | Jones | Powers | Wilkie |
| Dornacker | Kelsch | Register | Mr. Speaker |
| Eagles | | | |
| Absent and not voting: | | | |
| Atkinson | Hoghaug | Solberg, I. | Tweten |
| Henning | | | |

So the bill passed and the title was agreed to.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 100
 Senate Bill No. 174
 Senate Bill No. 223
 Senate Bill No. 394

Refused to concur in the Senate amendment to:

Senate Bill No. 312
 Senate Bill No. 403

And the President has appointed as a Conference Committee to act with a like committee from the House:

On Senate Bill No. 312

Senator Chesrown
 Senator Sands
 Senator Berube

On Senate Bill No. 403

Senator Holland
 Senator Freed
 Senator Goldberg

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 4
 Senate Bill No. 17
 Senate Bill No. 27
 Senate Bill No. 28
 Senate Bill No. 33
 Senate Bill No. 56
 Senate Bill No. 65
 Senate Bill No. 86
 Senate Bill No. 89
 Senate Bill No. 107
 Senate Bill No. 109
 Senate Bill No. 143
 Senate Bill No. 230
 Senate Bill No. 321
 Senate Bill No. 359
 Senate Bill No. 474

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 40
 House Bill No. 56
 House Bill No. 75

House Bill No. 132
House Bill No. 178
House Bill No. 194

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 12
Senate Bill No. 16
Senate Bill No. 19
Senate Bill No. 39
Senate Bill No. 52
Senate Bill No. 60
Senate Bill No. 111
Senate Bill No. 183
Senate Bill No. 270
Senate Bill No. 308
Senate Bill No. 340
Senate Bill No. 379
Senate Bill No. 380
Senate Bill No. 381
Senate Bill No. 391
Senate Bill No. 392
Senate Bill No. 395
Senate Bill No. 397
Senate Bill No. 434

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 180
Senate Bill No. 263
Senate Bill No. 297
Senate Bill No. 466
Senate Concurrent Resolution No. 11

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 5
Senate Bill No. 15
Senate Bill No. 24
Senate Bill No. 78
Senate Bill No. 124
Senate Bill No. 250
Senate Bill No. 335
Senate Bill No. 364
Senate Bill No. 425

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit:

Senate Bill No. 260

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 511

House Concurrent Resolution No. 73

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed for fifteen minutes, which motion prevailed.

House reconvened with Speaker E. Johnson presiding.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 40
House Bill No. 56
House Bill No. 75
House Bill No. 132
House Bill No. 178
House Bill No. 194

Were delivered to the Governor for his approval at the hour of 3:35 o'clock P.M., March 10, 1969.

REP. GANSER, Chairman

SECOND READING OF SENATE BILLS

Senate Bill No. 347. A Bill for an Act to amend and reenact section 12-26-04 of the North Dakota Century Code, relating to the punishment for assault or assault and battery.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead, |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Moquist | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Dornacker | Kelsch | Register | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

Davis Froelich Jones

Absent and not voting:

Austin Mueller Swedlund Wilkie
Hilleboe Reimers

So the bill passed and the title was agreed to.

Senate Bill No. 445. A Bill for an Act to amend and reenact subsection 5 of section 39-20-07 of the North Dakota Century Code, re-

lating to field inspection of breath testing devices under the supervision of the state toxicologist.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 89; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rivinius |
| Aamoth | Erickson, W. | Kuehn | Sandness |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Froelich | Larson, G. | Schaffer |
| Atkinson | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Dahl | Hoffner | Olienyk | Tweten |
| Davis | Hoghaug | Opedahl | Wagner |
| Dawson | Hougen | Peterson, J. | Weber |
| DeKrey | Jenkins | Peterson, R. | Welder |
| Dick | Jones | Powers | Wells |
| Diehl | Kelsch | Register | White |
| Eagles | Kingsbury | Reimers | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|-------|-----------|-------------|--------|
| Boyum | Dornacker | Johnson, K. | Rundle |
|-------|-----------|-------------|--------|

Absent and not voting:

| | | | |
|----------|----------|---------|--------|
| Austin | Hilleboe | Mueller | Wilkie |
| Haugland | | | |

So the bill passed and the title was agreed to.

Rep. Boustead moved that Senate Bill No. 46 be re-referred to the Committee on Industry and Business, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Committee on Delayed Bills; Reps. Streibel, Strinden, Link and Giffey introduced:

House Concurrent Resolution No. 74. A Concurrent Resolution providing for the retaining of certain employees of the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

Was read the first time.

MOTION

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 74 be not referred to committee, not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 74

Introduced by Committee on Delayed Bills: Representatives Streibel, Strinden, Link, Giffey, and Reimers.

A Concurrent Resolution providing for the retaining of certain employees of the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

1 WHEREAS, after termination of the Forty-first Legislative
2 Assembly it is necessary to complete and close all legislative
3 work, and

4 WHEREAS, in order to so complete and close such work it is
5 necessary to retain certain employees.

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

9 That the following employees from the House of Representatives
10 of the Forty-first Legislative Assembly be retained after the close
11 of session to complete legislative work:

12 Roy Gilbreath, Chief Clerk, be retained eight days;

13 Barbara King, Desk Reporter, four days;

14 Ernest Benser, Sergeant-at-Arms, four days;

15 E. A. Tough, Assistant Chief Clerk, five days;

16 Delano Wawers, Bill Clerk, four days;

17 Mavis Patchen, Chief Stenographer and Payroll Clerk, three days;

18 Shirley Shaw, Enrolling and Engrossing Clerk, five days;

19 Ruth Harter, Enrolling and Engrossing Clerk, five days;

19a Clara Wendt, Chief Page, three days;

20 Tom Tudor, Page, three days;

21 Mildred Ann Weishaar, Page, three days;

22 Enola Eck, Telephone Attendant, three days;

23 Sam Labrenz, Journal Room Clerk, four days;

24 Richard Wittmayer, Journal Room Clerk, four days;

25 Frieda Borth, Journal Proofreader, five days;

26 That the following employees from the Senate of the Forty-
27 first Legislative Assembly be retained after the close of session
28 to complete legislative work:

29 Leo Leidholm, Secretary, be retained eight days;

30 A. E. Bradley, Sergeant-at-Arms, four days;

31 Arthur Herk, Assistant Secretary, five days;

32 Richard H. Jagd, Assistant Sergeant-at-Arms, four days;

33 Vernon Asheim, Bill Clerk, four days;

34 Cora Essington, Chief Stenographer and Payroll Clerk, three days;

35 Lois J. Scherr, Chief Committee Clerk, three days;

36 Eunice Anderson, Enrolling and Engrossing Clerk, five days;

37 Marguerite Stenehjem, Enrolling and Engrossing Clerk, five days;

38 John Fibelstad, Bill Book Clerk, three days;

39 Fred Krause, Jr., Journal Room Clerk, four days;

40 Alta Harens, Journal Room Clerk, four days;

41 Marie Skjod, Journal Proofreader, five days;

42 BE IT FURTHER RESOLVED, that the above named employees
42a be

43 paid their regular rates of pay as specified as follows:

44 Roy Gilbreath, Chief Clerk, eight days at thirty-three dollars
45 per day;

46 Barbara King, Desk Reporter, four days at thirty-three dollars
47 per day;

48 Ernest Benser, Sergeant-at-Arms, four days at nineteen dollars
49 per day;

50 E. A. Tough, Assistant Chief Clerk, five days at twenty-five
51 dollars per day;

52 Delano Wawers, Bill Clerk, four days at twenty-two dollars per
53 day;

54 Mavis Patchen, Chief Stenographer and Payroll Clerk, three days
55 at twenty-four dollars per day;

56 Shirley Shaw, Enrolling and Engrossing Clerk, five days at
57 nineteen dollars per day;

58 Ruth Harter, Enrolling and Engrossing Clerk, five days at
59 nineteen dollars per day;

59a Clara Wendt, Chief Page, three days at eighteen dollars per day;

60 Tom Tudor, Page, three days at fifteen dollars per day;

61 Mildred Ann Weishaar, Page, three days at fifteen dollars per day;

62 Enola Eck, Telephone Attendant, three days at fifteen dollars per
 63 day;
 64 Sam Labrenz, Journal Room Clerk, four days at fifteen dollars per
 65 day;
 66 Richard Wittmayer, Journal Room Clerk, four days at fifteen
 66a dollars
 67 per day;
 68 Frieda Borth, Journal Proofreader, five days at nineteen dollars
 69 per day;
 70 Leo Leidholm, Secretary, eight days at thirty-three dollars per
 71 day;
 72 A. E. Bradley, Sergeant-at-Arms, four days at nineteen dollars
 73 per day;
 74 Arthur Herk, Assistant Secretary, five days at twenty-five dollars
 75 per day;
 76 Richard H. Jagd, Assistant Sergeant-at-Arms, four days at fifteen
 77 dollars per day;
 78 Vernon Asheim, Bill Clerk, four days at twenty-two dollars per
 79 day;
 80 Cora Essington, Chief Stenographer and Payroll Clerk, three days
 81 at twenty-four dollars per day;
 82 Lois J. Scherr, Chief Committee Clerk, three days at twenty-two
 83 dollars per day;
 84 Eunice Anderson, Enrolling and Engrossing Clerk, five days at
 85 nineteen dollars per day;
 86 Marguerite Stenehjelm, Enrolling and Engrossing Clerk, five days
 87 at nineteen dollars per day;
 88 John Fibelstad, Bill Book Clerk, three days at fifteen dollars
 89 per day;
 90 Fred Krause, Jr., Journal Room Chief, four days at sixteen dollars
 91 per day;
 92 Alta Harens, Journal Room Clerk, four days at fifteen dollars per
 93 day;
 94 Marie Skjod, Journal Proofreader, five days at nineteen dollars per
 95 day;
 96 and all of the above expenses are to be paid out of the pier diem
 97 employees fund of the Forty-first Legislative Assembly and paid
 98 when the respective claims are verified by the affidavits of said
 99 parties named herein at the completion of said work.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 74. A Concurrent Resolution providing for the retaining of certain employees of the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

Was read the second time.

Rep. Streibel moved the adoption of House Concurrent Resolution No. 74.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 95; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Aas | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Backes | Gackle | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bernabucci | Glaspey | Lillehaugen | Solberg, O. |
| Bier | Goodman | Linderman | Stoltenow |
| Boustead | Grant | Link | Stone |

| | | | |
|-----------|------------|--------------|-------------|
| Boyum | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Moquist | Tweten |
| Davis | Hilleboe | Mueller | Wagner |
| Dawson | Hoffner | Olienyk | Weber |
| DeKrey | Hoghaug | Opedahl | Welder |
| Dick | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K | Powers | Mr. Speaker |
| Eagles | Jones | Register | |

Absent and not voting:

Austin Schaffer Wilkie

So the House Concurrent Resolution was declared adopted.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Committee on Delayed Bills; Reps. Streibel, Strinden, Link, Giffey and Reimers introduced:

House Concurrent Resolution No. 75. A Concurrent Resolution urging Congress to give favorable consideration to United States Senate Bill No. 233 which appropriates federal funds for completion of the formal garden and erection of the peace tower at the International Peace Garden.

Was read the first time and referred to the committee on State and Federal Government.

Rep. Aamoth moved that the following remarks of Majority Leader, Rep. Streibel, be printed in the Journal, which motion prevailed.

Rep. Streibel:

"The 41st Legislative Assembly has tackled an all time high work load and will undoubtedly satisfy the needs of education, cities, highways and welfare.

"As we enter the final days of this session, I feel we should review our present fiscal status with regard to the general fund budget. If legislation that is still pending before either house of this legislature is adopted we will have accomplished the following:

- "1. Brought about the greatest transfer of tax responsibility in the history of our state by tax relief at the local level and the assumption of this responsibility at the state level. (includes — Foundation Program, Personal Property Tax Repeal, Welfare Program)
- "2. Increased state level expenditure commitments by \$58,000,000 (not including gas tax, cigarette tax) which is \$3,000,000 more than the entire general fund expenditures of the first session I served in, 1957.
- "3. We will continue a policy established in 1961, when all so-called dedicated funds were jack-potted into the General Fund, of providing a cushion to facilitate a balanced Executive Budget for 1971 with no new taxes. Three factors have generally brought this about:
 - a. Conservative revenue estimates
 - b. Conservative General Fund Transfers
 - c. Excess revenue in new tax applications or reform measures (H. B. 97 — S.B. 137)
- "4. Education will call for approximately 63¢ out of every tax dollar we appropriate. A question each of us must ask ourselves at this juncture of the 41st Assembly is, "what is the proper allocation with regard to our table of priority needs?" Upon examination we find primary and secondary education

supported by the state at 46% of the average per pupil cost. Above grade twelve the state support rises to 70% of the average pupil cost.

- "5. Future commitments for the general fund in the basic areas of state responsibility, namely education and welfare, outdistance our potential revenue projections. Our growth factor does not parallel our commitment factor.
- "6. We will have called upon the following tax sources for additional revenue support:
- a. Real Estate
 - b. Income Tax
 - c. Sales Tax — broadening
 - d. Sales Tax increase
 - e. Cigarette and Liquor
 - f. Gasoline

"My purpose in presenting this review at this point in our session is an attempt to focus the thinking on the over-all fiscal picture, rather than its individual parts or fragments, and project future demands with anticipated resources."

CONSIDERATION OF SENATE MESSAGES

Speaker E. Johnson announced the following Conference Committees to meet with like committees from the Senate:

- Senate Bill No. 23
Rep. Freeman
Rep. J. Peterson
Rep. Opedahl
- Senate Bill No. 312
Rep. Aafedt
Rep. Kuehn
Rep. Glaspey
- Senate Bill No. 403
Rep. Emerson
Rep. Hoghaug
Rep. Grant

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 99.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit:

- House Bill No. 48
House Bill No. 126
House Bill No. 128
House Bill No. 138
House Bill No. 144
House Bill No. 150
House Bill No. 153
House Bill No. 161
House Bill No. 166
House Bill No. 167
House Bill No. 179
House Bill No. 181
House Bill No. 212
House Bill No. 214
House Bill No. 221
House Bill No. 222
House Bill No. 240
House Bill No. 241
House Bill No. 243

House Bill No. 247
 House Bill No. 257
 House Bill No. 269
 House Bill No. 277
 House Bill No. 287
 House Bill No. 298
 House Bill No. 311
 House Bill No. 315
 House Bill No. 334
 House Bill No. 337
 House Bill No. 339
 House Bill No. 344
 House Bill No. 356
 House Bill No. 445
 House Bill No. 489
 House Bill No. 490
 House Bill No. 497

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 99

And find the same correctly Engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 99

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 99

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

House Bill No. 99

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 99

Was delivered to the Governor for his approval at the hour of 4:25 o'clock P.M., March 10, 1969.

REP. GANSER, Chairman

Rep. Streibel moved that the House stand recessed until 1:00 P.M., March 11, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FOURTH DAY AFTER RECESS AND
FIFTY-FIFTH DAY

Bismarck, March 11, 1969

The House reconvened, pursuant to recess taken, with Speaker E. Johnson presiding.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 48
House Bill No. 126
House Bill No. 128
House Bill No. 138
House Bill No. 144
House Bill No. 150
House Bill No. 153
House Bill No. 161
House Bill No. 166
House Bill No. 167
House Bill No. 179
House Bill No. 181
House Bill No. 212
House Bill No. 214
House Bill No. 221
House Bill No. 222
House Bill No. 240
House Bill No. 241
House Bill No. 243
House Bill No. 247
House Bill No. 257
House Bill No. 269
House Bill No. 277
House Bill No. 287
House Bill No. 298
House Bill No. 311
House Bill No. 315
House Bill No. 334
House Bill No. 337
House Bill No. 339
House Bill No. 344
House Bill No. 356
House Bill No. 445
House Bill No. 489
House Bill No. 490
House Bill No. 497

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 48
House Bill No. 126
House Bill No. 128
House Bill No. 138
House Bill No. 144
House Bill No. 150
House Bill No. 153
House Bill No. 161
House Bill No. 166
House Bill No. 167
House Bill No. 179
House Bill No. 181
House Bill No. 212
House Bill No. 214
House Bill No. 221
House Bill No. 222
House Bill No. 240
House Bill No. 241
House Bill No. 243
House Bill No. 247
House Bill No. 257
House Bill No. 269
House Bill No. 277
House Bill No. 287
House Bill No. 298
House Bill No. 311
House Bill No. 315
House Bill No. 334
House Bill No. 337
House Bill No. 339
House Bill No. 344
House Bill No. 356
House Bill No. 445
House Bill No. 489
House Bill No. 490
House Bill No. 497

Were delivered to the Governor for his approval at the hour of 9:45 o'clock a.m., March 11, 1969.

REP. GANSER, Chairman

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 195
Senate Bill No. 203
Senate Bill No. 207
Senate Bill No. 209
Senate Bill No. 213
Senate Bill No. 233
Senate Bill No. 264
Senate Bill No. 265
Senate Bill No. 269
Senate Bill No. 273
Senate Bill No. 282
Senate Bill No. 290
Senate Bill No. 292
Senate Bill No. 319
Senate Bill No. 339
Senate Bill No. 358
Senate Bill No. 79
Senate Bill No. 130

Senate Bill No. 152
 Senate Bill No. 173
 Senate Bill No. 175
 Senate Bill No. 224
 Senate Bill No. 309
 Senate Bill No. 324
 Senate Bill No. 328
 Senate Bill No. 369
 Senate Bill No. 370
 Senate Bill No. 389
 Senate Bill No. 413
 Senate Bill No. 415
 Senate Bill No. 437
 Senate Bill No. 441
 Senate Bill No. 456
 Senate Bill No. 4
 Senate Bill No. 17
 Senate Bill No. 27
 Senate Bill No. 28
 Senate Bill No. 33
 Senate Bill No. 56
 Senate Bill No. 65
 Senate Bill No. 86
 Senate Bill No. 89
 Senate Bill No. 107
 Senate Bill No. 109
 Senate Bill No. 143
 Senate Bill No. 230
 Senate Bill No. 321
 Senate Bill No. 359
 Senate Bill No. 474
 Senate Concurrent Resolution No. 17

And the Speaker signed the same in the presence of the House of Representatives.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 22 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill after the words "the sum of" delete the sum \$562,065.00 and in lieu thereof insert the sum \$600,620.00.

Line 7 delete the sum \$130,615.00 and in lieu thereof insert the sum \$135,000.00.

Line 8 delete the sum \$306,400.00 and in lieu thereof insert the sum \$338,520.00.

Line 9 delete the sum \$30,550.00 and in lieu thereof insert the sum \$30,600.00.

Line 10 delete the sum \$2,000.00 and in lieu thereof insert the sum \$4,000.00.

Line 15 delete the sum \$562,065.00 and in lieu thereof insert the sum \$600,620.00.

After line 15, add a new section, as follows:

"SECTION 2. INTENT.) \$25,000.00 was included in the wheat commission budget category of fees and services to be used for a rate study. In the event that a lesser amount is expended for such study, the difference shall be returned to the wheat commission fund on June 30, 1971."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Funds are provided for the additional workload to help carry out the freight rate study. \$25,000.00 was put into fees and services to be used for the freight rate study in North Dakota.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 26 has had the same under consideration and recommends that the same be amended as follows:

Delete all of Section 1, lines 1 to 6, inclusive, and in lieu thereof insert the following:

"SECTION 1. APPROPRIATION.) There is hereby appropriated the sum of \$2,000,000.00 from federal funds available to North Dakota under the Omnibus Crime Control and Safe Streets Act and the Juvenile Delinquency Prevention and Control Act and the sum of \$10,000.00 out of the state general fund, or so much thereof as may be necessary for administering the provisions of Chapter 12-61 of the North Dakota Century Code, for the biennium beginning July 1, 1969, and ending June 30, 1971, to wit:.....

| | |
|---|-----------------------|
| Salaries and wages | \$ 225,000.00 |
| Fees and services | 85,000.00 |
| Supplies, materials and equipment | 100,000.00 |
| Grants, benefits and claims | 1,600,000.00 |
| Total for the biennium | \$2,010,000.00 |
| Less estimated income | 2,000,000.00 |
| Total general fund | \$ 10,000.00 |

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of the legislature to set up a budgetary process for this appropriation and to include anticipated federal funds.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 95 has had the same under consideration and recommends that the same do pass.

REP. SCHAFFER, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 232 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 432 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 469 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the amendments to Senate Bills Nos. 29, 350, 427 and 447, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 29 as recommended by the Committee on Appropriations as printed on page 1105 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 350 as recommended by the Committee on Judiciary as printed on page 1105 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 427 as recommended by the Committee on Judiciary as printed on page 1108 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 447 as recommended by the Committee on Judiciary as printed on page 1106 of the House Journal be adopted, which motion prevailed.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Christ Hilleboe, and Rep. Hilleboe was thereupon introduced to the House.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Harry H. Heller, and Rep. Heller was thereupon introduced to the House.

Rep. Streibel moved that the House reconsider the action by which it adopted House Concurrent Resolutions Nos. 2, 4, 6, 7, 8, 9, 15, 17, 30, 34, 39, 43, 47, 51, 53, 56, 69, 71 and 72, and that they be placed on the Fifth Order of Business, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 2 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 4 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 6 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 7 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 8 have had the same under consideration and recommend that the same be indefinitely postponed.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 9 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 15 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 17 have had the same under consideration and recommend that the same be indefinitely postponed.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 30 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 34 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 39 have had the same under consideration and recommend that the same be indefinitely postponed.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 43 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 47 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 51 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 53 have had the same under consideration and recommend that the same be indefinitely postponed.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 56 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 69 have had the same under consideration and recommend that the same be indefinitely postponed.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 71 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred House Concurrent Resolution No. 72 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 75 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Burke moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred House Bill No. 510 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. McDonald moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 154 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 229 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 249 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 327 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 338 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Bernabucci moved that the report be adopted.

Rep. Gackle moved a substitute motion that Senate Bill No. 338 be placed on the calendar, which motion failed.

The question then was on the motion of Rep. Bernabucci to adopt the Committee report on Senate Bill No. 338, which motion prevailed, and Senate Bill No. 338 was indefinitely postponed.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 355 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 440 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the Engrossed Bill delete the words "negotiate the sale of" and insert in lieu thereof the following language: "sell at public sale at the price of not less than \$6,000.00"

Delete lines 9 through 13

In line 14 delete the words "and school lands."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 459 has had the same under consideration and recommends that the same be amended as follows:

In the engrossed bill delete all of lines 147 through 161
And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 473 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. Lundene moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 35 has had the same under consideration and recommends that the same do pass and be re-referred to the Committee on Appropriations.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted. Senate Bill No. 35 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 258 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 267 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Social Welfare to whom was referred Senate Bill No. 435 has had the same under consideration and recommends that the same be amended as follows:

In line 4 place triple parentheses before the word "compensation"

In line 15 place triple parentheses after the period and insert in lieu thereof the following language:

"COMPENSATION FOR CHILD-PLACING.) A child-placing agency in making an adoptive placement may be reimbursed by the adoptive couple for the cost of making the adoptive study of the home and the supervision and evaluation of any placement which may be made prior to the legal adoption. No couple shall be deprived of receiving a child for adoption on the basis of inability to pay any portion of such expense."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. HAUGLAND, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Speaker E. Johnson called Rep. Tweten to the chair to preside.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 8 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the engrossed bill, after the words "the sum of" delete the sum \$473,516.00 and in lieu thereof insert the sum \$313,516.00.

Line 10 delete the sum \$302,201.00 and in lieu thereof insert the sum \$142,201.00.

Line 13 delete the sum \$473,516.00 and in lieu thereof insert the sum \$313,516.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The amount in fees and services was reduced by reason of the passage of House Bill No. 355 which eliminates auction market fees to the livestock sanitary board.

REP. MUELLER, Chairman

Rep. Connolly moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 25 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Bullis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 34 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 38 has had the same under consideration and recommends that the same do pass and be re-referred to the Committee on Appropriations.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Senate Bill No. 38 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 51 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 242 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 274 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. O. Solberg moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 402 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Diehl moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Dick moved that the House reconsider the action by which Senate Bill No. 419 was indefinitely postponed, which motion prevailed.

Rep. Dick moved that Senate Bill No. 419 be re-referred to the Committee on Natural Resources, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-FIFTH DAY

Bismarck, March 11, 1969

The House convened at 2:00 P.M., with Rep. Tweten presiding.

Prayer was offered by Rev. Leonard Harbeson, Seventh Day Adventist Church, Bismarck.

Roll was called and all members were present except Reps. Dahl, Dawson, and E. Johnson.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-third Day After Recess and Fifty-fourth Day and recommends that the same be corrected as follows:

Page 1122, between lines numbered 19 and 20, insert the following: "Clara Wendt, Chief Page, three days;"

And between lines numbered 59 and 60, insert the following: "Clara Wendt, Chief Page, three days at eighteen dollars per day;"

Page 1113, line 35, delete the "." and insert in lieu thereof, "and the emergency clause was declared carried."

Page 1125, following line 36, insert the following: "House Chamber"

"Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 99.

"ROY GILBREATH, Chief Clerk"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

Rep. Connolly moved that the House reconsider the action on the Committee Report on Senate Bill No. 8, which motion prevailed.

Rep. Connolly moved that Senate Bill No. 8 be re-referred to the Committee on Appropriations, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

STATE OF NORTH DAKOTA

EXECUTIVE OFFICE

Bismarck, March 10, 1969

The Honorable Ernest Johnson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that I signed the following bills on Saturday, March 8, 1969:

House Bill No. 24
House Bill No. 27
House Bill No. 38

House Bill No. 41
 House Bill No. 44
 House Bill No. 52
 House Bill No. 58
 House Bill No. 69
 House Bill No. 71
 House Bill No. 73
 House Bill No. 77
 House Bill No. 80
 House Bill No. 87
 House Bill No. 115
 House Bill No. 119
 House Bill No. 122
 House Bill No. 129
 House Bill No. 140
 House Bill No. 141
 House Bill No. 142
 House Bill No. 145
 House Bill No. 184
 House Bill No. 193
 House Bill No. 199
 House Bill No. 202
 House Bill No. 228
 House Bill No. 278
 House Bill No. 307
 House Bill No. 309
 House Bill No. 310
 House Bill No. 391

Sincerely,
 WILLIAM L. GUY
 Governor

STATE OF NORTH DAKOTA
 Executive Office

Bismarck, March 10, 1969

The Honorable Ernest Johnson
 Speaker of the House
 House Chambers
 State Capitol
 Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that today I signed the following bills:

House Bill No. 39
 House Bill No. 98
 House Bill No. 113
 House Bill No. 133
 House Bill No. 231
 House Bill No. 273
 House Bill No. 316
 House Bill No. 446

Sincerely,
 WILLIAM L. GUY
 Governor

Speaker E. Johnson returned to the chair to preside.

SECOND READING OF SENATE BILLS

Senate Bill No. 57. A Bill for an Act to amend and reenact section 25-09-02 of the North Dakota Century Code, relating to charges to patients at the state hospital.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Rundle |
| Aamoth | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Moquist | Thorsgard |
| Connolly | Hickle | Mueller | Tweten |
| Davis | Hilleboe | Olienyk | Wagner |
| DeKrey | Hoffner | Opedahl | Weber |
| Dick | Hoghaug | Peterson, J. | Welder |
| Diehl | Hougen | Peterson, R. | Wells |
| Dornacker | Jenkins | Powers | White |
| Eagles | Johnson, K. | Register | Wilkie |
| Emerson | Jones | Reimers | Mr. Speaker |
| Erickson, K. | Kingsbury | Rivinius | |

Absent and not voting:

| | | | |
|--------|--------|---------|----------|
| Aas | Dahl | Kelsch | Strinden |
| Backes | Dawson | Miedema | |

So the bill passed and the title was agreed to.

Senate Bill No. 386. A Bill for an Act to amend and reenact sections 12-46-03, 12-46-04, 12-46-06, 12-46-09, 12-46-10, 12-46-10.1, 12-46-17, 12-46-18, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-07, 25-01.1, 54-23-01, and 54-23-29 of the North Dakota Century Code, transferring the control and administration of the North Dakota industrial school from the board of administration to the public welfare board of North Dakota, and sections 15-20-12, 15-20-13, 15-20-14, 15-20-15, 15-20-16, and 15-20-24 of the North Dakota Century Code, relating to vocational rehabilitation and its administration, and to repeal sections 12-46-07 and 54-23-22 of the North Dakota Century Code, relating to the North Dakota industrial school.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 53; nays, 40; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|--------------|----------|--------------|-------------|
| Aamoth | Froelich | Lang | Simonson |
| Anderson | Gackle | Larson, G. | Solberg, I. |
| Atkinson | Giffey | Link | Solberg, O. |
| Austin | Grant | Lundene | Stone |
| Backes | Haugland | McDonald | Streibel |
| Burke | Henning | Metzger | Strinden |
| Dick | Hensrud | Mueller | Swedlund |
| Diehl | Hilleboe | Olienyk | Thompson |
| Dornacker | Hoffner | Opedahl | Thorsgard |
| Eagles | Hougen | Peterson, J. | Wagner |
| Emerson | Kelsch | Sandness | Weber |
| Erickson, K. | Knudson | Sanstead | Wilkie |
| Erickson, W. | Kuehn | Seibel | Mr. Speaker |
| Freeman | | | |

Those voting in the negative were:

| | | | |
|------------|---------|--------------|-----------|
| Aafedt | Dawson | Johnson, K. | Powers |
| Belter | DeKrey | Jones | Register |
| Berg | Ganser | Kingsbury | Reimers |
| Bernabucci | Glaspey | Larson, L. | Rivinius |
| Bier | Goodman | Leibhan | Rundle |
| Boustead | Halcrow | Lillehaugen | Schaffer |
| Bullis | Hentges | Matheny | Stoltenow |
| Bunker | Hickle | Miedema | Welder |
| Connolly | Hoghaug | Moquist | Wells |
| Davis | Jenkins | Peterson, R. | White |

Absent and not voting:

| | | | |
|-------|------|-----------|--------|
| Aas | Dahl | Linderman | Tweten |
| Boyum | | | |

So the bill lost for want of a two-thirds majority.

Senate Bill No. 396. A Bill for an Act to amend and reenact subsection 4 of section 39-20-07 of the North Dakota Century Code, relating to method of measuring percent of weight of alcohol in the blood.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 83; nays, 6; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|----------|--------------|-------------|
| Aafedt | Froelich | Kuehn | Sandness |
| Anderson | Gackle | Lang | Sanstead |
| Austin | Ganser | Larson, G. | Schaffer |
| Backes | Giffey | Leibhan | Seibel |
| Belter | Glaspey | Lillehaugen | Simonson |
| Berg | Goodman | Link | Solberg, I. |
| Bernabucci | Grant | Lundene | Solberg, O. |
| Bier | Halcrow | Matheny | Stoltenow |
| Boustead | Haugland | McDonald | Stone |
| Bullis | Henning | Metzger | Streibel |
| Bunker | Hensrud | Miedema | Strinden |
| Burke | Hentges | Moquist | Swedlund |
| Connolly | Hickle | Mueller | Thompson |
| Davis | Hilleboe | Olienyk | Thorsgard |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Diehl | Hougen | Powers | Wells |
| Emerson | Jenkins | Register | White |
| Erickson, K. | Jones | Reimers | Wilkie |
| Erickson, W. | Kelsch | Rivinius | Mr. Speaker |
| Freeman | Knudson | Rundle | |

Those voting in the negative were:

| | | | |
|-----------|-----------|--------------|--------|
| Aamoth | Eagles | Peterson, J. | Wagner |
| Dornacker | Kingsbury | | |

Absent and not voting:

| | | | |
|----------|------|-------------|-----------|
| Aas | Dahl | Johnson, K. | Linderman |
| Atkinson | Dick | Larson, L. | Tweten |
| Boyum | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 455. A Bill for an Act to create and enact section 61-27-03.1 of the North Dakota Century Code, relating to license fees for motorboats; to amend and reenact section 57-02-08 by creating a new subsection thereto, section 61-27-02, and subsections 1, 3, and 7 of section 61-27-03 of the North Dakota Century Code, relating to property exempt from taxation, the licensing of all motorboats, annual fees for motorboats, and providing that such fees shall be in lieu of personal property taxes; and to repeal subsection

5 of section 61-27-05 of the North Dakota Century Code, relating to exemptions from the numbering of motorboats for identification purposes, and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 60; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------------|----------|----------|-------------|
| Aafedt | Gackle | Kuehn | Solberg, I. |
| Aamoth | Giffey | Lang | Solberg, O. |
| Atkinson | Goodman | Leibhan | Strinden |
| Bernabucci | Grant | Link | Swedlund |
| Boustead | Hentges | Lundene | Thompson |
| Connolly | Hilleboe | McDonald | White |
| Emerson | Hoffner | Metzger | Wilkie |
| Erickson, W. | Jones | Sanstead | |

Those voting in the negative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Anderson | Erickson, K. | Kingsbury | Rundle |
| Austin | Freeman | Knudson | Sandness |
| Belter | Froelich | Larson, G. | Schaffer |
| Berg | Ganser | Larson, L. | Seibel |
| Bier | Glaspey | Lillehaugen | Simonson |
| Bullis | Halcrow | Matheny | Stoltenow |
| Bunker | Haugland | Miedema | Stone |
| Burke | Henning | Moquist | Streibel |
| Davis | Hensrud | Olienyk | Thorsgard |
| Dawson | Hickle | Opedahl | Tweten |
| DeKrey | Hoghaug | Peterson, J. | Wagner |
| Dick | Hougen | Peterson, R. | Weber |
| Diehl | Jenkins | Powers | Welder |
| Dornacker | Johnson, K | Register | Wells |
| Eagles | Kelsch | Rivinius | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|-------|-----------|---------|
| Aas | Boyum | Linderman | Reimers |
| Backes | Dahl | Mueller | |

So the bill lost.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 24. A Concurrent Resolution for the amendment of section 82 of the Constitution of the state of North Dakota, relating to removing the term limitation on the eligibility of a person to seek the office of state treasurer.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Seibel |
| Austin | Gackle | Larson, G. | Simonson |
| Belter | Giffey | Larson, L. | Solberg, I. |
| Berg | Glaspey | Leibhan | Solberg, O. |
| Bernabucci | Goodman | Lillehaugen | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Davis | Hickle | Moquist | Tweten |
| Dawson | Hilleboe | Olienyk | Weber |
| DeKrey | Hoffner | Opedahl | Welder |
| Dick | Hoghaug | Peterson, J. | Wells |
| Diehl | Hougen | Powers | White |
| Dornacker | Jenkins | Register | Wilkie |
| Eagles | Johnson, K. | Rivinius | Mr. Speaker |
| Emerson | Jones | | |
| Absent and not voting: | | | |
| Aas | Dahl | Linderman | Reimers |
| Backes | Ganser | Mueller | Schaffer |
| Boyum | Kelsch | Peterson, R. | Wagner |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 25. A Concurrent Resolution expressing the policy of the state in its relations with tribal councils.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 37. A Concurrent Resolution dissolving the Medora Restoration Commission which was created by House Concurrent Resolution "U" in 1959 Legislative Session.

Was read the second time.

Rep. McDonald moved that the following remarks of Rep. Halcrow be printed in the Journal, which motion prevailed.

Rep. Halcrow:

"At this time I must voice the appreciation of the people of the State of North Dakota and the members of this Legislative Assembly to Mr. Harold Schaffer for the work he has done, for the amount he has invested and for the extreme interest he has shown in developing and restoring Medora, which has resulted in Medora becoming the greatest tourist attraction of our State. We hope he will continue to expand and develop this most important historic site."

Speaker Johnson ruled that the adoption of Senate Concurrent Resolution would require a recorded roll call vote.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 78; nays, 13; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Sandness |
| Aamoth | Freeman | Kuehn | Sanstead |
| Anderson | Gackle | Lang | Schaffer |
| Atkinson | Ganser | Larson, G. | Seibel |
| Austin | Goodman | Larson, L. | Simonson |
| Backes | Halcrow | Leibhan | Solberg, I. |
| Belter | Haugland | Lillehaugen | Solberg, O. |
| Berg | Henning | Lundene | Stoltenow |
| Bernabucci | Hensrud | Matheny | Stone |
| Bier | Hentges | Miedema | Streibel |
| Bunker | Hickle | Mueller | Strinden |
| Burke | Hilleboe | Olienyk | Tweten |
| Connolly | Hoffner | Peterson, J. | Wagner |
| Davis | Hoghaug | Peterson, R. | Weber |
| Dawson | Hougen | Powers | Welder |
| DeKrey | Jenkins | Register | Wells |
| Dick | Johnson, K. | Reimers | White |
| Diehl | Jones | Rivinius | Wilkie |
| Eagles | Kelsch | Rundle | Mr. Speaker |
| Emerson | Kingsbury | | |

Those voting in the negative were:

| | | | |
|----------|----------|---------|-----------|
| Boustead | Grant | Metzger | Swedlund |
| Froelich | Link | Moquist | Thompson |
| Giffey | McDonald | Opedahl | Thorsgard |
| Glasphey | | | |

Absent and not voting:

| | | | |
|-------|--------|--------------|-----------|
| Aas | Bullis | Dornacker | Linderman |
| Boyum | Dahl | Erickson, W. | |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 38. A Concurrent Resolution for the amendment of section 121 of the Constitution of the state of North Dakota, relating to the elective franchise lowering the voting age from twenty-one to nineteen.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 45; nays, 45; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Anderson | Froelich | Kelsch | Sanstead |
| Atkinson | Glasphey | Kuehn | Solberg, I. |
| Backes | Goodman | Lang | Solberg, O. |
| Belter | Grant | Larson, L. | Stone |
| Bier | Halcrow | Leibhan | Strinden |
| Bunker | Haugland | Link | Swedlund |
| Connolly | Hickle | Lundene | Thompson |
| DeKrey | Hoffner | Moquist | Thorsgard |
| Dick | Hoghaug | Opedahl | Tweten |
| Eagles | Johnson, K. | Peterson, R. | Weber |
| Erickson, K. | Jones | Powers | Wells |
| Erickson, W. | | | |

Those voting in the negative were:

| | | | |
|------------|------------|--------------|-------------|
| Aamoth | Freeman | Lillehaugen | Sandness |
| Austin | Gackle | Matheny | Schaffer |
| Berg | Ganser | McDonald | Seibel |
| Bernabucci | Henning | Metzger | Simonson |
| Boustead | Hensrud | Miedema | Stoltenow |
| Bullis | Hentges | Mueller | Streibel |
| Burke | Hougen | Olienyk | Wagner |
| Davis | Jenkins | Peterson, J. | Welder |
| Dawson | Kingsbury | Reimers | White |
| Diehl | Knudson | Rivinius | Wilkie |
| Dornacker | Larson, G. | Rundle | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|--------|-------|----------|-----------|
| Aafedt | Boyum | Giffey | Linderman |
| Aas | Dahl | Hilleboe | Register |

So the Senate Concurrent Resolution was declared lost.

Rep. Gackle moved that the vote by which Senate Concurrent Resolution No. 38 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. John Brunner, and Rep. Brunner was thereupon introduced to the House.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 53. A Concurrent Resolution requesting the Congress of the United States to enact enabling

legislation to reestablish a more efficient mail service by reinstating distribution of in transit mail in railway postoffice cars.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

MOTIONS

Rep. Kelsch moved that Senate Concurrent Resolution No. 62 be referred to the Committee on State and Federal Government, which motion prevailed.

Rep. Streibel moved that the House reconsider the action by which Senate Concurrent Resolution No. 24 was passed, which motion prevailed.

Rep. Streibel moved that Senate Concurrent Resolution No. 24 be re-referred to the Committee on State and Federal Government, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 67. A Concurrent Resolution seeking a National Policy under which programs for the correction of the social and economic ills of our State and Nation caused by population imbalance could be undertaken.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 75. A Bill for an Act to create and enact Section 31-01-06.1 of the North Dakota Century Code providing immunity for counselors of school pupils from the disclosure of privileged information.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Backes | Ganser | Larson, L. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Bullis | Haugland | McDonald | Strinden |
| Bunker | Henning | Metzger | Swedlund |
| Burke | Hensrud | Miedema | Thompson |
| Connolly | Hentges | Moquist | Thorsgard |
| Davis | Hickle | Mueller | Tweten |
| Dawson | Hilleboe | Olienyk | Wagner |
| DeKrey | Hoffner | Opedahl | Weber |
| Dick | Hoghaug | Peterson, J. | Welder |
| Diehl | Hougen | Peterson, R. | Wells |
| Dornacker | Jenkins | Powers | White |
| Eagles | Johnson, K. | Register | Wilkie |
| Emerson | Jones | Reimers | Mr. Speaker |

Absent and not voting:

| | | | |
|-------|--------|-----------|-------------|
| Aas | Dahl | Linderman | Solberg, I. |
| Boyum | Kelsch | | |

So the bill passed and the title was agreed to.

Senate Bill No. 409. A Bill for an Act to create and enact chapter 54-55 of the North Dakota Century Code, establishing a department of natural resources and conservation through the integration of the state water conservation commission, state game and fish department, state outdoor recreation agency, North Dakota park service, state forester, and soil conservation committee; providing for the department's operation, personnel, powers, and duties, and establishing divisions of such department with existing agencies, and providing for a reduction in the budgets of the integrated agencies; to create section 61-02-01.1 of the North Dakota Century Code, limiting the authority of the state water conservation commission; to amend and reenact sections 4-22-03, 4-22-05, 4-22-06, 20-02-23, 53-07-01, 53-07-03, 55-08-01, 55-08-03, 61-02-05, 61-02-13, 61-02-14, 61-02-23, 61-02-28, 61-02-30, 61-02-64.1, 61-03-01, and 61-03-13 of the North Dakota Century Code, relating to the personnel, powers, and duties of the soil conservation committee, game and fish department, outdoor recreation agency, North Dakota park service, and water conservation commission, and placing these agencies in the department of natural resources and conservation; and repealing section 61-03-14 of the North Dakota Century Code, relating to modification of rules by the state water conservation commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 24; nays, 68; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------------|----------|-------------|----------|
| Atkinson | Glaspay | Link | Strinden |
| Backes | Grant | Lundene | Thompson |
| Burke | Hentges | Metzger | Wagner |
| Erickson, W. | Hilleboe | Opedahl | Weber |
| Froelich | Hoffner | Sanstead | White |
| Giffey | Hoghaug | Solberg, I. | Wilkie |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Eagles | Knudson | Reimers |
| Anderson | Emerson | Kuehn | Rivinius |
| Austin | Erickson, K. | Lang | Rundle |
| Belter | Freeman | Larson, G. | Sandness |
| Berg | Gackle | Larson, L. | Schaffer |
| Bernabucci | Ganser | Leibhan | Seibel |
| Bier | Goodman | Lillehaugen | Simonson |
| Boustead | Halcrow | Matheny | Solberg, O. |
| Bullis | Haugland | McDonald | Stoltenow |
| Bunker | Henning | Miedema | Stone |
| Connolly | Hensrud | Moquist | Streibel |
| Davis | Hougen | Mueller | Swedlund |
| Dawson | Jenkins | Olienyk | Thorsgard |
| DeKrey | Johnson, K. | Peterson, J. | Tweten |
| Dick | Jones | Peterson, R. | Welder |
| Diehl | Kelsch | Powers | Wells |
| Dornacker | Kingsbury | Register | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|-------|--------|-----------|
| Aafedt | Boyum | Hickle | Linderman |
| Aas | Dahl | | |

So the bill lost.

Rep. DeKrey moved that the vote by which Senate Bill No. 409 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 417. A Bill for an Act to create and enact section 61-04-29 of the North Dakota Century Code to provide that water permits attached to land acquired by the United States of America shall revert to the state and to provide for their assignment and transfer.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 18; nays, 68; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|----------|---------|--------------|----------|
| Anderson | Glaspey | Peterson, J. | Strinden |
| Bullis | Grant | Sanstead | Swedlund |
| Bunker | Hoffner | Seibel | Thompson |
| Dick | Link | Streibel | Weber |
| Emerson | Lundene | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aamoth | Freeman | Kelsch | Powers |
| Atkinson | Froelich | Kingsbury | Register |
| Austin | Gackle | Knudson | Reimers |
| Belter | Ganser | Kuehn | Rivinius |
| Berg | Giffey | Lang | Rundle |
| Bernabucci | Goodman | Larson, G. | Sandness |
| Bier | Halcrow | Larson, L. | Schaffer |
| Boustead | Haugland | Leibhan | Simonson |
| Burke | Henning | Lillehaugen | Solberg, I. |
| Connolly | Hensrud | Matheny | Solberg, O. |
| Davis | Hentges | McDonald | Stoltenow |
| Dawson | Hilleboe | Metzger | Stone |
| DeKrey | Hoghaug | Miedema | Wagner |
| Diehl | Hougen | Moquist | Welder |
| Dornacker | Jenkins | Mueller | Wells |
| Eagles | Johnson, K. | Olienyk | White |
| Erickson, K. | Jones | Peterson, R. | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|--------------|-----------|-----------|
| Aafedt | Boyum | Hickle | Thorsgard |
| Aas | Dahl | Linderman | Tweten |
| Backes | Erickson, W. | Opedahl | Wilkie |

So the bill lost.

Senate Bill No. 418. A Bill for an Act to amend section 61-04-15 of the 1967 Supplement of the North Dakota Century Code, relating to assignment or transfer of water permits to provide for assignment of water permits held by any state agency only upon approval of the state engineer.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|----------|------------|----------|
| Aafedt | Freeman | Kuehn | Rundle |
| Aamoth | Froelich | Lang | Sandness |
| Anderson | Gackle | Larson, G. | Sanstead |
| Atkinson | Ganser | Larson, L. | Schaffer |
| Austin | Giffey | Leibhan | Seibel |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Belter | Glaspey | Lillehaugen | Simonson |
| Berg | Goodman | Link | Solberg, I. |
| Bernabucci | Grant | Lundene | Solberg, O. |
| Bier | Halcrow | Matheny | Stoltenow |
| Boustead | Haugland | McDonald | Stone |
| Bullis | Henning | Metzger | Streibel |
| Bunker | Hensrud | Miedema | Strinden |
| Burke | Hentges | Moquist | Swedlund |
| Connolly | Hilleboe | Mueller | Thompson |
| Davis | Hoffner | Olienyk | Thorsgard |
| DeKrey | Hoghaug | Opedahl | Tweten |
| Dick | Hougen | Peterson, J. | Wagner |
| Diehl | Jenkins | Peterson, R. | Weber |
| Dornacker | Johnson, K. | Powers | Welder |
| Eagles | Jones | Register | Wells |
| Emerson | Kelsch | Reimers | White |
| Erickson, K. | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, W. | Knudson | | |
| Absent and not voting: | | | |
| Aas | Boyum | Dawson | Linderman |
| Backes | Dahl | Hickle | Wilkie |

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 5. A Concurrent Resolution for the amendment of section 82 of the Constitution of the state of North Dakota, changing the selection of the superintendent of public instruction and tax commissioner from election to appointment by the governor with the consent of the senate.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, **as amended**, the roll was called and there were ayes, 64; nays, 25; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|----------|--------------|-------------|
| Aafedt | Gackle | Knudson | Rivinius |
| Aamoth | Ganser | Kuehn | Sanstead |
| Anderson | Giffey | Larson, G. | Schaffer |
| Austin | Goodman | Larson, L. | Seibel |
| Bier | Grant | Leibhan | Solberg, I. |
| Bullis | Halcrow | Link | Solberg, O. |
| Bunker | Haugland | Lundene | Stoltenow |
| Burke | Henning | McDonald | Stone |
| Dick | Hensrud | Miedema | Streibel |
| Diehl | Hentges | Moquist | Strinden |
| Dornacker | Hilleboe | Mueller | Swedlund |
| Eagles | Hoffner | Opedahl | Thompson |
| Erickson, K. | Hoghaug | Peterson, R. | Tweten |
| Erickson, W. | Jenkins | Powers | Weber |
| Freeman | Jones | Register | Wells |
| Froelich | Kelsch | Reimers | White |

Those voting in the negative were:

| | | | |
|------------|-------------|--------------|-------------|
| Atkinson | Emerson | Lillehaugen | Sandness |
| Belter | Glaspey | Matheny | Simonson |
| Berg | Hougen | Metzger | Thorsgard |
| Bernabucci | Johnson, K. | Olienyk | Wagner |
| Boustead | Kingsbury | Peterson, J. | Welder |
| Connolly | Lang | Rundle | Mr. Speaker |
| DeKrey | | | |

Absent and not voting:

| | | | |
|--------|-------|--------|-----------|
| Aas | Dahl | Dawson | Linderman |
| Backes | Davis | Hickle | Wilkie |
| Boyum | | | |

So the Senate Concurrent Resolution was declared adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 513 has had the same under consideration and recommends that the same be amended as follows:

In line 12 of the bill after the word "therein" and before the period insert the following:

“; provided the political subdivision has complied with the provisions of section 21-06-07 by taking into consideration surplus and investments in making levies for the ensuing year”

In line 12 delete the words **“All cash on”**

Delete lines 13 and 14

In line 15 delete the words **“for the ensuing year.”**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 8 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title of the engrossed bill after the word "expense" delete the rest of the line.

Line 3 of the title after the word "feedlots" place a period and delete the rest of the title.

Line 3 of the engrossed bill, after the words "the sum of" delete the sum \$473,516.00 and in lieu thereof insert the sum \$313,516.00.

Line 5 after the language "board," delete the words "and for veterinary inspectors fees".

Line 6 after the word "feedlots" delete the words "and livestock".

Line 7 delete the words "auction markets".

Line 10 delete the sum \$302,201.00 and in lieu thereof insert the sum \$142,201.00.

Line 13 delete the sum \$473,516.00 and in lieu thereof insert the sum \$313,516.00.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The amount in fees and services was reduced by reason of the passage of House Bill No. 355 which eliminates auction market fees to the livestock sanitary board.

REP. MUELLER, Chairman

Rep. Connolly moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 97 has had the same under consideration and recommends that the same be amended as follows:

In the 3rd line of the title, after the word "committee" delete the period and in lieu thereof insert a comma and the following language: **“and declaring an emergency.”**

Line 36 delete the sum \$65,000.00 and in lieu thereof insert the sum \$85,000.00.

After line 66, add a new section, as follows:

"SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The sum of \$20,000.00 was added to be used for a broader look into case load problems. The emergency clause was added so that the study can be implemented as soon as possible.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 429 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the engrossed bill after the word "of" insert the word "either"

In line 6 after the second word "Dakota," insert "in accordance with Senate Bill 172"

In line 37 delete the following: "twenty-five percent of"

In line 38 delete the following: "fifty percent"

In line 39 delete the word "of"

And renumber the lines accordingly.

And re-refer to the Committee on Appropriations.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 467 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act relating to foundation program payments to school districts for days of school lost during the 1968-1969 school year because of acts of God, and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) Notwithstanding the provisions of section 15-40-14 of the North Dakota Century Code as amended by Senate Bill 35 of the 1969 legislative session, each school district in the state during the 1968-1969 school term may include for foundation program payments not to exceed five days during which school was not held because of acts of God and an additional five days if an additional day of school is held for each of all or any part of the five days claimed as certified to the county superintendent.

SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Concurrent Resolution No. 6 has had the same under consideration and recommends that the same be amended as follows:

In line 5 of the engrossed bill delete the word "primary" and insert in lieu thereof the word "general"

In line 7 delete the period and insert in lieu thereof the following language: " provided, however, that this proposed amendment shall not be submitted at said election in the event the people by election shall have called for a constitutional convention prior to such general election in 1970."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

CONSIDERATION OF MESSAGES FROM THE SENATE MOTIONS

Rep. Kelsch moved that the House concur in the Senate amendments to House Bill No. 266, which motion prevailed.

Rep. Kelsch moved that the rules be suspended, and House Bill No. 266 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 266. A Bill for an Act to provide for the issuance of warrants to conduct administrative and other inspections authorized by law.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Knudson | Rundle |
| Aamoth | Froelich | Kuehn | Sandness |
| Anderson | Gackle | Lang | Sanstead |
| Atkinson | Ganser | Larson, G. | Schaffer |
| Austin | Giffey | Larson, L. | Seibel |
| Backes | Glaspey | Leibhan | Simonson |
| Belter | Goodman | Lillehaugen | Solberg, I. |
| Berg | Grant | Link | Solberg, O. |
| Bier | Halcrow | Lundene | Stoltenow |
| Boustead | Haugland | Matheny | Stone |
| Bullis | Henning | Metzger | Streibel |
| Bunker | Hensrud | Miedema | Strinden |
| Burke | Hentges | Moquist | Swedlund |
| Connolly | Hilleboe | Mueller | Thompson |
| Dawson | Hoffner | Olienyk | Thorsgard |
| DeKrey | Hoghaug | Opedahl | Tweten |
| Dick | Hougen | Peterson, J. | Wagner |
| Diehl | Jenkins | Peterson, R. | Weber |
| Dornacker | Johnson, K. | Powers | Welder |
| Eagles | Jones | Register | Wells |
| Emerson | Kelsch | Reimers | White |
| Erickson, K. | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, W. | | | |

Absent and not voting:

| | | | |
|-----|------|--------|----------|
| Aas | Dahl | Hickle | McDonald |
|-----|------|--------|----------|

Bernabucci Davis Linderman Wilkie
 Boyum

So the bill passed and the title was agreed to.

Rep. Kelsch moved that the House not concur on the Senate amendments to House Bill No. 271, which motion prevailed.

MOTIONS

Rep. Bier moved that the House concur in the Senate amendments to House Bill No. 280, which motion prevailed.

Rep. Bier moved that the rules be suspended, and House Bill No. 280 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 280. A Bill for an Act to provide that school districts may levy to equip school buses with two-way communications and central station equipment and to provide for the installation and maintenance of such equipment.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 76; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Larson, L. | Sandness |
| Aamoth | Freeman | Leibhan | Sanstead |
| Anderson | Ganser | Lillehaugen | Schaffer |
| Atkinson | Glaspey | Link | Seibel |
| Austin | Goodman | Lundene | Solberg, I. |
| Belter | Grant | Matheny | Solberg, O. |
| Bier | Halcrow | McDonald | Stone |
| Boustead | Haugland | Metzger | Streibel |
| Bunker | Henning | Miedema | Strinden |
| Burke | Hensrud | Moquist | Swedlund |
| Cannolly | Hentges | Mueller | Thompson |
| Dawson | Hilleboe | Olienyk | Thorsgard |
| DeKrey | Hoffner | Opedahl | Tweten |
| Dick | Hougen | Peterson, J. | Wagner |
| Diehl | Jenkins | Peterson, R. | Weber |
| Dornacker | Jones | Powers | Wells |
| Eagles | Kelsch | Register | White |
| Emerson | Lang | Reimers | Wilkie |
| Erickson, K. | Larson, G. | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|----------|-------------|-----------|
| Backes | Froelich | Johnson, K. | Simonson |
| Berg | Gackle | Knudson | Stoltenow |
| Bernabucci | Giffey | Kuehn | Welder |
| Bullis | Hoghaug | Rundle | |

Absent and not voting:

| | | | |
|-------|-------|-----------|-----------|
| Aas | Dahl | Hickle | Linderman |
| Boyum | Davis | Kingsbury | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Bier moved that the House concur in the Senate amendments to House Bill No. 381, which motion prevailed.

Rep. Bier moved that the rules be suspended, and House Bill No. 381 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 381. A Bill for an Act to create and enact section 15-27-21 of the North Dakota Century Code, relating to North Dakota students attending schools in adjacent out-of-state schools, and continuing to do so after annexation or reorganization of their districts of residence; and to amend and reenact section 15-40-15 of the North Dakota Century Code, relating to reciprocal agreements for payment to out-of-state school districts for resident students attending school in such districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 85; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Sandness |
| Aamoth | Freeman | Kuehn | Schaffer |
| Anderson | Froelich | Lang | Seibel |
| Atkinson | Gackle | Larson, G. | Simonson |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Backes | Glaspey | Lillehaugen | Solberg, O. |
| Belter | Goodman | Link | Stoltenow |
| Berg | Grant | Matheny | Stone |
| Bernabucci | Halcrow | McDonald | Streibel |
| Bier | Haugland | Metzger | Strinden |
| Boustead | Henning | Miedema | Swedlund |
| Bullis | Hensrud | Moquist | Thompson |
| Burke | Hentges | Mueller | Thorsgard |
| Connolly | Hilleboe | Olienyk | Tweten |
| Dawson | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, R. | Weber |
| Dick | Hougen | Powers | Welder |
| Diehl | Jenkins | Register | Wells |
| Dornacker | Johnson, K. | Reimers | White |
| Eagles | Jones | Rivinius | Wilkie |
| Emerson | Kingsbury | Rundle | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|--------|---------|---------|----------|
| Giffey | Leibhan | Lundene | Sanstead |
|--------|---------|---------|----------|

Absent and not voting:

| | | | |
|--------|-------|--------|--------------|
| Aas | Dahl | Hickle | Linderman |
| Boyum | Davis | Kelsch | Peterson, J. |
| Bunker | | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Dornacker moved that the House not concur on the Senate amendments to House Bill No. 453, which motion prevailed.

Rep. Dornacker moved that the House concur in the Senate amendments to House Bill No. 440, which motion prevailed.

Rep. Dornacker moved that the rules be suspended, and House Bill No. 440 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 440. A Bill for an Act to amend and reenact section 57-23-08 of the North Dakota Century Code, relating to the approval by the state tax commissioner of application for abatement or refund of real or personal property taxes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Rivinius |
| Aamoth | Freeman | Kuehn | Rundle |
| Anderson | Froelich | Lang | Sandness |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Gaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Link | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |
| Bier | Halcrow | Matheny | Streibel |
| Boustead | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Burke | Hensrud | Miedema | Thompson |
| Connolly | Hentges | Moquist | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Erickson, K. | Kingsbury | | |

Absent and not voting:

| | | | |
|-------|--------|-----------|----------|
| Aas | Bunker | Hickle | Sanstead |
| Boyum | Dahl | Linderman | Simonson |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 7, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and House Bill No. 7 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 7. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the school for the blind at Grand Forks, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|----------|-------------|-------------|
| Aafedt | Froelich | Kuehn | Sandness |
| Aamoth | Gackle | Lang | Sanstead |
| Anderson | Ganser | Larson, G. | Schaffer |
| Atkinson | Giffey | Larson, L. | Seibel |
| Austin | Gaspey | Leibhan | Simonson |
| Backes | Goodman | Lillehaugen | Solberg, I. |
| Belter | Grant | Link | Solberg, O. |
| Berg | Halcrow | Lundene | Stoltenow |
| Bernabucci | Haugland | Matheny | Stone |
| Bier | Henning | McDonald | Streibel |

| | | | |
|--------------|-------------|--------------|-------------|
| Boustead | Hensrud | Metzger | Strinden |
| Bullis | Hentges | Miedema | Swedlund |
| Burke | Hilleboe | Moquist | Thompson |
| Connolly | Hoffner | Mueller | Thorsgard |
| Dawson | Hoghaug | Olienyk | Tweten |
| DeKrey | Hougen | Opedahl | Wagner |
| Dick | Jenkins | Peterson, R. | Weber |
| Diehl | Johnson, K. | Powers | Welder |
| Eagles | Jones | Register | Wells |
| Emerson | Kelsch | Reimers | White |
| Erickson, K. | Kingsbury | Rivinius | Wilkie |
| Erickson, W. | Knudson | Rundle | Mr. Speaker |
| Freeman | | | |

Absent and not voting:

| | | | |
|--------|-------|-----------|--------------|
| Aas | Dahl | Dornacker | Linderman |
| Boyum | Davis | Hickle | Peterson, J. |
| Bunker | | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 8, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and House Bill No. 8 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 8. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment of the school for the deaf at Devils Lake, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 83; nays, 6; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Froelich | Knudson | Rundle |
| Aamoth | Gackle | Kuehn | Sandness |
| Anderson | Ganser | Lang | Sanstead |
| Atkinson | Giffey | Larson, G. | Schaffer |
| Austin | Glaspey | Larson, L. | Seibel |
| Backes | Goodman | Leibhan | Simonson |
| Belter | Grant | Link | Solberg, I. |
| Berg | Halcrow | Lundene | Solberg, O. |
| Bernabucci | Haugland | Matheny | Stone |
| Boustead | Henning | McDonald | Streibel |
| Burke | Hensrud | Metzger | Swedlund |
| Dawson | Hentges | Miedema | Thompson |
| DeKrey | Hilleboe | Mueller | Tweten |
| Dick | Hoffner | Olienyk | Wagner |
| Diehl | Hoghaug | Opedahl | Weber |
| Dornacker | Hougen | Peterson, J. | Welder |
| Eagles | Jenkins | Peterson, R. | Wells |
| Emerson | Johnson, K. | Powers | White |
| Erickson, K. | Jones | Register | Wilkie |
| Erickson, W. | Kelsch | Reimers | Mr. Speaker |
| Freeman | Kingsbury | Rivinius | |

Those voting in the negative were:

| | | | |
|-------------------------------|-------------|-----------|-----------|
| Bullis | Lillehaugen | Stoltenow | Thorsgard |
| Connolly | Moquist | | |
| Absent and not voting: | | | |
| Aas | Bunker | Davis | Linderman |

Bier Dahl Hickie Strinden
 Boyum

So the bill passed and the title was agreed to.

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 10, which motion was then withdrawn.

Rep. Tweten moved that House Bill No. 10 be laid over one legislative day, which motion prevailed.

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 13, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and House Bill No. 13 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 13. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, of the state penitentiary and state farm.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 84; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Larson, G. | Sandness |
| Aamoth | Froelich | Larson, L. | Sanstead |
| Anderson | Gackle | Leibhan | Schaffer |
| Atkinson | Ganser | Lillehaugen | Seibel |
| Austin | Glaspey | Link | Simonson |
| Backes | Goodman | Lundene | Solberg, I. |
| Belter | Grant | Matheny | Solberg, O. |
| Berg | Halcrow | McDonald | Stoltenow |
| Bernabucci | Henning | Metzger | Stone |
| Bier | Hensrud | Miedema | Streibel |
| Bullis | Hentges | Moquist | Strinden |
| Bunker | Hoffner | Mueller | Swedlund |
| Burke | Hoghaug | Olienyk | Thorsgard |
| Connolly | Hougen | Opedahl | Tweten |
| DeKrey | Jenkins | Peterson, J. | Wagner |
| Dick | Johnson, K. | Peterson, R. | Weber |
| Diehl | Jones | Powers | Welder |
| Eagles | Kelsch | Register | Wells |
| Emerson | Kingsbury | Reimers | White |
| Erickson, K. | Kuehn | Rivinius | Wilkie |
| Erickson, W. | Lang | Rundle | Mr. Speaker |

Those voting in the negative were:

Dawson

Absent and not voting:

| | | | |
|----------|-----------|----------|-----------|
| Aas | Davis | Haugland | Knudson |
| Boustead | Dornacker | Hickie | Linderman |
| Boyum | Giffey | Hilleboe | Thompson |
| Dahl | | | |

So the bill passed and the title was agreed to.

MOTION

Rep. Tweten moved that the House not concur on the Senate Amendments to House Bill No. 84, which motion prevailed.

Rep. Schaffer moved that the House not concur on the Senate amendments to House Bill No. 151, which motion prevailed.

Rep. Bier moved that Senate Bill No. 35 be returned to the House from the Committee on Appropriations, which motion prevailed.

Rep. Bier moved that Senate Bill No. 35 be re-referred to the Committee on Education, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to request the return of:
Senate Bill No. 13
Senate Bill No. 176

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:
Senate Bill No. 13
Senate Bill No. 176
Which the House requested.

LEO LEIDHOLM, Secretary

Rep. Tweten moved that the House reconsider the action by which Senate Bill No. 13 was passed, which motion prevailed.

Rep. Tweten requested unanimous consent of the House for the purpose of amending Senate Bill No. 13, which consent was granted.

Rep. Tweten moved the adoption of the following amendments to Senate Bill No. 13:

In line 6 of the engrossed bill, delete "1967" and insert in lieu thereof "1969"

In line 7 of the engrossed bill delete "1969" and insert in lieu thereof "1971"

Rep. Tweten moved that the rules be suspended, and Senate Bill No. 13 be considered properly re-engrossed and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of the registrar of motor vehicles, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 89; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|----------|--------------|-------------|
| Aafedt | Freeman | Lang | Sandness |
| Aamoth | Froelich | Larson, G. | Sanstead |
| Anderson | Gackle | Larson, L. | Schaffer |
| Atkinson | Ganser | Leibhan | Seibel |
| Austin | Glaspey | Lillehaugen | Simonson |
| Backes | Goodman | Link | Solberg, I. |
| Belter | Grant | Lundene | Solberg, O. |
| Berg | Halcrow | Matheny | Stoltenow |
| Bernabucci | Henning | McDonald | Stone |
| Bier | Hensrud | Metzger | Streibel |
| Boustead | Hentges | Miedema | Strinden |
| Bunker | Hilleboe | Moquist | Swedlund |
| Burke | Hoffner | Mueller | Thompson |
| Connolly | Hoghaug | Olienyk | Thorsgard |
| Davis | Hougen | Opedahl | Tweten |
| DeKrey | Jenkins | Peterson, J. | Wagner |

| | | | |
|--------------|-------------|--------------|-------------|
| Dick | Johnson, K. | Peterson, R. | Weber |
| Diehl | Jones | Powers | Welder |
| Dornacker | Kelsch | Register | Wells |
| Eagles | Kingsbury | Reimers | White |
| Emerson | Knudson | Rivinius | Wilkie |
| Erickson, K. | Kuehn | Rundle | Mr. Speaker |
| Erickson, W. | | | |

Those voting in the negative were:

Dawson

Absent and not voting:

| | | | |
|-------|--------|----------|-----------|
| Aas | Bullis | Giffey | Hickle |
| Boyum | Dahl | Haugland | Linderman |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

CONSIDERATION OF SENATE MESSAGES

Speaker E. Johnson announced the following Conference Committees to meet with like committees from the Senate:

House Bill No. 84

Rep. Jenkins

Rep. Diehl

Rep. Linderman

House Bill No. 151

Rep. K. Johnson

Rep. Ganser

Rep. K. Erickson

House Bill No. 271

Rep. Kelsch

Rep. Atkinson

Rep. Giffey

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 70. A Concurrent Resolution relating to the import of crude oil and the determination of available supplies for national defense purposes.

Was read the first time and referred to the committee on State and Federal Government.

Senate Concurrent Resolution No. 72. A Concurrent Resolution relating to the intent of the Legislative Assembly in the allocation of moneys appropriated for salaries of employees of the State.

Was read the first time and referred to the committee on Appropriations.

Senate Concurrent Resolution No. 74. A Concurrent Resolution expressing appreciation to the Honorable Walter J. Hickel, Secretary, Department of the Interior, Washington, D. C., for his first major visit to North Dakota, February 11 and 12, 1969.

Was read for the first time.

MOTION

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 74 be not referred to committee, be read in its entirety and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 74. A Concurrent Resolution expressing appreciation to the Honorable Walter J. Hickel, Secretary, Department of the Interior, Washington, D. C., for his first major visit to North Dakota, February 11 and 12, 1969.

Was read the second time.

Rep. Streibel moved the adoption of Senate Concurrent Resolution No. 74.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 195
 Senate Bill No. 203
 Senate Bill No. 207
 Senate Bill No. 209
 Senate Bill No. 213
 Senate Bill No. 233
 Senate Bill No. 264
 Senate Bill No. 265
 Senate Bill No. 269
 Senate Bill No. 273
 Senate Bill No. 282
 Senate Bill No. 290
 Senate Bill No. 292
 Senate Bill No. 319
 Senate Bill No. 339
 Senate Bill No. 358

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 79
 Senate Bill No. 130
 Senate Bill No. 152
 Senate Bill No. 173
 Senate Bill No. 175
 Senate Bill No. 224
 Senate Bill No. 309
 Senate Bill No. 324
 Senate Bill No. 328
 Senate Bill No. 369
 Senate Bill No. 370
 Senate Bill No. 389
 Senate Bill No. 413
 Senate Bill No. 415
 Senate Bill No. 437
 Senate Bill No. 441
 Senate Bill No. 456

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 10
 Senate Bill No. 121
 Senate Bill No. 193
 Senate Bill No. 201
 Senate Bill No. 241
 Senate Bill No. 349
 Senate Bill No. 412

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 74

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 139
Senate Bill No. 422
Senate Bill No. 439

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as conference committees to act with like committees from the Senate,

On Senate Bill No. 23

Rep. Freeman
Rep. James Peterson
Rep. Opedahl

On Senate Bill No. 312

Rep. Aafedt
Rep. Kuehn
Rep. Glaspey

On Senate Bill No. 403

Rep. Emerson
Rep. Hoghaug
Rep. Grant

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 4
Senate Bill No. 17
Senate Bill No. 27
Senate Bill No. 28
Senate Bill No. 33
Senate Bill No. 56
Senate Bill No. 65
Senate Bill No. 86
Senate Bill No. 89
Senate Bill No. 107
Senate Bill No. 109
Senate Bill No. 143
Senate Bill No. 230
Senate Bill No. 321
Senate Bill No. 359
Senate Bill No. 474
Senate Concurrent Resolution No. 17

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 33
House Bill No. 49
House Bill No. 65
House Bill No. 254
House Bill No. 377

House Bill No. 386

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 168
House Bill No. 174
House Bill No. 190
House Bill No. 198
House Bill No. 201
House Bill No. 223
House Bill No. 261

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 479

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 134

And find the same correctly Engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolutions:

House Bill No. 105
House Bill No. 112
House Bill No. 219
House Bill No. 433
House Concurrent Resolution No. 27

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and a House Resolution:

House Bill No. 14
House Bill No. 15
House Bill No. 21
House Bill No. 29
House Bill No. 30
House Bill No. 37
House Bill No. 130
House Bill No. 186
House Bill No. 187
House Bill No. 189
House Bill No. 197
House Bill No. 256
House Bill No. 299

House Bill No. 358
House Bill No. 384
House Bill No. 400
House Bill No. 495
House Bill No. 498
House Bill No. 503
House Bill No. 504
House Resolution No. 5

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 42
House Bill No. 45
House Bill No. 96
House Bill No. 121
House Bill No. 312
House Bill No. 313
House Bill No. 431

And find the same correctly Engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Rep. Streibel moved that the House stand recessed until 12:30 P.M., March 12, 1969.

ROY GILBREATH, Chief Clerk



FIFTY-FIFTH DAY AFTER RECESS AND
FIFTY-SIXTH DAY

Bismarck, March 12, 1969

The House reconvened pursuant to recess taken, with Speaker E. Johnson presiding.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 403

House Concurrent Resolution No. 40

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 480

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 82

House Bill No. 109

House Bill No. 275

House Bill No. 507

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL No. 82

In the last line of the title before the period insert the following: "and for making an appropriation of motor vehicle fuel tax revenues to the general fund to cover the cost of administering the motor fuel tax laws"

In line 3 delete the amount "\$1,982,640.00" and insert in lieu thereof "\$2,256,478.00"

In line 6 of the bill after the words "Salaries and wages" delete the figures "\$1,391,278.00" and insert in lieu thereof the figures "\$1,613,116.00"

In line 7 after the words "Fees and services" delete the figures "212,536.00" and insert in lieu thereof the figures "248,536.00"

In line 8 of the bill after the words "Supplies and materials" delete the figures "99,522.00" and insert in lieu thereof the figures "113,022.00"

In line 9 of the bill after the word "Equipment" delete the figures "20,000.00" and insert in lieu thereof the figures "22,500.00"

In line 11 of the bill after the word "Total" delete the figures "\$1,982,640.00" and insert in lieu thereof the figures "\$2,256,478.00"

Delete all of lines 19 through 32

Add the following: "SECTION 3. APPROPRIATION.) There is hereby appropriated to the general fund out of the motor vehicle fuel taxes collected pursuant to section 57-54-08 of the North Dakota Century Code, the sum of \$273,838.00, for the purpose of defraying the expenses of reimbursing the general fund for the payment of expenses of the collection of the motor vehicle fuels and special fuels taxes and the administration of the respective tax acts."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 109

In line 3 after "July 1," delete "1966" and insert in lieu thereof "1967"

AMENDMENTS TO HOUSE BILL No. 275

In line 17 delete the word "title" and insert in lieu thereof the word "section"

In line 8 after the word "this" insert triple parentheses before and after the word "title" and insert in lieu thereof "section"

At the beginning of line 22 delete the word "shall" and insert in lieu thereof "may" and after the word "not" delete the word "less"

At the beginning of line 23 delete the following: "than ten days nor" and after the word "not" delete the word "less"

At the beginning of line 24 delete the following: "than fifty dollars nor"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 507

In line 16 delete the following: "Upon completion of the building, the title"

Delete all of line 17

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 14
 House Bill No. 15
 House Bill No. 21
 House Bill No. 29
 House Bill No. 30
 House Bill No. 37
 House Bill No. 42
 House Bill No. 45
 House Bill No. 96
 House Bill No. 121
 House Bill No. 130
 House Bill No. 186
 House Bill No. 187
 House Bill No. 189
 House Bill No. 197
 House Bill No. 256
 House Bill No. 299
 House Bill No. 312
 House Bill No. 313
 House Bill No. 358
 House Bill No. 384
 House Bill No. 400
 House Bill No. 431
 House Bill No. 495
 House Bill No. 498
 House Bill No. 503

House Bill No. 504
 House Bill No. 105
 House Bill No. 112
 House Bill No. 219
 House Bill No. 433
 House Bill No. 134
 House Concurrent Resolution No. 27
 House Resolution No. 5

And the Speaker signed the same in the presence of the House of Representatives.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 3
 House Concurrent Resolution No. 11
 House Concurrent Resolution No. 31

Were delivered to the Secretary of State at the hour of 1:15 o'clock p.m., March 11, 1969.

REP. GANSER, Chairman

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the amendments to Senate Bills Nos. 22, 26, 435, 440 and 459, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 22 as recommended by the Committee on Appropriations as printed on page 1129 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 26 as recommended by the Committee on Appropriations as printed on page 1130 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to Senate Bill No. 435 as recommended by the Committee on Social Welfare as printed on page 1135 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Bill No. 440 as recommended by the Committee on State and Federal Government as printed on page 1134 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to Senate Bill No. 459 as recommended by the Committee on Finance and Taxation as printed on pages 1134 and 1135 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Kingsbury moved that Senate Bill No. 432 be re-referred to the Committee on Appropriations, which motion failed.

Rep. Streibel moved that the rules be suspended and the House consider at this time the amendments to the bills on the Sixth Order after 2:00 P.M. shown on the calendar, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of amendments to House Bill No. 513, and Senate Bills Nos. 8, 97, 429 and 467, and Senate Concurrent Resolution No. 6, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 8 as recommended by the Committee on Appropriations as printed on page 1148 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 97 as recommended by the Committee on Appropriations as printed on pages 1148 and 1149 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 429 as recommended by the Committee on Education as printed on page 1149 of the House Journal be adopted, which motion prevailed.

Senate Bill No. 429 was re-referred to the Committee on appropriations.

Rep. Bier moved that the amendments to Senate Bill No. 467 as recommended by the Committee on Appropriations as printed on page 1149 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 513 as recommended by the Committee on Political Subdivisions as printed on page 1148 of the House Journal be adopted, which motion prevailed.

Rep. Schaffer moved that the amendments to Senate Concurrent Resolution No. 6 as recommended by the Committee on Political Subdivisions as printed on page 1150 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 514 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. SCHAFFER, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 2 has had the same under consideration and recommends that the same be amended as follows:

In line 16 of the engrossed bill delete the figure "4,727,060.00" and insert in lieu thereof the figure "4,851,912.00"

In line 19 delete the figure "300,000.00" and insert in lieu thereof the figure "475,000.00"

In line 20 delete the figure "6,404,550.00" and insert in lieu thereof the figure "6,704,402.00"

In line 21 delete the figure "2,404,728.00" and insert in lieu thereof the figure "2,579,728.00"

In line 22 delete the figure "3,999,822.00" and insert in lieu thereof the figure "4,124,674.00"

In line 25 delete the figure "4,039,122.00" and insert in lieu thereof the figure "4,163,974.00"

In line 27 delete the figure "187,820.00" and insert in lieu thereof the figure "193,212.00"

In line 31 delete the figure "335,954.00" and insert in lieu thereof the figure "341,346.00"

In line 32 delete the figure "120,000.00" and insert in lieu thereof the figure "125,392.00"

After line 33 insert the following:

"EDGELEY EXPERIMENT STATION

| | |
|------------------------------|------------|
| Operating expenses | \$8,000.00 |
| Total operating budget | \$8,000.00 |
| Less estimated income | \$8,000.00 |
| Total general fund | \$ 0 " |

In line 35 delete the figure "45,041.00" and insert in lieu thereof the figure "46,553.00"

In line 36 delete the figure "9,145.00" and insert in lieu thereof the figure "10,534.00"

In line 37 delete the figure "11,953.00" and insert in lieu thereof the figure "12,314.00"

In line 39 delete the figure "77,259.00" and insert in lieu thereof the figure "80,521.00"

In line 40 delete the figure "26,000.00" and insert in lieu thereof the figure "29,262.00"

In line 43 delete the figure "39,448.00" and insert in lieu thereof the figure "40,836.00"

In line 44 delete the figure "5,424.00" and insert in lieu thereof the figure "5,587.00"

In line 45 delete the figure "11,484.00" and insert in lieu thereof the figure "11,829.00"

In line 47 delete the figure "58,536.00" and insert in lieu thereof the figure "60,252.00"

In line 48 delete the figure "12,000.00" and insert in lieu thereof the figure "13,896.00"

In line 51 delete the figure "87,435.00" and insert in lieu thereof the figure "92,404.00"

In line 53 delete the figure "25,933.00" and insert in lieu thereof the figure "31,195.00"

In line 55 delete the figure "144,063.00" and insert in lieu thereof the figure "154,294.00"

In line 56 delete the figure "105,000.00" and insert in lieu thereof the figure "115,231.00"

In line 59 delete the figure "75,708.00" and insert in lieu thereof the figure "78,420.00"

In line 61 delete the figure "20,000.00" and insert in lieu thereof the figure "21,570.00"

In line 63 delete the figure "127,565.00" and insert in lieu thereof the figure "131,847.00"

In line 64 delete the figure "30,000.00" and insert in lieu thereof the figure "34,282.00"

In line 67 delete the figure "124,109.00" and insert in lieu thereof the figure "130,395.00"

In line 68 delete the figure "32,499.00" and insert in lieu thereof the figure "33,474.00"

In line 69 delete the figure "41,183.00" and insert in lieu thereof the figure "42,419.00"

In line 71 delete the figure "223,191.00" and insert in lieu thereof the figure "231,688.00"

In line 72 delete the figure "80,000.00" and insert in lieu thereof the figure "88,497.00"

In line 77 delete the figure "6,173,785.00" and insert in lieu thereof the figure "6,298,637.00"

After line 77 insert the following:

"AGRONOMY SEED FARM

| | |
|---|--------------|
| Salaries and wages | \$ 51,101.00 |
| Fees and services | 12,857.00 |
| Supplies and materials | 75,000.00 |
| Equipment | 12,000.00 |
| <hr/> | <hr/> |
| Total operating budget | \$150,958.00 |
| Less estimated income | 150,958.00 |
| <hr/> | <hr/> |
| Net operating budget | \$ 0 |
| Land, structures and major improvements | |
| Storage building | 25,000.00 |
| Less amount from income | 25,000.00 |
| <hr/> | <hr/> |
| Total general fund | \$ 0 " |

After line 109 insert the following: "The state board of higher education is authorized to approve transfer of funds between cate-

gories of expenditures, and will notify the director of the department of accounts and purchases of any such transfers within ten days following such authorization."

After line 123 insert the following new section:

"SECTION 4. PLANT IMPROVEMENTS.) Minor structures for agricultural research may be authorized for construction by the state board of higher education when such structures do not exceed \$20,000.00 in cost."

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The increase is to put a greater accent on research and the funding to come from increased receipts from sales since there are no moneys allowed for work load change on different services in the executive budget.

The addition of the agronomy seed farm is to include such operation in the budgeting process.

The authorization of fund transfer is to allow greater freedom within the main station and the different branch stations on production income.

The amounts in fees and services were reduced by reason of the passage of House Bill No. 355 which eliminates auction market fees to the livestock sanitary board.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 6 has had the same under consideration and recommends that the same be amended as follows:

In the name in the engrossed bill, delete the word "ECONOMIC" and in lieu thereof insert the words "**BUSINESS AND INDUSTRIAL**".

Line 2 of the title delete the first word "economic" and in lieu thereof insert the words "**business and industrial**".

Line 4 of the bill after the words "of the" delete the word "economic" and in lieu thereof insert the words "**business and industrial**".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The amendments were made to conform with the change in name to comply with Senate Bill No. 381.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 113 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title of the engrossed bill before the period insert "**, and declaring an emergency**"

In line 40 after the word "located" insert "**provided, however, that the approval of discontinuing such unlimited taxing authority shall not affect the tax levy in the calendar year in which the election is held**"

In line 65 after the word "such" insert "**extended**"

In line 72 after the word "located" insert "**provided, however, that the approval of discontinuing such extended excess levy shall not affect the tax levy in the calendar year in which the election is held**"

After line 92 add the following:

SECTION 4. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Giffey moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 156 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. AAMOTH, Chairman

Rep. Strinden moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 374 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Bunker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 416 has had the same under consideration and recommends that the engrossed bill be amended as follows:

In line 19 delete the word "no"

Delete all of line 20

Delete all of line 21

Delete all of line 22

In line 47 following the comma where it first appears delete the remainder of the line and insert in lieu thereof the following:

"after resolution by its governing body that the question be submitted to its electors shall upon the approval thereof at a regular or special election by 60% of the qualified electors of such city or county voting in said regular or special election"

In line 48 delete the words "one-half and insert in lieu thereof "one"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Bernabucci moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 468 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 24 has had the same under consideration and recommends that the same be amended as follows:

In line 4 delete the word "primary" and insert the word "general" in lieu thereof

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 27 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Froelich moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 34 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 39 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 62 has had the same under consideration and recommends that the same be amended as follows:

In line 5 delete the word "primary" and insert the word "general" in lieu thereof

And when so amended recommends the same do pass.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 70 has had the same under consideration and recommends that the same do pass.

REP. HILLEBOE, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Treadwell Haugen, and Rep. Haugen was thereupon introduced to the House.

SECOND READING OF A HOUSE BILL AND A HOUSE CONCURRENT RESOLUTION

House Bill No. 510. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01 of the North Dakota Century Code, relating to the definition of "gross receipts" and providing that certain items sold by schools and institutions of higher education shall be taxable; and to repeal subsection 5 of section 57-39.2-04, relating to the exemption from the sales tax of the sale of textbooks.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 40; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|-----------|----------|-------------|
| Aafedt | Dawson | Kelsch | Simonson |
| Aamoth | DeKrey | Kuehn | Solberg, I. |
| Aas | Diehl | Lang | Stone |
| Anderson | Dornacker | Leibhan | Streibel |
| Atkinson | Emerson | McDonald | Strinden |

| | | | |
|------------------------------------|-------------|--------------|--------------|
| Austin | Gackle | Olienyk | Thorsgard |
| Belter | Ganser | Peterson, R. | Tweten |
| Berg | Goodman | Register | Wagner |
| Bernabucci | Hensrud | Reimers | Welder |
| Boustead | Hilleboe | Rundle | White |
| Bunker | Hoghaug | Schaffer | Wilkie |
| Burke | Johnson, K. | Seibel | Mr. Speaker |
| Connolly | Jones | | |
| Those voting in the negative were: | | | |
| Backes | Froelich | Jenkins | Moquist |
| Bier | Giffey | Larson, G. | Peterson, J. |
| Boyum | Gaspey | Larson, L. | Powers |
| Bullis | Grant | Lillehaugen | Sandness |
| Dahl | Halcrow | Linderman | Sanstead |
| Dick | Haugland | Link | Solberg, O. |
| Eagles | Henning | Lundene | Stoltenow |
| Erickson, K. | Hentges | Matheny | Swedlund |
| Erickson, W. | Hoffner | Metzger | Thompson |
| Freeman | Hougen | Miedema | Weber |
| Absent and not voting: | | | |
| Davis | Kingsbury | Mueller | Rivinius |
| Hickle | Knudson | Opedahl | Wells |

So the bill passed and the title was agreed to.

Rep. Dawson moved that the vote by which House Bill No. 510 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

Rep. Boustead requested that his following remarks be printed in the Journal.

Rep. Boustead:

"Today, March 12, marks the beginning of Senator Milton R. Young's twenty-fifth year of consecutive service in the United States Senate. He has served Congress longer than anybody in North Dakota history. Senator Young has surpassed the enviable records of other dedicated North Dakotans of the past, such as Senator Porter J. McCumber, who served 24 years, Henry C. Hansbrough who served in both the House and Senate for a combined 20 years, Senator Gerald P. Nye, 20 years; Representative Usher L. Burdick, 20 years; Senator William L. Langer, 19 years; A. J. Gronna, both House and Senate, 16 years and Representative William Lemke, 15 years.

"Should our good Senator complete this term, he will have served in the Senate longer than any member of that body from the several upper midwest states around North Dakota.

"The title 'Senator' is one Milton Young has carried for 34 years since he was a member of the North Dakota State Senate for 10 years preceding his appointment to the United States Senate. Before that he had served one term in the North Dakota House of Representatives, bringing his total consecutive legislative service to his state to 36 years.

"Senator Young was first appointed to this office March 12, 1945, after the death of Senator John Moses, who died in office on March 3, 1945. In the 1946 special election he was returned to complete the term. Senator Young was elected to his first six-year term in 1950 and reelected in 1956, 1962, and 1968. In all those elections it is interesting to note that Senator Young carried every county in the state except three.

"Senator Young, throughout the years, has of course built up a great deal of seniority which is of extreme importance to a North Dakotan. Senator Young is now the ranking Number One Republican member of the all-powerful Senate Appropriations Committee

and, further, as a result of his seniority, he is the only Republican who is a member of all fourteen of the appropriations subcommittees. In addition to Appropriations, he is second ranking Republican member on the Senate Agriculture and Forestry Committee."

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 2. A Concurrent Resolution directing the legislative research committee to carry out a comprehensive study of the feasibility of merging the highway patrolmen's retirement fund and the teachers' retirement fund with the state employees' retirement fund.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kuehn | Rundle |
| Aas | Erickson, K. | Lang | Sandness |
| Anderson | Erickson, W. | Larson, G. | Sanstead |
| Atkinson | Freeman | Larson, L. | Schaffer |
| Austin | Froelich | Leibhan | Seibel |
| Backes | Ganser | Lillehaugen | Simonson |
| Belter | Giffey | Linderman | Solberg, I. |
| Berg | Glaspay | Link | Solberg, O. |
| Bernabucci | Goodman | Lundene | Stoltenow |
| Bier | Grant | Matheny | Stone |
| Boustead | Halcrow | McDonald | Streibel |
| Boyum | Haugland | Metzger | Strinden |
| Bullis | Henning | Miedema | Swedlund |
| Bunker | Hensrud | Moquist | Thompson |
| Burke | Hentges | Mueller | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Peterson, J. | Weber |
| Dawson | Hoghaug | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | White |
| Dick | Jenkins | Register | Wilkie |
| Diehl | Johnson, K. | Reimers | Mr. Speaker |
| Dornacker | Jones | | |

Absent and not voting:

| | | | |
|--------|-----------|---------|-----------|
| Davis | Hickle | Knudson | Thorsgard |
| Gackle | Kingsbury | Opedahl | Wells |

So the House Concurrent Resolution was declared adopted.

MOTION

Rep. Streibel moved that Senate Bill No. 350 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 350. A Bill for an Act to create and enact chapter 27-20 of the North Dakota Century Code, relating to the creation of the juvenile court and constituting the uniform juvenile court act; to provide for the jurisdiction of the juvenile court, the care and custody of deprived children, the termination of the relationship of parent and child, and the care, custody, control, treatment and rehabilitation of delinquent and unruly children; to amend sections 12-46-14 and 27-05.1-16 of the North Dakota Century Code, relating to the transportation of persons committed to the state training school and the assistance to be given by juvenile commissioners to the family court; and to repeal chapters 27-16 and 50-14 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Jones | Reimers |
| Aamoth | Erickson, W. | Kelsch | Rivinius |
| Aas | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bernabucci | Glaspay | Lillehaugen | Solberg, O. |
| Bier | Goodman | Linderman | Stoltenow |
| Boustead | Grant | Link | Stone |
| Boyum | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Strinden |
| Bunker | Henning | Metzger | Swedlund |
| Burke | Hensrud | Miedema | Thompson |
| Connolly | Hentges | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| DeKrey | Hoffner | Olienyk | Welder |
| Dick | Hoghaug | Peterson, J. | Wells |
| Diehl | Hougen | Peterson, R. | White |
| Dornacker | Jenkins | Powers | Wilkie |
| Eagles | Johnson, K. | Register | Mr. Speaker |

Absent and not voting:

| | | | |
|----------|-----------|----------|-----------|
| Atkinson | Hickle | McDonald | Schaffer |
| Belter | Kingsbury | Opedahl | Thorsgard |
| Davis | Knudson | Rundle | Weber |
| Dawson | | | |

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Wilkie announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Mel-fred Hogenson, and Rep. Hogenson was thereupon introduced to the House.

Rep. Boustead moved that the House reconsider the action by which House Concurrent Resolution No. 17 was indefinitely postponed, which motion prevailed.

Rep. Boustead moved that House Concurrent Resolution No. 17 be placed on the calendar, which motion prevailed.

Rep. Streibel requested that the record show that Reps. Aas, Leroy Larson and Backes were absent from the chamber to attend a conference committee.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 4. A Concurrent Resolution directing a study by the Legislative Research Committee for the purpose of determining the feasibility of consolidating the various state health and welfare agencies.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Aamoth | Erickson, W. | Kingsbury | Rundle |
| Anderson | Freeman | Kuehn | Sandness |

| | | | |
|------------|-------------|--------------|-------------|
| Austin | Froelich | Lang | Sanstead |
| Belter | Gackle | Larson, G. | Schaffer |
| Berg | Ganser | Leibhan | Seibel |
| Bernabucci | Giffey | Lillehaugen | Simonson |
| Boustead | Glaspey | Linderman | Solberg, I. |
| Boyum | Goodman | Link | Solberg, O. |
| Bullis | Grant | Matheny | Stoltenow |
| Bunker | Halcrow | McDonald | Stone |
| Burke | Haugland | Metzger | Streibel |
| Connolly | Henning | Miedema | Strinden |
| Dahl | Hensrud | Moquist | Swedlund |
| Davis | Hentges | Mueller | Thompson |
| DeKrey | Hoffner | Olienyk | Wagner |
| Dick | Hoghaug | Peterson, J. | Welder |
| Diehl | Hougen | Peterson, R. | Wells |
| Dornacker | Jenkins | Powers | White |
| Eagles | Johnson, K. | Register | Wilkie |
| Emerson | Jones | Reimers | Mr. Speaker |

Absent and not voting:

| | | | |
|----------|----------|------------|-----------|
| Aas | Dawson | Larson, L. | Thorsgard |
| Atkinson | Hickle | Lundene | Tweten |
| Backes | Hilleboe | Opedahl | Weber |
| Bier | Knudson | | |

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 6. A Concurrent Resolution directing the legislative research committee to conduct a study and formulate a procedure for the consolidation of county, city, and county seat city governments.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 83; nays, 2; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Johnson, K. | Register |
| Anderson | Erickson, K. | Jones | Reimers |
| Atkinson | Erickson, W. | Kelsch | Rivinius |
| Austin | Freeman | Kuehn | Rundle |
| Belter | Froelich | Lang | Sandness |
| Berg | Gackle | Larson, G. | Sanstead |
| Bernabucci | Ganser | Leibhan | Schaffer |
| Boustead | Giffey | Lillehaugen | Seibel |
| Boyum | Glaspey | Linderman | Simonson |
| Bullis | Goodman | Link | Solberg, I. |
| Bunker | Grant | Matheny | Solberg, O. |
| Burke | Halcrow | McDonald | Stone |
| Connolly | Haugland | Metzger | Streibel |
| Dahl | Henning | Miedema | Strinden |
| Davis | Hensrud | Moquist | Swedlund |
| Dawson | Hentges | Mueller | Thompson |
| DeKrey | Hilleboe | Olienyk | Welder |
| Dick | Hoffner | Opedahl | White |
| Diehl | Hoghaug | Peterson, J. | Wilkie |
| Dornacker | Hougen | Peterson, R. | Mr. Speaker |
| Eagles | Jenkins | Powers | |

Those voting in the negative were:

Kingsbury Stoltenow

Absent and not voting:

| | | | |
|--------|---------|-----------|--------|
| Aamoth | Hickle | Lundene | Wagner |
| Aas | Knudson | Thorsgard | Weber |

Backes Larson, L. Tweten Wells
Bier

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 7. A Concurrent Resolution directing the legislative research committee to study the membership, duties, and responsibilities of all statutory boards and commissions except occupational and professional licensing boards.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Anderson | Erickson, W. | Kingsbury | Rundle |
| Atkinson | Freeman | Kuehn | Sandness |
| Austin | Froelich | Lang | Sanstead |
| Belter | Gackle | Larson, G. | Schaffer |
| Berg | Ganser | Leibhan | Seibel |
| Bernabucci | Giffey | Lillehaugen | Simonson |
| Boustead | Glaspey | Linderman | Solberg, I. |
| Boyum | Goodman | Link | Solberg, O. |
| Bullis | Grant | Matheny | Stoltenow |
| Bunker | Halcrow | McDonald | Stone |
| Burke | Haugland | Metzger | Streibel |
| Connolly | Henning | Miedema | Strinden |
| Dahl | Hensrud | Moquist | Swedlund |
| Davis | Hentges | Olienyk | Thompson |
| Dawson | Hilleboe | Opedahl | Thorsgard |
| DeKrey | Hoffner | Peterson, J. | Wagner |
| Dick | Hoghaug | Peterson, R. | Welder |
| Diehl | Hougen | Powers | Wells |
| Dornacker | Jenkins | Register | White |
| Eagles | Johnson, K. | Reimers | Mr. Speaker |
| Emerson | Jones | | |

Absent and not voting:

| | | | |
|--------|---------|------------|--------|
| Aamoth | Bier | Larson, L. | Tweten |
| Aas | Hickle | Lundene | Weber |
| Backes | Knudson | Mueller | Wilkie |

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 9. A Concurrent Resolution directing the Legislative Research Committee to conduct a study to determine the feasibility of a state aircraft pool.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 86; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|----------|-------------|-------------|
| Anderson | Freeman | Lang | Rundle |
| Atkinson | Froelich | Larson, G. | Sandness |
| Austin | Ganser | Leibhan | Sanstead |
| Belter | Giffey | Lillehaugen | Schaffer |
| Berg | Glaspey | Linderman | Seibel |
| Bernabucci | Goodman | Link | Simonson |
| Boustead | Grant | Lundene | Solberg, I. |
| Boyum | Halcrow | Matheny | Solberg, O. |
| Bullis | Haugland | McDonald | Stone |
| Bunker | Henning | Metzger | Streibel |
| Burke | Hensrud | Miedema | Strinden |
| Connolly | Hentges | Moquist | Swedlund |
| Dahl | Hilleboe | Mueller | Thompson |

| | | | |
|--------------|-------------|--------------|-------------|
| Davis | Hoffner | Olienyk | Thorsgard |
| Dawson | Hoghaug | Opedahl | Tweten |
| DeKrey | Hougen | Peterson, J. | Wagner |
| Dick | Jenkins | Peterson, R. | Welder |
| Diehl | Johnson, K. | Powers | Wells |
| Dornacker | Jones | Register | White |
| Eagles | Kelsch | Reimers | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, K. | Kuehn | | |

Those voting in the negative were:

| | | |
|--------------|--------|-----------|
| Erickson, W. | Gackle | Stoltenow |
|--------------|--------|-----------|

Absent and not voting:

| | | | |
|--------|--------|---------|------------|
| Aafedt | Backes | Hickle | Larson, L. |
| Aamoth | Bier | Knudson | Weber |
| Aas | | | |

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 15. A Concurrent Resolution directing the Legislative Research Committee to study and review the feasibility and advantages of obtaining a single group policy to cover health, accident, and life insurance for all State employees.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 82; nays, 4; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Leibhan | Seibel |
| Belter | Ganser | Lillehaugen | Simonson |
| Berg | Giffey | Linderman | Solberg, I. |
| Boustead | Goodman | Link | Solberg, O. |
| Boyum | Grant | Matheny | Stoltenow |
| Bullis | Halcrow | McDonald | Stone |
| Bunker | Haugland | Metzger | Streibel |
| Burke | Henning | Miedema | Strinden |
| Cannolly | Hensrud | Mueller | Swedlund |
| Dahl | Hentges | Olienyk | Thompson |
| Davis | Hilleboe | Opedahl | Thorsgard |
| DeKrey | Hoffner | Peterson, J. | Wagner |
| Dick | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | Wells |
| Dornacker | Johnson, K. | Register | White |
| Eagles | Jones | Reimers | Wilkie |
| Emerson | Kelsch | Rivinius | Mr. Speaker |
| Erickson, K. | Kingsbury | | |

Those voting in the negative were:

| | | | |
|--------|---------|---------|--------|
| Dawson | Hoghaug | Moquist | Rundle |
|--------|---------|---------|--------|

Absent and not voting:

| | | | |
|--------|------------|------------|---------|
| Aamoth | Bernabucci | Hickle | Lundene |
| Aas | Bier | Knudson | Tweten |
| Backes | Glaspay | Larson, L. | Weber |

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 30. A Concurrent Resolution directing the Legislative Research Committee, with the aid and cooperation of the State Tax Department, to make a comprehensive study of the North Dakota tax structure, and particularly personal and corporate income tax rates, including in lieu taxes, and to make a complete review and study of the property tax assessment procedure

used in North Dakota, both at the local level and property assessed by the State Board of Equalization.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 75; nays, 11; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Froelich | Larson, G. | Sandness |
| Anderson | Ganser | Leibhan | Schaffer |
| Austin | Giffey | Linderman | Seibel |
| Belter | Glaspey | Link | Simonson |
| Boustead | Goodman | Lundene | Solberg, I. |
| Boyum | Grant | Matheny | Stoltenow |
| Bunker | Halcrow | McDonald | Stone |
| Burke | Haugland | Metzger | Streibel |
| Dahl | Henning | Miedema | Strinden |
| Davis | Hensrud | Moquist | Swedlund |
| DeKrey | Hentges | Mueller | Thompson |
| Dick | Hilleboe | Olienyk | Thorsgard |
| Diehl | Hoffner | Opedahl | Wagner |
| Dornacker | Hoghaug | Peterson, J. | Welder |
| Eagles | Hougen | Peterson, R. | Wells |
| Emerson | Johnson, K. | Powers | White |
| Erickson, K. | Kingsbury | Register | Wilkie |
| Erickson, W. | Kuehn | Reimers | Mr. Speaker |
| Freeman | Lang | Rundle | |

Those voting in the negative were:

| | | | |
|----------|---------|-------------|-------------|
| Berg | Dawson | Jones | Sanstead |
| Bullis | Gackle | Lillehaugen | Solberg, O. |
| Connolly | Jenkins | Rivinius | |

Absent and not voting:

| | | | |
|----------|------------|---------|------------|
| Aamoth | Backes | Hickle | Larson, L. |
| Aas | Bernabucci | Kelsch | Tweten |
| Atkinson | Bier | Knudson | Weber |

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 34. A Concurrent Resolution directing the Legislative Research Committee to study the exemptions from taxation provided by the laws of this State.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 84; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kingsbury | Rivinius |
| Anderson | Freeman | Kuehn | Rundle |
| Austin | Froelich | Lang | Sandness |
| Belter | Gackle | Larson, G. | Sanstead |
| Berg | Ganser | Leibhan | Schaffer |
| Bernabucci | Giffey | Lillehaugen | Seibel |
| Boustead | Glaspey | Linderman | Simonson |
| Boyum | Goodman | Lundene | Solberg, I. |
| Bullis | Grant | Matheny | Solberg, O. |
| Bunker | Halcrow | McDonald | Stoltenow |
| Connolly | Haugland | Metzger | Stone |
| Dahl | Henning | Miedema | Streibel |
| Davis | Hensrud | Moquist | Strinden |
| Dawson | Hentges | Mueller | Swedlund |
| DeKrey | Hilleboe | Olienyk | Thorsgard |
| Dick | Hoffner | Opedahl | Wagner |
| Diehl | Hoghaug | Peterson, J. | Welder |

| | | | |
|--------------|-------------|--------------|-------------|
| Dornacker | Hougen | Peterson, R. | Wells |
| Eagles | Jenkins | Powers | White |
| Emerson | Johnson, K. | Register | Wilkie |
| Erickson, K. | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

Link

Absent and not voting:

| | | | |
|----------|--------|------------|----------|
| Aamoth | Bier | Kelsch | Thompson |
| Aas | Burke | Knudson | Tweten |
| Atkinson | Hickle | Larson, L. | Weber |
| Backes | | | |

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 43. A Concurrent Resolution directing the Legislative Research Committee to conduct a study of fees charged for the licensing, inspection, or regulation of business activities and products, and fees charged for services rendered by the State.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Lang | Rundle |
| Anderson | Freeman | Larson, G. | Sandness |
| Austin | Froelich | Leibhan | Sanstead |
| Belter | Gackle | Lillehaugen | Schaffer |
| Berg | Ganser | Linderman | Seibel |
| Bernabucci | Giffey | Link | Simonson |
| Boustead | Glaspey | Lundene | Solberg, I. |
| Boyum | Goodman | Matheny | Solberg, O. |
| Bullis | Grant | McDonald | Stoltenow |
| Bunker | Halcrow | Metzger | Stone |
| Burke | Haugland | Miedema | Streibel |
| Connolly | Henning | Moquist | Strinden |
| Dahl | Hensrud | Mueller | Swedlund |
| Davis | Hentges | Olienyk | Thorsgard |
| Dawson | Hilleboe | Opedahl | Wagner |
| DeKrey | Hoffner | Peterson, J. | Welder |
| Dick | Hoghaug | Peterson, R. | Wells |
| Diehl | Hougen | Powers | White |
| Dornacker | Jenkins | Register | Wilkie |
| Eagles | Johnson, K. | Reimers | Mr. Speaker |
| Emerson | Jones | | |

Absent and not voting:

| | | | |
|----------|--------|------------|----------|
| Aas | Bier | Knudson | Thompson |
| Atkinson | Hickle | Kuehn | Tweten |
| Backes | Kelsch | Larson, L. | Weber |

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 47. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of coordinating the administration of certain activities relating to public health which are now administered by separate State boards, departments, and agencies.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|----------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
|--------|--------------|-----------|----------|

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Lang | Rundle |
| Anderson | Freeman | Larson, G. | Sandness |
| Austin | Froelich | Leibhan | Sanstead |
| Belter | Gackle | Lillehaugen | Schaffer |
| Berg | Ganser | Linderman | Seibel |
| Bernabucci | Glaspey | Link | Simonson |
| Boustead | Goodman | Lundene | Solberg, I. |
| Boyum | Grant | Matheny | Solberg, O. |
| Bullis | Halcrow | McDonald | Stoltenow |
| Bunker | Haugland | Metzger | Stone |
| Burke | Henning | Miedema | Streibel |
| Connolly | Hensrud | Moquist | Strinden |
| Dahl | Hentges | Mueller | Swedlund |
| Davis | Hilleboe | Olienyk | Thorsgard |
| Dawson | Hoffner | Opedahl | Wagner |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | | | |
| Absent and not voting: | | | |
| Aas | Giffey | Knudson | Thompson |
| Atkinson | Hickle | Kuehn | Tweten |
| Backes | Kelsch | Larson, L. | Weber |
| Bier | | | |

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 51. A Concurrent Resolution directing the Legislative Research Committee to study and revise the laws relating to elementary and secondary education in North Dakota.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 81; nays, 4; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Lang | Sandness |
| Aamoth | Freeman | Larson, G. | Sanstead |
| Anderson | Froelich | Leibhan | Schaffer |
| Austin | Ganser | Lillehaugen | Seibel |
| Belter | Glaspey | Linderman | Simonson |
| Berg | Goodman | Link | Solberg, I. |
| Bernabucci | Grant | Lundene | Solberg, O. |
| Bier | Halcrow | Matheny | Stoltenow |
| Boyum | Haugland | McDonald | Stone |
| Bullis | Henning | Metzger | Streibel |
| Bunker | Hensrud | Miedema | Strinden |
| Burke | Hentges | Moquist | Swedlund |
| Connolly | Hilleboe | Mueller | Thorsgard |
| Dahl | Hoffner | Olienyk | Tweten |
| Davis | Hoghaug | Opedahl | Wagner |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Dornacker | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kingsbury | Reimers | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|-------------------------------|--------|----------|------------|
| Dawson | DeKrey | Rivinius | Rundle |
| Absent and not voting: | | | |
| Aas | Gackle | Kelsch | Larson, L. |
| Atkinson | Giffey | Knudson | Thompson |

Backes
Boustead

Hickle

Kuehn

Weber

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 56. A Concurrent Resolution directing the Legislative Research Committee to conduct a study to determine the feasibility of a motor pool to furnish automobile transportation for state employees' travel.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 85; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Kuehn | Rundle |
| Anderson | Freeman | Lang | Sandness |
| Austin | Froehlich | Larson, G. | Schaffer |
| Belter | Gackle | Leibhan | Seibel |
| Berg | Ganser | Lillehaugen | Simonson |
| Bernabucci | Glaspey | Linderman | Solberg, I. |
| Bier | Goodman | Link | Solberg, O. |
| Boustead | Grant | Lundene | Stoltenow |
| Boyum | Halcrow | McDonald | Stone |
| Bullis | Haugland | Metzger | Streibel |
| Bunker | Henning | Miedema | Strinden |
| Burke | Hensrud | Mcquist | Swedlund |
| Connolly | Hentges | Mueller | Thorsgard |
| Dahl | Hilleboe | Olienyk | Twetten |
| Davis | Hoffner | Opedahl | Wagner |
| Dawson | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

DeKrey

Absent and not voting:

| | | | |
|----------|--------|------------|----------|
| Aas | Giffey | Knudson | Sanstead |
| Atkinson | Hickle | Larson, L. | Thompson |
| Backes | Kelsch | Matheny | Weber |

So the House Concurrent Resolution was declared adopted.

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Jacque Stockman, and Rep. Stockman was thereupon introduced to the House.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 71. A Concurrent Resolution directing the Legislative Research Committee, with the cooperation of the Public Service Commission, to study the feasibility of developing a regulatory fee system paid by the regulated industries for the purpose of paying the costs of regulation incurred by the Public Service Commission, and a review of the feasibility of developing similar systems for other State-regulated businesses and industries.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 81; nays, 5; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Lang | Sandness |
| Aamoth | Erickson, W. | Larson, G. | Sanstead |
| Anderson | Freeman | Leibhan | Schaffer |
| Atkinson | Froehlich | Lillehaugen | Seibel |
| Austin | Gackle | Linderman | Simonson |
| Belter | Ganser | Link | Solberg, I. |
| Bernabucci | Giffey | Lundene | Solberg, O. |
| Bier | Grant | Matheny | Stoltenow |
| Boustead | Halcrow | McDonald | Stone |
| Boyum | Haugland | Metzger | Streibel |
| Bullis | Henning | Miedema | Swedlund |
| Bunker | Hensrud | Moquist | Thompson |
| Burke | Hentges | Mueller | Thorsgard |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Register | Wells |
| Dick | Jenkins | Reimers | White |
| Diehl | Johnson, K. | Rivinius | Wilkie |
| Eagles | Jones | Rundle | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|--------|---------|-----------|--------|
| Berg | Goodman | Kingsbury | Powers |
| Dawson | | | |

Absent and not voting:

| | | | |
|-----------|---------|------------|--------------|
| Aas | Glaspey | Knudson | Peterson, R. |
| Backes | Hickle | Kuehn | Strinden |
| Dornacker | Kelsch | Larson, L. | Twetén |

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 72. A Concurrent Resolution directing the Legislative Research Committee to study method of providing an orderly and equitable method of processing claims against the State of North Dakota for damages suffered by citizens.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 88; nays, 0, absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |
| Anderson | Erickson, K. | Kuehn | Sanstead |
| Atkinson | Erickson, W. | Lang | Seibel |
| Austin | Freeman | Larson, G. | Simonson |
| Belter | Froelich | Leibhan | Solberg, I. |
| Berg | Gackle | Lillehaugen | Solberg, O. |
| Bernabucci | Ganser | Linderman | Stoltenow |
| Bier | Giffey | Link | Stone |
| Boustead | Glaspey | Lundene | Streibel |
| Boyum | Goodman | Matheny | Strinden |
| Bullis | Grant | McDonald | Swedlund |
| Bunker | Halcrow | Metzger | Thompson |
| Burke | Haugland | Miedema | Thorsgard |
| Connolly | Henning | Moquist | Twetén |
| Dahl | Hensrud | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Weber |
| Dawson | Hoffner | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, J. | Wells |
| Dick | Hougen | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Johnson, K | Reimers | Mr. Speaker |

Absent and not voting:

| | | | |
|---------|---------|--------------|----------|
| Aas | Hickle | Larson, L. | Sandness |
| Backes | Kelsch | Peterson, R. | Schaffer |
| Hentges | Knudson | | |

So the House Concurrent Resolution was declared adopted.

House Concurrent Resolution No. 75. A Concurrent Resolution urging Congress to give favorable consideration to United States Senate Bill No. 233 which appropriates federal funds for completion of the formal garden and erection of the peace tower at the International Peace Garden.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SIXTH DAY

Bismarck, March 12, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Gary Hansen, Faith Lutheran Church, Bismarck.

Roll was called and all members were present except Reps. Aas, Backes, Hickle, Knudson, Mueller, Reimers and Schaffer.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION OF JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-fourth Day After Recess and Fifty-fifth Day and recommends that the same be corrected as follows:

Page 1129, line 28, delete "203" and insert in lieu thereof "230"

Page 1151, line 15, delete "radios" and insert in lieu thereof "communications"

Page 1157, line 14, following the word "to" add "and the emergency clause was declared carried."

Page 1159, line 44, delete "203" and insert in lieu thereof "230"

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS STATE OF NORTH DAKOTA Executive Office

Bismarck, March 11, 1969

The Honorable Ernest Johnson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that today I signed the following bills:

House Bill No. 43
House Bill No. 146

House Bill No. 172
House Bill No. 178
House Bill No. 194

Sincerely,
WILLIAM L. GUY
Governor

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 30 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill, after the words "the sum of" delete the sum \$49,807,200.00 and in lieu thereof insert the sum \$51,307,200.00.

Line 9 delete the sum \$48,700,000.00 and in lieu thereof insert the sum \$50,200,000.00.

Line 12 delete the sum \$49,807,200.00 and in lieu thereof insert the sum \$51,307,200.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The amount was increased to bring the appropriation up to the amount needed for payment according to the schedule in Senate Bill No. 432.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 45 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 54 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. R. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Concurrent Resolution No. 61 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Davis moved that the report be adopted which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 76 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 110 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the engrossed bill delete the first sum \$342,605.00 and in lieu thereof insert the sum \$291,605.00.

Line 4 after the word "and" delete the sum \$50,000.00 and in lieu thereof insert the sum \$101,000.00.

Delete all of Section 2, lines 17 to 19 inclusive.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Funds were restored for the construction of two livestock barns at the fair grounds as provided for in the executive budget.

REP. MUELLER, Chairman

Rep. J. Peterson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 114 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 105 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 148 has had the same under consideration and recommends that the same do pass and then be re-referred to the Appropriations Committee.

REP. BOUSTEAD, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed and the report was adopted. Senate Bill No. 148 was re-referred to the Committee on Appropriations.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 251 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 178 has had the same under consideration and recommends that the same be amended as follows:

In line 6 of the engrossed bill delete the comma and the words "**and by one**"

Delete line 7

In line 8 delete everything except the period

In line 9 delete the triple parentheses before the word "If"

In line 10 delete the triple parentheses after the period

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Stone moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 266 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 284 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 313 has had the same under consideration and recommends that the same be amended as follows:

On line 42 of the engrossed bill after the word "less" delete the remainder of the line

Delete all of line 43 and insert in lieu thereof the following language "than five hundred dollars or twenty percent of the judgment, whichever amount is greater."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Hougen moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 366 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Boyum moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 373 has had the same under consideration and recommends that the same be returned to the House without recommendation.

REP. MUELLER, Chairman

Rep. Wagner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 393 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 403

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 403

And the Speaker signed the same in the presence of the House of Representatives.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 465 has had the same under consideration and recommends that the same be amended as follows:

On line 21 after the period insert the following language "**This limitation shall not apply to any cause of action existing at the time of the enactment of this subsection.**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred House Bill No. 496 has had the same under consideration and recommends that the same be amended as follows:

Delete all after the words "A BILL" and insert in lieu thereof the following:

"For an Act providing for annexation of unincorporated areas by municipal corporation; validating certain annexation ordinances; repealing chapter 40-51 and chapter 40-51.1 of the North Dakota Century Code; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1. SECTION 1. SHORT TITLE.) This Act may be cited as
2 "The Municipal Annexation Act of 1969".

3 SECTION 2. DECLARATION OF PURPOSE.) It is hereby de-
4 clared that the policies and procedures contained in this Act
5 are necessary and desirable for the orderly growth of urban
6 communities in the state of North Dakota. It is the purpose of
7 this Act:

- 8 1. To encourage natural and well-ordered development
- 9 of municipalities of the state;
- 10 2. To extend municipal government to areas which form
- 11 a part of the whole community;
- 12 3. To simplify governmental structure in urban areas;
- 13 4. To recognize the interrelationship and inter-
- 14 dependence between a municipal corporation and
- 15 areas contiguous or adjacent thereto;
- 16 and to these ends this Act shall be liberally construed. For
- 17 the purposes of this Act contiguity will not be affected by
- 18 the existence of a platted street or alley, a public or
- 19 private right-of-way, or a public or private transportation
- 20 right-of-way or area, or a lake, reservoir, stream, or other
- 21 natural or artificial waterway between the annexing municipi-
- 22 pality and the land to be annexed.

23 SECTION 3. ANNEXATION BY PETITION OF OWNERS
23a AND

24 ELECTORS.) Upon a written petition signed by not less than
25 three-fourths of the qualified electors or by the owners of
26 not less than three-fourths in assessed value of the property
27 in any territory contiguous or adjacent to any incorporated
28 municipality and not embraced within the limits thereof, the
29 governing body of the municipality, by ordinance, may annex
30 such territory to the municipality.

31 SECTION 4. EXCLUSION BY PETITION OF OWNERS
31a AND ELECTORS.)

32 Upon a petition signed by not less than three-fourths of the
33 qualified electors and by the owners of not less than three-
34 fourths in assessed value of the property in any territory with-
35 in the limits of an incorporated municipality and contiguous
36 or adjacent to such limits, the governing body of the municipi-
37 pality, by ordinance, may in its discretion, disconnect and
38 exclude such territory from the municipality. The provisions
39 of this section, however, shall apply only to lands which have
40 not been platted under the provisions of either chapter 40-30

41 or section 57-02-39, and where no municipal improvements have
42 been made or constructed therein or adjacent thereto.

43 SECTION 5. NOTICE — PETITION OR OWNERS AND
43a ELECTORS.)

44 The governing body shall not take final action on a petition
45 presented by owners and electors until the petitioners have
46 given notice of presentation of their petition by one publica-
47 tion in the official newspaper of the municipality, and if
48 none, in the official newspaper of the county.

49 SECTION 6. PETITION OF OWNERS AND ELECTORS —
50 ANNEXATION OR EXCLUSION.) If the governing body
50a determines

51 to annex said area it shall do so by ordinance, a copy of
52 which with an accurate map of the annexed area, certified by
53 the executive officer of the municipality, shall be filed and
54 recorded with the county register of deeds. If the governing
55 body determines to exclude the area petitioned for, it may do
56 so by ordinance adopted and recorded as in case of annexation.

57 SECTION 7. ANNEXATION BY RESOLUTION OF
57a MUNICIPAL

58 CORPORATION.) The governing body of any municipality may
59 adopt a resolution to annex contiguous or adjacent territory
60 as follows:

- 61 1. The governing body of the municipality shall adopt
62 a resolution describing the property to be
63 annexed; and
- 64 2. Shall cause said resolution together with a notice
65 of the time and place it will meet to hear and
66 determine the sufficiency of any written protests
67 against such proposed annexation to be published in
68 the official newspaper once each week for two
69 consecutive weeks. The owners of any real property
70 within the territory proposed to be annexed within
71 thirty days of the first publication of such
72 resolution may file written protests with the city
73 auditor protesting against the proposed annexation.
74 The governing body of the municipality, at its next
75 meeting after the expiration of the time for filing
76 such protests, shall hear and determine the
77 sufficiency thereof; and
- 78 3. In the absence of protests filed by the owners of
79 more than one-fourth of the territory proposed to
80 be annexed as of the date of the adoption of the
81 resolution, the territory described in the resolu-
82 tion shall be included within and shall become a
83 part of the city, and a copy of the resolution with
84 an accurate map of the annexed area, certified by
85 the executive officer of the municipality, shall
86 be filed and recorded with the county register of
87 deeds, and shall become effective at the time and
88 manner set forth in section 16 of this Act.

89 If the owners of one-fourth or more of the territory proposed to
90 be annexed protest, the city may seek annexation by petition
91 to the annexation review commission as hereinafter provided.

92 SECTION 8. ANNEXATION BY PETITION OF
92a MUNICIPAL

93 CORPORATION.) The governing body of any municipal
93a corporation
94 may petition the attorney general for annexation of any
95 territory contiguous or adjacent to it. The petition shall
96 set forth an accurate map of the area sought to be annexed,
97 its description, and the reasons for its annexation.

98 SECTION 9. ANNEXATION REVIEW COMMISSION TO

98a BE
 99 CONSTITUTED — HEARING SET.) Upon receipt of such
 99a petition
 100 the attorney general shall issue an order to constitute an
 101 annexation review commission to hear such petition and he shall
 102 designate a time and place at which the commission shall meet
 103 to consider the petition. The time of such hearing shall
 104 be not less than thirty days after receipt of such petition.
 105 SECTION 10. ANNEXATION REVIEW COMMISSION —
 105a COMPOSITION.)
 106 The annexation review commission shall be composed of the
 107 attorney general, one county member and one city member.
 107a The
 108 board of county commissioners shall appoint one member of the
 108a board
 109 of supervisors, selected by said board of supervisors, from the
 110 township in which the territory sought to be annexed is situated
 111 as the county member on such annexation review commission
 111a and in
 112 the event such territory is not situated in an organized township
 113 then the board of county commissioners shall appoint one of its
 114 members who resides outside the corporate boundaries of the
 115 annexing municipality as the county member on such
 115a commission and
 116 the governing body of the municipality instituting the annexation
 117 proceedings shall appoint one of its members as the city
 118 member on such commission. The attorney general shall be
 119 chairman of such commission, and he may designate one of his
 120 assistant attorneys general to serve and act in his stead on
 121 such commission.
 122 SECTION 11. NOTICE REQUIRED.) At the time he sets the
 123 time and place of hearing, the chairman of such commission
 124 shall direct the annexing municipality to cause a notice of
 125 such hearing and a copy of its petition to be published at
 126 least once a week for two successive weeks in the official
 127 newspaper of such municipal corporation, and to serve a copy
 128 of such notice and petition upon the chairman of the govern-
 129 ing body of the county and township, if organized, wherein the
 130 territory to be annexed lies. Such hearing shall be held not
 131 less than thirty days after the first publication of such notice.
 132 Proof of publication and service of the notice and petition
 133 as required herein shall be filed with the chairman of such
 134 commission prior to the time of such hearing.
 135 SECTION 12. ANNEXATION REVIEW COMMISSION —
 135a HEARING.)
 136 At the time of the hearing the commission shall hear all
 137 evidence with respect to such annexation and it shall consider
 138 all studies, surveys, maps, data, reports and other material
 139 prepared by any state or local governmental subdivision,
 140 planning or zoning commission in the performance of their
 141 functions. Any resident of or person owning property or having
 142 any interest in the area proposed to be annexed and any
 143 elector of the annexing municipality or his representatives
 144 may appear at such hearing and present evidence upon any
 145 matter to be determined by the commission. All proceedings
 146 at the hearing and any continuances thereof shall be recorded
 147 but the same need not be transcribed unless proceedings for
 148 judicial review are initiated as provided in section 15.
 149 SECTION 13. DECISION.) Upon the completion of the
 150 hearing, the commission shall determine if the annexation
 151 should be granted after considering and finding that from the
 152 evidence one or more of the following factors are present with
 153 respect to the proposed annexation which will constitute a more

- 154 harmonious and compatible metropolitan community:
- 155 1. The present and future uses or development of the area
 - 156 sought to be annexed;
 - 157 2. Whether a community of interest exists between the area
 - 158 sought to be annexed and the annexing municipality;
 - 159 3. The educational, recreational, civic, social, religious,
 - 160 industrial, commercial, or municipal facilities and services
 - 161 made available by or in the annexing municipality to any
 - 162 resident, business, industry or employee of such business
 - 163 or industry located in the area sought to be annexed;
 - 164 4. Whether any governmental services or facilities of the
 - 165 annexing municipality are or can be made available to the
 - 166 area sought to be annexed;
 - 167 5. The economic, physical and social relationship of the
 - 168 inhabitants, businesses, or industries of the area sought
 - 169 to be annexed to the annexing municipal corporation, and
 - 170 to the school districts and other political subdivisions
 - 171 affected thereby.

172 If a majority of the commission are satisfied that the
 173 annexation should be granted, it shall determine the terms and
 174 conditions upon which annexation is to be had and shall enter an
 175 order granting the petition. In all cases, the commission shall
 176 set forth in writing its findings of fact, its conclusion based
 177 thereon and its decision, and shall mail a copy thereof to all
 178 parties to the annexation proceedings.

179 The order granting the petition shall set forth in detail
 180 all such terms and conditions upon which the petition is granted
 181 and the effective date thereof. Such order together with an
 182 accurate map of the annexed area, certified by the executive
 183 officer of the municipality, shall be filed and recorded in the
 184 office of the register of deeds of the county wherein the annexed
 185 territory is situated.

186 SECTION 14. POWERS OF THE COMMISSION —
 186a DECISION — TERMS.)

187 The commission in making its decision, shall balance the equities
 188 presented by the evidence and shall enter an order setting forth
 189 what it deems to be fair and reasonable terms and conditions and
 190 shall direct the annexation in conformity therewith. It shall
 191 have power:

- 192 1. To approve or disapprove, with or without amendment,
- 193 wholly, partially, or conditionally the petition for
- 194 annexation;
- 195 2. To determine the metes and bounds of the territory
- 196 to be annexed and may include the same area or a
- 197 smaller area than that described in the petition;
- 198 3. To require payment by the municipal corporation of
- 199 a sum determined by the commission payable to
- 199a compensate
- 200 for the value of public improvements acquired by the
- 201 annexation proceedings and to require the assumption by
- 202 the municipal corporation of a pro rata share of any
- 203 existing bonded indebtedness of any township from which
- 204 territory is annexed.

205 SECTION 15. REVIEW OF DETERMINATION OF
 205a COMMISSION BY

206 CERTIORARI.) Within thirty days after receipt of the
 207 commission's order, any interested party dissatisfied with
 208 the decision made by the annexation review commission may
 209 make an application to the district court for a writ of certiorari.
 210 The review upon such writ shall extend only to the
 210a determination
 211 of whether such commission has pursued its authority regularly
 212 and has not exceeded its jurisdiction or abused its discretion

213 under the provisions of this Act.

214 SECTION 16. EFFECTIVE DATE OF ANNEXATION.)

214a Territory

215 annexed to a municipality under the provisions of this Act shall
216 be annexed as of the date of the order of the commission, except
217 for tax purposes, and a copy of the resolution with an accurate
218 map of the annexed area, certified by the executive officer of
219 the municipality, shall be filed and recorded with the county
220 register of deeds. Annexation shall be effective for the purpose
221 of general taxation on and after the first day of January next
222 ensuing, provided, however, the municipal corporation shall
222a continue

223 to classify as agricultural lands for tax purpose all lands in the
224 annexed area which were classified as agricultural lands
225 immediately prior to such annexation proceedings until such
225a lands
226 are subdivided, or put to another use.

227 SECTION 17. COST OF ANNEXATION.) The costs of

227a annexation

228 proceedings shall be paid by the municipal corporation institut-
229 ing the proceeding and shall be the same as those allowed in
230 any civil action.

231 SECTION 18. VALIDATING CERTAIN ORDINANCES AND

232 RESOLUTIONS.) Any ordinance or resolution annexing any

233 territory adopted by a municipal corporation pursuant to

233a chapter

234 338 of the Session Laws of 1967 subsequent to the first day of
235 July 1967 and prior to the sixth day of March 1969, is hereby
236 validated, ratified, approved and confirmed as of the effective
236a date

237 of such ordinance or resolution, provided, that after public
238 hearing thereon, the governing body finds that as of the time
239 the annexation proceedings were commenced by such municipal
240 corporation:

- 241 1. Such annexation was undertaken upon the written
- 242 petition signed by not less than three-fourths
- 243 of the qualified electors and by the owners of
- 244 not less than three-fourths in assessed value of the
- 245 property in the territory annexed under such ordinance;
- 245a or
- 246 2. That the governing body of such municipal corporation
- 247 commenced such annexation proceedings by adopting a
- 248 resolution describing the property proposed to be
- 249 annexed and caused such resolution to be published once
- 250 a week for two successive weeks in the official newspaper
- 251 of the city and that there was an absence of protests
- 252 filed by more than one-fourth of the property owners as of
- 253 the date of the adoption of said resolution by number
- 254 within the territory that was annexed pursuant to such
- 255 resolution.

256 The provisions of this section shall be applicable to any
257 municipality provided the governing body thereof shall adopt a
258 resolution stating its intent to validate any such annexations
259 and shall cause a copy of said resolution together with a notice
260 of the time and place it will meet to hear and determine facts
261 with respect to subsections 1 and 2 of this section, to be
262 published once each week for two successive weeks in the
263 official newspaper of such municipality. The date of such
264 hearing shall be not less than thirty days after the first
265 publication of such resolution of intent. Upon finding that
266 the facts set forth in either subsections 1 or 2 of this
267 section were present at the time such annexation proceedings
268 were commenced, the governing body shall pass a resolution

269 validating the same and shall cause a copy thereof certified
 270 by the executive officer of the municipality to be filed in the
 271 office of the register of deeds of the county wherein the
 272 annexed territory is situated.

273 **SECTION 19. RELATION OF THIS ACT TO OTHER LAWS.)**

274 The powers conferred and the limitations imposed by this Act
 275 shall be in addition and supplemental to, and not in substitution
 276 for, powers conferred by any other law.

277 **SECTION 20. SAVINGS CLAUSE.)** If any section, subsection,
 278 subdivision, sentence, or clause of this Act is for any reason
 279 held to be unconstitutional, such decision shall not affect
 280 the validity of the remaining portions of the Act.

281 **SECTION 21. REPEAL.)** Chapters 40-51 and 40-51.1 of the
 282 North Dakota Century Code are hereby repealed.

283 **SECTION 22. EMERGENCY.)** This Act is hereby declared to
 283a be

284 an emergency measure and shall be in full force and effect from
 285 and after its passage and approval."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. SCHAFFER, Chairman

Rep. Hoghaug moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 25. A Bill for an Act making an appropriation to the capitol grounds planning commission out of the general fund for the purpose of defraying the expenses of the commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 17; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Seibel |
| Anderson | Erickson, W. | Kuehn | Solberg, I. |
| Atkinson | Freeman | Lang | Solberg, O. |
| Austin | Giffey | Larson, G. | Stoltenow |
| Belter | Glaspey | Leibhan | Stone |
| Bier | Goodman | Linderman | Streibel |
| Boustead | Grant | Link | Strinden |
| Bullis | Halcrow | Lundene | Swedlund |
| Bunker | Haugland | Moquist | Thompson |
| Burke | Henning | Olienyk | Thorsgard |
| Dahl | Hensrud | Opedahl | Tweten |
| Davis | Hentges | Peterson, J. | Wagner |
| DeKrey | Hilleboe | Peterson, R. | Weber |
| Dick | Hoffner | Powers | Welder |
| Diehl | Hougen | Sandness | White |
| Dornacker | Jenkins | Sanstead | Wilkie |
| Eagles | Jones | Schaffer | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|------------|------------|-------------|----------|
| Berg | Gackle | Lillehaugen | Rivinius |
| Bernabucci | Ganser | Matheny | Rundle |
| Boyum | Hoghaug | McDonald | Simonson |
| Connolly | Johnson, K | Metzger | Wells |
| Dawson | | | |

Absent and not voting:

| | | | |
|--------|----------|------------|----------|
| Aamoth | Froelich | Knudson | Mueller |
| Aas | Hickle | Larson, L. | Register |
| Backes | Kelsch | Miedema | Reimers |

So the bill passed and the title was agreed to.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 403

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 40

Senate Bill No. 125

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 164

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 41

Senate Bill No. 116

Senate Bill No. 200

Senate Bill No. 314

Senate Bill No. 347

Senate Bill No. 445

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 7

House Bill No. 8

House Bill No. 13

House Bill No. 266

House Bill No. 280

House Bill No. 381

House Bill No. 440

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 84

House Bill No. 151

House Bill No. 271

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

House Bill No. 84

Rep. Jenkins

Rep. Diehl

Rep. Linderman

House Bill No. 151

Rep. K. Johnson

Rep. Ganser

Rep. K. Erickson

House Bill No. 271
Rep. Kelsch
Rep. Atkinson
Rep. Giffey

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return:
Senate Bill No. 307
Which the House has amended.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 403
Which the President has signed.

LEO LEIDHOLM, Secretary

RECOGNITION

Speaker E. Johnson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Sophus Trom, and Rep. Trom was thereupon introduced to the House.

SECOND READING OF SENATE BILLS

Senate Bill No. 29. A Bill for an Act making an appropriation to meet the extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 84; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Sanstead |
| Anderson | Gackle | Lang | Schaffer |
| Atkinson | Ganser | Larson, G. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Belter | Glaspay | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Connolly | Hentges | Moquist | Thompson |
| Davis | Hilleboe | Mueller | Thorsgard |
| DeKrey | Hoffner | Olienyk | Twetten |
| Dick | Hoghaug | Opedahl | Wagner |
| Diehl | Hougen | Peterson, J. | Weber |
| Dornacker | Jenkins | Peterson, R. | Welder |
| Eagles | Johnson, K. | Powers | Wells |
| Emerson | Jones | Register | White |
| Erickson, K. | Kelsch | Rivinius | Wilkie |
| Erickson, W. | Kingsbury | Sandness | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|------|--------|--------|
| Bernabucci | Dahl | Dawson | Rundle |
| Burke | | | |

Absent and not voting:

| | | | |
|--------|----------|------------|---------|
| Aamoth | Froelich | Knudson | Miedema |
| Aas | Hickle | Larson, L. | Reimers |
| Backes | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 34. A Bill for an Act relating to a study by the legislative research committee for the development of a plan for an integrated data processing system for the institutions under the authority of the board of higher education, and providing for an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 2; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Sandness |
| Anderson | Erickson, W. | Kuehn | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |
| Austin | Ganser | Larson, G. | Seibel |
| Belter | Giffey | Leibhan | Simonson |
| Berg | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Boustead | Grant | Link | Stoltenow |
| Boyum | Halcrow | Lundene | Stone |
| Bullis | Haugland | McDonald | Streibel |
| Bunker | Henning | Metzger | Strinden |
| Burke | Hensrud | Moquist | Swedlund |
| Connolly | Hentges | Mueller | Thompson |
| Dahl | Hilleboe | Olienyk | Thorsgard |
| Davis | Hoffner | Opedahl | Tweten |
| Dawson | Hoghaug | Peterson, J. | Wagner |
| DeKrey | Hougen | Peterson, R. | Weber |
| Dick | Jenkins | Powers | Welder |
| Diehl | Johnson, K. | Register | Wells |
| Dornacker | Jones | Reimers | Wilkie |
| Eagles | Kelsch | Rivinius | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

Matheny Rundle

Absent and not voting:

| | | | |
|--------|----------|------------|---------|
| Aamoth | Bier | Hickle | Miedema |
| Aas | Freeman | Knudson | White |
| Backes | Froelich | Larson, L. | |

So the bill passed and the title was agreed to.

Senate Bill No. 51. A Bill for an Act to amend and reenact sections 54-12-07 and 54-12-08 of the North Dakota Century Code, relating to salaries of assistant and special assistant attorneys general, and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Kingsbury | Rundle |
| Anderson | Freeman | Kuehn | Sandness |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Gackle | Larson, G. | Schaffer |
| Belter | Ganser | Leibhan | Seibel |
| Berg | Giffey | Lillehaugen | Simonson |
| Bernabucci | Glaspey | Linderman | Solberg, I. |

| | | | |
|------------------------|-------------|--------------|-------------|
| Bier | Goodman | Link | Solberg, O. |
| Boyum | Grant | Lundene | Stoltenow |
| Bullis | Halcrow | Matheny | Stone |
| Bunker | Haugland | McDonald | Streibel |
| Burke | Henning | Metzger | Strinden |
| Connolly | Hensrud | Moquist | Swedlund |
| Dahl | Hentges | Mueller | Thompson |
| Davis | Hilleboe | Olienyk | Thorsgard |
| Dawson | Hoffner | Opedahl | Tweten |
| Dick | Hoghaug | Peterson, J. | Wagner |
| Diehl | Hougen | Peterson, R. | Welder |
| Dornacker | Jenkins | Powers | Wells |
| Eagles | Johnson, K. | Register | White |
| Emerson | Jones | Reimers | Wilkie |
| Erickson, K. | Kelsch | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Aamoth | Boustead | Knudson | Miedema |
| Aas | DeKrey | Larson, L. | Weber |
| Backes | Hickle | | |

So the bill passed and the title was agreed to.

Senate Bill No. 95. A Bill for an Act to amend and reenact sections 16-09-05 and 16-09-06 of the North Dakota Century Code, relating to voting places.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 3; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rundle |
| Anderson | Erickson, W. | Kingsbury | Sandness |
| Atkinson | Freeman | Kuehn | Sanstead |
| Austin | Froelich | Lang | Schaffer |
| Belter | Gackle | Larson, G. | Simonson |
| Berg | Ganser | Leibhan | Solberg, I. |
| Bier | Giffey | Lillehaugen | Stoltenow |
| Boustead | Glaspay | Linderman | Stone |
| Boyum | Goodman | Link | Streibel |
| Bullis | Grant | Matheny | Strinden |
| Bunker | Halcrow | McDonald | Swedlund |
| Burke | Henning | Metzger | Thompson |
| Connolly | Hensrud | Moquist | Thorsgard |
| Dahl | Hentges | Olienyk | Tweten |
| Davis | Hilleboe | Opedahl | Wagner |
| DeKrey | Hoffner | Peterson, J. | Weber |
| Dick | Hoghaug | Peterson, R. | Welder |
| Diehl | Hougen | Powers | Wells |
| Dornacker | Jenkins | Register | White |
| Eagles | Johnson, K. | Reimers | Wilkie |
| Emerson | Jones | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------------------|------------|------------|-------------|
| Haugland | Lundene | Seibel | |
| Absent and not voting: | | | |
| Aamoth | Bernabucci | Knudson | Mueller |
| Aas | Dawson | Larson, L. | Solberg, O. |
| Backes | Hickle | Miedema | |

So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 403

Was delivered to the Governor for his approval at the hour of 2:30 o'clock P.M., March 12, 1969.

REP. GANSER, Chairman

SECOND READING OF SENATE BILLS

Senate Bill No. 154. A Bill for an Act to amend and reenact sections 52-01-03, 57-38-57, 57-39.2-23 and 65-04-15 of the North Dakota Century Code, relating to the exchange of certain information by the unemployment compensation division of the employment security bureau, the tax commissioner and the workmen's compensation bureau.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 9; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kelsch | Sanstead |
| Anderson | Froelich | Kuehn | Schaffer |
| Atkinson | Gackle | Lang | Seibel |
| Austin | Ganser | Larson, G. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Glaspey | Lillehaugen | Solberg, O. |
| Bier | Goodman | Linderman | Stoltenow |
| Boyum | Grant | Link | Stone |
| Bunker | Haugland | Lundene | Streibel |
| Connolly | Henning | Matheny | Strinden |
| Dahl | Hensrud | McDonald | Swedlund |
| Davis | Hentges | Moquist | Thompson |
| DeKrey | Hilleboe | Olienyk | Thorsgard |
| Dick | Hoffner | Opedahl | Tweten |
| Diehl | Hoghaug | Peterson, R. | Wagner |
| Dornacker | Hougen | Powers | Weber |
| Eagles | Jenkins | Register | Wells |
| Emerson | Johnson, K. | Rivinius | Wilkie |
| Erickson, K. | Jones | Sandness | Mr. Speaker |
| Erickson, W. | | | |

Those voting in the negative were:

| | | | |
|------------|-----------|---------|--------|
| Bernabucci | Dawson | Metzger | Welder |
| Bullis | Kingsbury | Rundle | White |
| Burke | | | |

Absent and not voting:

| | | | |
|--------|----------|------------|--------------|
| Aamoth | Boustead | Knudson | Mueller |
| Aas | Halcrow | Larson, L. | Peterson, J. |
| Backes | Hickle | Miedema | Reimers |

So the bill passed and the title was agreed to.

Senate Bill No. 242. A Bill for an Act to provide for payment of expenses to a certain state officer elected in 1964 for a six year term, making an appropriation and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kelsch | Rundle |
| Anderson | Erickson, K. | Kingsbury | Sandness |
| Atkinson | Erickson, W. | Kuehn | Sanstead |
| Austin | Freeman | Lang | Schaffer |
| Belter | Froelich | Larson, G. | Seibel |
| Berg | Gackle | Leibhan | Simonson |
| Bernabucci | Ganser | Lillehaugen | Solberg, I. |

| | | | |
|------------------------|-------------|--------------|-------------|
| Bier | Giffey | Linderman | Solberg, O. |
| Boustead | Glaspay | Link | Stoltenow |
| Boyum | Goodman | Lundene | Stone |
| Bullis | Grant | Matheny | Streibel |
| Bunker | Haugland | McDonald | Strinden |
| Burke | Henning | Metzger | Swedlund |
| Connolly | Hensrud | Moquist | Thompson |
| Dahl | Hentges | Olienyk | Thorsgard |
| Davis | Hilleboe | Opedahl | Tweten |
| Dawson | Hoffner | Peterson, J. | Wagner |
| DeKrey | Hoghaug | Peterson, R. | Weber |
| Dick | Hougen | Powers | Welder |
| Diehl | Jenkins | Register | Wells |
| Dornacker | Johnson, K. | Reimers | White |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Aarnoth | Halcrow | Larson, L. | Mueller |
| Aas | Hickle | Miedema | Wilkie |
| Backes | Knudson | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Bier moved that Senate Bill No. 258 be laid over one legislative day, which motion prevailed.

Rep. Bier moved that Senate Bill No. 267 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 274. A Bill for an Act to amend and reenact subdivision (3) of subsection D of section 52-09-20 of the North Dakota Century Code, relating to definitions of primary insurance benefit under North Dakota Old Age and Survivor Insurance System.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Sanstead |
| Aarnoth | Erickson, K. | Kuehn | Schaffer |
| Anderson | Erickson, W. | Lang | Seibel |
| Austin | Freeman | Larson, G. | Simonson |
| Belter | Froelich | Leibhan | Solberg, I. |
| Berg | Gackle | Lillehaugen | Solberg, O. |
| Bernabucci | Ganser | Linderman | Stoltenow |
| Bier | Glaspay | Link | Stone |
| Boustead | Goodman | Lundene | Streibel |
| Boyum | Grant | Matheny | Strinden |
| Bullis | Halcrow | Metzger | Swedlund |
| Bunker | Haugland | Moquist | Thompson |
| Burke | Henning | Olienyk | Thorsgard |
| Connolly | Hensrud | Peterson, J. | Tweten |
| Dahl | Hentges | Peterson, R. | Wagner |
| Davis | Hoffner | Powers | Weber |
| Dawson | Hoghaug | Register | Welder |
| DeKrey | Hougen | Reimers | Wells |
| Dick | Jenkins | Rivinius | White |
| Diehl | Johnson, K. | Rundle | Wilkie |
| Dornacker | Jones | Sandness | Mr. Speaker |
| Eagles | | | |
| Absent and not voting: | | | |
| Aas | Hickle | Knudson | Miedema |

| | | | |
|----------|----------|------------|---------|
| Atkinson | Hilleboe | Larson, L. | Mueller |
| Backes | Kelsch | McDonald | Opedahl |
| Giffey | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 402. A Bill for an Act relating to a study by the legislative research committee of the procedures, administration, and functions of county government; and providing an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 9; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Sanstead |
| Aamoth | Erickson, K. | Kuehn | Schaffer |
| Anderson | Erickson, W. | Lang | Seibel |
| Austin | Freeman | Larson, G. | Simonson |
| Belter | Froelich | Leibhan | Solberg, I. |
| Bernabucci | Gackle | Linderman | Solberg, O. |
| Bier | Ganser | Link | Stoltenow |
| Boustead | Goodman | Lundene | Stone |
| Boyum | Grant | Matheny | Streibel |
| Bullis | Halcrow | Metzger | Strinden |
| Bunker | Haugland | Olienyk | Swedlund |
| Burke | Henning | Opedahl | Thompson |
| Connolly | Hensrud | Peterson, J. | Thorsgard |
| Dahl | Hentges | Peterson, R. | Tweten |
| Davis | Hilleboe | Powers | Weber |
| Dawson | Hoffner | Register | Wells |
| Dick | Hoghaug | Reimers | White |
| Diehl | Hougen | Rivinius | Wilkie |
| Dornacker | Jenkins | Sandness | Mr. Speaker |
| Eagles | Johnson, K. | | |

Those voting in the negative were:

| | | | |
|---------|-------------|---------|--------|
| Berg | Kingsbury | Moquist | Wagner |
| DeKrey | Lillehaugen | Rundle | Weider |
| Glaspay | | | |

Absent and not voting:

| | | | |
|----------|--------|------------|---------|
| Aas | Giffey | Knudson | Miedema |
| Atkinson | Hickle | Larson, L. | Mueller |
| Backes | Kelsch | McDonald | |

So the bill passed and the title was agreed to.

Senate Bill No. 427. A Bill for an Act to provide for the establishment, licensing and supervision of foster family care homes for adults; to amend and reenact sections 50-11-01, 50-11-02, 50-11-03, 50-11-04, 50-11-05, 50-11-06, 50-11-07, 50-11-08, 50-11-09 and 50-11-10 of the North Dakota Century Code, relating to the establishment, licensing and supervision of children's homes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 63; nays, 26; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aafedt | Dornacker | Hougen | Sandness |
| Aamoth | Eagles | Jenkins | Sanstead |
| Anderson | Erickson, K. | Kelsch | Seibel |
| Atkinson | Erickson, W. | Kingsbury | Solberg, I. |
| Austin | Freeman | Lang | Stone |
| Belter | Ganser | Larson, G. | Streibel |
| Bier | Giffey | Leibhan | Strinden |

| | | | |
|----------|----------|--------------|-------------|
| Boustead | Glaspey | Linderman | Swedlund |
| Boyum | Goodman | Lundene | Thompson |
| Bullis | Grant | McDonald | Thorsgard |
| Bunker | Haugland | Opedahl | Tweten |
| Cónnolly | Henning | Peterson, J. | Weber |
| Dawson | Hensrud | Peterson, R. | White |
| DeKrey | Hentges | Powers | Wilkie |
| Dick | Hilleboe | Register | Mr. Speaker |
| Diehl | Hoghaug | Reimers | |

Those voting in the negative were:

| | | | |
|------------|-------------|----------|-----------|
| Berg | Halcrow | Matheny | Schaffer |
| Bernabucci | Hoffner | Metzger | Simonson |
| Burke | Johnson, K. | Moquist | Stoltenow |
| Dahl | Jones | Olienyk | Wagner |
| Emerson | Kuehn | Rivinius | Welder |
| Froelich | Lillehaugen | Rundle | Wells |
| Gackle | Link | | |

Absent and not voting:

| | | | |
|--------|---------|------------|-------------|
| Aas | Hickle | Larson, L. | Mueller |
| Backes | Knudson | Miedema | Solberg, O. |
| Davis | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 432. A Bill for an Act to amend and reenact section 15-40-12 of the North Dakota Century Code, relating to the foundation program payments.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 71; nays, 22; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Sanstead |
| Aamoth | Froelich | Lang | Schaffer |
| Anderson | Gackle | Larson, G. | Seibel |
| Atkinson | Ganser | Leibhan | Solberg, I. |
| Austin | Giffey | Lillehaugen | Stone |
| Belter | Goodman | Lundene | Streibel |
| Bier | Grant | Metzger | Strinden |
| Boustead | Halcrow | Miedema | Swedlund |
| Bunker | Haugland | Moquist | Thompson |
| Burke | Henning | Mueller | Thorsgard |
| DeKrey | Hensrud | Olienyk | Tweten |
| Dick | Hentges | Opedahl | Wagner |
| Diehl | Hilleboe | Peterson, J. | Weber |
| Dornacker | Hoffner | Peterson, R. | Welder |
| Eagles | Hougen | Powers | White |
| Emerson | Johnson, K. | Register | Wilkie |
| Erickson, K. | Jones | Reimers | Mr. Speaker |
| Erickson, W. | Kelsch | Sandness | |

Those voting in the negative were:

| | | | |
|------------|-----------|-----------|-------------|
| Berg | Davis | Linderman | Rundle |
| Bernabucci | Dawson | Link | Simonson |
| Boyum | Glaspey | Matheny | Solberg, O. |
| Bullis | Hoghaug | McDonald | Stoltenow |
| Connolly | Jenkins | Rivinius | Wells |
| Dahl | Kingsbury | | |

Absent and not voting:

| | | | |
|--------|--------|---------|------------|
| Aas | Hickle | Knudson | Larson, L. |
| Backes | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 447. A Bill for an Act to amend and reenact section 39-19-01 of the North Dakota Century Code relating to the authority of the reciprocity commission to execute agreements, arrangements, or declarations involving the powers and duties of the reciprocity commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|-------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kuehn | Rivinius |
| Aamoth | Erickson, K. | Lang | Sandness |
| Anderson | Erickson, W. | Larson, G. | Sanstead |
| Atkinson | Froelich | Leibhan | Schaffer |
| Austin | Gackle | Lillehaugen | Seibel |
| Belter | Ganser | Linderman | Simonson |
| Berg | Giffey | Link | Solberg, I. |
| Bernabuucci | Glaspey | Lundene | Solberg, O. |
| Boustead | Goodman | Matheny | Stoltenow |
| Boyum | Grant | McDonald | Stone |
| Bullis | Halcrow | Metzger | Streibel |
| Bunker | Haugland | Miedema | Strinden |
| Burke | Henning | Moquist | Swedlund |
| Cannolly | Hensrud | Mueller | Thompson |
| Dahl | Hentges | Olienyk | Thorsgard |
| Davis | Hilleboe | Opedahl | Tweten |
| Dawson | Hoffner | Peterson, J. | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Dick | Hougen | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Kelsch | Reimers | Mr. Speaker |
| Eagles | Kingsbury | | |

Those voting in the negative were:

Johnson, K. Rundle

Absent and not voting:

| | | | |
|--------|---------|------------|--------|
| Aas | Freeman | Knudson | Wagner |
| Backes | Hickle | Larson, L. | Wells |
| Bier | Jones | | |

So the bill passed and the title was agreed to.

Senate Bill No. 469. A Bill for an Act to provide payment of expenses to certain elected state officers, and making an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 11; absent and not voting, 8.

Those voting in the negative were:

| | | | |
|-------------|--------------|-------------|-------------|
| Aafedt | Dornacker | Hoghaug | Reimers |
| Aamoth | Eagles | Hougen | Rivinius |
| Anderson | Emerson | Jenkins | Rundle |
| Atkinson | Erickson, K. | Johnson, K. | Sandness |
| Austin | Erickson, W. | Jones | Sanstead |
| Belter | Freeman | Kelsch | Solberg, I. |
| Berg | Froelich | Kuehn | Stoltenow |
| Bernabuucci | Gackle | Lang | Stone |
| Bier | Ganser | Larson, G. | Streibel |
| Boustead | Giffey | Linderman | Strinden |
| Boyum | Glaspey | Link | Swedlund |
| Bullis | Goodman | Lundene | Thompson |

| | | | |
|----------|----------|--------------|-------------|
| Bunker | Grant | McDonald | Thorsgard |
| Burke | Halcrow | Miedema | Tweten |
| Connolly | Haugland | Mueller | Wagner |
| Dahl | Henning | Olienyk | Wells |
| Davis | Hensrud | Opedahl | White |
| DeKrey | Hentges | Peterson, J. | Wilkie |
| Dick | Hilleboe | Peterson, R. | Mr. Speaker |
| Diehl | Hoffner | Powers | |

Those voting in the negative were:

| | | | |
|-----------|-------------|----------|----------|
| Dawson | Lillehaugen | Moquist | Simonson |
| Kingsbury | Matheny | Register | Welder |
| Leibhan | Metzger | Seibel | |

Absent and not voting:

| | | | |
|--------|---------|------------|-------------|
| Aas | Hickle | Larson, L. | Solberg, O. |
| Backes | Knudson | Schaffer | Weber |

So the bill passed and the title was agreed to.

Rep. R. Peterson:

POINT OF PERSONAL PRIVILEGE

"I would like to apologize to Rep. Rundle and to this Assembly. There are 71 schools in North Dakota today that do not meet the state minimum requirements, and seven that do not meet the standards as set by the State Department."

SECOND READING OF A SENATE BILL

Senate Bill No. 473. A Bill for an Act to amend chapter 57-01 of the North Dakota Century Code, by creating and enacting thereto a new section, relating to the approval of refunds by the tax commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Register |
| Aamoth | Emerson | Kelsch | Reimers |
| Anderson | Erickson, K. | Kingsbury | Rivinius |
| Atkinson | Erickson, W. | Kuehn | Rundle |
| Austin | Freeman | Lang | Sandness |
| Belter | Froelich | Larson, G. | Sanstead |
| Berg | Ganser | Leibhan | Seibel |
| Bernabucci | Giffey | Lillehaugen | Simonson |
| Bier | Glaspey | Linderman | Solberg, I. |
| Boustead | Goodman | Link | Stoltenow |
| Boyum | Grant | Lundene | Stone |
| Bullis | Halcrow | Matheny | Streibel |
| Bunker | Haugland | McDonald | Swedlund |
| Burke | Henning | Metzger | Thompson |
| Connolly | Hensrud | Miedema | Thorsgard |
| Dahl | Hentges | Moquist | Wagner |
| Davis | Hilleboe | Mueller | Weber |
| Dawson | Hoffner | Olienyk | Welder |
| DeKrey | Hoghaug | Opedahl | Wells |
| Dick | Hougen | Peterson, J. | White |
| Diehl | Jenkins | Peterson, R. | Wilkie |
| Dornacker | Johnson, K. | Powers | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|------------|-------------|----------|
| Aas | Hickle | Schaffer | Strinden |
| Backes | Knudson | Solberg, O. | Tweten |
| Gackle | Larson, L. | | |

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 17. A Concurrent Resolution directing the Legislative Research Committee to conduct a study of alternative methods of assisting counties and cities in the financing of road and street construction and maintenance, and to make a report to the legislative assembly.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, **as amended**, the roll was called and there were ayes, 50; nays, 39; absent and not voting 9.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Glaspey | Leibhan | Stone |
| Aamoth | Goodman | Lillehaugen | Streibel |
| Anderson | Grant | Linderman | Swedlund |
| Atkinson | Hentges | Link | Thompson |
| Austin | Hilleboe | Lundene | Thorsgard |
| Boustead | Hoffner | Metzger | Tweten |
| Boyum | Hougen | Miedema | Wagner |
| Burke | Johnson, K. | Mueller | Weber |
| Dahl | Jones | Opedahl | Welder |
| Emerson | Kelsch | Peterson, R. | Wells |
| Erickson, K. | Kuehn | Reimers | White |
| Ganser | Lang | Solberg, I. | Mr. Speaker |
| Giffey | Larson, G. | | |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-----------|
| Belter | Diehl | Hensrud | Register |
| Berg | Dornacker | Hoghaug | Rivinius |
| Bernabucci | Eagles | Jenkins | Rundle |
| Bier | Erickson, W. | Kingsbury | Sandness |
| Bullis | Freeman | Matheny | Sanstead |
| Bunker | Froelich | McDonald | Seibel |
| Connolly | Gackle | Moquist | Simonson |
| Davis | Halcrow | Olienyk | Stoltenow |
| Dawson | Haugland | Peterson, J. | Wilkie |
| DeKrey | Henning | Powers | |

Absent and not voting:

| | | | |
|--------|---------|------------|-------------|
| Aas | Hickle | Larson, L. | Solberg, O. |
| Backes | Knudson | Schaffer | Strinden |
| Dick | | | |

So the House Concurrent Resolution was declared adopted.

Rep. Reimers requested that his vote be changed from yea to nay, and Speaker E. Johnson ruled that according to House Rule No. 57, the House could not recognize Rep. Reimer's change of vote.

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 10, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and House Bill No. 10 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 10. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment for the tuberculosis sanatorium at San Haven, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kuehn | Sandness |
| Aamoth | Froelich | Lang | Sanstead |
| Anderson | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Leibhan | Seibel |
| Austin | Giffey | Lillehaugen | Simonson |
| Belter | Glaspey | Linderman | Solberg, I. |
| Berg | Goodman | Link | Solberg, O. |
| Bier | Grant | Lundene | Stoltenow |
| Boustead | Halcrow | Matheny | Stone |
| Boyum | Haugland | McDonald | Streibel |
| Bullis | Henning | Metzger | Strinden |
| Bunker | Hensrud | Miedema | Swedlund |
| Burke | Hentges | Moquist | Thompson |
| Connolly | Hilleboe | Mueller | Thorsgard |
| Dahl | Hoffner | Olienyk | Tweten |
| Davis | Hoghaug | Obedahl | Wagner |
| DeKrey | Hougen | Peterson, J. | Weber |
| Dick | Jenkins | Peterson, R. | Welder |
| Diehl | Johnson, K. | Powers | Wells |
| Eagles | Jones | Register | White |
| Emerson | Kelsch | Reimers | Wilkie |
| Erickson, K. | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, W. | | | |

Those voting in the negative were:

Bernabucci Rundle

Absent and not voting:

| | | | |
|--------|-----------|---------|------------|
| Aas | Dawson | Hickle | Larson, L. |
| Backes | Dornacker | Knudson | |

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE ON HOUSE BILL No. 10

Rep. Bernabucci: "I voted no on House Bill No. 10 simply because I resist the deletion of House Amendment A from our House appropriation bills by the Senate. At such time as the State Hospital Bill comes before this House, I will explain further."

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 82, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and House Bill No. 82 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 82. A Bill for an Act making an appropriation for paying the salaries and other expenses of the state tax commissioner and for making an appropriation of motor vehicle fuel tax revenues to the general fund to cover the cost of administering the motor fuel tax laws.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 88; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|----------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Aamoth | Erickson, W. | Kingsbury | Sandness |
| Atkinson | Freeman | Kuehn | Sanstead |
| Austin | Froelich | Lang | Schaffer |
| Belter | Gackle | Larson, G. | Seibel |
| Bernabucci | Ganser | Leibhan | Simonson |

| | | | |
|-----------|-------------|--------------|-------------|
| Bier | Giffey | Lillehaugen | Solberg, I. |
| Boustead | Glaspay | Linderman | Solberg, O. |
| Boyum | Goodman | Link | Stoltenow |
| Bullis | Grant | Lundene | Stone |
| Bunker | Halcrow | McDonald | Streibel |
| Burke | Haugland | Metzger | Swedlund |
| Connolly | Henning | Miedema | Thompson |
| Dahl | Hensrud | Moquist | Thorsgard |
| Davis | Hentges | Mueller | Tweten |
| Dawson | Hilleboe | Olienyk | Wagner |
| DeKrey | Hoffner | Opedahl | Weber |
| Dick | Hoghaug | Peterson, J. | Welder |
| Diehl | Hougen | Peterson, R. | Wells |
| Dornacker | Jenkins | Powers | White |
| Eagles | Johnson, K. | Register | Wilkie |
| Emerson | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

Matheny Rundle

Absent and not voting:

| | | | |
|----------|--------|---------|------------|
| Aas | Backes | Hickle | Larson, L. |
| Anderson | Berg | Knudson | Strinden |

So the bill passed and the title was agreed to.

Rep. Dornacker moved that the House reconsider its action by which Senate Bill No. 176 was passed, which motion prevailed.

Rep. Dornacker requested unanimous consent of the House for the purpose of amending Senate Bill No. 176, which consent was granted.

Rep. Dornacker moved the adoption of the following amendment to Senate Bill No. 176:

In the first line of the title delete the number "47" and insert in lieu thereof the numeral "46".

Rep. Dornacker's motion prevailed.

Rep. Dornacker moved that the rules be suspended and that Senate Bill No. 176 be deemed properly engrossed and placed on Second Reading and Final Passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 176. A Bill for an Act to amend and reenact section 57-47-01.1 of the North Dakota Century Code, relating to the extension of time for filing income tax returns and payment of income tax by members of the armed forces and merchant marine serving outside of the boundaries of the United States, providing a termination date and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
| Aamoth | Erickson, W. | Kuehn | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Leibhan | Seibel |
| Belter | Ganser | Lillehaugen | Simonson |
| Bernabucci | Giffey | Linderman | Solberg, I. |
| Bier | Glaspay | Link | Solberg, O. |
| Boustead | Goodman | Lundene | Stoltenow |
| Boyum | Grant | Matheny | Stone |
| Bullis | Halcrow | McDonald | Streibel |
| Bunker | Haugland | Metzger | Swedlund |
| Burke | Henning | Miedema | Thompson |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Connolly | Hensrud | Moquist | Thorsgard |
| Dahl | Hentges | Mueller | Tweten |
| Davis | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |
| Emerson | Kelsch | | |
| Absent and not voting: | | | |
| Aas | Berg | Knudson | Reimers |
| Backes | Hickle | Larson, L. | Strinden |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

MOTIONS

Rep. Hilleboe moved that the House concur in the Senate amendments to House Bill No. 507, which motion prevailed.

Rep. Hilleboe moved that the House reconsider the action by which the House did concur with Senate Amendments to House Bill No. 507, which motion prevailed.

Rep. Hilleboe moved the House not concur with the Senate amendments to House Bill No. 507, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 109, which motion prevailed.

Rep. Boustead moved that the rules be suspended, and House Bill No. 109 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 109. A Bill for an Act to provide for motor vehicle excise tax refunds, for a procedure for refunding, and making an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 81; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aafedt | Freeman | Kingsbury | Rivinius |
| Anderson | Froelich | Kuehn | Sandness |
| Atkinson | Ganser | Lang | Schnaef |
| Austin | Giffey | Larson, G. | Schaffer |
| Belter | Glaspey | Leibhan | Seibel |
| Berg | Goodman | Lillehaugen | Simonson |
| Bernabucci | Grant | Linderman | Solberg, I. |
| Bier | Halcrow | Link | Stoltenow |
| Boustead | Haugland | Lundene | Stone |
| Boyum | Henning | Matheny | Streibel |
| Bullis | Hensrud | Metzger | Swedlund. |
| Bunker | Hentges | Miedema | Thompson |
| Burke | Hilleboe | Moquist | Thorsgard |
| Dawson | Hoffner | Mueller | Tweten |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Eagles | Johnson, K. | Powers | White |
| Emerson | Jones | Register | Wilkie |

| | | | |
|--------------|--------|---------|-------------|
| Erickson, K. | Kelsch | Reimers | Mr. Speaker |
| Erickson, W. | | | |

Those voting in the negative were:

| | | | |
|----------|--------|---------|--------|
| Connolly | Davis | Olienyk | Wagner |
| Dahl | Gackle | Rundle | |

Absent and not voting:

| | | | |
|--------|-----------|------------|-------------|
| Aamoth | Dornacker | Larson, L. | Solberg, O. |
| Aas | Hickle | McDonald | Strinden |
| Backes | Knudson | | |

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 9 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the engrossed bill after the words "the sum of" delete the sum \$277,299.00 and in lieu thereof insert the sum \$127,299.00.

Delete all of line 14.

Line 15 delete the sum \$277,299.00 and in lieu thereof insert the sum \$127,299.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

\$150,000.00 was deleted for veterans' educational assistance for the reason that this appropriation is a part of Senate Bill No. 138.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 138 has had the same under consideration and recommends that the same be amended as follows:

In the 7th line of the title of the engrossed bill after the word "veterans" and before the period, insert the words "**and making an appropriation**"

After line 144 insert the following new section:

"SECTION 7. APPROPRIATION.) There is hereby appropriated out of any moneys in the state treasury, not otherwise appropriated, the sum of \$431,880.00 or so much thereof as may be necessary, to the veterans' aid commission for the purpose of carrying out the provisions of this Act for the biennium beginning July 1, 1969, and ending June 30, 1971."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 144 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after "A BILL" and insert in lieu thereof the following:

"For an Act to provide for an additional fee to be paid to the unsatisfied judgment fund by uninsured motorists who are convicted of traffic violations.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. PROOF OF INSURANCE REQUIRED.) Any driver who is convicted of, or forfeits bail for, any moving violation of state

or municipal motor vehicle laws or ordinances for which a fine or bail in excess of ten dollars is actually imposed shall display to the court imposing said fine or the official accepting said bail proof that he is covered by a public liability insurance policy or bond meeting the requirements of the financial responsibility act.

SECTION 2. FEE IMPOSED UPON FAILURE TO SHOW PROOF OF INSURANCE.) Any driver who fails to supply proof of insurance as provided herein shall, in addition to any other fine imposed, pay to the court a fee in the amount of twenty dollars. Any driver who fails to pay said twenty dollar fee shall have his driver's or operator's license or privileges suspended by the state highway commissioner and such suspension shall not be removed nor such license or privilege restored nor any new license or privilege issued or granted to such person until he shall pay said twenty dollar fee to the court or the state highway commissioner.

SECTION 3. PROOF OF INSURANCE DEFINED.) For purposes of this section, proof of insurance may be shown by displaying to the court or to the official accepting bail an insurance policy, receipt for premium or other proof sufficient to satisfy said court or official that there is in effect an insurance policy or bond as provided herein. The nature of the proof displayed shall be noted in the court records and failure to pay said fee shall be noted on the transcript of conviction sent to the state highway commissioner.

SECTION 4. FEE TRANSFERRED TO THE UNSATISFIED JUDGMENT FUND.) At the end of each month the court or the state highway commissioner shall forward all fees collected hereunder to the state treasurer who shall credit same to the unsatisfied judgment fund to be used in accordance with the provisions of the unsatisfied judgment fund act."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 444 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Committee on Delayed Bills: Reps. Strinden, Streibel, Giffey, Link and Reimers introduced:

House Concurrent Resolution No. 76. A Concurrent Resolution recommending a uniform policy regarding jury service by state employees.

Was read the first time and referred to the committee on Judiciary.

FIRST READING OF SENATE BILLS

Senate Bill No. 479. A Bill for an Act to authorize residents of the state of North Dakota to purchase rifles and shotguns in states contiguous to this state.

Was read the first time and referred to the committee on Natural Resources.

Senate Bill No. 480. A Bill for an Act to provide for periodic motor vehicle inspection providing an effective date, and providing a penalty.

Was read the first time and referred to the committee on Transportation.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 23 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate:

Senator Litten
Senator Kelly
Senator L. Larson

For the House:

Rep. Freeman
Rep. Opedahl
Rep. J. Peterson

Rep. Freeman moved that the report be adopted, which motion prevailed.

Rep. Freeman moved that the rules be suspended, Senate Bill No. 23 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 23. A Bill for an Act making an appropriation to the state water conservation commission for general administrative expenses, maintenance and construction of dams; planning, surveying and construction expenses of multiple purpose water projects; and organizing water conservation and irrigation districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 56; nays, 27; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|--------------|------------|--------------|-------------|
| Aafedt | Giffey | Leibhan | Sandness |
| Aamoth | Glaspey | Lillehaugen | Sanstead |
| Atkinson | Goodman | Linderman | Schaffer |
| Austin | Grant | Link | Solberg, I. |
| Bunker | Haugland | Lundene | Stone |
| Diehl | Henning | Miedema | Streibel |
| Dornacker | Hensrud | Mueller | Strinden |
| Eagles | Hentges | Olienyk | Swedlund |
| Emerson | Hoffner | Opedahl | Thompson |
| Erickson, K. | Hoghaug | Peterson, J. | Thorsgard |
| Erickson, W. | Hougen | Peterson, R. | Wagner |
| Freeman | Jenkins | Powers | Wells |
| Gackle | Kelsch | Register | Wilkie |
| Ganser | Larson, G. | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|-------------|----------|-----------|
| Belter | Dahl | Kuehn | Seibel |
| Berg | Davis | Lang | Simonson |
| Bernabucci | Dawson | Matheny | Stoltenow |
| Bier | DeKrey | Metzger | Weber |
| Boyum | Halcrow | Moquist | Welder |
| Burke | Johnson, K. | Rivinius | White |
| Connolly | Jones | Rundle | |

Absent and not voting:

| | | | |
|----------|----------|------------|-------------|
| Aas | Bullis | Hilleboe | McDonald |
| Anderson | Dick | Kingsbury | Solberg, O. |
| Backes | Froelich | Knudson | Tweten |
| Boustead | Hickle | Larson, L. | |

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 58 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 58 be amended as follows:

In line 1 of the title delete the words "amend and reenact" and insert in lieu thereof "repeal"

Delete all of lines 1 through 22 and insert in lieu thereof the following:

"SECTION 1. REPEAL.) Section 54-52-15 of the 1967 Supplement of the North Dakota Century Code is hereby repealed."

Renumber the lines accordingly.

For the Senate:

Senator Hernetz
 Senator Lips
 Senator Van Horn

For the House:

Rep. Hilleboe
 Rep. Rivinius
 Rep. Sanstead

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended, Senate Bill No. 58 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 58. A Bill for an Act to amend and reenact section 54-52-15 of the North Dakota Century Code, relating to State Employees' Retirement Program accounting requirements.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kuehn | Rundle |
| Aamoth | Erickson, W. | Lang | Sandness |
| Atkinson | Freeman | Larson, G. | Sanstead |
| Austin | Gackle | Leibhan | Schaffer |
| Belter | Ganser | Lillehaugen | Seibel |
| Berg | Giffey | Linderman | Simonson |
| Bier | Glaspay | Link | Solberg, I. |
| Boustead | Goodman | Lundene | Stoltenow |
| Boyum | Grant | Matheny | Stone |
| Bullis | Halcrow | Metzger | Streibel |
| Bunker | Haugland | Miedema | Strinden |
| Burke | Henning | Moquist | Swedlund |
| Connolly | Hensrud | Mueller | Thompson |
| Dahl | Hentges | Olienyk | Thorsgard |
| Davis | Hilleboe | Opedahl | Wagner |
| Dawson | Hoffner | Peterson, J. | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Diehl | Hougen | Powers | Wells |
| Dornacker | Jenkins | Register | White |
| Eagles | Johnson, K. | Reimers | Wilkie |
| Emerson | Jones | Rivinius | Mr. Speaker |

Those voting in the negative were:

Kelsch

Absent and not voting:

| | | | |
|------------|----------|------------|-------------|
| Aas | Dick | Kingsbury | McDonald |
| Anderson | Froelich | Knudson | Solberg, O. |
| Backes | Hickle | Larson, L. | Twetén |
| Bernabucci | | | |

So the bill passed and the title was agreed to.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 92 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate:

Senator Freed
 Senator Doherty
 Senator Meschke

For the House:

Rep. Atkinson
 Rep. Register
 Rep. Wilkie

Rep. Atkinson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 115 has had the same under consideration and recommends that the Senate do concur with the House amendment.

For the Senate:

Senator Trenbeath
 Senator Jacobson
 Senator Wilhite

For the House:

Rep. Kelsch
 Rep. Davis
 Rep. Glaspey

Rep. Kelsch moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 323 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill 323 be amended as follows:

In line 7 of the engrossed bill before the word "acting" insert the following: "or by an official of the Bank of North Dakota"

Renumber the lines accordingly.

For the Senate:

Senator Hernettt
 Senator Ringsak
 Senator Van Horn

For the House:

Rep. Hentges
 Rep. Hensrud
 Rep. Thompson

Rep. Hentges moved that the report be adopted, which motion prevailed.

Rep. Hentges moved that the rules be suspended, Senate Bill No. 323 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 323. A Bill for an Act to create and enact subsection 12 of section 10-04-06 of the North Dakota Century Code, relating to exempt transactions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Kuehn | Rundle |
| Atkinson | Erickson, W. | Lang | Sandness |
| Austin | Freeman | Larson, G. | Sanstead |
| Belter | Ganser | Leibhan | Schaffer |
| Berg | Giffey | Lillehaugen | Seibel |
| Bernabucci | Glaspey | Linderman | Simonson |
| Bier | Goodman | Link | Solberg, I. |
| Boustead | Grant | Lundene | Stoltenow |
| Boyum | Halcrow | Matheny | Stone |
| Bullis | Haugland | McDonald | Streibel |
| Bunker | Henning | Metzger | Strinden |
| Burke | Hentges | Miedema | Swedlund |
| Connolly | Hensrud | Moquist | Thompson |
| Dahl | Hilleboe | Mueller | Thorsgard |
| Davis | Hoffner | Olienyk | Tweten |
| Dawson | Hoghaug | Opedahl | Wagner |
| DeKrey | Hougen | Peterson, J. | Weber |
| Dick | Jenkins | Peterson, R. | Welder |
| Diehl | Johnson, K | Powers | Wells |
| Dornacker | Jones | Register | White |
| Eagles | Kelsch | Reimers | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |

Absent and not voting:

| | | | |
|----------|----------|---------|-------------|
| Aafedt | Backes | Hickle | Larson, L. |
| Aas | Froelich | Knudson | Solberg, O. |
| Anderson | Gackle | | |

So the bill passed and the title was agreed to.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 403 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate
 Senator Holand
 Senator Freed
 Senator Goldberg

For the House
 Rep. Emerson
 Rep. Hoghaug
 Rep. Grant

Rep. Emerson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 213 has had the same under consideration and recommends:

That the Senate recede from its amendment in line 2 of the title.
 That the House concur with the Senate amendment in line 26.

For the Senate
 Senator Nothing
 Senator Lowe
 Senator Van Horn

For the House
 Rep. Metzger
 Rep. Stone
 Rep. Swedlund

Rep. Metzger moved that the report be adopted, which motion prevailed.

Rep. Metzger moved that the rules be suspended, House Bill No. 213 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 213. A Bill for an Act to amend and reenact section 65-05-12 of the North Dakota Century Code, as amended, relating to compensation for permanent partial disability.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kuehn | Sanstead |
| Aamoth | Freeman | Lang | Schaffer |
| Atkinson | Ganser | Larson, G. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Belter | Glaspey | Lillehaugen | Solberg, I. |
| Bernabucci | Goodman | Linderman | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Stone |
| Boyum | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hilleboe | Moquist | Thorsgard |
| Dahl | Hoffner | Mueller | Tweten |
| Davis | Hoghaug | Olienyk | Wagner |
| Dawson | Hougen | Opedahl | Weber |
| DeKrey | Jenkins | Peterson, R. | Welder |
| Diehl | Johnson, K | Register | Wells |
| Dornacker | Jones | Rivinius | White |
| Eagles | Kelsch | Rundle | Wilkie |
| Emerson | Kingsbury | Sandness | Mr. Speaker |
| Erickson, K. | | | |

Absent and not voting:

| | | | |
|----------|----------|------------|--------------|
| Aas | Dick | Hickle | Peterson, J. |
| Anderson | Froelich | Knudson | Powers |
| Backes | Gackle | Larson, L. | Reimers |
| Berg | | | |

So the bill passed and the title was agreed to.

CONSIDERATION OF SENATE MESSAGES

Speaker E. Johnson announced the following Conference Committee to meet with a like committee from the Senate:

House Bill No. 507
Rep. Wells
Rep. Belter
Rep. W. Erickson

MOTIONS

Rep. Bier moved that Senate Bills Nos. 258 and 267 laid over one legislative day be re-referred to the Committee on Education, which motion prevailed.

Senate Bills Nos. 258 and 267 were re-referred to the Committee on Education.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 55

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 55

In line 2 of the title after the word "to" delete the word "strengthen" and insert in lieu thereof "enforce"

In line 1 of the resolution after the word "that" delete the word "extensive"

In line 10 after the word "gas" delete the remainder of the line

In line 11 delete the words "are inadequate" and insert in lieu thereof "shall be required and enforced"

In line 13 delete the following: "strengthen such rules and regulations and to"

In line 24 after the word "Dakota" delete the remainder of the line

Delete all of lines 25 and 26

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 143

House Bill No. 253

House Bill No. 259

House Bill No. 274

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 283

House Concurrent Resolution No. 73

House Concurrent Resolution No. 74

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 10

House Bill No. 82

House Bill No. 109

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 507

And the Speaker has appointed a Conference Committee to act with a like committee from the Senate:

Rep. Wells

Rep. Belter

Rep. W. Erickson

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on:

Senate Bill No. 23: Yeas, 56; nays, 27; not voting, 15.
 Senate Bill No. 58: Yeas, 84; nays, 1; not voting, 13.
 Senate Bill No. 323: Yeas, 88; nays, 0; not voting, 10.
 Senate Bill No. 92
 Senate Bill No. 115
 Senate Bill No. 403
 House Bill No. 213

No vote taken.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 3
 Senate Bill No. 7
 Senate Bill No. 18
 Senate Bill No. 21
 Senate Bill No. 32
 Senate Bill No. 62
 Senate Bill No. 68
 Senate Bill No. 88
 Senate Bill No. 106
 Senate Bill No. 155
 Senate Bill No. 184
 Senate Bill No. 202
 Senate Bill No. 215
 Senate Bill No. 225
 Senate Bill No. 226
 Senate Bill No. 243
 Senate Bill No. 261
 Senate Bill No. 268
 Senate Bill No. 275
 Senate Bill No. 277
 Senate Bill No. 283
 Senate Bill No. 286
 Senate Bill No. 287
 Senate Bill No. 288
 Senate Bill No. 291
 Senate Bill No. 299
 Senate Bill No. 326
 Senate Bill No. 329
 Senate Bill No. 341
 Senate Bill No. 345
 Senate Bill No. 407
 Senate Bill No. 446
 Senate Bill No. 464
 Senate Bill No. 471
 Senate Bill No. 472

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 12:30 P. M., March 13, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SIXTH DAY AFTER RECESS AND
FIFTY-SEVENTH DAY

Bismarck, March 13, 1969

The House reconvened pursuant to recess taken, with Speaker E. Johnson presiding.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 3
Senate Bill No. 7
Senate Bill No. 18
Senate Bill No. 21
Senate Bill No. 32
Senate Bill No. 62
Senate Bill No. 68
Senate Bill No. 88
Senate Bill No. 106
Senate Bill No. 155
Senate Bill No. 184
Senate Bill No. 202
Senate Bill No. 215
Senate Bill No. 225
Senate Bill No. 226
Senate Bill No. 243
Senate Bill No. 261
Senate Bill No. 268
Senate Bill No. 275
Senate Bill No. 277
Senate Bill No. 283
Senate Bill No. 286
Senate Bill No. 287
Senate Bill No. 288
Senate Bill No. 291
Senate Bill No. 299
Senate Bill No. 326
Senate Bill No. 329
Senate Bill No. 341
Senate Bill No. 345
Senate Bill No. 407
Senate Bill No. 446
Senate Bill No. 464
Senate Bill No. 471
Senate Bill No. 472

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 3
 Senate Bill No. 7
 Senate Bill No. 18
 Senate Bill No. 21
 Senate Bill No. 32
 Senate Bill No. 62
 Senate Bill No. 68
 Senate Bill No. 88
 Senate Bill No. 106
 Senate Bill No. 155
 Senate Bill No. 184
 Senate Bill No. 202
 Senate Bill No. 215
 Senate Bill No. 225
 Senate Bill No. 226
 Senate Bill No. 243
 Senate Bill No. 261
 Senate Bill No. 268
 Senate Bill No. 275
 Senate Bill No. 277
 Senate Bill No. 283
 Senate Bill No. 286
 Senate Bill No. 287
 Senate Bill No. 288
 Senate Bill No. 291
 Senate Bill No. 299
 Senate Bill No. 326
 Senate Bill No. 329
 Senate Bill No. 341
 Senate Bill No. 345
 Senate Bill No. 407
 Senate Bill No. 446
 Senate Bill No. 464
 Senate Bill No. 471
 Senate Bill No. 472

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 105
 House Bill No. 112
 House Bill No. 134
 House Bill No. 219
 House Bill No. 433
 House Concurrent Resolution No. 27

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 57
 Senate Bill No. 396
 Senate Concurrent Resolution No. 25
 Senate Concurrent Resolution No. 37
 Senate Concurrent Resolution No. 53
 Senate Concurrent Resolution No. 67
 Senate Concurrent Resolution No. 74

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 13
Senate Bill No. 75
Senate Bill No. 418
Senate Concurrent Resolution No. 5
Which the House has amended.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on:

Senate Bill No. 23
Senate Bill No. 58
Senate Bill No. 92
Senate Bill No. 115
Senate Bill No. 163
Senate Bill No. 323

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 5
Senate Bill No. 15
Senate Bill No. 193
Senate Bill No. 241
Senate Bill No. 250
Senate Bill No. 335
Senate Bill No. 349
Senate Bill No. 364
Senate Bill No. 412

Refused to concur in the House amendment to:

Senate Bill No. 10
Senate Bill No. 24
Senate Bill No. 78

And the President has appointed as a Conference Committee to act with a like committee from the House:

On Senate Bill 10
Senator Kelly
Senator Schultz
Senator L. Larson
On Senate Bill No. 24
Senator Coughlin
Senator Lowe
Senator Wenstrom
On Senate Bill No. 78
Senator Unruh
Senator Nasset
Senator Van Horn

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed a Conference Committee on House Bill No. 84.

Senator Coughlin
Senator Litten
Senator Robinson

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to:

Senate Bill No. 124
 Senate Bill No. 201
 Senate Bill No. 307
 Senate Bill No. 425

And the President has appointed as a Conference Committee to act with a like committee from the House:

On Senate Bill No. 124
 Senator Morgan
 Senator Butler
 Senator Meschke

Senate Bill No. 201
 Senator Sands
 Senator Goldberg
 Senator Ruemmele

On Senate Bill No. 307
 Senator Freed
 Senator Stafne
 Senator Meschke

On Senate Bill No. 425
 Senator Ringsak
 Senator Chesrown
 Senator Meschke

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on:

House Bill No. 213: Vote: 41 ayes; 0 nays; 8 absent.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 1
 Senate Concurrent Resolution No. 9
 Senate Concurrent Resolution No. 12
 Senate Concurrent Resolution No. 50
 Senate Concurrent Resolution No. 58
 Senate Concurrent Resolution No. 73
 Senate Concurrent Resolution No. 76

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 2
 House Bill No. 3
 House Bill No. 4
 House Bill No. 18
 House Bill No. 19
 House Bill No. 20
 House Bill No. 25
 House Bill No. 28
 House Bill No. 36
 House Bill No. 88
 House Bill No. 224
 House Bill No. 318
 House Bill No. 419

House Bill No. 469

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL No. 2

In line 32 delete the following: "FEDERAL STUDENT LOAN PROGRAM" and insert in lieu thereof the following: "NATIONAL DEFENSE STUDENT ASSISTANCE PROGRAM"

In line 33 delete the figure "300,000.00" and insert in lieu thereof the figure "200,000.00"

In line 34 delete the figure "300,000.00" and insert in lieu thereof the figure "200,000.00"

In line 65 delete the figure "2,880,023.00" and insert in lieu thereof the figure "2,780,023.00"

Delete lines 81 through 93

In line 32 delete the figure "22,000.00" and insert in lieu thereof the figure "24,000.00"

In line 39 delete the figure "619,457.00" and insert in lieu thereof the figure "629,457.00"

In line 43 delete the figure "775,160.00" and insert in lieu thereof the figure "785,160.00"

In line 57 delete the figure "364,463.00" and insert in lieu thereof the figure "331,463.00"

In line 60 delete the figure "96,000.00" and insert in lieu thereof the figure "94,272.00"

In line 63 delete the figure "472,463.00" and insert in lieu thereof the figure "437,735.00"

In line 73 delete the figure "553,634.00" and insert in lieu thereof the figure "418,334.00"

In line 76 delete the figure "100,000.00" and insert in lieu thereof the figure "83,600.00"

In line 77 delete the figure "42,000.00" and insert in lieu thereof the figure "32,600.00"

In line 78 delete the figure "10,000.00" and insert in lieu thereof the figure "7,000.00"

In line 79 delete the figure "10,500.00" and insert in lieu thereof the figure "6,900.00"

In line 80 delete the figure "716,134.00" and insert in lieu thereof the figure "548,434.00"

In line 100 delete the figure "264,541.00" and insert in lieu thereof the figure "253,946.00"

In line 101 delete the figure "96,666.00" and insert in lieu thereof the figure "69,666.00"

In line 103 delete the underline below the figure "2,000.00"

After line 103 add the following new line:

103A Data Processing **10,595.00**

In line 104 delete the figure "371,207.00" and insert in lieu thereof the figure "344,207.00"

In line 112 delete the figure "2,997,434.00" and insert in lieu thereof the figure "2,778,006.00"

Delete all of lines 128 through 141

Add the following: "SECTION 6.) The state laboratories department is hereby authorized and directed to discontinue inspections and regulatory activities relating to petroleum and petroleum products under the provisions of chapter 19-10 of the North Dakota Century Code or any other provision of law.

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 3

Delete all of SECTION 6 of the amendment to House Bill No. 3.

AMENDMENTS TO HOUSE BILL No. 4

In line 35 delete the figure "197,923.00" and insert in lieu thereof the figure "167,923.00"

In line 39 delete the figure "315,896.00" and insert in lieu thereof the figure "285,896.00"

In line 66 delete the figure "33,941.00" and insert in lieu thereof the figure "35,941.00"

In line 67 delete the figure "38,325.00" and insert in lieu thereof the figure "39,325.00"

In line 68 delete the figure "2,675.00" and insert in lieu thereof the figure "3,175.00"

In line 69 delete the figure "250.00" and insert in lieu thereof the figure "750.00"

In line 70 delete the figure "44,000.00" and insert in lieu thereof the figure "40,000.00"

In line 83 delete the figure "1,795,366.00" and insert in lieu thereof the figure "1,765,366.00"

Delete all of lines 99 through 112

AMENDMENTS TO HOUSE BILL No. 18

In line 3 delete the figure "27,284.00" and insert in lieu thereof the figure "29,422.00"

In line 7 delete the figure "5,762.00" and insert in lieu thereof the figure "7,400.00"

In line 8 delete the figure "1,000.00" and insert in lieu thereof the figure "1,500.00"

In line 10 delete the figure "27,284.00" and insert in lieu thereof the figure "29,422.00"

Delete all of lines 11 through 24

AMENDMENTS TO HOUSE BILL No. 19

In line 12 delete the figure "423,327.00" and insert in lieu thereof the figure "438,327.00"

In line 13 delete the figure "148,627.00" and insert in lieu thereof the figure "144,627.00"

After line 13 add the following line:

"13A Data Processing \$4,000.00"

In line 20 delete the figure "326,880.00" and insert in lieu thereof the figure "311,880.00"

Delete all of lines 29 through 42

AMENDMENTS TO HOUSE BILL No. 20

In line 3 delete the figure "4,595,120.00" and insert in lieu thereof the figure "4,711,120.00"

In line 4 delete the figure "3,969,376.00" and insert in lieu thereof the figure "4,085,376.00"

In line 14 delete the figure "3,010,335.00" and insert in lieu thereof the figure "3,126,335.00"

In line 15 delete the figure "4,595,120.00" and insert in lieu thereof the figure "4,711,120.00"

In line 16 delete the figure "3,969,376.00" and insert in lieu thereof the figure "4,085,376.00"

Delete all of lines 18 through 31

AMENDMENTS TO HOUSE BILL No. 25

In line 3 of the title after the word "code" insert the following: ", and declaring an emergency"

In line 3 delete the figure "426,376.00" and insert in lieu thereof the figure "485,016.00"

In line 16 delete the figure "138,518.00" and insert in lieu thereof the figure "147,158.00"

In line 19 delete the underline beneath the figure "10,868.00"

Add the following new line:

"19A Emergency snow removal and flood control..... **"50,000.00"**

After line 19A insert the following: The above line item of this Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

In line 20 delete the figure "537,586.00" and insert in lieu thereof the figure "596,226.00"

In line 22 delete the figure "426,376.00" and insert in lieu thereof the figure "485,016.00"

After line 22 add the following:

"SECTION 3.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval on such items or subdivisions as are designated to be made available immediately on passage and approval.

Renumber the lines accordingly.

Delete all of line 19A

In line 22, which is line 15 of the amendment, delete the figure "485,016.00" and insert in lieu thereof the figure "435,016.00"

Delete all of Section 3.

In line 3 of the title delete the words ", and declaring an emergency"

In line 3 of the amendment delete the figure "485,016.00" and insert the figure "435,016.00"

AMENDMENTS TO HOUSE BILL No. 28

In line 8 delete the figure "20,000.00" and insert in lieu thereof the figure "21,400.00"

In line 11 delete the figure "6,800.00" and insert in lieu thereof the figure "5,400.00"

AMENDMENTS TO HOUSE BILL No. 36

Delete all of the material after the words "A BILL" and insert in lieu thereof the following new material:

"For an Act to create and enact sections 15-53-05.1, 15-53-06.2, and 15-53-10.1; and to amend and reenact sections 15-27-04, 15-27-05, subsection 2 of section 15-53-02, and sections 15-53-07, 15-53-08, 15-53-09, 15-53-10, 15-53-11, 15-53-12, 15-53-13, 15-53-16, 15-53-21, 15-53-22, 15-53-23, and 15-53-25 of the North Dakota Century Code, relating to creating a regional committee system for school district reorganization.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1. SECTION 1. AMENDMENT.) Section 15-27-04 of the 1967
- 2 Supplement to the North Dakota Century Code is hereby
- 2a amended and
- 3 reenacted to read as follows:
- 4 15-27-04. ATTACHMENT OF ADJACENT TERRITORY TO
- 4a SCHOOL
- 5 DISTRICT — PETITION.) Territory consisting of a school
- 5a district
- 6 or a part thereof contiguous to a public school district ((,
- 7 whether in the same county or in another,))) may be attached to
- 8 such school district ((and detached from the district of which
- 9 it is a part))) by the county committee for the reorganization
- 10 of school districts **if the contiguous territory is in the same**

11 county or by the regional committee for the reorganization of
 12 school districts of such district if all or part of the contiguous
 13 territory is in another county or if the contiguous territory is
 14 in another region upon written ((application)) petition signed
 15 by two-thirds of the electors residing in the contiguous territory
 16 after hearing and subject to the limitations of sections 15-27-06
 17 and 15-53-21.

18 SECTION 2. AMENDMENT.) Section 15-27-05 of the 1967
 19 Supplement to the North Dakota Century Code is hereby
 19a amended

20 and reenacted to read as follows:

21 15-27-05. ANNEXATION HEARINGS — NOTICE OF
 22 HEARINGS.) Before detaching territory from one school
 22a district

23 or annexing territory to another school district, the county or
 24 regional committee for the reorganization of school districts,
 25 as the case may be, shall hold a hearing on the petition therefor.
 26 At least fourteen days prior to the time the hearing is to be
 27 held, the committee shall cause notice of such hearing to be
 28 published in the official newspaper of the county in which the
 29 school district is located, or if no newspaper is published in
 30 the county, the notice shall be published in a newspaper in an
 31 adjoining county in this state. In the event the county

31a committee
 32 for the reorganization of school districts fails to approve the
 33 annexation petition, the petition for annexation may be
 33a submitted

34 to the regional committee for the reorganization of school districts
 35 and if approved by the regional committee shall be submitted to
 35a the

36 state committee for approval. If the adjoining district is in
 37 another county within the same region, the regional committee
 37a for

38 the reorganization of school districts for such region may effect
 39 the annexation if a majority of the members of such committee
 40 approve the annexation. If the adjoining district is in another
 41 ((county, the county)) region, the regional committees for the
 42 reorganization of school districts of both ((counties)) regions
 43 affected may jointly effect the annexation if a majority of the
 44 members of each of the ((county)) regional committees

44a approve

45 the annexation. In the event that a majority of the members of
 46 each committee fail to approve the annexation, the county
 47 superintendent of the county in which the annexing district is
 48 located shall submit the petition to the state committee for
 49 school district reorganization for approval or disapproval, and
 50 in such instance approval of the petition by the state committee
 51 shall have the same effect as approval by the ((county))
 52 regional committees. An appeal from the decision of the state
 53 committee may be had to the district court of the county in which
 54 the annexing district is located, in accordance with applicable
 55 provisions of chapter 28-32.

56 SECTION 3. AMENDMENT.) Subsection 2 of section 15-53-02
 57 of the North Dakota Century Code is hereby amended and
 57a reenacted

58 to read as follows:

59 15-53-02. DEFINITIONS.) In this chapter unless the
 60 context or subject matter otherwise clearly requires:

61 2. "County committee", "regional committee", and "state
 61a com-
 62 mittee" shall mean respectively, the county committee for
 62a the
 63 reorganization of school districts, the regional committee

63a for
64 the reorganization of school districts, and the state com-
65 mittee for the reorganization of school districts
65a hereinafter
66 provided for by this chapter; and

67 SECTION 4.) Section 15-53-05.1 of the North Dakota
67a Century
68 Code is hereby created and enacted to read as follows:
69 15-53-05.1. **REGIONS — REGIONAL COMMITTEE —**
69a **MEMBERSHIP —**
70 **COMPENSATION.)** For purposes of this chapter, there shall be
71 regions corresponding to the judicial districts of this state
72 and respectively composed of the following named counties:
73 1. Region number one shall consist of the counties of
74 Barnes, Cass, Grand Forks, Griggs, Nelson, Steele,
75 Traill.
76 2. Region number two shall consist of the counties of
77 Benson, Bottineau, Cavalier, McHenry, Pembina,
78 Pierce, Ramsey, Renville, Rolette, Towner,
79 Walsh.
80 3. Region number three shall consist of the counties of
81 Dickey, Emmons, LaMoure, Logan, McIntosh, Ransom,
82 Richland, Sargent.
83 4. Region number four shall consist of the counties of
84 Burleigh, Eddy, Foster, Kidder, McLean, Sheridan,
85 Stutsman, Wells.
86 5. Region number five shall consist of the counties of
87 Burke, Divide, McKenzie, Mountrail, Ward, Williams.
88 6. Region number six shall consist of the counties of
89 Adams, Billings, Bowman, Dunn, Grant, Golden Valley,
90 Hettinger, Mercer, Morton, Oliver, Sioux, Slope, Stark.

91 In each such region of this state there shall be a regional
92 committee. The members of the regional committee shall
92a consist
93 of the member of the state committee from the region and one
94 person who may be a member of the county committee from
94a each
95 county within the region selected by the presidents of the school
96 boards of each school district, the principal administrative unit
97 for which is located within such county. Such member shall be
98 chosen at a meeting called not later than July 31, 1969, and
99 chairmanned by the county superintendent of schools through
99a election
100 by a majority vote of the eligible representatives voting in such
101 election. If a tie vote shall result after three ballots cast,
102 the county superintendent of schools shall break the tie. In the
103 event that such meeting is not called by the county superin-
103a tendent
104 of schools on or before July 31, 1969, the superintendent of
104a public
105 instruction shall call such meeting not later than August 31, 1969.
106 Within five days after the election, the county superintendent
106a shall
107 report for his county to the superintendent of public instruction
108 the name and address of the regional committee member
108a elected.
109 The members of the regional committee shall serve for a
109a term of
110 four years commencing on July 1 of the year of their selection,
111 and any vacancy shall be filled for the unexpired term in the
112 same manner as members were originally selected. Each member
113 shall receive from the county from which he is elected the actual
114 and necessary expenses incurred by him in attending scheduled

115 meetings and in performing his official duties in the same
115a manner

116 and amounts as other county officials.

117 SECTION 5.) Section 15-53-06.2 of the North Dakota
118 Century Code is hereby created and enacted to read as follows:

119 15-53-06.2. REGIONAL COMMITTEE — MEETINGS —
120 QUORUM — LEGAL COUNSEL.) After the receipt of the
120a names and

121 addresses of the regional committee members, the superintendent
122 of public instruction or his authorized representative shall call
123 the organizational meeting of the regional committee for the
124 purpose of organizing the committee, electing a vice chairman,
125 and appointing a secretary as hereinafter provided. The member
126 of the state committee from each region shall be the chairman of
127 the regional committee and the regional committee shall annually
128 select its own vice chairman from among its members and shall
129 appoint a secretary from among the county superintendents of the
130 counties represented on such regional committee. The secretary
131 shall be an "ex officio" nonvoting member of such regional
132 committee for the duration of his appointment. The secretary of
133 the regional committee shall be allowed and paid his actual and
134 necessary expenses incurred while in the performance of his
135 duties under the provisions of this chapter and shall be
135a compensated

136 at the rate of three dollars per hour for his time reasonably
137 expended pursuant to his duties under the provisions of this
138 chapter. The regional committee may employ legal counsel of
139 its choice at a rate of compensation determined by the
140 superintendent of public instruction. Such expenses and
141 compensation shall be chargeable and payable within the limits
142 of legislative appropriation as an expense of the state and
143 shall be administered by the superintendent of public instruction.
144 Meetings of the regional committee shall be held upon call of the
145 chairman or a majority of the members thereof. A majority of
145a the

146 members of the committee shall constitute a quorum.

147 SECTION 6. AMENDMENT.) Section 15-53-07 of the North
148 Dakota Century Code is hereby amended and reenacted to read as
149 follows:

150 15-53-07. COMPREHENSIVE STUDY OF COUNTY MADE
150a BY

151 COMMITTEE — CONSIDERATIONS.) The county committee
151a (((may)))

152 shall make a comprehensive study of the county school system
153 (((whenver it deems necessary))) in order to consider and
154 determine:

- 155 1. The taxable assessed valuation of existing districts
156 and the differences in such valuation under possible
157 reorganization plans;
- 158 2. The size, geographical features, and boundaries of the
159 districts;
- 160 3. The number of pupils attending school and the population
161 of the districts;
- 162 4. The location and condition of school buildings and their
163 accessibility to the pupils;
- 164 5. The location and condition of roads, highways and natural
165 barriers within and between the districts;
- 166 6. The school centers where children residing in the districts
167 attend high school;
- 168 7. Conditions affecting the welfare of the teachers and pupils;
- 169 8. The boundaries of other governmental units and the
169a location
170 of private organizations; and

171 9. Any factors concerning adequate school facilities for the
 172 pupils.
 173 Such committee shall also give due consideration in the
 173a preparation
 174 of a plan for the reorganization of school districts to the
 175 educational needs of local communities; to economies in
 175a transportation
 176 and in administration costs; to the future use of existing
 176a satisfactory
 177 school buildings, sites and playfields; to a reduction in
 177a disparities
 178 in per pupil valuation among school districts; to the equalization
 179 of the educational opportunities of pupils, and to any other
 179a matters
 180 which in its judgment are of importance. **The committee shall**
 180a **consult**
 181 **with the superintendent of public instruction or his**
 181a **representative**
 182 **at such times as it deems necessary in carrying out the**
 182a **requirements**
 183 **of this chapter and at such times as the superintendent or his**
 184 **representative may reasonably request. The committee shall**
 184a **consider,**
 185 **wherever feasible and whenever the affected school districts**
 186 **indicate their agreement, two or more school districts agreeing**
 187 **and submitting to a single administrative unit for such school**
 188 **districts pursuant to section 54-40-03.**
 189 SECTION 7. AMENDMENT.) Section 15-53-08 of the North
 190 Dakota Century Code is hereby amended and reenacted to read
 190a as
 191 follows:
 192 15-53-08. DETERMINATION AND ADJUSTMENT OF
 192a PROPERTY,
 193 ASSETS, DEBTS AND LIABILITIES AMONG DISTRICTS.)
 193a The county
 194 or regional committee shall determine the value and amount of
 194a all
 195 school property and all bonded and other indebtedness of each
 196 school affected in a reorganization plan and consider the amount
 197 of all outstanding indebtedness and shall make an equitable
 198 adjustment of all property, assets, debts and liabilities among
 199 the districts involved after the hearing provided for in
 200 section 15-53-09.
 201 SECTION 8. AMENDMENT.) Section 15-53-09 of the 1967
 202 Supplement to the North Dakota Century Code is hereby
 202a amended
 203 and reenacted to read as follows:
 204 15-53-09. PUBLIC HEARING ON PROPOSALS FOR
 204a REORGANIZATION —
 205 HEARING TESTIMONY FOR ADJUSTING.) The county
 205a committee in regard
 206 to school district reorganization within a county and the
 206a regional
 207 committee in regard to school district reorganization across
 207a county
 208 boundaries shall hold ((a)) within the geographical area to be
 209 affected one or more public ((hearing)) hearings on the
 209a advisability
 210 of any original proposal by ((such)) either committee for the
 211 reorganization of school districts which involves the formation of
 212 a new district or the transfer from one established district to
 213 another of any territory in which children of school age reside.
 214 Notice of such hearings as are held under the provisions of this

215 section shall be given by publishing a notice in the official county
 216 newspaper of the affected county or counties at least fourteen
 216a days
 217 prior to the date of such hearing. If (((the county))) either
 218 committee fails to call such hearing and to give the required
 219 public notice, a petition signed by twenty-five percent of the
 220 electors in the area proposed to be included in the new school
 221 district when presented to the respective committee shall make
 221a it
 222 mandatory within ten days to call such hearing with the date of
 223 the hearing to be not later than twenty days after the date of
 224 publication of the notice and to publish such notice. Such
 224a committee
 225 shall also hear at such time as may be fixed by it, testimony
 225a offered
 226 by any person or school district interested in any proposal of
 227 (((the county))) either committee to form a new district or to
 228 transfer territory from one school district to another or to attach
 229 to an established district or districts all or any part of another
 230 district subject to disorganization for any of the reasons now
 231 specified by law, said testimony to be heard for the purpose of
 232 finding and determining the value and amount of all school
 232a property
 233 of whatever nature involved in the proposed action, the nature
 233a and
 234 amount and value of all bonded, warrant and other indebtedness
 234a of
 235 each school district affected by the proposed action, including
 236 all legal uncompleted obligations then existing and in so doing to
 237 consider the amount of such outstanding indebtedness incurred
 237a for
 238 current expenses, the amount incurred for permanent
 238a improvements
 239 and the location of such improvements and to make an equitable
 240 adjustment of all property, debts, and liabilities among the
 241 districts involved; and to keep a record of all hearings on the
 242 reorganization of school districts and of all findings and terms
 243 of adjustment of property, debts and liabilities among the
 243a districts
 244 involved, and to submit the same to the state committee at the
 244a time
 245 of submitting a plan for the reorganization of school districts as
 246 provided in (((section))) sections 15-53-10 and 15-53-10.1. A
 247 subcommittee composed of not less than three members of (((a
 247a county)))
 248 the regional committee and its secretary, or three members of
 248a (((the
 249 county committee of))) each (((county))) regional committee
 249a concerned
 250 (((in case))), together with the secretary of each regional
 251 committee of each region concerned, when territory in two or
 251a more
 252 (((counties))) regions is involved, may hold any hearing that
 252a the
 253 (((county))) regional committee is required to hold.
 254 SECTION 9. AMENDMENT.) Section 15-53-10 of the 1967
 255 Supplement to the North Dakota Century Code is hereby
 255a amended
 256 and reenacted to read as follows:
 257 15-53-10. REORGANIZATION PLAN PREPARED AND
 257a SUBMITTED
 258 TO (((STATE))) REGIONAL COMMITTEE.) The county
 258a committee shall,

259 **not later than July 1, 1970, prepare and submit to the ((state))**
 260 **regional committee a comprehensive plan for the reorganization**
 260a **of**
 261 **school districts within the county. Such plan may include**
 261a **proposals**
 262 **for reorganization of territory in an adjoining county**
 262a **contiguous**
 263 **to a school district within the county but need not include**
 263a **proposals**
 264 **for reorganization of all land within the county and shall be**
 265 **accompanied by:**
 266 1. **A map showing the boundaries proposed under any plan**
 266a **for**
 267 **the reorganization of school districts, prepared and**
 268 **submitted in compliance with the provisions of this**
 268a **chapter;**
 269 2. **A description of the boundaries aforementioned;**
 270 3. **Recommendations respecting the location of schools**
 270a **within**
 271 **the proposed school districts based upon the capability of**
 272 **such schools to provide and continue to provide a**
 273 **curriculum and staff meeting not less than the**
 273a **requirements**
 274 **of sections 15-41-24 and 15-41-25, the utilization of**
 275 **existing buildings, the construction, acquisition, or**
 276 **leasing of ((new)) buildings, including dormitories,**
 277 **and the transportation requirements under the proposed**
 278 **plan for the reorganization of school districts. Such**
 279 **recommendations shall not be binding upon such**
 279a **proposed**
 280 **school district except as otherwise provided by law;**
 281 4. **A summary of the reasons for such proposed**
 281a **reorganization**
 282 **of school districts;**
 283 5. **Recommendations specifying whether such reorganized**
 284 **districts shall have three, five, seven, or nine member**
 285 **school boards, and whether such members shall be**
 285a **elected**
 286 **at large or from designated geographic districts; and**
 287 6. **Such other reports, records and materials as the state**
 288 **committee may require.**
 289 **The county committee may, after July 1, 1970, from time to time**
 290 **submit additional plans for reorganization within the county.**
 291 **SECTION 10. Section 15-53-10.1 of the North Dakota Century**
 292 **Code is hereby created and enacted to read as follows:**
 293 **15-53-10.1. REGIONAL REORGANIZATION PLAN —**
 294 **SUBMISSION TO STATE COMMITTEE.) After July 1, 1970,**
 294a **the**
 295 **regional committee shall conduct a comprehensive study of the**
 296 **regional school system considering on a regional basis the**
 297 **criteria set forth in subsections 1 through 9 of section 15-53-07.**
 298 **Upon completion of such study, the regional committee may**
 298a **prepare**
 299 **and submit to the state committee a regional reorganization plan**
 300 **based upon reorganization plans of the counties of the region as**
 301 **required under section 15-53-10 and the regional reorganization**
 302 **study and such plan shall include when the circumstances so**
 303 **require, proposals for reorganization or annexation, or both,**
 304 **across regional boundaries. Any plan for regional**
 304a **reorganization**
 305 **submitted to the state committee shall be accompanied by the**
 306 **county reorganization plans upon which the regional plan is**
 307 **wholly or partially based. The regional committee shall consult**

308 with the superintendent of public instruction or his representa-
 308a tive
 309 at such times as it deems necessary in carrying out the
 309a requirements
 310 of this chapter and at such times as the superintendent or his
 311 representative may reasonably request. The regional committee
 312 shall consider, wherever feasible and whenever the affected
 312a school
 313 districts indicate their agreement, two or more school districts
 314 agreeing and submitting to a single administrative unit for such
 315 school districts.
 316 SECTION 11. AMENDMENT.) Section 15-53-11 of the 1967
 317 Supplement to the North Dakota Century Code is hereby
 317a amended
 318 and reenacted to read as follows:
 319 15-53-11. PLAN INVOLVING TERRITORY IN MORE THAN
 320 ONE COUNTY OR MORE THAN ONE REGION.) A plan for
 320a the reorganization
 321 of school districts involving territory lying in two or more
 322 (((counties))) regions shall be prepared by joint action of a
 323 special committee composed of not less than three members of
 324 the (((county))) regional committee of each (((county)))
 324a region
 325 involved, which plan for purposes of submission to the state
 326 committee shall be incorporated into the comprehensive plan of
 327 the (((county))) region which has the largest number of pupils
 328 residing in the proposed joint district. In the event that a
 329 majority of the members of each committee fail to approve the
 330 reorganization plan, or the members of one or more of the
 330a committees
 331 fail or refuse to meet with the committee or committees from
 331a other
 332 (((counties, the county superintendent of the county)))
 332a regions,
 333 the region in which the largest number of pupils reside
 333a (((shall)))
 334 may submit the reorganization plan to the state committee for
 335 school district reorganization for approval or disapproval, and
 336 in such instance approval of the reorganization plan by the state
 337 committee shall have the same effect as approval by the
 337a (((county)))
 338 regional committees.
 339 A plan for the reorganization of school districts involving
 340 territory lying in two or more counties within the region may be
 341 prepared by the regional committee and submitted to the state
 342 committee after consultation with the reorganization committees
 343 for the counties affected by such plan.
 344 SECTION 12. AMENDMENT.) Section 15-53-12 of the
 344a North
 345 Dakota Century Code is hereby amended and reenacted to read
 346 as follows:
 347 15-53-12. COMPLETED PLANS FOR DISTRICT OR
 347a DISTRICTS MAY
 348 BE SUBMITTED PRIOR TO COMPREHENSIVE
 348a (((COUNTY))) REGIONAL
 349 PLAN.) The (((county))) regional committee, from time to
 350 time, may submit to the state committee a plan for the
 351 reorganization of one or more joint districts comprising
 352 territory within the (((county without awaiting the completion
 353 of a comprehensive plan))) region after July 1, 1970; provided,
 354 however, that such plan shall fit into and become an integral
 355 part of such comprehensive plan as the (((county))) regional
 356 committee (((is required to))) may prepare. Such plan may

357 **include a proposal for two or more school districts cooperating**
 358 **and submitting to a single administrative unit for such school**
 359 **districts pursuant to section 54-40-08.**

360 SECTION 13. AMENDMENT.) Section 15-53-13 of the 1967
 361 Supplement to the North Dakota Century Code is hereby
 361a amended

362 and reenacted to read as follows:

363 15-53-13. STATE COMMITTEE — POWERS AND DUTIES.)

364 The state committee shall:

- 365 1. Aid county **and regional** committees in carrying out the
 366 powers and duties vested in and imposed upon them by
 367 this chapter by furnishing such committees with the
 368 assistance of the employed staff of the state committee,
 369 with other necessary clerical assistance, and with such
 370 plans of procedure, standards, data, maps, forms and other
 371 materials and services as may be necessary;
- 372 2. Receive, file and examine the plans for the reorganization
 373 of school districts and reports of findings and terms of
 374 adjustment of property, debts and liabilities among the
 375 districts involved, submitted to the state committee by
 376 (((county))) **regional** committees, and to approve such
 377 plans and terms of adjustment when they are found by the
 378 state committee to provide for a satisfactory school district
 379 system for the (((counties))) **regions** and the state and for
 380 an equitable adjustment of property, debts and liabilities.
 381 Whenever a plan submitted by a (((county))) **regional**
 382 committee is found by the state committee to be
 383 unsatisfactory, or whenever the terms of adjustment so
 384 submitted are found not to be fair and equitable, the
 385 state committee shall so notify the (((county))) **regional**
 386 committee and (((upon request))) shall assist said
 386a (((county)))
 387 **regional** committee in the revision of such plan or terms
 388 of adjustment, which revision shall be completed by the
 389 (((county))) **regional** committee and resubmitted within
 390 ninety days after such notification;
- 391 3. Appoint a county **or regional** committee, in case no
 392 county **or regional** committee is elected (((,))) as
 392a required in
 393 (((section))) **sections 15-53-05 and 15-53-05.1, respectively,**
 394 or in case a committee so elected shall fail or refuse
 395 to submit plans, records, reports and other data as
 396 provided for in this chapter;
- 397 4. Transmit to the county superintendent of each county
 398 **affected by the plan** a copy of (((the))) **such** plan for the
 399 reorganization of the school districts of a county
 399a approved
 400 by the state committee; a copy of approved terms of
 401 adjustment of property, debts and liabilities; a statement
 402 of the findings and conclusions of the state committee
 403 respecting such approved plans and terms of adjustment;
 404 and copies of maps, reports, records and all other
 405 pertinent material submitted to the state committee by the
 406 (((county))) **regional** committee (((of his county))).
- 407 5. Establish standards by the promulgation of rules and
 408 regulations to govern the county, **regional**, and state
 409 committees for school district reorganization in the
 410 development and approval of school district reorganization
 411 plans or annexation proceedings. Such standards shall
 412 require any school district to be formed or reorganized
 413 under any reorganization plan or annexation proceedings
 414 providing for the operation of a high school, to have
 415 sufficient tax base and fiscal capacity to clearly permit

416 such reorganized district to offer the minimum curriculum
 417 prescribed by section 15-41-24 and taught by teachers
 418 possessing the qualifications required by section 15-41-25.
 419 (((Exceptions to such standards shall be allowed by the
 420 county or state committees only in extreme cases where
 421 because of sparsity of population or geographical
 422 barriers it is absolutely impossible to obtain compliance
 423 with them.))) No reorganization plan or annexation
 424 proceedings shall be approved by the ((county))

424a **regional**
 425 or state committees unless it shall have logical boundaries
 426 following a uniform pattern without undue irregularities.

427 **SECTION 14. AMENDMENT.)** Section 15-53-16 of the 1967
 428 Supplement to the North Dakota Century Code is hereby
 428a amended

429 and reenacted to read as follows:

430 15-53-16. **PROPOSAL REJECTED, REVISION MADE —**
 430a **NEW ELECTION**

431 **HELD.)** If a proposal for the formation of a new school district
 432 is rejected by the voters at the election provided for in section
 433 15-53-14, the county committee may at any time after ((six))
 434 **three** months from the date of such election, and after a public
 435 hearing is held in the manner provided in section 15-53-09, make
 436 such revision as it deems advisable in the boundaries proposed
 437 for such new district and in the terms of adjustment of the
 438 property, debts and liabilities thereof, as the case may be,
 439 and resubmit the same to the ((state)) **regional** committee for
 440 approval. If the boundaries of the proposed new district or the
 441 terms of adjustment, as the case may be, as revised, are approved
 442 by the state committee, notice thereof shall be transmitted to
 443 the county superintendent, as provided for in section 15-53-13.
 444 Upon receipt of such notice the county superintendent shall call,
 445 in the manner and for the purpose specified in section 15-53-14,
 446 a special election of the voters residing within the revised
 446a boundaries

447 of the proposed new district. If a majority of all votes cast
 448 by the electors residing within the rural area of a
 449 proposed new district and a majority of all votes cast by
 450 electors within the incorporated area of the proposed new district
 451 are both in favor of the formation of the district, the county
 452 superintendent shall proceed to organize and establish such
 453 district and to perform the necessary duties related thereto in
 454 the same manner and to the same effect as it is provided in
 455 section 15-53-14.

456 **SECTION 15. AMENDMENT.)** Section 15-53-21 of the 1967
 457 Supplement to the North Dakota Century Code is hereby
 457a amended

458 and reenacted to read as follows:

459 15-53-21. **VOLUNTARY PROPOSALS FOR**
 459a **ORGANIZATIONS OR**

460 **ALTERATION OF SCHOOL DISTRICTS.)** Proposals for the
 460a organization

461 of a new school district, for the consolidation of two or more
 462 districts, or for the alteration of the boundaries of established
 463 school districts, by any of the means provided for by law,
 464 must be submitted by the county committee ((and county
 465 superintendent))) **to the regional committee for approval and**
 466 **submission** to the state committee for final approval:

- 467 1. After a hearing on petitions is held by the county
 468 committee, or
- 469 2. After action is taken by the county committee in cases
 470 where no petition is required, or
- 471 3. For approval before proposals are submitted to the vote
 472 of the electors,

473 as the law may require in each case. Such proposals shall be
 474 approved by the county (((committee and county
 474a superintendent)))
 475 **and regional committees** and approved by the state committee if
 476 in the judgment of said committees they constitute an acceptable
 477 part of a comprehensive program for the reorganization of the
 478 school districts of the county **and region**.
 479 SECTION 16. AMENDMENT.) Section 15-53-22 of the North
 480 Dakota Century Code is hereby amended and reenacted to read
 481 as follows:
 482 15-53-22. COUNTY AND STATE OFFICERS TO
 482a COOPERATE WITH
 483 COMMITTEES.) The **school boards**, county **officers**, and state
 484 officers shall make available to the county, **regional**,
 484a (((committee)))
 485 and (((the))) state (((committee))) **committees** such
 485a information
 486 from public records in their possession as is essential to such
 487 committees in the performance of their duties.
 488 SECTION 17. AMENDMENT.) Section 15-53-23 of the
 489 North Dakota Century Code is hereby amended and reenacted to
 490 read as follows:
 491 15-53-23. REORGANIZED BOUNDARIES OF SCHOOL
 491a DISTRICTS
 492 NOT TO BE ALTERED WITHIN FIVE YEARS —
 492a EXCEPTION.) Except as
 493 provided in section 15-27-01, the boundaries of a reorganized
 494 school district shall not be altered within five years after
 495 reorganization without the recommendation of the county
 496 superintendent **involved** and approval by the county, **regional**,
 497 and state committees (((during the life of said committees))).
 498 SECTION 18. AMENDMENT.) Section 15-53-25 of the North
 499 Dakota Century Code is hereby amended and reenacted to read
 500 as follows:
 501 15-53-25. APPEAL FROM DECISION OF COUNTY
 501a (((COMMITTEE)))
 502 **AND REGIONAL COMMITTEES IN MAKING ADJUSTMENTS**
 502a **OF PROPERTY,**
 503 **DEBTS AND LIABILITIES.)** An appeal may be taken to the
 503a district
 504 court on any question of adjustment of property, debts and
 505 liabilities among the districts involved in which the power
 506 to make an adjustment or adjustments has been extended by
 507 this chapter. Any person feeling aggrieved by the decision
 508 of the county **or regional** committee after the hearing
 509 provided for in section 15-53-09 may appeal from such
 510 decision. Such appeal shall be taken within thirty days after
 511 the decision of the committee on the adjustment of the property,
 512 debts and liabilities, by serving a written notice of appeal
 513 upon a member of the county **or regional** committee, **as the case**
 514 **may be.** If such court finds the terms of the adjustment in
 515 question not to be equitable or in conformity with any provisions
 516 of the Constitution of North Dakota, such court shall make an
 517 adjustment that is equitable and in conformity with every
 518 provision of the state Constitution of which such adjustment
 519 shall be deemed by the court to be violative. Any determination
 520 by the court with respect to the adjustment of property, debts
 521 and liabilities among the districts or areas involved shall not
 522 otherwise affect the validity of the reorganization
 523 or creation of any district or districts under the provisions
 524 of this chapter."

AMENDMENTS TO HOUSE BILL No. 88

Delete everything after the words "A BILL" and insert the following in lieu thereof:

"For an Act to provide a deadline for redistricting and to amend and reenact sections 11-07-01, 11-07-02, 11-07-03, and 11-07-04 of the North Dakota Century Code, relating to the redistricting of counties and the election of county commissioners.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 11-07-01 of the North
1a Dakota

2 Century Code is hereby amended and reenacted to read as follows:

3 11-07-01. COUNTY REDISTRICTING BOARD —

3a MEMBERSHIP —

4 POWERS.) (((The county judge, the auditor, and the treasurer
5 of each county shall constitute a redistricting board, and such)))

6 The redistricting board shall be composed of the following
7 members:

- 8 1. The chairman of the board of county commissioners,
9 who shall act as chairman of the redistricting board;
- 10 2. The state's attorney;
- 11 3. A citizen or member of the governing body selected by
12 the governing body of the city having the largest
13 population, according to the most recent federal
14 decennial census, in the county.
- 15 4. A township supervisor selected by the township supervisors
16 at a meeting called by the county auditor, if more than
17 one-half of the townships are organized, whose service
18 upon the board shall be contingent upon his service in
19 office as a township supervisor or a citizen member at
20 large appointed by the county commission if less than
21 one-half of the townships are organized;
- 22 5. A citizen at large selected by the redistricting board
23 at their first meeting, who shall serve until the time
24 of the next decennial redistricting.

25 Vacancies upon the board shall be filled in the same manner
26 as in the case of original selection. Such board may change the
27 boundaries of the commissioners' districts of the county in
28 accordance with the provisions of this chapter. (((upon the
29 filing with it of a petition as provided in this chapter.)))

30 SECTION 2. AMENDMENT.) Section 11-07-02 of the North
31 Dakota Century Code is hereby amended and reenacted to read
32 as follows:

33 11-07-02. (((PETITIONS — SIGNERS REQUIRED —
33a FILING.))

34 A petition asking that the boundaries of the commissioners'
35 districts in the county be changed must be signed by at least
36 twenty-five percent of the qualified electors of the county as
37 determined by the number of votes cast for the office of governor
38 at the preceding general election. The petition shall be filed
39 in the office of the county auditor.))) **WHEN DISTRICTS MUST**

39a **BE**

40 **CHANGED — PUBLIC HEARING — NOTICE.)** Each
40a redistricting board

41 shall, within three months after official publication of each
42 federal decennial census, meet at the call of the chairman to
43 organize as provided in this Act and to consider redistricting
44 and if any one district in the county varies more than ten percent
45 from the average population per commissioner in such county
46 determined by dividing the total population of the county at the
47 last federal decennial census by the number of commissioners'
48 districts in such county, the redistricting board shall redistrict
49 the county, as provided in this chapter. If redistricting of a
50 county is required, the chairman of the redistricting board shall,
51 within thirty days after the date of the above meeting, call a
52 meeting for the purpose of conducting a public hearing to review

53 **alternative plans for such redistricting. Notice of such meeting**
 54 **shall be published or caused to be published by the chairman in**
 55 **the official county newspaper at least ten days prior to the date**
 56 **of such hearing.**

57 **SECTION 3. AMENDMENT.) Section 11-07-03 of the North**
 58 **Dakota Century Code is hereby amended and reenacted to read**
 59 **as follows:**

60 **11-07-03. (((BOARD DETERMINES IF DISTRICTS SHOULD**
 60a **BE**

61 **CHANGED — AUDITOR CALLS MEETING OF THE BOARD.)**

61a **Within twenty**

62 **days after the petition is filed, the county auditor shall call**
 63 **a meeting of the redistricting board to consider the petition.**

64 **If it appears that the commissioners' districts of the county**
 65 **are not reasonably equal in population or extent of territory,**
 66 **the board shall proceed at once to redistrict the county into**
 67 **commissioners' districts.))) METHOD OF REDISTRICTING —**

67a **ELECTION**

68 **OF COMMISSIONERS AT LARGE IF REDISTRICTING NOT**
 68a **ACCOMPLISHED BY**

69 **TIME CERTAIN. In redistricting a county, the redistricting**
 70 **board shall make the districts as regular and compact in form**
 71 **as practicable, and as substantially equal in population as**
 72 **possible. In no event shall every district be formed in such a**
 73 **manner that the population of cities located within each district**
 74 **exceeds the population of the district area outside the cities.**

75 **In no event shall any commissioner's district vary in population**
 76 **more than ten percent from the average population per**

76a **commissioner**

77 **as determined in section 11-07-02. The geographical boundaries**
 78 **of new districts created by the redistricting board shall be**

79 **agreed upon by a majority of such board. Redistricting shall**
 80 **be completed by the filing of an accurate description of the**

81 **approved geographical boundaries and a statement of the**
 82 **population of the new districts with the county auditor by the**

83 **chairman of the board. In the event that redistricting is**

84 **required but not completed in the manner prescribed in this**
 85 **chapter, all commissioners' districts in such county shall be**

86 **abolished and, notwithstanding the provisions of section 11-11-02,**

87 **thereafter county commissioners for such county shall be elected**
 88 **at large without regard to district representation in the manner**

89 **and at the time provided in this title and shall continue to be**
 90 **elected at large until a proper redistricting plan is filed as**

91 **required by this Act.**

92 **SECTION 4. AMENDMENT.) Section 11-07-04 of the North**
 93 **Dakota Century Code is hereby amended and reenacted to read**
 94 **as follows:**

95 **11-07-04. (((HOW COUNTY REDISTRICTED.) In**

95a **redistricting**

96 **a county, the redistricting board shall make the districts as**
 97 **regular and compact in form as practicable, and as nearly equal**

98 **in population as possible. The equality of population in the**
 99 **districts shall be determined by the vote cast at the last**

100 **preceding general election. No new districts shall be so formed**
 101 **that any two of the then acting commissioners shall reside in**

102 **the same district, nor shall any county be so redistricted that**
 103 **any municipality therein shall form any part of a majority of**

104 **the commissioners districts in such county.)))**

104a **COMMISSIONERS'**

105 **TERMS OF OFFICE — STAGGERED TERMS.) When**

105a **redistricting is**

106 **completed or if failure to redistrict requires at-large election**
 107 **of commissioners as provided in section 11-07-03, all**

107a **commissioners**

108 then holding office shall continue in such office until the next
 109 general election. At the first general election following
 110 redistricting of the county or election of commissioners at large,
 111 if required, as provided in this Act, all county commissioner
 112 offices shall be open for election. The newly elected
 112a commissioners
 113 shall be divided into two classes. If the county has been
 114 redistricted, those elected in commissioners' districts designated
 115 by even numbers shall constitute one class, and those elected in
 116 commissioners' districts designated by odd numbers shall
 116a constitute
 117 the other class. If election of commissioners at large is
 118 required, classes of such commissioners shall be determined by
 119 assigning a number to their respective offices according to the
 120 numerical total of the votes cast for them at the general election
 121 at which they were elected. The commissioners of one class
 122 elected in the first election held under the provisions of this
 123 Act shall hold office for two years and those of the other class
 124 shall hold office four years. The determination of the two
 125 classes shall be by lot so that one-half of the commissioners,
 126 as nearly as practicable, may be elected biennially. The county
 127 judge shall perform the lot in the presence of all of the newly
 128 elected commissioners within thirty days after the date of the
 129 first general election following redistricting or election of
 130 commissioners at large, if required, and shall certify in writing
 131 the results of such lot to the county auditor within five days
 132 after its performance.

133 SECTION 5. FIRST REDISTRICTING UNDER ACT.) The
 133a first
 134 redistricting of county commissioners' districts under this
 135 Act shall be completed as required in this Act no later than
 136 December 31, 1971, and each ten years thereafter. Failure of
 137 any redistricting board to complete such redistricting plan and
 138 file it with the county auditor, as required by this Act, shall
 139 result in all county commissioners' districts being abolished
 140 at such date, and all county commissioners holding office shall
 141 be elected at large at the next general election, as provided in
 142 this Act, and shall continue to be elected at large at succeeding
 143 elections until a proper redistricting plan is so filed.

144 SECTION 6. PETITIONS — SIGNERS REQUIRED —
 144a SUBMISSION
 145 OF QUESTION TO VOTERS.) The board of county commis-
 145a sioners upon
 146 receipt of a petition signed by at least ten percent of the
 147 electors of the county as determined by the number of votes cast
 148 for the office of governor at the preceding general election,
 149 shall, in accordance with applicable provisions of title 16,
 150 cause the question of whether commissioners shall be elected
 151 at large to be submitted to the voters of the county at the
 152 next succeeding primary or general election and if approved by
 153 sixty percent of the electors voting at such election, all
 154 county commissioner districts in such county shall be
 154a immediately
 155 dissolved, and thereafter as the term of office of each member
 156 of the board of county commissioners expires, such office shall
 157 be filled by an election at large."

After line 157 insert the following new section:

"SECTION 7. CERTAIN COUNTIES TO REDISTRICT BY DE-
 CEMBER 31, 1969.) Notwithstanding the provisions of sections 2
 and 5 of this Act, the redistricting board in all counties having a
 population of twenty thousand or more inhabitants as determined
 by the most recent federal decennial census, shall within fifteen days
 after the effective date of this Act, meet at the call of the chair-

man to organize as otherwise provided in section 2 of this Act and shall proceed to redistrict the county commissioner districts in the manner provided by this Act if any one district in the county varies more than ten percent from the average population per commission as determined in accordance with section 2 of this Act. All procedures and requirements in regard to the redistricting of county commissioners' districts following each federal decennial census shall apply to the redistricting required by this section, except that such redistricting shall be completed by December 31, 1969. In the event that redistricting is required but not completed in each county having a population of twenty thousand or more inhabitants in the manner prescribed in this Act by December 31, 1969, all commissioners' districts in any such county shall be abolished and thereafter all county commissioners for such county shall be elected at large as otherwise provided in this Act without regard to district representation in the manner and at the time provided for in Title 11, and shall continue to be elected at large until a proper redistricting plan is filed as required by this Act."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 224

In line 8 of the title after the word "enact" delete "section 57-38-01.5" and insert in lieu thereof "a new section"

In line 42 delete the word "person" and insert in lieu thereof the word "physician"

At the end of line 59 add the following new section:

"SECTION 4. AMENDMENT.) A new section to the North Dakota Century Code is hereby created and enacted to read as follows:

REPORTING NAME OF BLIND PERSON FOR WHICH EXEMPTION IS CLAIMED.) The county auditor of each county shall report to the state highway commissioner, the names of all blind persons for which a property exemption is claimed. Such reports as required shall be for the information of the state highway department in determining the eligibility of any person to operate a motor vehicle on the highways of this state and shall be kept confidential and not divulged to any person or used as evidence in any trial except that the reports may be admitted in proceedings under section 39-06-33 and 39-06-39."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 318

In line 14 after the word "than" delete the word "three" and insert in lieu thereof the word "one" and after the word "hundred" insert the words "and fifty"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 419

In line 2 of the title after the word "of" delete the words "two members" and insert in lieu thereof the words "one member"

In line 9 after the comma delete "director of the state economic development commission,"

At the end of line 15 add the following language: "The commission may call upon the state director of the business and industrial department for consultation upon business and industrial matters involved in the operation of the commission."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 469

In line 43 delete the word "on"

Delete all of lines 44 through 47 and insert in lieu thereof the following: "a sign or device on a pole or rod of such type and such height as approved by the highway commissioner"

At the beginning of line 48 delete "vehicle registrar"
Renumber the lines accordingly.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 233
House Bill No. 250
House Bill No. 297
House Bill No. 321
House Bill No. 333
House Bill No. 355
House Bill No. 361
House Bill No. 372
House Bill No. 404
House Bill No. 407
House Bill No. 422
House Bill No. 427
House Bill No. 429
House Bill No. 450
House Bill No. 463
House Bill No. 467
House Bill No. 481
House Bill No. 482
House Concurrent Resolution No. 22
House Concurrent Resolution No. 29
House Concurrent Resolution No. 65

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 513

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

House Bill No. 168
House Bill No. 190
House Bill No. 198
House Bill No. 223
House Bill No. 261
House Memorial Resolution No. 1001

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 174
House Bill No. 201

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 7
 House Bill No. 8
 House Bill No. 13
 House Bill No. 266
 House Bill No. 280
 House Bill No. 381
 House Bill No. 440

And find the same correctly Engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the amendments to Senate Bills Nos. 2, 6, 113, 416, and Senate Concurrent Resolutions Nos. 24 and 62, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 2 as recommended by the Committee on Appropriations as printed on pages 1166, 1167, and 1168 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 6 as recommended by the Committee on Appropriations as printed on page 1168 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 113 as recommended by the Committee on Education as printed on pages 1168 and 1169 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to Senate Bill No. 416 as recommended by the Committee on Industry and Business as printed on page 1169 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Concurrent Resolution No. 24 as recommended by the Committee on State and Federal Government as printed on page 1169 of the House Journal be adopted, which motion prevailed.

Rep. Hilleboe moved that the amendments to Senate Concurrent Resolution No. 62 as recommended by the Committee on State and Federal Government as printed on page 1170 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Streibel moved that the rules be suspended, and that the House consider the amendments as listed on the 6th Order of the Calendar, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the amendments to House Bill No. 496, Senate Bills Nos. 9, 30, 110, 138, 144, 178, 313 and 465, which motion prevailed.

Rep. Schaffer moved that the amendments to House Bill No. 496 as recommended by the Committee on Political Subdivisions as printed on pages 1186, 1187, 1188, 1189, 1190 and 1191 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 9 as recommended by the Committee on Appropriations as printed on page 1206 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 30 as recommended by the Committee on Appropriations as printed on page 1183 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 110 as recommended by the Committee on Appropriations as printed on pages 1183 and 1184 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 138 as recommended by the Committee on Appropriations as printed on page 1206 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 144 as recommended by the Committee on Judiciary as printed on pages 1206 and 1207 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to Senate Bill No. 178 as recommended by the Committee on Finance and Taxation as printed on page 1184 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 313 as recommended by the Committee on Judiciary as printed on page 1185 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 465 as recommended by the Committee on Judiciary as printed on page 1186 of the House Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: The Majority of Your Committee on Transportation to whom was referred House Bill No. 512 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Boustead
Rep. Aafedt
Rep. Emerson
Rep. Ganser
Rep. Hensrud
Rep. Hentges
Rep. Hoffner
Rep. Kuehn
Rep. Metzger
Rep. Schaffer

REP. BOUSTEAD, Chairman

Rep. Metzger moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Transportation to whom was referred House Bill No. 512 has had the same under consideration and recommends that the same do pass.

Rep. Berg
Rep. Boyum
Rep. DeKrey
Rep. Giffey
Rep. Goodman
Rep. Grant
Rep. Weber
Rep. White

REP. BOUSTEAD, Chairman

Rep. White moved that the report of the minority be substituted for that of the majority, which motion prevailed on a division vote.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 35 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title of the engrossed bill following the word "sections" insert the following numbers: "15-29-08,"

Following the enacting clause and before line 1 of the engrossed bill insert the following:

"SECTION 1. AMENDMENT.) Subsection 3 of section 15-29-08 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. To send pupils into another school district when, because of shorter distances and other conveniences, it is to the best interests of the school district to do so, and in such instances the board may pay the tuition of such pupils to the district to which they are sent. The school board may make arrangements for the education of pupils in a federal ((Indian)) school and contract with ((the superintendent of the Indian agency for the payment of tuition for these pupils)) **federal officials for such education. Such contracts may be in the form of tuition charges mutually agreed upon, the sharing of educational operational cost and facilities, or any other type of contract which will be agreeable to the school district.** The board may arrange, and when petitioned to do so by a majority of electors of the district shall arrange, with the school boards of other districts to send to such other districts pupils who can be taught conveniently therein, and for the payment of their tuition and for furnishing and paying for their transportation to and from the schools in such other districts. The admitting districts shall receive pupils only when schools of the admitting districts will not be injured or overcrowded and the board of the sending district and the board or boards of the receiving district or districts have entered into an agreement governing the attendance of such pupils as may be enrolled or when tuition will be paid by a parent or guardian in the manner provided in subsection 14 of this section. The school district in which a child resides at the time any court order or act of a juvenile commissioner or any other lawful authority which shall have been issued requiring such child to stay for any prescribed period at a foster home or a home maintained by any nonprofit corporation, shall be construed to be the residence district of such child for the purposes of applying this subsection or section 15-40-17 relating to tuition payments, whenever such child shall attend any public school.

Such residence district shall be liable for tuition in the amount provided in such sections upon claim by the district in which such child is attending school."

In line 16 place triple parentheses before the word "Indian"

In line 19 place triple parentheses after the word "pupils"

In line 19 before the period insert the following language: **"those pupils for whom federal agencies provide education"**

In line 283 place triple parentheses before the word "Payment"

In line 286 place triple parentheses after the word "children" and insert in lieu thereof the following: **"However no payment shall be made for those pupils for whom federal agencies provide education"**

Renumber the sections and lines accordingly.

And be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 46 has had the same under consideration and recommends that the same be amended as follows:

Delete the amendments to the engrossed bill as printed on page 1032 of the House Journal, and further amend the engrossed bill as follows:

In the first line of the title delete the first comma and insert in lieu thereof the word "and"; and delete the comma at the end of the line

In the second line of the title delete the following: "54-52-26, and 54-52-27"

In the eighth line of the title insert a period after the word "employees" and delete the remainder of the line

Delete the ninth line of the title

Delete lines 72 through 105 inclusive

In line 112 insert triple parentheses before the word "having"

In line 114 insert triple parentheses after the word "census"

In line 122 delete the words "**The provisions of this section shall also**"

Delete lines 123 through 127 inclusive

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. AAMOTH, Chairman

Rep. Hilleboe moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 231 has had the same under consideration and recommends that the same be amended as follows:

In line 45 of the engrossed bill delete the triple parentheses before the word "one"; insert triple parentheses before the word "mill"; delete the word "**two**" and insert in lieu thereof the words "**and one-half**"

And renumber the lines accordingly.

Rep. Dornacker
Rep. Aamoth
Rep. Dahl
Rep. DeKrey
Rep. Gackle
Rep. L. Larson (Dist. 21)
Rep. Lundene
Rep. Stone

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Aamoth moved that the report be adopted.

Mr. Speaker: The Minority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 231 has had the same under consideration and recommends that the same be indefinitely postponed.

Rep. Bernabucci
Rep. Boustead
Rep. Boyum
Rep. Dawson
Rep. Goodman
Rep. McDonald
Rep. Wilkie

REP. DORNACKER, Chairman

Rep. Bernabucci moved that the report of the minority be substituted for that of the majority, which motion failed.

The question then was on the motion of Rep. Aamoth to adopt the report of the Majority of the Finance and Taxation Committee on Senate Bill No. 231, which motion prevailed.

MOTION

Rep. Linderman moved that the House reconsider the action by which Senate Bill No. 386 was lost, which motion failed on a division vote.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 1 has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title of the engrossed bill before the period insert a semicolon and the following: "and to amend and reenact section 1 of chapter 157 of the 1967 Session Laws, relating to the transfer of funds to and the administration of the college building fund"

In line 19 of the engrossed bill delete the figures "7,231,255.00" and insert in lieu thereof the figures "7,706,165.00"

In line 20 delete the figures "13,078,695.00" and insert in lieu thereof the figures "12,603,785.00"

In line 24 delete the figures "13,708,695.00" and insert in lieu thereof the figures "13,233,785.00"

In line 31 delete the figures "1,417,000.00" and insert in lieu thereof the figures "1,494,400.00"

In line 32 delete the figures "906,825.00" and insert in lieu thereof the figures "829,425.00"

In line 40 delete the figures "6,260,027.00" and insert in lieu thereof the figures "6,569,424.00"

In line 41 delete the figures "10,763,104.00" and insert in lieu thereof the figures "10,453,707.00"

In line 44 delete the figures "11,163,104.00" and insert in lieu thereof the figures "10,853,707.00"

In line 52 delete the figures "215,336.00" and insert in lieu thereof the figures "235,852.00"

In line 53 delete the figures "626,323.00" and insert in lieu thereof the figures "605,807.00"

In line 63 delete the figures "839,119.00" and insert in lieu thereof the figures "818,603.00"

In line 64 delete the figures "839,119.00" and insert in lieu thereof the figures "818,603.00"

In line 71 delete the figures "442,758.00" and insert in lieu thereof the figures "473,248.00"

In line 72 delete the figures "914,666.00" and insert in lieu thereof the figures "884,176.00"

In line 77 delete the figures "964,462.00" and insert in lieu thereof the figures "933,972.00"

In line 84 delete the figures "2,283,373.00" and insert in lieu thereof the figures "2,390,798.00"

In line 85 delete the figures "3,997,087.00" and insert in lieu thereof the figures "3,889,662.00"

In line 89 delete the figures "4,257,087.00" and insert in lieu thereof the figures "4,149,662.00"

In line 96 delete the figures "1,127,721.00" and insert in lieu thereof the figures "1,211,082.00"

In line 97 delete the figures "2,436,387.00" and insert in lieu thereof the figures "2,353,026.00"

In line 103 delete the figures "2,521,387.00" and insert in lieu thereof the figures "2,438,026.00"

In line 110 delete the figures "1,776,992.00" and insert in lieu thereof the figures "1,839,722.00"

In line 111 delete the figures "3,447,666.00" and insert in lieu thereof the figures "3,384,936.00"

In line 115 delete the figures "3,550,166.00" and insert in lieu thereof the figures "3,487,436.00"

In line 122 delete the figures "636,929.00" and insert in lieu thereof the figures "726,000.00"

In line 123 delete the figures "1,532,808.00" and insert in lieu thereof the figures "1,443,734.00"

In line 127 delete the figures "1,628,808.00" and insert in lieu thereof the figures "1,539,734.00"

In line 134 delete the figures "939,000.00" and insert in lieu thereof the figures "1,002,400.00"

In line 135 delete the figures "2,145,248.00" and insert in lieu thereof the figures "2,081,848.00"

In line 139 delete the figures "2,255,248.00" and insert in lieu thereof the figures "2,191,848.00"

In line 141 delete the figures "41,794,901.00" and insert in lieu thereof the figures "40,476,198.00"

After line 165 insert the following:

"SECTION 5. GENERAL FUND DECREASE.) The net appropriation from the general fund of the state treasury to the institutions under the control of the board of higher education is reduced by \$3,600,000.00 from the amount recommended by the executive office of the budget for the biennium ending June 30, 1971. This reduction is prorated to the various institutions and included in the estimated income of each institution in the following amounts:

| | |
|---|-----------------------|
| University of North Dakota | \$1,177,560.00 |
| University of North Dakota Medical Center.... | 77,400.00 |
| North Dakota State University | 977,040.00 |
| State School of Forestry, Bottineau..... | 56,520.00 |
| University of North Dakota, Ellendale Branch | 82,440.00 |
| State School of Science, Wahpeton..... | 363,600.00 |
| Dickinson State College | 219,960.00 |
| Minot State College | 316,080.00 |
| Mayville State College | 135,000.00 |
| Valley City State College | 194,400.00 |
| Total..... | \$3,600,000.00 |

The board of higher education is hereby authorized to increase tuition at the various institutions during the next biennium, except that such increases shall not exceed in total revenue by institution the general fund decrease provided for in this Act.

Delete lines 166 through 176, inclusive

After the last line in the bill insert the following new section:

"SECTION 6. AMENDMENT.) Section 1 of chapter 157 of the 1967 Session Laws is hereby amended and reenacted to read as follows:

1. TRANSFER OF FUNDS TO COLLEGE BUILDING FUND AND ADMINISTRATION THEREOF.) Commencing July 1, 1967, and at the same date each year thereafter until the sum of \$8,843,153.00 shall have been transferred to the college building fund, the director of the department of accounts and purchases shall determine the cash balance in the general fund of the state. In the event the cash balance in the general fund as of the close of business on the previous thirtieth day of June shall exceed ((twelve))) fourteen million dollars, the director of accounts and purchases shall direct the

state treasurer to transfer to the college building fund the sum of two million dollars. Such funds shall be expended by the board of higher education for the construction, reconstruction, **maintenance**, and equipping of buildings at state-operated institutions of higher learning in accordance with specific appropriations to be made by the legislative assembly. **It is the intent of the legislative assembly that college buildings be repaired and maintained in reasonably good condition before additional new buildings be constructed.**"

And renumber the lines and sections accordingly.

And when so amended recommends that the same do pass.

Section 6 was added in keeping with the thinking that there should be an adequate balance in the general fund.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 20 has had the same under consideration and recommends that the same be amended as follows:

In line 8 of the bill after the words "the sum of" delete the sum \$1,177,181.00 and in lieu thereof insert the sum \$1,337,181.00.

Line 14 delete the sum \$865,421.00 and in lieu thereof insert the sum \$915,421.00.

Add a new line 16a "**Equipment rental**" and the sum **\$60,000.00**.

Add a new line 17a "**Repair and remodeling, bank building**" and the sum **\$50,000.00**.

Line 19 delete the sum \$1,144,221.00 and in lieu thereof insert the sum \$1,304,221.00.

Line 26 delete the sum \$1,177,181.00 and in lieu thereof insert the sum \$1,337,181.00.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The increase in salaries and wages was for the purpose of additional costs in connection with implementing the student loan program as provided in Senate Bill No. 32 and the loan program as provided by Senate Bill No. 373.

\$60,000.00 was provided for equipment rental for the purpose of leasing a multi-pocket proof machine.

\$50,000.00 for repair and remodeling was provided for the purposes of putting in a false ceiling in one floor area and other remodeling.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 258 has had the same under consideration and recommends that the same be amended as follows:

In line 130 of the engrossed bill place triple parentheses around the word "seventy"

In line 130 before the word "shall" insert "sixty-five"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 310 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title of the engrossed bill delete the comma and insert in lieu thereof the word "and" and delete the following: "and 4-30-55"

In the third line of the title after the last word milk delete the comma

In the fourth line of the title delete the following: ", imitation milk, imitation dairy products and"

In the fifth line of the title delete the words "substitutes therefore," and insert in lieu thereof the word "and" and delete the following: "and pro-"

In the sixth line of the title delete everything except the period

In line 26 delete the following:

"— IMITATION DAIRY PRODUCTS"

In line 27 delete the following:

"— SUBSTITUTES"

In line 28 delete the first comma and insert in lieu thereof the word "and" and after the word "products" delete the following: ", imitation milk,"

In line 29 delete the following:

"imitation dairy products and substitutes therefor,"

In line 47 after the first word "milk" delete the "," and insert in lieu thereof the word "and" and delete the following: "imitation milk, imitation"

In line 48 delete the words "dairy product or substitutes therefor,"

In line 52 after the word "milk" delete the "," and insert in lieu thereof the word "and" and after the word "product" delete the ","

In line 53 delete the following "imitation milk or imitation dairy product"

Delete all of lines 61 through 71

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Matheny moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 371 has had the same under consideration and recommends that the same be amended as follows:

In the engrossed bill delete everything after the words "A BILL" and insert the following:

"For an Act to create and enact section 15-39-37.1 of the North Dakota Century Code, relating to the counting of advanced training as teacher service under the teachers' insurance and retirement fund; to amend and reenact sections 15-39-01, 15-39-15, 15-39-26, 15-39-29, 15-39-36, 15-39-40 and 21-10-06 of the North Dakota Century Code, relating to definitions, crediting of teaching service, withdrawal and reinstatement, retirement and annuity credits, investment of moneys, selection of retirement options, credit for military service under the teachers' insurance and retirement fund and funds under the management of the state investment board.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 15-39-01 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-39-01. DEFINITIONS.) In this chapter, unless the context or subject matter otherwise requires:

1. "Teacher" shall include:
 - a. All persons employed in teaching in any state institution or by any school board or other governing body of any school district of this state;
 - b. All superintendents ((and)), assistant superintendents, **and business managers** employed in any state institution or in the school system of any school district in this state except that in the case of the Grafton state school, the superintendent or assistant superintendent may, at his option, be defined as a teacher for the purpose of this chapter;
 - c. All principals, assistant principals, and special teachers in any state institution or in the school system of any school district in this state;
 - d. The superintendent of public instruction and all county superintendents of schools and their assistants;
 - e. All supervisors of instruction;
 - f. All state school inspectors and supervisors;
 - g. Every person engaged as president, dean, school librarian, or registrar of any state institution;
 - h. The secretary of the North Dakota education association and any assistants to the secretary holding at least a first grade professional certificate;
 - i. The commissioner of higher education; **and**
 - j. Any person who serves in the capacity of substitute or part-time teacher and earns more than the maximum allowed by the Federal Social Security Act for the receipt of full social security benefits in any one school year (((;
 - k. All certified and qualified teachers employed by any state institution, school board, or governing body who are assigned to duties directly related to the public school program but who may not be directly engaged in teaching))).
2. "State institution" shall include:
 - a. The university of North Dakota;
 - b. The (((agricultural college))) **North Dakota state university**;
 - c. All county agricultural and training schools;
 - d. All state (((normal schools and))) teachers' colleges;
 - e. The school of forestry;
 - f. The school of science;
 - g. The school for the blind;
 - h. The school for the deaf and dumb;
 - i. The Grafton state school; and
 - j. The state training school.
3. "The board" shall mean the board of trustees of the teachers' insurance and retirement fund (((;))).
4. "The fund" shall mean the teachers' insurance and retirement fund.

The term "teacher" shall not include persons connected with any professional school or college of any state institution as lecturers who are engaged in the practice of their respective professions and with whom teaching is merely an avocation.

SECTION 2. AMENDMENT.) Section 15-39-15 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-39-15. **TEACHER COMING FROM SCHOOL NOT INCLUDED IN PROVISIONS OF CHAPTERS TO PAY BACK ASSESSMENTS.)** Any teacher who comes from a school or educational institution supported by public taxation out of North Dakota and becomes a teacher in a public school or state institution within North Dakota may elect to have **any or all years of** out-of-state teaching accredited in North Dakota provided he declares his request to the board of trustees of this fund for such out-of-state credit within the first year after he begins teaching in North Dakota or within one year of the time when such out-of-state teaching combined with teaching within North Dakota shall aggregate twenty-five years ((, provided that out-of-state teaching time shall not exceed seven years))). Every such teacher shall be advised of the provisions of this section by the school board in writing at the time of employment, and a copy of such notice with written acknowledgment thereof, shall be filed with the teachers' insurance and retirement fund board. Before receiving any retirement annuity, he shall pay assessments to the fund for the number of years out-of-state teaching he elects based upon his first annual salary in a public school or state institution in this state, or, if he has taught in North Dakota previously, upon his first salary in the state after his resumption of teaching in this state. After July 1, 1949, assessment payments on out-of-state teaching shall be (((doubled))) **equal to the percentage or amount that would have been assessed against his salary and interest and the amount of matching payment and interest in dollars that would have been paid by the school district or state institution during the years immediately preceding employment in the state for which credit is granted.** Any teacher who shall have paid assessments to the fund for out-of-state teaching in excess of the amounts herein provided under any law existing at such time shall upon his request have such excess assessment refunded to him. The rate of interest shall be ((six percent,)) **equal to the rate being paid on one year certificates of deposit by the bank of North Dakota** (((the same interest as required of North Dakota teachers having delinquent assessments within the state))).

SECTION 3. AMENDMENT.) Section 15-39-26 of the 1967 supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-39-26. **INVESTMENT OF MONEYS IN FUND.)** Investment of the fund shall be under the supervision of the state investment board in accordance with chapter 21-10, except that the board shall have the authority to contract with insurance companies, trust banks, or other financial institutions to hold and invest fund moneys, provided that the total amount of all moneys so placed shall not exceed an amount equal to twenty percent of the total moneys of the fund. Such moneys shall be placed for investment only with a firm or firms whose primary endeavor is money management, and only after a trust agreement or contract has been executed. Such moneys may be expended by the board by the preparation of an appropriate voucher and submitting such voucher to the department of accounts and purchases.

SECTION 4. AMENDMENT.) Section 15-39-29 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-39-29. **OPTIONS OF TEACHERS ELIGIBLE TO RECEIVE ANNUITIES.)** At any time after his retirement under the circumstances provided in this chapter and before the first annuity payment shall become due, a teacher may elect to receive the actuarial equivalent, at that time, of the regular retirement allowance for life, in the form of a reduced retirement allowance payable throughout his life with either, but not both of the following additional provisions;

OPTION ONE. Upon the death of the teacher, the reduced retirement allowance shall be continued throughout the life of, and paid to, such person as the teacher shall have nominated by written designation filed with the board at the time of retirement: or

OPTION TWO. Upon the death of the teacher, one-half of the reduced retirement allowance shall be continued throughout the life of, and paid to, such person as the teacher shall have nominated by written designation filed with the board at the time of retirement.

The amount of the reduced retirement allowance payable upon the exercise of either of such options shall be computed upon an actuarial basis through the use of standard actuarial tables and based upon the ages of the teacher and his designated beneficiary.

((In the event that a teacher's death occurs subsequent to July 1, 1941, who has met all requirements for an annuity, but who fails to select option one or option two, as provided in section, the deceased teacher shall be deemed to have selected option two with the spouse named as the beneficiary.)) **In the event that a teacher's death occurs subsequent to July 1, 1968, who has met all requirements for an annuity, but who fails to select one of the options provided in this section, the beneficiary may select either option one or option two, or, if the teacher has selected either option one or option two, but has not received any benefit or annuity, the beneficiary may elect to receive all the assessments paid by such teacher together with simple interest equal to the rate being paid on one-year certificates of deposit by the Bank of North Dakota. Such annuities shall commence as of the day of the teacher's death.**

A teacher who has met all requirements for an annuity, except that of actual retirement from teaching, but continues to teach shall have the right to select option one or option two, as described in this section, and to name a beneficiary to receive, in the event of the teacher's death, the reduced retirement allowance as provided in this section and in section 15-39-28. ((A written designation of the choice of option and beneficiary must be filed with the board of trustees of this fund in order for such choices to be effective.)) If a continuing teacher ((who has duly registered such choices with the board)) should die before retiring from teaching, he shall be considered to have retired on the date of his death, and his designated beneficiary, if living, shall receive the retirement allowance for life as provided by the terms of the option ((previously)) selected by the ((teacher)) **beneficiary.** The reduced retirement allowance shall be computed on the ages of teacher and beneficiary as of the date of death of the teacher. Should a continuing teacher later retire voluntarily, before death, then this section and section 15-39-28 shall apply. If an applicant for annuities under subsections of this section has not paid into the fund assessments equal to the amounts required to be paid under section 15-39-14, he shall pay any deficiency into the fund before receiving the annuity.

SECTION 5. AMENDMENT.) Section 15-39-36 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-39-36. MILITARY SERVICE IN NATIONAL EMERGENCY COUNTED AS TEACHING SERVICE.) A teacher who has been granted an honorable discharge from the United States armed forces for services rendered ((during a national emergency)), if he was engaged in the occupation of teaching in North Dakota ((at)) **within twenty-four months** of the time of entering the service, or who had been engaged in teaching in North Dakota prior to such time but was attending an institution of higher learning for the purpose of improving himself in such profession ((at)) **within twenty-four months** of the time of entry into the armed services, shall be

entitled to have the time of such service counted as teaching service under the provisions of this chapter, upon the payment of the assessments which would have been collected from him if he had continued as a teacher during the time of such service. Such back assessments for military service and teaching time must be paid ((within one year of the time when such military service combined with teaching within North Dakota shall aggregate twenty-five years))) **prior to or at the time of retirement under this chapter, provided that**

1. The period of military service included shall not exceed seven years; and
2. A period of not less than the last five years of teaching must have been within the state of North Dakota; and
3. Payment on back assessments for years of teaching shall include simple interest at a rate ((of six percent per annum))) **equal to the rate being paid on one-year certificates of deposit by the Bank of North Dakota, provided that no interest shall be charged on assessments for time spent in the military service.**

Any teacher who has elected to have such military service counted as teaching service may notify the board of his decision not to have such military service counted as teaching service, and shall have his assessment, and the accrued interest thereon, reduced correspondingly, provided that such decision and notification to the board shall be made prior to the time that any portion of the assessment for military service has been paid by him. Any teacher who shall have made payments of or upon back assessments for military service may, prior to retirement, notify the board of his intention to reject such military service credit, and the board shall forthwith refund to such teacher all assessments paid into the fund by such teacher as back assessments for military service together with simple interest at a rate of interest equal to the rate being paid on one-year certificates of deposit by the Bank of North Dakota. Any teacher claiming a refund of such assessments for military service may again at the time of his retirement elect to have such military service time credited to him as teaching service in accordance with the provisions of this section.

SECTION 6.) Section 15-39-37.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

15-39-37.1 PERIOD OF ADVANCED TRAINING COUNTED AS TEACHING SERVICE.) A teacher who, after July 1, 1969, attends a college, university, or other recognized school during periods other than summer sessions, for the purpose of improving his qualifications in the teaching profession shall be entitled to have such periods while in attendance at such college, university, or school credited as teaching service under the provisions of this chapter upon the payment of the assessments which would have been collected from him if he had continued as a teacher during the time of such college, university, or school attendance, plus the payment by him of the amount that would have been paid to the fund in his behalf from the school district or state institution where he was employed. Such back assessments must be paid prior to or at the time of retirement under this chapter, provided that:

1. The teacher must have taught at least one full school year in North Dakota immediately preceding his entrance into the college, university, or school and that immediately following such training he shall have taught not less than one full school year in a public school or state institution of this state; and
2. The period of college, university, or school attendance that may be credited as teaching service shall not exceed three full academic years, exclusive of summer schools; and;

3. **Payments on back assessments shall be based on the salary received by the teacher during the first year of teaching following the college, university, or school attendance, together with simple interest at a rate equal to the rate being paid on one-year certificates of deposit by the Bank of North Dakota, except that no interest shall be charged on assessments for the period while actually in attendance at the college, university, or school.**

SECTION 7. AMENDMENT.) Section 15-39-40 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-39-40. **WITHDRAWAL OF MEMBER FROM FUND — DEATH OF MEMBER — REFUND.)** Any teacher who shall cease to be a teacher in the public schools or state institutions of this state without receiving any benefit or annuity from the fund upon such retirement, upon making written application therefor to the board shall be entitled to the return of one-half of the amount of assessments which he has paid into the fund on salaries earned prior to July 1, 1947, and the return of the full amount of assessments which he has paid into the fund on salaries earned after July 1, 1947, **((without)) with interest at a rate equal to the rate being paid on one-year certificates of deposit by the Bank of North Dakota.** If such teacher, after having withdrawn from the fund as provided in this section, shall **again** become a teacher **((again))** in the public schools or state institutions of this state, he **((, during either the first three years he begins teaching after such withdrawal or within three years of the time when such prior North Dakota teaching combined with North Dakota teaching after such withdrawal shall aggregate twenty-five years, shall)) may, prior to or at the time of retirement under this chapter, elect either to return to the fund the amount which was returned to him, with simple interest at **((the)) a rate **((of four percent per annum)) equal to the rate being paid on one-year certificates of deposit by the Bank of North Dakota, from the time of such withdrawal, or to commence participation in the fund as though teaching for the first time. Any teacher who shall have made payments for the purpose of returning withdrawals to the fund, may, prior to retirement, notify the board of his intention to reject credits for prior teaching in North Dakota, and the board shall thereupon refund to such teacher all money paid into the fund as a return of previous withdrawals, together with simple interest at a rate equal to the rate being paid on one-year certificates of deposit by the Bank of North Dakota. Any such teacher may again at the time of retirement under this chapter elect to return such withdrawals to the fund, and shall at the time be permitted to pay the amount of such withdrawals into the fund together with interest at a rate equal to the rate being paid on one-year certificates of deposit by the Bank of North Dakota, and receive credit for such prior teaching.******

Any teacher who has elected to have out-of-state teaching service counted as teaching service under the provisions of this chapter, may notify the board of his decision not to have such out-of-state service counted as teaching service, and shall have his assessment, and the accrued interest thereon, reduced correspondingly, provided that such decision and notification to the board shall be made prior to the time that any portion of the assessment for out-of-state teaching service has been paid by him. If the teacher who is or was a member of the fund shall die before he has retired as provided in this chapter his designated beneficiary, or if no beneficiary has been designated, his executor or administrator, or if no executor or administrator has been appointed then the surviving spouse or heirs at law shall be entitled to receive from the fund the total amount without interest to which the beneficiary or heirs may be entitled.

For purposes of this section, assessments returned or refunded shall include those assessments that have been paid into the fund for military service and out-of-state teaching service.

SECTION 8. AMENDMENT.) Section 21-10-06 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

21-10-06. FUNDS UNDER MANAGEMENT OF BOARD — ACCOUNTS.) The board shall be charged with the investment of the following funds:

1. State bonding fund;
2. Teachers' insurance and retirement fund, in accordance with section 15-39-26;
2. State fire and tornado fund;
3. State fire and tornado fund;
4. Workmen's compensation fund; and
5. Highway patrolmen's retirement fund

Separate accounts shall be maintained for each of the above funds and the moneys or securities of the individual funds shall not be commingled. However, when it is deemed advantageous in the purchase, sale, or exchange of securities, securities belonging to one or more of the funds or the Bank of North Dakota may be purchased, sold, or exchanged as part of a single transaction. In the event of such sale, the respective funds shall immediately be credited with their proportionate share of the proceeds. In the event of such purchase or exchange, title to the securities shall be taken in the name of the individual funds, proportionate to their share of the total purchase price.

The board of university and school lands shall consult with the state investment board or the director thereof on investment policies, and the board of university and school lands may delegate authority to the state investment board or the investment director to make such purchases, sales, or exchanges on its behalf."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Register moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Bill No. 462 has had the same under consideration and recommends that the same be amended as follows:

In line 19 of the engrossed bill after the period delete the following: "Each nonresident who makes"

Delete all of lines 20 through 22

In line 23 delete the following: "to the issuance of such license."

In line 33 after the period add the following new language:

"The non-commercial beekeeper with one to twenty-four colonies will have territorial rights on one location."

In line 60 after the word "of" delete the word "twenty" and insert in lieu thereof the word "ten"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. K. JOHNSON, Chairman

Rep. Thorsgard moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 470 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 10 has had the same under consideration and recommends that the same do pass and then be re-referred to the Legislative Research Resolutions Committee.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted. Senate Concurrent Resolution No. 10 was re-referred to the Legislative Research Resolutions Committee.

Mr. Speaker: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 69 has had the same under consideration and recommends that the same be amended as follows:

Delete all of lines 5 through 12.

And when so amended recommends the same do pass.

REP. BIER, Chairman

Rep. Moquist moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF A HOUSE BILL

House Bill No. 513. A Bill for an Act to amend and reenact section 57-15-27 of the North Dakota Century Code, relating to the interim fund of political subdivisions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Sandness |
| Aarnoth | Erickson, W. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Lang | Seibel |
| Austin | Gackle | Leibhan | Simonson |
| Belter | Ganser | Lillehaugen | Solberg, I. |
| Berg | Giffey | Linderman | Solberg, O. |
| Bernabucci | Glaspey | Matheny | Stoltenow |
| Boustead | Goodman | McDonald | Stone |
| Boyum | Grant | Metzger | Streibel |
| Bunker | Halcrow | Miedema | Strinden |
| Burke | Haugland | Moquist | Swedlund |
| Connolly | Henning | Mueller | Thompson |
| Dahl | Hensrud | Olienyk | Thorsgard |
| Davis | Hentges | Opedahl | Wagner |
| Dawson | Hilleboe | Peterson, J. | Weber |
| DeKrey | Hoffner | Peterson, R. | Welder |
| Dick | Hoghaug | Powers | Wells |
| Diehl | Hougen | Register | White |
| Dornacker | Jenkins | Reimers | Wilkie |
| Eagles | Johnson, K. | Rivinius | Mr. Speaker |
| Emerson | Jones | Rundle | |

Those voting in the negative were:

Link
Lundene

Absent and not voting:

| | | | |
|--------|--------|------------|------------|
| Aas | Bullis | Kelsch | Larson, L. |
| Backes | Hickle | Larson, G. | Tweten |
| Bier | | | |

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Streibel announced that a former Representative was in the

chambers, and requested that the House recognize former Rep. L. C. Loerch, and Rep. Loerch was thereupon introduced to the House.

SECOND READING OF SENATE BILLS

Senate Bill No. 8. A Bill for an Act making an appropriation to the livestock sanitary board for its operating and maintenance expense and expenses pertaining to licensed quarantined feedlots.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Rivinius |
| Aamoth | Freeman | Kuehn | Rundle |
| Anderson | Froelich | Lang | Sandness |
| Atkinson | Gackle | Larson, G. | Sanstead |
| Austin | Ganser | Leibhan | Schaffer |
| Belter | Giffey | Lillehaugen | Seibel |
| Berg | Glasphey | Linderman | Simonson |
| Bernabucci | Goodman | Link | Solberg, I. |
| Boustead | Grant | Lundene | Solberg, O. |
| Boyum | Halcrow | Matheny | Stoltenow |
| Bunker | Haugland | McDonald | Stone |
| Burke | Henning | Metzger | Streibel |
| Connolly | Hensrud | Miedema | Strinden |
| Dahl | Hentges | Moquist | Swedlund |
| Davis | Hilleboe | Mueller | Thompson |
| Dawson | Hoffner | Olienyk | Thorsgard |
| DeKrey | Hoghaug | Opedahl | Wagner |
| Dick | Hougen | Peterson, J. | Weber |
| Diehl | Jenkins | Peterson, R. | Welder |
| Eagles | Johnson, K. | Powers | Wells |
| Emerson | Jones | Register | White |
| Erickson, K. | Kingsbury | Reimers | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|-----------|------------|--------|
| Aas | Bullis | Kelsch | Tweten |
| Backes | Dornacker | Larson, L. | Wilkie |
| Bier | Hickle | | |

So the bill passed and the title was agreed to.

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state wheat commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 84; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kingsbury | Sandness |
| Aamoth | Erickson, K. | Knudson | Sanstead |
| Anderson | Erickson, W. | Kuehn | Schaffer |
| Atkinson | Freeman | Lang | Seibel |
| Austin | Froelich | Larson, G. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Giffey | Lillehaugen | Solberg, O. |
| Bernabucci | Glasphey | Linderman | Stoltenow |
| Bier | Goodman | Matheny | Stone |
| Boustead | Grant | McDonald | Streibel |
| Boyum | Halcrow | Metzger | Strinden |
| Bunker | Haugland | Miedema | Swedlund |

| | | | |
|----------|----------|--------------|-------------|
| Burke | Henning | Moquist | Thompson |
| Connolly | Hentges | Mueller | Thorsgard |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|-------------|------|---------|--------|
| Hensrud | Link | Lundene | Rundle |
| Johnson, K. | | | |

Absent and not voting:

| | | | |
|--------|-----------|------------|----------|
| Aas | Dornacker | Hickle | Rivinius |
| Backes | Gackle | Larson, L. | Tweten |
| Bullis | | | |

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 485

Which the Senate has amended as follows:

In the first line of the title delete the word "election" and insert in lieu thereof the word "appointment"

In line 4 delete the word "nominated"

Delete all of line 5

In line 6 delete the words "general election held in 1970 as provided in this Act." and insert in lieu thereof the following language: "appointed by a committee consisting of the governor, lieutenant governor, and the attorney general. The committee must unanimously agree to the appointment of each such delegate and shall certify in writing the appointment of each delegate."

In line 7 delete the word "election" and insert in lieu thereof the word "appointment"

In line 10 delete the word "elected" and insert in lieu thereof the word "appointed"

In line 11 delete the word "election" and insert in lieu thereof the word "appointment"

In line 12 delete the comma and insert a period in lieu thereof; and delete the words "and no candidate shall designate political party"

Delete all of line 13 and insert in lieu thereof the following language: "In addition to such qualifications, delegates should possess experience or have demonstrated an active interest in state or local government, or both. The appointment shall be made at least sixty days prior to the date of the organizational meeting."

In line 15 delete the word "elected" and insert in lieu thereof the word "appointed"

Delete lines 20 through 63

In line 64 delete the word "elected" and insert in lieu thereof the word "appointed"

In line 145 delete the word "nomination" and insert in lieu thereof the word "appointment"

And renumber the lines and sections accordingly.

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Streibel moved that the vote by which Senate Bill No. 513 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Streibel moved that the rules be suspended and Senate Bill No. 513 be messaged to the Senate immediately, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 26. A Bill for an Act making an appropriation for the purpose of administering the provisions of Chapter 12-61 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Sandness |
| Aamoth | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Leibhan | Simonson |
| Belter | Giffey | Lillehaugen | Solberg, I. |
| Berg | Glaspey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | McDonald | Strinden |
| Bunker | Henning | Metzger | Swedlund |
| Burke | Hensrud | Miedema | Thompson |
| Connolly | Hentges | Moquist | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Erickson, K. | Kingsbury | Rivinius | |

Those voting in the negative were:

Rundle

Absent and not voting:

| | | | |
|--------|-----------|--------|------------|
| Aas | Bullis | Hickle | Larson, L. |
| Backes | Dornacker | | |

So the bill passed and the title was agreed to.

Senate Bill No. 97. A Bill for an Act making an appropriation for an administration and management study of certain state departments and programs by the legislative research committee, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Rundle |
| Aamoth | Freeman | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Leibhan | Seibel |
| Belter | Giffey | Lillehaugen | Simonson |
| Berg | Glaspey | Linderman | Solberg, I. |
| Bernabucci | Goodman | Link | Solberg, O. |
| Bier | Grant | Lundene | Stoltenow |
| Boustead | Halcrow | Matheny | Stone |
| Boyum | Haugland | McDonald | Streibel |
| Bunker | Henning | Metzger | Strinden |
| Burke | Hensrud | Miedema | Swedlund |
| Connolly | Hentges | Moquist | Thompson |
| Dahl | Hilleboe | Mueller | Thorsgard |
| Davis | Hoffner | Olienyk | Tweten |
| Dawson | Hoghaug | Opedahl | Wagner |
| DeKrey | Hougen | Peterson, J. | Weber |
| Dick | Jenkins | Peterson, R. | Welder |
| Diehl | Johnson, K. | Powers | Wells |
| Dornacker | Jones | Register | White |
| Eagles | Kelsch | Reimers | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, K. | | | |

Absent and not voting:

| | | | |
|--------|--------|--------|------------|
| Aas | Bullis | Hickle | Larson, L. |
| Backes | | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the House do not concur on Senate amendments to House Bill No. 485, and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

CONSIDERATION OF MESSAGES FROM SENATE

Speaker E. Johnson announced the following Conference Committee to meet with a like committee from the Senate:

House Bill No. 485
 Rep. Kelsch
 Rep. Strinden
 Rep. Hoffner

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bill No. 485, and the Speaker has appointed as a conference committee to act with a like committee from the Senate,

Rep. Kelsch
 Rep. Strinden
 Rep. Hoffner

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that Reps. Aas, Leroy Larson and Backes be excused since they are attending a conference committee, which motion prevailed.

Rep. Streibel moved that the record show that Reps. Kelsch, Strinden and Hoffner be excused to attend a conference committee, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk
FIFTY-SEVENTH DAY

Bismarck, March 13, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Arno Gustin, President, Mary College, Bismarck.

Roll was called and all members were present except Reps. Aas, Backes, Bullis, Hickle and L. Larson.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-fifth Day After Recess and Fifty-sixth Day and finds the same to be correct.

REP. STONE, Chairman

Rep. Rivinius moved that the report be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 496

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Streibel moved that House Bill No. 496 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 496. A Bill for an Act providing for annexation of unincorporated areas by municipal corporation; validating certain annexation ordinances; repealing chapter 40-51 and chapter 40-51.1 of the North Dakota Century Code; and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 84; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|-------------|
| Aafedt | Eagles | Kingsbury | Rundle |
| Aas | Emerson | Knudson | Sandness |
| Anderson | Erickson, K. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Seibel |
| Backes | Gackle | Larson, L. | Solberg, I. |
| Belter | Ganser | Leibhan | Solberg, O. |
| Berg | Glaspey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Moquist | Thorsgard |

| | | | |
|-----------|---------|--------------|-------------|
| Dahl | Hentges | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Jones | Register | Wilkie |
| Dornacker | Kelsch | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|----------|-------------|----------|
| Aamoth | Giffey | Lillehaugen | Simonson |
| Connolly | Hilleboe | Opedahl | Weber |
| Erickson, W. | | | |

Absent and not voting:

| | | | |
|--------|-------------|---------|---------|
| Bullis | Johnson, K. | Miedema | Reimers |
| Hickle | | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which House Bill No. 496 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Streibel moved that the rules be suspended that House Bill No. 496 be messaged to the Senate immediately, which motion prevailed.

Rep. Streibel then moved that the House be on the 4th Order of Business, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 496

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

PRESENTATION OF PETITIONS AND COMMUNICATIONS

State of North Dakota

Executive Office

Bismarck, March 13, 1969

The Honorable Ernest Johnson
 Speaker of the House
 House Chambers
 State Capitol
 Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on March 12, 1969, I signed the following bills:

- House Bill No. 40
- House Bill No. 56
- House Bill No. 75
- House Bill No. 241
- House Bill No. 269
- House Bill No. 344
- House Bill No. 339
- House Bill No. 403
- House Bill No. 489
- House Bill No. 490

Sincerely,
 WILLIAM L. GUY
 Governor

MESSAGE FROM THE GOVERNOR
(Veto Message on House Bill No. 160)
STATE OF NORTH DAKOTA
Executive Office

Bismarck, March 12, 1969

The Honorable Ernest N. Johnson
Speaker of the House
North Dakota House of Representatives
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

In 1967, the Legislature passed legislation which would permit political subdivisions to insure government buildings with private insurance companies rather than the State Fire and Tornado Fund. I stated then that to do so would mark the beginning of the end of the State Fire and Tornado Fund in favor of the private insurance companies. The phasing out of the State Fire and Tornado Fund would mark the beginning of higher appropriations for state insurance and more taxes from taxpayers.

The State Fire and Tornado Fund has been of tremendous benefit to the taxpayers of North Dakota who support school districts, cities, and villages, as well as the state government. The fund has always charged a lower premium for comparable protection than could be obtained from private sources.

The State Fire and Tornado Fund could not be construed as a state business as it was never in competition with private insurance companies in insuring risks in the private sector. The fund insures only government buildings.

State and local government has no obligation to generate business or provide profit for private enterprise. **State and local government, however, does have a deep and abiding obligation to each and every taxpayer to operate all levels of government as efficiently and economically as is possible.** I do not believe then that state or local government is obligated to the insurance industry to generate business for them, nor do I believe that the special interest of the insurance industry in conducting part of the business of government for a profit should supersede the interest of all taxpayer who seek economy in government. Government must be run as a business.

In the depths of the depression in the early 1930's, the Fire and Tornado Fund accepted school warrants at full value at a time when private insurers would have had to have cash.

The fund was so successful that for a period of years from 1935 to 1943, there were no annual premiums charged on buildings which had been insured for five years or more. No private insurance company could have come to the rescue of hard pressed state and local government in this manner. During this eight-year period, \$1,686,000 in premiums was not charged by the fund and, in effect, provided this additional financial support to government.

The rate charged to local political subdivisions since 1943 has remained at 50% of the rates established by the Fire Underwriters Inspection Bureau, except for one term of two years when the rate was set at 60%.

When the law was changed on July 1, 1967, to permit private insurance companies to obtain insurance contracts on government buildings, there were approximately 5,500 buildings insured by the Fire and Tornado Fund in all counties in North Dakota. After 18 months of operation, we find that today the number of buildings insured by the fund has been reduced to 4,717. This is a 14% reduction in a little over one and one-half years.

On July 1, 1967, the Fire and Tornado Fund insured buildings with an approximate value of \$350 million. Today that value has dropped to \$318 million. Premiums charged by the Fire and Tornado Fund have dropped in the last 18 months from \$1.2 million to \$1.1 million.

Since the Fire and Tornado Fund was established in 1919, there have been total loss claims paid of \$6,593,395.77. The present reserve in the fund for payment of losses to government buildings is now \$7,974,201.99. **The reserve on hand then at the present time far exceeds the total of all the losses to the fund since its beginning 40 years ago.**

House Bill 160 seeks to make it optional for state agencies and state industries as well as political subdivisions to insure buildings, their fixtures and permanent contents, with private insurance companies if they wish. We have in this bill a very profound and basic concept which must be decided. That concept is, should state government have an obligation to the taxpayer which supersedes an obligation to any particular segment of the private business sector. In my judgment, government was created not to feed the private business sector, but to conduct the affairs under law of all citizens and taxpayers at the least possible economic cost to them.

There is no proof that optional coverage by private insurance companies can result in year-in and year-out savings to taxpayers.

State government, with its far flung building locations, does not have the concentrated risk for insurance consideration as do many risks in private business or, for that matter, in local government.

The theory of insurance is to protect the ability to restore a building that has been lost. In the case of state buildings, there is a question in my mind that there is any need to provide insurance at all because of the ability of taxpayers to spread the risk of a state building loss over thousands of other taxpayers.

Only in a few instances where state industries are involved, such as the State Mill or the Bank of North Dakota, are we insuring a productive capacity. And so any loss in state buildings, except for these few state industries, does not impair our taxpayer's productive capacity to generate income for replacement of loss. This is not true with private business whose productive capacity probably would be severely impaired or destroyed if they were to suffer a building loss.

In my judgment then, the state can more effectively serve the taxpayer by carrying a minimum of insurance at minimum cost to the taxpayer on state buildings. To open the door making it possible for private insurance companies to insure state buildings could not do other than raise the cost of government to the taxpayer.

The law does not require competitive bidding. The law permits officials to make a selection of insurance coverage unrelated to premium cost or adequate coverage. Already, in 18 months of operation, there is evidence that low bids are not being accepted in all cases by officials in local government.

Already, there is evidence of favoritism being granted to certain private insurance agencies. Already, there is evidence that Fire and Tornado Fund bids, even though the lowest, are being rejected. This kind of operation in government does not protect the interest of the taxpayers and is the type of operation that will sooner or later result in those types of scandals that reduce the confidence of the public in their public officials and government.

I have recommended in the past and I recommend now that **the interest of our citizens and taxpayers would be best served if we were to strengthen the reserves of the Fire and Tornado Fund and to make adjustments in Fire and Tornado Fund coverage.**

We see evidence that pressures are being brought to bear upon local government officials to grant insurance contracts to selected companies.

At this time, the 1967 law permits governing bodies to grant contracts without competitive sealed bids. The principle of open competitive bidding has been abolished under the 1967 law. House Bill No. 160 seeks to bring the insurance of state industries and state government under the weaknesses that were built into the 1967 law which permitted optional coverage by private insurance companies or the Fire and Tornado Fund.

There is no question that this bill would permit private insurance companies to pick and choose the low risk buildings and that the Fire and Tornado Fund would be used as a catch-all for the high risk buildings. It should be obvious to all what would be necessary in the competitive rates charged by the Fire and Tornado Fund when it would be required to carry the high risk buildings.

As the number of risks insured by the Fire and Tornado Fund shrinks, as the private insurance companies take over, there would undoubtedly be a rising loss history to the Fire and Tornado Fund because the remaining buildings would carry a higher risk. As the more hazardous risks left with the Fire and Tornado Fund caused losses to go up, insurance rates by the fund would have to increase. This would then provoke the cry that Fire and Tornado Fund rates had been forced up to comparable rates with private insurance and therefore this would prove that the Fire and Tornado Fund was not needed and should be phased out completely.

When the Fire and Tornado Fund has been phased out or effectively crippled, we can expect the rates of private insurance companies to rise on state buildings with no concern for competition.

As I said in 1967 in my message vetoing House Bill No. 714 of that year, I can see no legitimate philosophical, political, or economical reason why the private insurance industry should lay claim to the insurance of state buildings, particularly when such a claim will eventually result in a cost of at least one-half million dollars more annually to North Dakota taxpayers. **If large sums of tax money were not involved, the insurance companies would not be interested in moving in.**

I have seen much debate and concern in this session on various measures asking that savings of \$10,000 here and \$85,000 there be made. **It does not seem to me to be consistent that the Legislature can be so concerned about relatively small but easily seen state appropriation expenses, and then totally ignore the substantially increased costs that are built into House Bill No. 160.**

House Bill No. 160 is not a taxpayers' bill. It is an insurance industry bill. My obligation as Governor is to all of our citizens and taxpayers, and not just a special interest view.

I therefore veto House Bill No. 160.

Sincerely yours,
WILLIAM L. GUY
Governor

MOTION

Rep. Streibel moved that the House reconsider House Bill No. 160, which had been vetoed by the Governor, and which motion prevailed on a division vote.

Rep. Streibel moved that House Bill No. 160 be placed on the calendar, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 97
House Bill No. 149
House Bill No. 417

House Bill No. 448

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed a Conference Committee on House Bill No. 507.

Senator Trenbeath
Senator Robinson
Senator L. Larson

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 105
House Bill No. 112
House Bill No. 134
House Bill No. 219
House Bill No. 433
House Concurrent Resolution No. 27

Which the President has signed:

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 14
House Bill No. 15
House Bill No. 21
House Bill No. 29
House Bill No. 30
House Bill No. 37
House Bill No. 42
House Bill No. 45
House Bill No. 96
House Bill No. 121
House Bill No. 130
House Bill No. 186
House Bill No. 187
House Bill No. 189
House Bill No. 197
House Bill No. 256
House Bill No. 299
House Bill No. 312
House Bill No. 313
House Bill No. 358
House Bill No. 384
House Bill No. 400
House Bill No. 431
House Bill No. 495
House Bill No. 498
House Bill No. 503
House Bill No. 504

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 374. A Bill for an Act to provide for the regulation of credit life insurance and credit accident and health insurance and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 61; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|-------------|
| Aamoth | Erickson, W. | Kelsch | Strinden |
| Bernabucci | Froelich | Larson, G. | Tweten |
| Bunker | Gackle | Larson, L. | Welder |
| Davis | Ganser | McDonald | White |
| Dawson | Goodman | Register | Wilkie |
| Dornacker | Hentges | Schaffer | Mr. Speaker |
| Eagles | Hilleboe | Streibel | |

Those voting in the negative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Lang | Powers |
| Anderson | Freeman | Leibhan | Rivinius |
| Atkinson | Giffey | Lillehaugen | Rundle |
| Austin | Glasphey | Linderman | Sanstead |
| Backes | Halcrow | Link | Seibel |
| Belter | Haugland | Lundene | Simonson |
| Berg | Henning | Matheny | Solberg, I. |
| Bier | Hensrud | Metzger | Solberg, O. |
| Boustead | Hoffner | Miedema | Stoltenow |
| Boyum | Hoghaug | Moquist | Swedlund |
| Burke | Hougen | Mueller | Thompson |
| Connolly | Jones | Olienyk | Thorsgard |
| Dahl | Kingsbury | Opedahl | Wagner |
| Dick | Knudson | Peterson, J. | Weber |
| Diehl | Kuehn | Peterson, R. | Wells |
| Emerson | | | |

Absent and not voting:

| | | | |
|--------|---------|-------------|----------|
| Aas | Grant | Johnson, K. | Sandness |
| Bullis | Hickle | Reimers | Stone |
| DeKrey | Jenkins | | |

So the bill lost.

Senate Bill No. 435. A Bill for an Act to amend and reenact section 50-12-09 of the 1967 Supplement to the North Dakota Century Code, relating to compensation of child-placing agencies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rivinius |
| Aas | Emerson | Knudson | Sanstead |
| Anderson | Erickson, K. | Kuehn | Schaffer |
| Atkinson | Erickson, W. | Lang | Seibel |
| Austin | Freeman | Larson, G. | Simonson |
| Backes | Froelich | Larson, L. | Solberg, I. |
| Belter | Gackle | Leibhan | Solberg, O. |
| Berg | Ganser | Lillehaugen | Stoltenow |
| Bernabucci | Giffey | Linderman | Streibel |
| Bier | Glasphey | Link | Strinden |
| Boustead | Goodman | Lundene | Swedlund |
| Boyum | Grant | Matheny | Thompson |
| Bunker | Haugland | McDonald | Thorsgard |
| Burke | Henning | Metzger | Tweten |
| Connolly | Hentges | Miedema | Wagner |
| Dahl | Hilleboe | Moquist | Weber |
| Davis | Hoffner | Mueller | Welder |
| Dawson | Hoghaug | Olienyk | Wells |
| DeKrey | Hougen | Peterson, J. | White |

| | | | |
|------------------------|-------------|--------------|-------------|
| Dick | Jenkins | Peterson, R. | Wilkie |
| Diehl | Jones | Register | Mr. Speaker |
| Dornacker | Kelsch | Reimers | |
| Absent and not voting: | | | |
| Aamoth | Hensrud | Opedahl | Sandness |
| Bullis | Hickle | Powers | Stone |
| Halcrow | Johnson, K. | Rundle | |

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that the Conference Committee on House Bill No. 485 be excused to meet at this time, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 440. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota, which land was formerly used for agricultural purposes, by the North Dakota state hospital.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 77; nays, 8; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rivinius |
| Aas | Emerson | Knudson | Rundle |
| Anderson | Erickson, K. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Seibel |
| Belter | Gackle | Larson, L. | Simonson |
| Berg | Ganser | Lillehaugen | Stoltenow |
| Bernabucci | Giffey | Linderman | Stone |
| Bier | Goodman | Matheny | Streibel |
| Boustead | Grant | McDonald | Strinden |
| Boyum | Halcrow | Metzger | Swedlund |
| Bunker | Haugland | Miedema | Thompson |
| Burke | Henning | Moquist | Thorsgard |
| Connolly | Hentges | Mueller | Wagner |
| Dahl | Hilleboe | Olienyk | Welder |
| Davis | Hoghaug | Opedahl | Wells |
| Dawson | Hougen | Peterson, R. | White |
| DeKrey | Jenkins | Register | Wilkie |
| Dick | Jones | Reimers | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | | | |
|--------------|---------|-------------|-------------|
| Erickson, W. | Leibhan | Lundene | Solberg, O. |
| Glasphey | Link | Solberg, I. | Weber |

Absent and not voting:

| | | | |
|--------|---------|--------------|----------|
| Aamoth | Hensrud | Johnson, K. | Powers |
| Backes | Hickle | Kelsch | Sandness |
| Bullis | Hoffner | Peterson, J. | Tweten |
| Diehl | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 459. A Bill for an Act to amend and reenact sections 15-40-18 and 57-01-05 of the North Dakota Century Code, relating to the determination of sums due county equalization funds, and relating to the duties of the state supervisor of assessments.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 75; nays, 6; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Diehl | Jones | Register |
| Aamoth | Dornacker | Kingsbury | Schaffer |
| Anderson | Emerson | Knudson | Seibel |
| Atkinson | Erickson, K. | Lang | Simonson |
| Austin | Erickson, W. | Larson, G. | Solberg, I. |
| Belter | Freeman | Larson, L. | Stoltenow |
| Berg | Froelich | Lillehaugen | Stone |
| Bernabucci | Gackle | Linderman | Streibel |
| Bier | Ganser | Link | Swedlund |
| Boustead | Giffey | Lundene | Thompson |
| Boyum | Goodman | Matheny | Thorsgard |
| Bunker | Grant | McDonald | Tweten |
| Burke | Halcrow | Metzger | Wagner |
| Connolly | Haugland | Miedema | Weber |
| Dahl | Hentges | Moquist | Wells |
| Davis | Hilleboe | Mueller | White |
| Dawson | Hoghaug | Olienyk | Wilkie |
| DeKrey | Hougen | Opedahl | Mr. Speaker |
| Dick | Jenkins | Peterson, R. | |

Those voting in the negative were:

| | | | |
|--------|--------------|--------|-------------|
| Aas | Leibhan | Rundle | Solberg, O. |
| Eagles | Peterson, J. | | |

Absent and not voting:

| | | | |
|---------|-------------|----------|----------|
| Backes | Hickle | Kuehn | Sandness |
| Bullis | Hoffner | Powers | Sanstead |
| Glaspey | Johnson, K. | Reimers | Strinden |
| Henning | Kelsch | Rivinius | Welder |
| Hensrud | | | |

So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 105
House Bill No. 112
House Bill No. 134
House Bill No. 219
House Bill No. 433

Were delivered to the Governor for his approval at the hour of 3:20 o'clock P.M., March 13, 1969.

REP. GANSER, Chairman

Rep. Streibel moved that the House stand recessed for fifteen minutes, which motion prevailed.

House reconvened with Speaker E. Johnson presiding. Speaker E. Johnson called Rep. Aamoth to the chair to preside.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 76 has had the same under consideration and recommends that the same do pass.

REP. KELSCH, Chairman

Rep. Wilkie moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 14 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the engrossed bill after the words "the sum of" delete the sum \$105,391,184.00 and in lieu thereof insert the sum \$105,171,086.00.

Line 10 delete the sum \$21,385,964.00 and in lieu thereof insert the sum \$21,165,866.00.

Line 27 delete the sum \$105,391,184.00 and in line thereof insert the sum \$105,171,086.00.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose of the House amendments is to eliminate the salaries for new facilities added by the Senate for the truck regulatory and safety responsibility divisions. Also it reflects the reduction needed to apply salary increases to June 30, 1968, salary base rather than Jan. 1, 1969, base for these same two divisions.

REP. MUELLER, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 38 has had the same under consideration and recommends that the same be returned to the House without recommendation and amended as follows:

In line 117 of the engrossed bill after the word "than" delete the word "seven" and in lieu thereof insert the word "fifteen".

In the engrossed bill, after lines 538, add the following new section: **"SECTION 29. APPROPRIATION.) There is hereby appropriated out of any unappropriated moneys in the general fund in the state treasury, the sum of \$45,000.00 or so much thereof as may be necessary for salaries and expenses in connection with the implementation and administration of this Act for the biennium beginning July 1, 1969, and ending June 30, 1971."**

And renumber the lines accordingly.

Statement of the Purpose of the Amendment:

The new section was added to provide the appropriation for the implementation of this Act.

REP. MUELLER, Chairman

Rep. Freeman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 146 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title after the word "establishment" and before the word "of" insert the words "and administration"

In line 3 after the word "ESTABLISHED" and before the hyphen insert the following language **"— ADMINISTRATION OF THE FUND BY THE COMMISSIONER OF INSURANCE"**

In line 6 after the period and before the word "Judgments" insert the following language **"Such fund shall be administered by the commissioner of insurance who shall perform all duties and responsibilities in regard to such fund not otherwise delegated to the attorney general or the state treasurer under the provisions of this chapter. The attorney general shall appoint a special assistant attorney general as legal counsel for such fund pursuant to section 54-12-08 and such special assistant attorney general is hereby authorized to perform all the duties and responsibilities in regard to such fund delegated to the attorney general under the provisions of this chapter."**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Stoltenow moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 376 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title of the engrossed bill delete the period and insert in lieu thereof the following language ". without additional retirement benefits as provided by section 27-17-01."

In line 4 after the word "judge" insert the following language "serving in such capacity on and after the effective date of this Act"

In line 5 delete the word "two" and insert in lieu thereof the word "one"

In line 6 following the period insert the following language "This Act shall not be construed to increase the benefits to which retired judges of the supreme court and district courts are entitled."

And renumber the lines accordingly.

And then it is to be re-referred to the Appropriations Committee.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Judiciary to whom was referred Senate Bill No. 383 has had the same under consideration and recommends that the same be amended as follows:

Delete everything following "A BILL" and insert in lieu thereof the following

"Introduced by Senator Longmire

For an Act to direct a study of coordination of benefits provisions in health insurance policies.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) STUDY BY INSURANCE COMMISSIONER.) The commissioner of insurance is hereby directed to study during the 1969-71 biennium the problem of pro-rata liability provisions, otherwise known as coordination of benefits provisions, of group and individual health insurance policies and non-profit medical and hospital service plans. The commissioner shall report his findings and recommendations to the 42nd legislative assembly."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. KELSCH, Chairman

Rep. Rundle moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 410 has had the same under consideration and recommends that the same be amended as follows:

In line 13 of the bill, following the words "in excess of" delete the word "three" and insert in lieu thereof the word "two" and after the word "million" insert the words "six hundred thousand".

In line 5 of Section 2 of the amendments as printed on page 1036 of the House Journal, after the comma following the word "cafeteria", insert the language "legislative lounge,"

Line 4 of Section 3 of the amendments as printed on page 1037 of the House Journal, after the words "the sum of" delete the sum "\$200,000.00" and in lieu thereof insert the sum "\$600,000.00".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It was the intent to take the funds out of the state capitol building fund cash reserves rather than deplete the capital of the Bank of North Dakota.

REP. MUELLER, Chairman

Rep. Freeman moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 429 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Dick moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Concurrent Resolution No. 72 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Halcrow moved that the report be adopted, which motion prevailed and the report was adopted.

SECOND READING OF A SENATE BILL

Senate Bill No. 467. A Bill for an Act relating to foundation program payments to school districts for days of school lost during the 1968-1969 school year because of acts of God and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Rivinius |
| Aamoth | Erickson, K. | Kuehn | Rundle |
| Aas | Erickson, W. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Atkinson | Froehlich | Larson, L. | Seibel |
| Austin | Gackle | Leibhan | Simonson |
| Backes | Ganser | Lillehaugen | Solberg, I. |
| Berg | Giffey | Linderman | Solberg, O. |
| Bernabucci | Glaspey | Link | Stoltenow |
| Bier | Goodman | Lundene | Stone |
| Boustead | Grant | Matheny | Streibel |
| Boyum | Halcrow | McDonald | Strinden |
| Bunker | Haugland | Metzger | Swedlund |
| Burke | Henning | Miedema | Thompson |
| Cannolly | Hensrud | Moquist | Thorsgard |
| Dahl | Hentges | Mueller | Tweten |
| Davis | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Register | White |
| Dornacker | Jones | Reimers | Wilkie |
| Eagles | Kingsbury | | |

Absent and not voting:

| | | | |
|--------|-------------|--------|-------------|
| Belter | Hickle | Kelsch | Sandness |
| Bullis | Johnson, K. | Powers | Mr. Speaker |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Schaffer moved that Senate Concurrent Resolution No. 6 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 34. A Concurrent Resolution urging Congress to direct the United States Army Corps of Engineers to construct and maintain at Federal expense additional bank stabilization works on the Missouri River in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 39. A Concurrent Resolution urging the Board of Higher Education to continue to offer a four-year, degree-granting program in industrial arts at Ellendale Branch of the University of North Dakota.

Was read the second time.

Rep. Gackle requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 39; nays, 50; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|------------|--------------|-------------|
| Anderson | Haugland | Matheny | Solberg, O. |
| Berg | Hoffner | Moquist | Stone |
| Bier | Hougen | Mueller | Streibel |
| DeKrey | Jones | Opedahl | Strinden |
| Dick | Knudson | Peterson, R. | Swedlund |
| Eagles | Lang | Rivinius | Thompson |
| Erickson, K. | Larson, G. | Sanstead | Thorsgard |
| Gackle | Leibhan | Schaffer | Tweten |
| Giffey | Link | Seibel | Welder |
| Grant | Lundene | Simonson | |

Those voting in the negative were:

| | | | |
|------------|--------------|-------------|--------------|
| Aafedt | Davis | Hensrud | Olienyk |
| Aamoth | Dawson | Hilleboe | Peterson, J. |
| Aas | Diehl | Hoghaug | Register |
| Atkinson | Dornacker | Jenkins | Reimers |
| Backes | Emerson | Kelsch | Rundle |
| Belter | Erickson, W. | Kingsbury | Solberg, I. |
| Bernabucci | Freeman | Kuehn | Stoltenow |
| Boustead | Froelich | Larson, L. | Wagner |
| Boyum | Ganser | Lillehaugen | Weber |
| Bunker | Glaspey | Linderman | Wells |
| Burke | Goodman | McDonald | White |
| Connolly | Halcrow | Metzger | Wilkie |
| Dahl | Henning | | |

Absent and not voting:

| | | | |
|---------|-------------|---------|-------------|
| Austin | Hickle | Miedema | Sandness |
| Bullis | Johnson, K. | Powers | Mr. Speaker |
| Hentges | | | |

So the Senate Concurrent Resolution was declared lost.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed a Conference Committee on House Bill No. 151:

Senator Holand
 Senator Nasset
 Senator Van Horn

On House Bill No. 271
 Senator Chesrown
 Senator Freed
 Senator Meschke

On House Bill No. 485
 Senator Holand
 Senator Lips
 Senator Meschke

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 16
 Senate Concurrent Resolution No. 22
 Senate Concurrent Resolution No. 65

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 482
 Senate Bill No. 483

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
 MESSAGES TO THE SENATE
 House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 513

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 386
 Senate Bill No. 409
 Senate Bill No. 417
 Senate Bill No. 455
 Senate Concurrent Resolution No. 38

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 229
 Senate Bill No. 232
 Senate Bill No. 249
 Senate Bill No. 327
 Senate Bill No. 338
 Senate Bill No. 355

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 70. A Concurrent Resolution relating to the import of crude oil and the determination of available supplies for national defense purposes.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

**SECOND READING OF SENATE BILLS
AND A CONCURRENT RESOLUTION**

Senate Bill No. 45. A Bill for an Act to provide for the reclamation of strip mined lands, declaring a penalty, and providing an appropriation.

Was read the second time.

Rep. DeKrey requested that the following remarks be printed in the Journal on Senate Bill No. 45. Rep. DeKrey:

"Mr. Speaker and Fellow Legislators. Senate Bill No. 45, as you know, is the result of an interim study by the Legislative Research Committee. I respect this group, and respect them highly. However, my attitude toward Senate Bill No. 45 differs somewhat.

"I had hoped that the bill would be amended to make it mandatory to return all land disturbed by the mining industry to a level comparable to its former condition.

"This we see demonstrated by Basin Electric whereby they stipulate in their contract with their coal suppliers that the terrain be returned to a fifteen percent or less slope. This can be put to the same uses as before. If it is good for the uses of the farmer and rancher, it is good also for wild life, recreation, etc. I had also hoped that it might be amended to provide that the State Conservation Committee, working with and through our Soil Conservation District, be the agency selected for the revegetation. Revegetation can be done at very little cost per ton of coal, as has been demonstrated in thirty-one states where they are using reclamation and revegetation plans.

"Basin Electric is working with the State Committee and our Districts to a total cost of around two cents a ton of coal. This includes the cost of reseeded of grasses and perhaps trees. Make no error, even though the precious top soil is gone, nature is constantly attempting to put back that which was there formerly, and is a tremendous ally if given a chance.

"No doubt you have listened to the explanation of the bill and know what degree of leveling is stipulated. We have also heard the statement that this bill is the best we can get or pass. I challenge this and say to you that we, as the Legislature of the state of North Dakota, need accept nothing that is not to the best interest of this state. As the Past State President of the North Dakota Association of Soil Conservation Districts in the year 1962, I became acquainted with what is happening through strip mining and, today, around 10,000 acres lies in the ruin that strikes terror in the heart of a conservationist. We of this generation have destroyed much of our soil and land. However, this belongs to all generations and is ours but for a short span of time. Are we leaving our North Dakota and our 'America, The Beautiful' a hideous place by our having been there? We have a choice, and because of this choice and because I refuse to accept a bill less than the best, my protest shall be a vote against this bill.

"In closing, how about a severance tax proposed to the Forty-second Legislative Session, dedicated to the restoration of those 8,000 devastated acres, levied on a per-ton basis. In 1968, an estimated three to four million tons of lignite were mined. By 1971, when the Center Plant and the newly proposed Basin Plant are completed, consumption should go up from 50 to 75 percent, and ten years from now the figure should be ten million tons."

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77; nays, 7; absent and not voting, 14.

Those voting in the affirmative were:

Aafedt

Emerson

Kelsch

Rivinius

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Anderson | Erickson, W. | Knudson | Sanstead |
| Atkinson | Freeman | Kuehn | Schaffer |
| Austin | Froelich | Lang | Seibel |
| Belter | Ganser | Larson, G. | Solberg, I. |
| Bernabucci | Giffey | Lillehaugen | Solberg, O. |
| Bier | Glaspey | Linderman | Stoltenow |
| Boustead | Grant | Lundene | Streibel |
| Boyum | Halcrow | Matheny | Swedlund |
| Bunker | Haugland | Metzger | Thompson |
| Burke | Henning | Miedema | Thorsgard |
| Connolly | Hensrud | Moquist | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Register | White |
| Dornacker | Jones | Reimers | Wilkie |
| Eagles | | | |

Those voting in the negative were:

| | | | |
|--------|---------|---------|----------|
| DeKrey | Goodman | Link | Simonson |
| Gackle | Leibhan | Mueller | |

Absent and not voting:

| | | | |
|--------|-------------|----------|-------------|
| Aas | Hentges | McDonald | Stone |
| Backes | Hickle | Powers | Strinden |
| Berg | Johnson, K. | Sandness | Mr. Speaker |
| Bullis | Larson, L. | | |

So the bill passed and the title was agreed to.

Senate Bill No. 54. A Bill for an Act to amend and reenact section 54-06-09.1 of the North Dakota Century Code, relating to penalty for false certification of expense and traveling accounts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 80; nays, 1; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kingsbury | Register |
| Aamoth | Freeman | Knudson | Reimers |
| Anderson | Froelich | Kuehn | Rivinius |
| Atkinson | Gackle | Lang | Rundle |
| Austin | Ganser | Larson, G. | Sanstead |
| Belter | Giffey | Leibhan | Schaffer |
| Bernabucci | Glaspey | Lillehaugen | Simonson |
| Bier | Goodman | Linderman | Solberg, I. |
| Boustead | Grant | Link | Solberg, O. |
| Boyum | Halcrow | Lundene | Stoltenow |
| Burke | Haugland | Matheny | Streibel |
| Connolly | Henning | McDonald | Swedlund |
| Dahl | Hensrud | Metzger | Thompson |
| Davis | Hilleboe | Miedema | Thorsgard |
| Dawson | Hoffner | Moquist | Tweten |
| Dick | Hoghaug | Mueller | Wagner |
| Diehl | Hougen | Olienyk | Weber |
| Eagles | Jenkins | Opedahl | Welder |
| Emerson | Jones | Peterson, J. | White |
| Erickson, K. | Kelsch | Peterson, R. | Wilkie |

Those voting in the negative were:

| | | | |
|------------------------|-----------|-------------|----------|
| Wells | | | |
| Absent and not voting: | | | |
| Aas | DeKrey | Johnson, K. | Seibel |
| Backes | Dornacker | Larson, L. | Stone |
| Berg | Hentges | Powers | Strinden |

Bullis Hickle Sandness Mr. Speaker
Bunker

So the bill passed and the title was agreed to.

Senate Bill No. 76. A Bill for an Act to amend and reenact section 47-28-01 of the North Dakota Century Code, relating to the patenting of inventions by employees of a state institution of higher learning.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Register |
| Aamoth | Erickson, K. | Kelsch | Reimers |
| Anderson | Erickson, W. | Kingsbury | Rivinius |
| Atkinson | Freeman | Knudson | Rundle |
| Austin | Froelich | Kuehn | Sanstead |
| Belter | Gackle | Lang | Schaffer |
| Bernabucci | Ganser | Larson, G. | Seibel |
| Bier | Giffey | Leibhan | Simonson |
| Boustead | Glaspey | Lillehaugen | Solberg, I. |
| Boyum | Goodman | Linderman | Stoltenow |
| Bunker | Grant | Link | Streibel |
| Burke | Halcrow | Lundene | Strinden |
| Connolly | Haugland | Matheny | Swedlund |
| Dahl | Henning | McDonald | Thompson |
| Davis | Hensrud | Metzger | Tweten |
| Dawson | Hentges | Moquist | Wagner |
| DeKrey | Hilleboe | Mueller | Weber |
| Dick | Hoffner | Olienyk | Welder |
| Diehl | Hoghaug | Opedahi | Wells |
| Dornacker | Hougen | Peterson, J. | White |
| Eagles | Jenkins | Peterson, R. | Wilkie |

Absent and not voting:

| | | | |
|--------|-------------|-------------|-------------|
| Aas | Hickle | Powers | Stone |
| Backes | Johnson, K. | Sandness | Thorsgard |
| Berg | Larson, L. | Solberg, O. | Mr. Speaker |
| Bullis | Miedema | | |

So the bill passed and the title was agreed to.

Senate Bill No. 251. A Bill for an Act to provide for the post-mortem and ante-mortem inspection of all cattle, sheep, swine, goats, horses, mules, or equines which are to be slaughtered for human food; for the inspection of slaughterhouses and meatpacking plants; to amend and reenact subsection 3 of section 19-02.1-01 of the North Dakota Century Code, relating to the definition of food; providing a penalty; and to repeal chapter 36-23 and section 19-02-10 of the North Dakota Century Code, relating to meat inspection and the sale of meat; and providing an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Lang | Seibel |
| Austin | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Giffey | Lillehaugen | Solberg, O. |

| | | | |
|------------|----------|--------------|-----------|
| Bernabucci | Glaspay | Linderman | Stoltenow |
| Bier | Goodman | Link | Stone |
| Boustead | Grant | Lundene | Streibel |
| Boyum | Halcrow | Matheny | Strinden |
| Bunker | Haugland | McDonald | Swedlund |
| Burke | Henning | Metzger | Thompson |
| Connolly | Hensrud | Miedema | Thorsgard |
| Dahl | Hentges | Moquist | Tweten |
| Davis | Hilleboe | Mueller | Wagner |
| Dawson | Hoffner | Olienyk | Weber |
| DeKrey | Hoghaug | Opedahl | Welder |
| Dick | Hougen | Peterson, J. | Wells |
| Diehl | Jenkins | Peterson, R. | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Reimers | |

Those voting in the negative were:

Sanstead

Absent and not voting:

| | | | |
|--------|-------------|------------|-------------|
| Aas | Dornacker | Larson, L. | Sandness |
| Backes | Hickle | Powers | Mr. Speaker |
| Bullis | Johnson, K. | | |

So the bill passed and the title was agreed to.

Senate Bill No. 266. A Bill for an Act to amend and reenact sections 15-63-01, 15-63-03, and 15-63-04 of the North Dakota Century Code, relating to North Dakota Indian college scholarships.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kuehn | Sanstead |
| Aamoth | Erickson, W. | Lang | Schaffer |
| Anderson | Freeman | Larson, G. | Seibel |
| Atkinson | Froelich | Leibhan | Simonson |
| Austin | Gackle | Lillehaugen | Solberg, I. |
| Belter | Ganser | Linderman | Solberg, O. |
| Berg | Giffey | Link | Stoltenow |
| Bernabucci | Glaspay | Lundene | Stone |
| Bier | Goodman | Matheny | Streibel |
| Boustead | Grant | McDonald | Strinden |
| Boyum | Halcrow | Metzger | Swedlund |
| Bunker | Haugland | Miedema | Thompson |
| Burke | Henning | Moquist | Thorsgard |
| Connolly | Hensrud | Mueller | Tweten |
| Dahl | Hentges | Olienyk | Wagner |
| Davis | Hilleboe | Opedahl | Weber |
| Dawson | Hoffner | Peterson, J. | Welder |
| DeKrey | Hoghaug | Peterson, R. | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Eagles | Kelsch | Rivinius | Mr. Speaker |
| Emerson | Knudson | Rundle | |

Absent and not voting:

| | | | |
|--------|-----------|-------------|----------|
| Aas | Dornacker | Johnson, K. | Powers |
| Backes | Hickle | Kingsbury | Sandness |
| Bullis | Hougen | Larson, L. | |

So the bill passed and the title was agreed to.

Speaker E. Johnson returned to the chair to preside.

Senate Bill No. 284. A Bill for an Act to appropriate money out of funds available under Section 903 (Reed Act) of the Social Security Act to the State of North Dakota Unemployment Trust Fund,

for acquiring land and erecting a building thereon for use by the North Dakota Employment Security Bureau.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 12; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kingsbury | Sanstead |
| Anderson | Freeman | Knudson | Schaffer |
| Atkinson | Froelich | Kuehn | Seibel |
| Austin | Gackle | Lang | Simonson |
| Bernabucci | Ganser | Larson, G. | Solberg, I. |
| Bier | Giffey | Leibhan | Solberg, O. |
| Boustead | Glaspey | Lillehaugen | Stone |
| Boyum | Goodman | Linderman | Streibel |
| Bunker | Grant | Link | Strinden |
| Burke | Halcrow | Lundene | Thompson |
| Connolly | Haugland | McDonald | Thorsgard |
| Dahl | Henning | Metzger | Tweten |
| Davis | Hensrud | Mueller | Wagner |
| Dick | Hentges | Olienyk | Weber |
| Diehl | Hilleboe | Opedahl | Welder |
| Dornacker | Hoffner | Peterson, J. | Wells |
| Eagles | Jenkins | Register | Wilkie |
| Emerson | Kelsch | Reimers | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|---------|---------|--------------|-----------|
| Berg | Jones | Peterson, R. | Stoltenow |
| Dawson | Matheny | Rivinius | Swedlund |
| Hoghaug | Moquist | Rundle | White |

Absent and not voting:

| | | | |
|--------|--------|-------------|----------|
| Aamoth | Bullis | Hougen | Miedema |
| Aas | DeKrey | Johnson, K. | Powers |
| Backes | Hickle | Larson, L. | Sandness |
| Belter | | | |

So the bill passed and the title was agreed to.

Senate Bill No. 373. A Bill for an Act to provide for the enactment of authority to the industrial commission of North Dakota to further utilize the resources of the Bank of North Dakota including its potential contacts and deposits in several of the large financial centers of the United States for the purpose of enlisting the help of private enterprise in exploring ways and means of creating more opportunities for increased employment and an expanded tax base in the rural and urban areas in each of the fifty-three counties of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 38; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|-----------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Solberg, I. |
| Aamoth | Emerson | Kingsbury | Stoltenow |
| Atkinson | Freeman | Lang | Stone |
| Austin | Froehlich | McDonald | Streibel |
| Belter | Giffey | Moquist | Strinden |
| Bernabucci | Goodman | Olienyk | Swedlund |
| Boustead | Halcrow | Opedahl | Thompson |
| Bunker | Haugland | Peterson, J. | Thorsgard |
| Dahl | Henning | Peterson, R. | Tweten |
| Davis | Hentges | Register | Wagner |
| Dick | Hoffner | Sanstead | Wells |

| | | | |
|-----------|---------|--------|-------------|
| Diehl | Hougen | Seibel | Mr. Speaker |
| Dornacker | Jenkins | | |

Those voting in the negative were:

| | | | |
|--------------|------------|-------------|-------------|
| Anderson | Ganser | Leibhan | Rivinius |
| Berg | Glaspey | Lillehaugen | Rundle |
| Bier | Grant | Linderman | Schaffer |
| Boyum | Hensrud | Link | Simonson |
| Burke | Hilleboe | Lundene | Solberg, O. |
| Connolly | Hoghaug | Matheny | Weber |
| Dawson | Jones | Metzger | Welder |
| DeKrey | Knudson | Mueller | White |
| Erickson, W. | Kuehn | Reimers | Wilkie |
| Gackle | Larson, G. | | |

Absent and not voting:

| | | | |
|--------|--------------|------------|----------|
| Aas | Erickson, K. | Larson, L. | Powers |
| Backes | Hickle | Miedema | Sandness |
| Bullis | Johnson, K. | | |

So the bill passed and the title was agreed to.

Senate Bill No. 444. A Bill for an Act to provide that blood specimens be taken from persons fatally injured in automobile accidents and be examined by the state toxicologist for statistical purposes, prohibiting the results of such examinations from being used as evidence, and providing an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Rundle |
| Aamoth | Erickson, K. | Kelsch | Sanstead |
| Anderson | Erickson, W. | Kingsbury | Schaffer |
| Atkinson | Freeman | Knudson | Seibel |
| Austin | Froelich | Kuehn | Simonson |
| Belter | Gackle | Lang | Solberg, I. |
| Berg | Ganser | Larson, G. | Solberg, O. |
| Bernabucci | Giffey | Leibhan | Stoltenow |
| Bier | Glaspey | Linderman | Stone |
| Boustead | Goodman | Link | Streibel |
| Boyum | Grant | Lundene | Swedlund |
| Bunker | Halcrow | Matheny | Thompson |
| Burke | Haugland | McDonald | Thorsgard |
| Connolly | Henning | Metzger | Tweten |
| Davis | Hensrud | Moquist | Wagner |
| Dawson | Hentges | Olienyk | Weber |
| DeKrey | Hilleboe | Opedahl | Welder |
| Dick | Hoffner | Peterson, R. | Wells |
| Diehl | Hoghaug | Register | White |
| Dornacker | Hougen | Reimers | Wilkie |
| Eagles | Jenkins | Rivinius | Mr. Speaker |

Those voting in the negative were:

Lillehaugen

Absent and not voting:

| | | | |
|--------|-------------|--------------|----------|
| Aas | Hickle | Miedema | Powers |
| Backes | Johnson, K. | Mueller | Sandness |
| Bullis | Larson, L. | Peterson, J. | Strinden |
| Dahl | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that Senate Concurrent Resolution No. 61 be re-referred to the Legislative Research Resolutions Committee, which motion prevailed.

Senate Concurrent Resolution No. 6. A Concurrent Resolution for the amendment of the Constitution of the state of North Dakota, relating to issuance of dedicated bonds by political subdivisions of the state and providing the methods for repayment thereof.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 68; nays, 16, absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Jenkins | Register |
| Aamoth | Freeman | Jones | Reimers |
| Anderson | Froelich | Kelsch | Rivinius |
| Austin | Gackle | Knudson | Sanstead |
| Belter | Ganser | Kuehn | Schaffer |
| Bier | Giffey | Lang | Seibel |
| Boustead | Glaspey | Larson, G. | Stone |
| Bunker | Goodman | Leibhan | Streibel |
| Burke | Grant | Linderman | Strinden |
| Dawson | Haugland | Link | Swedlund |
| DeKrey | Henning | Lundene | Thompson |
| Dick | Hensrud | McDonald | Thorsgard |
| Diehl | Hentges | Metzger | Tweten |
| Dornacker | Hilleboe | Miedema | Wagner |
| Eagles | Hoffner | Mueller | White |
| Emerson | Hoghaug | Opedahl | Wilkie |
| Erickson, K. | Hougen | Peterson, R. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|-------------|----------|-------------|
| Berg | Davis | Moquist | Solberg, I. |
| Bernabucci | Halcrow | Olienyk | Solberg, O. |
| Boyum | Kingsbury | Rundle | Stoltenow |
| Connolly | Lillehaugen | Simonson | Welder |

Absent and not voting:

| | | | |
|----------|-------------|--------------|----------|
| Aas | Dahl | Matheny | Sandness |
| Atkinson | Hickle | Peterson, J. | Weber |
| Backes | Johnson, K. | Powers | Wells |
| Bullis | Larson, L. | | |

So the Senate Concurrent Resolution was declared adopted.

FIRST READING OF SENATE BILLS

Senate Bill No. 481. A Bill for an Act to amend and reenact sections 50-24-20 and 50-24.1-03 of the North Dakota Century Code, relating to county reimbursement to the state for funds expended for aid to the aged, blind, or disabled; and medical assistance for needy persons, authorizing a mill levy; and providing an effective date.

Was read the first time and referred to the committee on State and Federal Government.

Senate Bill No. 482. A Bill for an Act to create and enact subsection 4 of section 65-12-11 of the North Dakota Century Code, relating to the fee for inspection of certain boilers.

Was read the first time and referred to the committee on Industry and Business.

Senate Bill No. 483. A Bill for an Act to amend and reenact chapter 387 of the 1967 Session Laws, relating to the construction of a chapel at the Grafton state school and declaring an emergency.

Was read the first time and referred to the committee on Political Subdivisions.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 1. A concurrent resolution directing the legislative research committee to carry out a study

of the feasibility of establishing a system of recessed legislative sessions.

Was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 9. A Concurrent Resolution relating to a study by the legislative research committee of the feasibility of modifying the doctrine of governmental immunity.

Was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 12. A Concurrent Resolution directing the Legislative Research Committee to study the use of state-owned and private motor vehicles for transportation requirements of state departments, agencies, and institutions.

Was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 41. A Concurrent Resolution directing an interim study by the Legislative Research Committee, relating to the various aspects of lignite mining in North Dakota, including union welfare funds, retirement benefits, royalties, and other matters pertinent to the lignite mining industry in North Dakota.

Was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 44. A Concurrent Resolution providing for a study by the Legislative Research Committee and appointed citizen members, of business and industrial development within the State of North Dakota, for the cooperation of the Legislative Assembly in the business and industrial development of the State, and for the study of the structure, responsibilities, and programs of the Economic Development Commission.

Was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 45. A Concurrent Resolution directing the Legislative Research Committee to study the effects of the Revenue Bond Act.

Was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 47. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of microfilming state records and documents through a centralized system.

Was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 50. A Concurrent Resolution expressing the support of the Forty-first Legislative Assembly of the State of North Dakota for collective bargaining efforts by farmers.

Was read the first time and referred to the committee on Agriculture.

Senate Concurrent Resolution No. 51. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of establishing a Department of Motor Vehicles to administer all functions relating to motor vehicles.

Was read the first time and placed on the calendar.

Senate Concurrent Resolution No. 58. A Concurrent Resolution memorializing the Congress of the United States to enact legislation placing reasonable restrictions and limitations on payments to individual farmers and other farm groups, associations, or corporations by the Agricultural Stabilization and Conservation Service, and by the Commodity Credit Corporation.

Which was read the first time and referred to the Committee on Agriculture.

Senate Concurrent Resolution No. 73. A Concurrent Resolution relating to public welfare costs; the need for operating within given appropriations; the development of certain health-welfare services; and requesting the Governor to initiate community and statewide

planning for the health and medical needs of the aged and children.

Was read the first time and referred to the committee on Appropriations.

Senate Concurrent Resolution No. 75. A Concurrent Resolution providing for the completion of the legislative journals of the house and senate.

Which was read the first time.

MOTION

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 75 be not referred to committee, and placed on Second Reading and Final Passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 75. A Concurrent Resolution providing for the completion of the legislative journals of the house and senate.

Was read the second time.

Rep. Streibel moved the adoption of Senate Concurrent Resolution No. 75.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 80; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jenkins | Reimers |
| Aamoth | Emerson | Jones | Sanstead |
| Anderson | Erickson, K. | Kelsch | Schaffer |
| Atkinson | Erickson, W. | Kingsbury | Seibel |
| Austin | Freeman | Knudson | Simonson |
| Berg | Froelich | Kuehn | Solberg, I. |
| Bernabucci | Gackle | Lang | Solberg, O. |
| Bier | Ganser | Larson, G. | Stoltenow |
| Boustead | Giffey | Leibhan | Stone |
| Boyum | Glaspey | Lillehaugen | Streibel |
| Bunker | Grant | Linderman | Strinden |
| Burke | Halcrow | Link | Swedlund |
| Connolly | Haugland | Lundene | Thorapson |
| Dahl | Henning | McDonald | Thorsgard |
| Davis | Hensrud | Metzger | Tweten |
| Dawson | Hentges | Miedema | Wagner |
| DeKrey | Hilleboe | Moquist | Weber |
| Dick | Hoffner | Mueller | Welder |
| Diehl | Hoghaug | Olienyk | Wilkie |
| Dornacker | Hougen | Opedahl | Mr. Speaker |
| Absent and not voting: | | | |
| Aas | Hickle | Peterson, R. | Rundle |
| Backes | Johnson, K. | Powers | Sandness |
| Belter | Larson, L. | Register | Wells |
| Bullis | Matheny | Rivinius | White |
| Goodman | Peterson, J. | | |

So the Senate Concurrent Resolution was declared adopted.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 76. A Concurrent Resolution commending and congratulating Senator Edwin C. Becker on his selection as Chairman of the Council of State Governments.

Was read the first time.

MOTION

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 76 be not referred to committee and placed on Second Reading and Final Passage, which motion prevailed.

Senate Concurrent Resolution No. 76. A Concurrent Resolution commending and congratulating Senator Edwin C. Becker on his selection as Chairman of the Council of State Governments.

Was read the second time.

Rep. Streibel moved the adoption of Senate Concurrent Resolution No. 76.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

FIRST READING OF HOUSE BILLS

Committee on Delayed Bills; Reps. Streibel, Reimers, Giffey, Strinden, and Link introduced:

House Bill No. 515. A Bill for an Act making an appropriation for the completion of the basement and other areas of the governor's mansion.

Was read the first time and referred to the committee on Appropriations.

Committee on Delayed Bills; Reps. Streibel, Reimers, Giffey, Strinden, and Link introduced:

House Bill No. 516. A Bill for an Act to amend and reenact subsection 4 of section 39-04-01 of the North Dakota Century Code, relating to exclusion of penalties and nonuse of fees for late registration of reconstructed vehicles.

Was read the first time and referred to the committee on Transportation.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 77. A Concurrent Resolution commending Mr. Harold Schafer for his efforts and those of the Gold Seal Company in the preservation and development of the historic townsite of Medora.

Committee on Delayed Bills: Reps. Streibel, Reimers, Giffey, Strinden and Link introduced:

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Concurrent Resolution No. 77 be not referred to committee, not printed as a bill but printed in the Journal, and placed on Second Reading and Final Passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 77

Introduced by Committee on Delayed Bills: Representatives Streibel, Strinden, Giffey, Reimers and Link.

A Concurrent Resolution commending Mr. Harold Schafer for his efforts and those of the Gold Seal Company in the preservation and development of the historic townsite of Medora.

- 1 WHEREAS, Mr. Harold Schafer of Bismarck, North Dakota,
- 2 and the Gold Seal Company have assumed responsibility for the
- 3 preservation, restoration, and development of the historic town-
- 4 site of Medora, located adjacent to Theodore Roosevelt National
- 5 Memorial Park in the heart of the North Dakota Badlands; and
- 6 WHEREAS, the North Dakota Legislative Assembly, through
- 7 the passage of legislation creating the Medora Restoration
- 8 Commission, expressed the public interest of the State in the
- 9 restoration and preservation of the townsite of Medora and, in
- 10 view of the assumption of this project on the part of Mr. Schafer
- 11 and the Gold Seal Company, has at the Forty-first Legislative
- 12 Session dissolved the Medora Restoration Commission; and
- 13 WHEREAS, the efforts and activities of Mr. Schafer and
- 14 the Gold Seal Company in the preservation and development of
- 14a the
- 15 townsite of Medora are much appreciated and the Medora
- 15a facilities

16 are a source of pride to all residents of North Dakota; and
 17 WHEREAS, the facilities developed in the course of this
 18 restoration and reconstruction program have made it possible for
 19 citizens of North Dakota to visit and enjoy one of the most scenic
 20 and historic areas of North Dakota and have resulted in the town-
 21 site of Medora becoming a major point of tourist interest in the
 22 State, and have substantially increased the visitations to and the
 23 enjoyment of Theodore Roosevelt National Memorial Park; and
 24 WHEREAS, the restoration and development of the townsite
 25 of Medora is an outstanding example of the contribution toward
 26 the economic development of the State and the promotion of

26a tourism

27 by a private citizen;

28 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE

29 OF REPRESENTATIVES OF THE STATE OF NORTH

29a DAKOTA,

30 THE SENATE CONCURRING THEREIN:

31 That the Legislative Assembly commends Mr. Harold Schafer
 32 and the Gold Seal Company for their activities in the

32a development

33 and restoration of the historic townsite of Medora and expresses

34 its appreciation for the loyalty to the State of North Dakota

35 displayed by Mr. Schafer and Gold Seal Company; and

36 BE IT FURTHER RESOLVED that a copy of this resolution

37 be forwarded by the Secretary of State to Mr. Harold Schafer

38 of Bismarck North Dakota.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 77. A Concurrent Resolution commending Mr. Harold Schafer for his efforts and those of the Gold Seal Company in the preservation and development of the historic townsite of Medora.

Was read the second time.

Rep. Streibel moved the adoption of House Concurrent Resolution No. 77, which was adopted on a voice vote.

MOTIONS

Rep. Schaffer moved that the House not concur on Senate amendments to House Bill No. 88, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Tweten moved that the House not concur on the Senate amendments to House Bill No. 3, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Tweten moved that the House not concur on the Senate amendments to House Bill No. 4, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 2, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and House Bill No. 2 be considered properly re-engrossed and placed on Final Passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 2. A Bill for an Act to appropriate money for the expenses of the educational departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 83; nays, 3; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Aamoth | Erickson, W. | Kingsbury | Sanstead |
| Aas | Freeman | Knudson | Schaffer |
| Anderson | Froelich | Kuehn | Seibel |
| Atkinson | Gackle | Lang | Simonson |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Belter | Giffey | Leibhan | Solberg, O. |
| Berg | Glaspey | Lillehaugen | Stone |
| Bier | Goodman | Linderman | Streibel |
| Boustead | Grant | Link | Strinden |
| Boyum | Halcrow | Lundene | Swedlund |
| Bunker | Haugland | Matheny | Thompson |
| Burke | Henning | McDonald | Thorsgard |
| Connolly | Hensrud | Metzger | Tweten |
| Dahl | Hentges | Miedema | Wagner |
| Davis | Hilleboe | Moquist | Weber |
| Dawson | Hoffner | Mueller | Welder |
| DeKrey | Hoghaug | Olienyk | White |
| Dick | Hougen | Opedahl | Wilkie |
| Diehl | Jenkins | Peterson, R. | Mr. Speaker |
| Emerson | Jones | Register | |

Those voting in the negative were:

| | | |
|------------|--------|--------|
| Bernabucci | Eagles | Rundle |
|------------|--------|--------|

Absent and not voting:

| | | | |
|-----------|-------------|--------------|-----------|
| Backes | Hickle | Peterson, J. | Sandness |
| Bullis | Johnson, K. | Powers | Stoltenow |
| Dornacker | Larson, G. | Reimers | Wells |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 18, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and that House Bill No. 18 be considered properly re-engrossed and placed on Final Passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 18. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state bonding fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Jones | Rundle |
| Aamoth | Erickson, K. | Kingsbury | Sanstead |
| Aas | Erickson, W. | Knudson | Schaffer |
| Anderson | Freeman | Kuehn | Seibel |
| Atkinson | Froelich | Lang | Simonson |
| Austin | Gackle | Larson, L. | Solberg, I. |
| Belter | Ganser | Leibhan | Solberg, O. |
| Berg | Giffey | Lillehaugen | Stoltenow |
| Bernabucci | Glaspey | Linderman | Stone |
| Bier | Goodman | Link | Streibel |
| Boustead | Grant | Lundene | Strinden |

| | | | |
|------------------------|-------------|--------------|-------------|
| Boyum | Halcrow | Matheny | Swedlund |
| Bunker | Haugland | McDonald | Thompson |
| Burke | Henning | Metzger | Thorsgard |
| Connolly | Hensrud | Moquist | Tweten |
| Dahl | Hentges | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Weber |
| Dawson | Hoffner | Opedahl | Welder |
| DeKrey | Hoghaug | Peterson, R. | White |
| Dick | Hougen | Register | Wilkie |
| Diehl | Jenkins | Rivinius | Mr. Speaker |
| Eagles | | | |
| Absent and not voting: | | | |
| Backes | Johnson, K. | Miedema | Reimers |
| Bullis | Kelsch | Peterson, J. | Sandness |
| Dornacker | Larson, G. | Powers | Wells |
| Hickle | | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 19.

Rep. Jenkins moved a substitute motion that the House not concur on the Senate amendments to House Bill No. 19, which motion prevailed.

Rep. Tweten moved that a Conference Committee be appointed to meet with a like committee from the Senate on House Bill No. 19, which motion prevailed.

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 20, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and that House Bill No. 20 be considered properly re-engrossed and placed on Final Passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 20. A Bill for an Act making an appropriation for salaries and expenses of the division of vocational rehabilitation for rehabilitating disabled persons.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 80; nays, 8; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Register |
| Aamoth | Erickson, W. | Knudson | Sanstead |
| Aas | Freeman | Kuehn | Schaffer |
| Anderson | Froelich | Lang | Seibel |
| Atkinson | Gackle | Larson, G. | Simonson |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Backes | Giffey | Leibhan | Solberg, O. |
| Belter | Glaspey | Lillehaugen | Stoltenow |
| Bier | Goodman | Linderman | Stone |
| Boustead | Grant | Link | Streibel |
| Bunker | Halcrow | Lundene | Strinden |
| Burke | Haugland | Matheny | Swedlund |
| Connolly | Henning | McDonald | Thompson |
| Dahl | Hensrud | Metzger | Thorsgard |
| Davis | Hentges | Moquist | Tweten |
| DeKrey | Hilleboe | Mueller | Wagner |
| Dick | Hoffner | Olienyk | Weber |
| Diehl | Hougen | Opedahl | Welder |
| Eagles | Jenkins | Peterson, J. | Wilkie |

| | | | |
|------------------------------------|-------------|--------------|-------------|
| Emerson | Jones | Peterson, R. | Mr. Speaker |
| Those voting in the negative were: | | | |
| Berg | Boyum | Hoghaug | Rivinius |
| Bernabucci | Dawson | Kingsbury | Rundle |
| Absent and not voting: | | | |
| Bullis | Johnson, K. | Reimers | Wells |
| Dornacker | Miedema | Sandness | White |
| Hickle | Powers | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 25, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and that House Bill No. 25 be considered properly re-engrossed and placed on Final Passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 25. A Bill for an Act making an appropriation for the maintenance of the North Dakota national guard as provided for by title 37 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 79; nays, 6; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Sanstead |
| Aamoth | Erickson, W. | Kingsbury | Schaffer |
| Aas | Freeman | Knudson | Seibel |
| Anderson | Froelich | Kuehn | Simonson |
| Atkinson | Gackle | Lang | Solberg, I. |
| Austin | Ganser | Larson, G. | Solberg, O. |
| Backes | Glaspey | Larson, L. | Stoltenow |
| Belter | Goodman | Leibhan | Stone |
| Bier | Grant | Lillehaugen | Streibel |
| Boustead | Halcrow | Linderman | Strinden |
| Bunker | Haugland | Link | Swedlund |
| Burke | Henning | Lundene | Thompson |
| Connolly | Hensrud | Matheny | Thorsgard |
| Dahl | Hentges | Metzger | Tweten |
| Davis | Hilleboe | Mueller | Wagner |
| DeKrey | Hoffner | Olienyk | Weber |
| Dick | Hoghaug | Opedahl | Welder |
| Diehl | Hougen | Peterson, J. | Wilkie |
| Eagles | Jenkins | Register | Mr. Speaker |
| Emerson | Jones | Rivinius | |

Those voting in the negative were:

| | | | |
|------------------------|-------------|--------------|----------|
| Berg | Boyum | Moquist | Rundle |
| Bernabucci | McDonald | | |
| Absent and not voting: | | | |
| Bullis | Hickle | Peterson, R. | Sandness |
| Dawson | Johnson, K. | Powers | Wells |
| Dornacker | Miedema | Reimers | White |
| Giffey | | | |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 28, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and that House

Bill No. 28 be considered properly engrossed and placed on Final Passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 28. A Bill for an Act making an appropriation for salaries and other expenses for administering the provisions of Chapter 39-17 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 84; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rivinius |
| Aamoth | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Kuehn | Sanstead |
| Anderson | Freeman | Lang | Schaffer |
| Atkinson | Froelich | Larson, G. | Seibel |
| Austin | Gackle | Larson, L. | Simonson |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden- |
| Boyum | Henning | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hilleboe | Moquist | Thorsgard |
| Connolly | Hoffner | Mueller | Tweten |
| Dahl | Hoghaug | Olienyk | Wagner |
| Davis | Hougen | Opedahl | Weber |
| DeKrey | Jenkins | Peterson, J. | Welder |
| Dick | Jones | Peterson, R. | Wilkie |
| Diehl | Kelsch | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------------------|-------------|---------|----------|
| Erickson, W. | Hensrud | | |
| Absent and not voting: | | | |
| Bullis | Giffey | Miedema | Sandness |
| Dawson | Hickle | Powers | Wells |
| Dornacker | Johnson, K. | Reimers | White |

So the bill passed and the title was agreed to.

MOTIONS

Rep. Hilleboe moved that the House concur in the Senate amendments to House Bill No. 419, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended, and House Bill No. 419 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 419. A Bill for an Act to amend and reenact section 54-36-01 of the North Dakota Century Code, relating to the addition of two members to the North Dakota Indian affairs commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|--------|---------|-----------|----------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |

| | | | |
|------------------------|--------------|--------------|-------------|
| Aas | Erickson, K. | Knudson | Sanstead |
| Anderson | Erickson, W. | Kuehn | Schaffer |
| Atkinson | Freeman | Lang | Seibel |
| Austin | Froelich | Larson, G. | Simonson |
| Backes | Gackle | Larson, L. | Solberg, I. |
| Belter | Ganser | Leibhan | Solberg, O. |
| Berg | Gaspey | Lillehaugen | Stoltenow |
| Bernabucci | Goodman | Linderman | Stone |
| Bier | Grant | Link | Streibel |
| Boustead | Halcrow | Lundene | Strinden |
| Boyum | Haugland | Matheny | Swedlund |
| Bunker | Henning | McDonald | Thompson |
| Burke | Hensrud | Metzger | Thorsgard |
| Connolly | Hentges | Moquist | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Weider |
| DeKrey | Hougen | Peterson, J. | White |
| Dick | Jenkins | Peterson, R. | Wilkie |
| Diehl | Jones | Register | Mr. Speaker |
| Absent and not voting: | | | |
| Bullis | Hickle | Powers | Sandness |
| Dornacker | Johnson, K. | Reimers | Wells |
| Giffey | Miedema | | |

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM SENATE

Speaker E. Johnson announced the following Conference Committees to meet with like committees from the Senate:

House Bill No. 88

Rep. Kuehn
Rep. Aamoth
Rep. Weber

Senate Bill No. 24

Rep. Wagner
Rep. Freeman
Rep. O. Solberg

House Bill No. 3

Rep. Halcrow
Rep. Reimers
Rep. Opedahl

House Bill No. 4

Rep. Freeman
Rep. Kingsbury
Rep. Linderman

Senate Bill No. 10

Rep. Dick
Rep. Diehl
Rep. O. Solberg

Senate Bill No. 78

Rep. Boyum
Rep. Hentges
Rep. Weber

Senate Bill No. 124

Rep. Goodman
Rep. Metzger
Rep. Grant

Senate Bill No. 307

Rep. Hougen
Rep. Aas
Rep. Wilkie

Senate Bill No. 425
 Rep. Hilleboe
 Rep. Hentges
 Rep. H. Thompson
 Senate Bill No. 201
 Rep. Atkinson
 Rep. Moquist
 Rep. Swedlund

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 481
 Senate Concurrent Resolution No. 41
 Senate Concurrent Resolution No. 44
 Senate Concurrent Resolution No. 45
 Senate Concurrent Resolution No. 47
 Senate Concurrent Resolution No. 51
 Senate Concurrent Resolution No. 75

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 14
 House Bill No. 15
 House Bill No. 21
 House Bill No. 29
 House Bill No. 30
 House Bill No. 37
 House Bill No. 42
 House Bill No. 45
 House Bill No. 96
 House Bill No. 121
 House Bill No. 130
 House Bill No. 186
 House Bill No. 187
 House Bill No. 189
 House Bill No. 197
 House Bill No. 256
 House Bill No. 299
 House Bill No. 312
 House Bill No. 313
 House Bill No. 358
 House Bill No. 384
 House Bill No. 400
 House Bill No. 495
 House Bill No. 498
 House Bill No. 503
 House Bill No. 504

Which the President has signed.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed until 12:30 P.M., March 14, 1969, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-SEVENTH DAY AFTER RECESS AND
FIFTY-EIGHTH DAY

Bismarck, March 14, 1969

The House reconvened pursuant to recess taken, with Speaker E. Johnson presiding.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, on Senate Bill No. 10:

Rep. Dick
Rep. Diehl
Rep. O. Solberg

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 4
House Bill No. 88

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

House Bill No. 4
Rep. Freeman
Rep. Kingsbury
Rep. Linderman

House Bill No. 88
Rep. Kuehn
Rep. Aamoth
Rep. Weber

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 2
House Bill No. 18
House Bill No. 20
House Bill No. 25
House Bill No. 28
House Bill No. 419

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 3

House Bill No. 419

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

House Bill No. 3
Rep. Halcrow
Rep. Reimers
Rep. Opedahl

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, on

Senate Bill No. 78
Rep. Boyum
Rep. Hentges
Rep. Weber

Senate Bill No. 124
Rep. Goodman
Rep. Metzger
Rep. Grant

Senate Bill No. 201
Rep. Atkinson
Rep. Moquist
Rep. Swedlund

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, on

Senate Bill No. 24
Rep. Wagner
Rep. Freeman
Rep. O. Solberg

Senate Bill No. 307
Rep. Hougen
Rep. Aas
Rep. Wilkie

Senate Bill No. 425
Rep. Hilleboe
Rep. Hentges
Rep. Thompson

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 22
House Bill No. 85
House Bill No. 94
House Bill No. 207
House Bill No. 208
House Bill No. 209
House Bill No. 210
House Bill No. 232
House Bill No. 238
House Bill No. 308
House Bill No. 382
House Bill No. 397
House Bill No. 399

House Bill No. 402
 House Bill No. 412
 House Bill No. 425
 House Bill No. 455
 House Bill No. 458
 House Bill No. 464
 House Bill No. 494
 House Bill No. 511
 House Concurrent Resolution No. 16
 House Concurrent Resolution No. 20
 House Concurrent Resolution No. 48
 House Concurrent Resolution No. 50

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 77

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 12
 Senate Bill No. 16
 Senate Bill No. 19
 Senate Bill No. 39
 Senate Bill No. 52
 Senate Bill No. 60
 Senate Bill No. 100
 Senate Bill No. 111
 Senate Bill No. 139
 Senate Bill No. 174
 Senate Bill No. 183
 Senate Bill No. 223
 Senate Bill No. 270
 Senate Bill No. 308
 Senate Bill No. 340
 Senate Bill No. 379
 Senate Bill No. 380
 Senate Bill No. 381
 Senate Bill No. 391
 Senate Bill No. 392
 Senate Bill No. 394
 Senate Bill No. 395
 Senate Bill No. 397
 Senate Bill No. 422
 Senate Bill No. 434
 Senate Bill No. 439

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 431

Which the President has signed.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 17

House Bill No. 26
 House Bill No. 175
 House Bill No. 185
 House Bill No. 292
 House Bill No. 393

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL No. 17

In line 2 of the title delete the period and add the following: “, to amend and reenact section 21-10-05 of the North Dakota Century Code, relating to powers and duties of the investment director, and to amend and reenact section 21-10-07 of the North Dakota Century Code, relating to legal investments for funds.”

In line 3 delete the figure “137,451.00” and insert in lieu thereof the figure “139,851.00”

In line 8 delete the figure “33,060.00” and insert in lieu thereof the figure “35,460.00”

In line 12 delete the figure “137,451.00” and insert in lieu thereof the figure “139,851.00”

Delete lines 14 through 26

After line 26 add the following:

“SECTION 2.) Section 21-10-05 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

21-10-05. DIRECTOR — POWERS AND DUTIES.) Subject to the limitations contained in the law or the policy-making regulations or resolutions promulgated by the board, the investment director shall have the power to make purchases, sales, exchanges, investments, and reinvestments of the funds under the management of the board. This section shall constitute a continuing appropriation of all moneys required for the making of investments of funds under the management of the board. The director shall see that the moneys invested are at all times handled in the best interests of the state. Securities or investments may be sold or exchanged for other securities or investments. No sale or exchange shall be at a price less than the going market price at the time the securities or investments are sold or exchanged.

The investment director shall formulate and recommend to the investment board for approval, investment regulations or resolutions pertaining to the kind or nature of investments and limitations, conditions, and restrictions upon the methods, practices or procedures for investment, reinvestment, purchase, sale, or exchange transactions which should govern the investment of funds under this chapter.

The investment director may or, at the direction of the board, shall utilize the services of independent investment counsel.

SECTION 3. AMENDMENT.) Section 21-10-07 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

21-10-07. LEGAL INVESTMENT.) The following types of securities shall be legal investments for funds, the investment of which is under the supervision of the board (((:))), **except for the state fire and tornado fund which shall be governed by the provisions of section 26-08-11 of the North Dakota Century Code:**

1. Securities which are a direct obligation of the treasury of the United States or of an instrumentality thereof;
2. Bonds or certificates of indebtedness of the state of North Dakota;
3. General obligation bonds of any other state;

4. Bonds, certificates of indebtedness, or warrants of any political subdivision of the state of North Dakota which constitute the general or contingent general obligations of the issuing tax authority, or revenue bonds of a political subdivision issued for public utility purposes or under the authority of the Industrial Development Act contained in chapter 40-57;
5. Loans and mortgage investments, insured or guaranteed in any manner, wholly or in part, or for which a commitment to so insure or guarantee has been issued by the United States or any instrumentality or agency thereof; or other investments that are issued by or fully insured or guaranteed by the United States or any instrumentality or agency thereof or the state of North Dakota or any instrumentality or agency thereof;
6. Bank of North Dakota certificates of deposit;
7. Building and loan association certificates of North Dakota building and loan associations, to the extent that such certificates are fully insured or guaranteed by the United States or an instrumentality or agency thereof;
8. Short term commercial and finance company paper traded on a national basis and issued by a corporation having a record of no default of obligations during the ten years preceding such investment and whose net income available for fixed charges for a period of five fiscal years immediately preceding such investment and during the last year of such period, shall have averaged per year not less than one and one-half times its average annual fixed charges applicable to such period;
9. Bonds, notes or debentures of any corporation duly incorporated under the laws of any state of the United States rated as "A" or higher by a nationally recognized rating service approved by the board;
10. Nonrated bonds, notes, or debentures of any corporation duly incorporated under the laws of any state of the United States and whose principal business operations are carried on within the state of North Dakota, having a record of no default of obligations during the ten years preceding such investment and whose net income available for fixed charges for a period of five fiscal years immediately preceding such investment and during the last year of such period, shall have averaged per year not less than one and one-half times its average annual fixed charges applicable to such period.

As used in this section the term "net income" shall mean income after deducting operating and maintenance expenses, all taxes, depreciation and depletion, but excluding extraordinary nonrecurring items of income and expense.

The term "fixed charges" shall include interest on funded and unfunded debt, amortization of debt discount and expense, and rentals for leased property."

And renumber the lines accordingly.

Delete all of Sections 2 and 3 of the Amendment No. 1

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 26

In line 3 delete the figure "954,921.00" and insert in lieu thereof the figure "974,921.00"

In line 4 delete the figure "762,500.00" and insert in lieu thereof the figure "782,500.00"

In line 8 delete the figure "228,135.00" and insert in lieu thereof the figure "248,135.00"

In line 13 delete the figure "954,921.00" and insert in lieu thereof the figure "974,921.00"

In line 14 delete the figure "762,500.00" and insert in lieu thereof the figure "782,500.00"

AMENDMENTS TO HOUSE BILL No. 175

At the end of line 274 insert the following new subsections:

- "5. Notwithstanding any of the other provisions of this act in order to utilize the fact finding procedures herein provided for it shall be necessary that all negotiations be completed between the school board and the representative organization and that an impasse be declared no later than January 15th preceding the contract year involved. Further, notwithstanding any of the other provisions of this act, all actions by any factfinding commission must be completed and their findings determined no later than March 20th preceding the contract year in question. The failure to comply with either of these two date limitations shall nullify any actions hereunder.**
- 6. Any teacher engaging in a strike or any other activity prohibited in sub-section 1 hereof may be denied the full amount of his wages during the period of such violation."**

Renumber the lines accordingly.

In line 116 after the word "teachers" insert the following words: "**, or administrators,**"

AMENDMENTS TO HOUSE BILL No. 185

In line 4 after the word "trailers" insert the following: "**weighing from 24,001 to 73,280 pounds**"

In line 8 after the word "trailers" insert the following: "**weighing from 24,001 to 73,280 pounds**"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 292

Note the reference to "lines" refers to line numbers on the engrossed bill.

In line 197 place triple parentheses around the word "or", and in the same line after the words "condensed milk" insert the following underscored material:

"or baked goods"

In line 619 place triple parentheses before the word "include" and on line 621 place triple parentheses after the word "may"

In line 656 after the word "person" and the period, add the following underscored language:

"However, in doing so the board shall take into account all of the economic factors which apply to the establishment of minimum prices for stabilization plans which factors are set out in subdivisions a, b, c, and d of subsection 6 of section 7 of this Act."

In line 1065 place triple parentheses before the word "or" and in line 1066 place triple parentheses after the word "dealers"

In line 1325 place triple parentheses before the word "unless" and in the same line place triple parentheses after the word "regulation".

Delete all of lines 1364, 1365 and 1366 and insert in lieu thereof the following underscored language:

"In lieu of a suspension or revocation the board may assess a civil penalty not to exceed five hundred dollars per day for each violation or continuing violation, and may collect such civil penalty by a civil proceedings in any appropriate court."

In line 1381 place triple parentheses before the word "without" and in line 1384 place triple parentheses after the word "shall" and insert immediately thereafter the following underscored material:

"In such actions"

In line 1384 after the word "board" insert the following underscored material:

"shall not"

In line 1438 place triple parentheses before the word "may" and in line 1441 place triple parentheses after the word "board" and insert in lieu thereof the following underscored material:

"after a hearing and after finding that the licensee has violated any provisions of this chapter, a provision of a stabilization plan or a regulation issued by the board may suspend or revoke his license"

Delete all of lines 1552 through 1556.

In line 1582 place triple parentheses before the word "board" and triple parentheses after the word "action" and insert in lieu thereof the following underscored material:

"a board stabilization plan or regulation properly adopted"

And then on line 1584 after the word "thereof" insert the following underscored material:

" , or if appealed, until a final determination is made by the North Dakota supreme court"

In line 1612 place triple parentheses before the word "any" and in line 1616 place triple parentheses after the word "state" and insert in lieu thereof the following underscored material:

"Whenever a petition is presented to the commissioner of agriculture containing at least twenty-five per cent of the total grade A dairy farmers in North Dakota covered by the provisions of this chapter, with the signature of at least one such dairy farmer in each of twenty-seven different counties"

And renumber the lines accordingly.

In line 1361 after the word "person" insert a comma and the following words "except a dairy farmer,".

In line 1582 of the amendment delete the following: " , or if appealed, until a final determination is made by the North Dakota supreme court."

AMENDMENTS TO HOUSE BILL No. 393

In line 181 delete the word "and"

After line 185 insert the following new subsection:

"(d) The child has completed at least six hours of behind-the-wheel instruction by an instructor acceptable to the commissioner; and, the parent or guardian, at all times, shall be responsible for any and all damages growing out of the negligent operation of a motor vehicle by any such child. The provisions of this section shall not authorize the child to drive a motorcycle, commercial truck, motor bus, or taxicab."

And renumber the lines accordingly.

In line 232 of the engrossed bill after the word and semicolon "negligent;" insert the words "provided said violations or offenses do not arise out of the same accident or occurrence;"

In line 237 after the word "period" insert the following: " ; provided said violations or offenses do not arise out of the same accident or occurrence"

In line 246 delete the words "postage prepaid" and insert in lieu thereof the words "certified mail, return receipt requested"

And renumber the lines accordingly.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 14

House Bill No. 15
 House Bill No. 21
 House Bill No. 29
 House Bill No. 30
 House Bill No. 37
 House Bill No. 42
 House Bill No. 45
 House Bill No. 96
 House Bill No. 121
 House Bill No. 130
 House Bill No. 186
 House Bill No. 187
 House Bill No. 189
 House Bill No. 197
 House Bill No. 256
 House Bill No. 299
 House Bill No. 312
 House Bill No. 313
 House Bill No. 358
 House Bill No. 384
 House Bill No. 400
 House Bill No. 431
 House Bill No. 495
 House Bill No. 498
 House Bill No. 503
 House Bill No. 504

Were delivered to the Governor for his approval at the hour of 9:05 o'clock A.M., March 14, 1969.

REP. GANSER, Chairman

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 510
 House Concurrent Resolution No. 2
 House Concurrent Resolution No. 4
 House Concurrent Resolution No. 6
 House Concurrent Resolution No. 7
 House Concurrent Resolution No. 9
 House Concurrent Resolution No. 15
 House Concurrent Resolution No. 17
 House Concurrent Resolution No. 30
 House Concurrent Resolution No. 34
 House Concurrent Resolution No. 43
 House Concurrent Resolution No. 47
 House Concurrent Resolution No. 51
 House Concurrent Resolution No. 56
 House Concurrent Resolution No. 71
 House Concurrent Resolution No. 72
 House Concurrent Resolution No. 75

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 25
 Senate Bill No. 34
 Senate Bill No. 51
 Senate Bill No. 95
 Senate Bill No. 154
 Senate Bill No. 242

Senate Bill No. 274
Senate Bill No. 402
Senate Bill No. 473

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit:

Senate Bill No. 29
Senate Bill No. 176
Senate Bill No. 350
Senate Bill No. 427
Senate Bill No. 432
Senate Bill No. 447
Senate Bill No. 469

Which the House has amended.

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Mueller moved that the House reconsider the action by which the House adopted the committee report on Senate Bill No. 1, which motion prevailed.

Rep. Mueller moved that Senate Bill No. 1 be re-referred to the Committee on Appropriations, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the amendments to Senate Bills Nos. 20, 35, 46, 231, 258, 310, 371 and 462, and Senate Concurrent Resolution No. 69, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 20 as recommended by the Committee on Appropriations as printed on page 1243 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 35 as recommended by the Committee on Education as printed on pages 1238 and 1239 of the House Journal be adopted, which motion prevailed.

Rep. Aamoth moved that the amendments to Senate Bill No. 46 as recommended by the Committee on Industry and Business as printed on pages 1239 and 1240 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to Senate Bill No. 231 as recommended by the Committee on Finance and Taxation as printed on page 1240 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 258 as recommended by the Committee on Education as printed on page 1243 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to Senate Bill No. 310 as recommended by the Committee on Agriculture as printed on page 1244 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Bill No. 371 as recommended by the Committee on Education as printed on pages 1244 through 1250 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to Senate Bill No. 462 as recommended by the Committee on Agriculture as printed on page 1250 of the House Journal be adopted, which motion prevailed.

Rep. Bier moved that the amendments to Senate Concurrent Resolution No. 69 as recommended by the Committee on Education as printed on page 1251 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson requested that the members of the Agriculture Committee be excused for fifteen minutes, which request was granted.

MOTION

Rep. Streibel moved that the rules be suspended that the House consider the amendments to those bills listed on the calendar after 2 P.M., which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the rules be suspended and the House dispense with the reading of the amendments to Senate Bills Nos. 14, 38, 146, 376, 383 and 410, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 14 as recommended by the Committee on Appropriations as printed on page 1265 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 38 as recommended by the Committee on Appropriations as printed on page 1265 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 146 as recommended by the Committee on Judiciary as printed on page 1265 of the House Journal be adopted, which motion prevailed.

Rep. Kelsch moved that the amendments to Senate Bill No. 376 as recommended by the Committee on Judiciary as printed on page 1266 of the House Journal be adopted, which motion prevailed. Senate Bill No. 376 was re-referred to the Committee on Appropriations.

Rep. Kelsch moved that the amendments to Senate Bill No. 383 as recommended by the Committee on Judiciary as printed on page 1266 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 410 as recommended by the Committee on Appropriations as printed on pages 1266 and 1267 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Streibel moved that the Governor be requested to return House Bill No. 105 to the House, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 515 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the bill delete the words "general fund" and insert in lieu thereof the words "**state capitol building fund**".

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 11 has had the same under consideration and recommends that the same be amended as follows:

In the last line of the title following the word "mentioned" insert the following words "**and providing a statement of legislative intent**".

Following line 33 insert the following new section:

"SECTION 3. LEGISLATIVE INTENT.) It is the intent of the legislative assembly in providing the appropriation contained in this Act that the state public welfare department shall take such action as may be necessary to reduce the average monthly caseload during each year of the 1969-1971 biennium to twenty-four hundred cases in the aid to families with dependent children program.

"It is the further intent of the legislative assembly that the state public welfare department shall assign at least one staff member to review, on a spot check basis, the county welfare case files in the aid to families with dependent children program for the purpose of determining the eligibility of such family to participate in the program, and to make such necessary field and other investigations as may be necessary in all cases where eligibility is questionable.

"It is the further intent of the legislative assembly that adjustments be made in the caseload in all programs to remain within the appropriation."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Veterans' Affairs to whom was referred Senate Bill No. 149 has had the same under consideration and recommends that the same do pass.

REP. OLIENYK, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 267 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Sanstead moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 10 has had the same under consideration and recommends that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 42 has had the same under consideration and recommends that the same be amended as follows:

Delete the first and second lines of the title, of the engrossed bill and delete lines 1 through 21 and insert in lieu thereof the following:

"A concurrent resolution urging the Congress of the United States and the Administration to adopt policies relative to the economic well-being of agriculture in the United States of America.

1 WHEREAS, North Dakota is one of the leading agricultural
2 States in this Nation; and

3 WHEREAS, the economy of North Dakota is directly affected
4 by net farm income in this State; and

5 WHEREAS, a smaller portion of the consumer's dollar is
6 spent for food in the United States than in any other Nation
7 in the World; and

8 WHEREAS, forty percent of the labor force of the United
9 States is employed in agri-business as a result of agricultural
10 production; and

11 WHEREAS, those engaged in agriculture are substantial
11a consumers

12 of steel, rubber and petroleum products, and labor applied to the
13 aforementioned products; and

14 WHEREAS, exports of agricultural products can be
14a responsible

15 for a desirable level of balance of payments;

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

19 That the Forty-first Legislative Assembly of the State
20 of North Dakota urges the Congress of the United States, and
21 the Administration to seek out and adopt policies providing
22 for a bold, new approach to agricultural research, foreign
23 trade policies, and domestic policies that will allow
24 farmers to put agricultural technology to work, that will
25 develop and increase markets abroad, and that will develop new
26 uses for products of the soil, that agriculture may have its
27 chance through efficient production to contribute to the
28 economic well-being of the United States of America, and the
29 World.

30 BE IT FURTHER RESOLVED, that copies of this resolution
31 be sent to the President of the United States, the members of
32 the congressional delegation of the State of North Dakota, and
33 the Secretary of Agriculture."

And renumber the lines accordingly.

REP. K. JOHNSON, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 61 have had the same under consideration and recommend that the same do pass.

REP. DAVIS, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 483 has had the same under consideration and recommends that the same do pass, and be re-referred to the Committee on Appropriations.

REP. SCHAFFER, Chairman

Rep. Glaspey moved that the report be adopted, which motion prevailed and the report was adopted. Senate Bill No. 483 was referred to the Committee on Appropriations.

Rep. Mueller requested that the Committee on Appropriations be excused for 15 minutes, which request was granted.

Mr. Speaker: Your Committee on Transportation to whom was referred House Bill No. 516 has had the same under consideration and recommends that the same do pass.

REP. BOUSTEAD, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 1 has had the same under consideration and recommends that the same be amended as follows:

In the third line of the title of the engrossed bill before the period insert a semicolon and the following: "and to amend and reenact section 1 of chapter 157 of the 1967 Session Laws, relating to the

transfer of funds to and the administration of the college building fund"

In line 19 of the engrossed bill delete the figures "7,231,255.00" and insert in lieu thereof the figures "7,706,165.00"

In line 20 delete the figures "13,078,695.00" and insert in lieu thereof the figures "12,603,785.00"

In line 24 delete the figures "13,708,695.00" and insert in lieu thereof the figures "13,233,785.00"

In line 31 delete the figures "1,417,000.00" and insert in lieu thereof the figures "1,494,400.00"

In line 32 delete the figures "906,825.00" and insert in lieu thereof the figures "829,425.00"

In line 40 delete the figures "6,260,027.00" and insert in lieu thereof the figures "6,569,424.00"

In line 41 delete the figures "10,763,104.00" and insert in lieu thereof the figures "10,453,707.00"

In line 44 delete the figures "11,163,104.00" and insert in lieu thereof the figures "10,853,707.00"

In line 52 delete the figures "215,336.00" and insert in lieu thereof the figures "235,852.00"

In line 53 delete the figures "626,323.00" and insert in lieu thereof the figures "605,807.00"

In line 63 delete the figures "839,119.00" and insert in lieu thereof the figures "818,603.00"

In line 64 delete the figures "839,119.00" and insert in lieu thereof the figures "818,603.00"

In line 71 delete the figures "442,758.00" and insert in lieu thereof the figures "473,248.00"

In line 72 delete the figures "914,666.00" and insert in lieu thereof the figures "884,176.00"

In line 77 delete the figures "964,462.00" and insert in lieu thereof the figures "933,972.00"

In line 84 delete the figures "2,283,373.00" and insert in lieu thereof the figures "2,390,798.00"

In line 85 delete the figures "3,997,087.00" and insert in lieu thereof the figures "3,889,662.00"

In line 89 delete the figures "4,257,087.00" and insert in lieu thereof the figures "4,149,662.00"

In line 96 delete the figures "1,127,721.00" and insert in lieu thereof the figures "1,211,082.00"

In line 97 delete the figures "2,436,387.00" and insert in lieu thereof the figures "2,353,026.00"

In line 103 delete the figures "2,521,387.00" and insert in lieu thereof the figures "2,438,026.00"

In line 110 delete the figures "1,776,992.00" and insert in lieu thereof the figures "1,839,722.00"

In line 111 delete the figures "3,447,666.00" and insert in lieu thereof the figures "3,384,936.00"

In line 115 delete the figures "3,550,166.00" and insert in lieu thereof the figures "3,487,436.00"

In line 122 delete the figures "636,929.00" and insert in lieu thereof the figures "726,000.00"

In line 123 delete the figures "1,532,808.00" and insert in lieu thereof the figures "1,443,734.00"

In line 127 delete the figures "1,628,808.00" and insert in lieu thereof the figures "1,539,734.00"

In line 134 delete the figures "939,000.00" and insert in lieu thereof the figures "1,002,400.00"

In line 135 delete the figures "2,145,248.00" and insert in lieu thereof the figures "2,081,848.00"

In line 139 delete the figures "2,255,248.00" and insert in lieu thereof the figures "2,191,848.00"

In line 141 delete the figures "41,794,901.00" and insert in lieu thereof the figures "40,476,198.00"

After line 165 insert the following:

"SECTION 5. GENERAL FUND DECREASE.) The net appropriation from the general fund of the state treasury to the institutions under the control of the board of higher education is reduced by \$3,600,000.00 from the amount recommended by the executive office of the budget for the biennium ending June 30, 1971. This reduction is prorated to the various institutions and included in the estimated income of each institution in the following amounts:

| | |
|---|-----------------------|
| University of North Dakota | \$1,177,560.00 |
| University of North Dakota Medical Center.... | 77,400.00 |
| North Dakota State University | 977,040.00 |
| State School of Forestry, Bottineau..... | 56,520.00 |
| University of North Dakota, Ellendale Branch | 82,440.00 |
| State School of Science, Wahpeton..... | 363,600.00 |
| Dickinson State College | 219,960.00 |
| Minot State College | 316,080.00 |
| Mayville State College | 135,000.00 |
| Valley City State College | 194,400.00 |
| Total..... | \$3,600,000.00 |

The board of higher education is hereby authorized to increase tuition at the various institutions during the next biennium, except that such increases shall not exceed in total revenue by institution the general fund decrease provided for in this Act.

Delete lines 166 through 176, inclusive

After the last line in the bill insert the following new section:

"SECTION 6. AMENDMENT.) Section 1 of chapter 157 of the 1967 Session Laws is hereby amended and reenacted to read as follows:

1. TRANSFER OF FUNDS TO COLLEGE BUILDING FUND AND ADMINISTRATION THEREOF.) Commencing July 1, 1967, and at the same date each year thereafter until the sum of \$8,843,153.00 shall have been transferred to the college building fund, the director of the department of accounts and purchases shall determine the cash balance in the general fund of the state. In the event the cash balance in the general fund as of the close of business on the previous thirtieth day of June shall exceed ((twelve)) **fourteen** million dollars, the director of accounts and purchases shall direct the state treasurer to transfer to the college building fund the sum of two million dollars. Such funds shall be expended by the board of higher education for the construction, reconstruction, **maintenance**, and equipping of buildings at state-operated institutions of higher learning in accordance with specific appropriations to be made by the legislative assembly. **It is the intent of the legislative assembly that college buildings be repaired and maintained in reasonably good condition before additional new buildings be constructed.**"

And renumber the lines and sections accordingly.

And when so amended recommends that the same do pass.

Section 6 was added in keeping with the thinking that there should be an adequate balance in the general fund.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 99 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Dawson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 161 has had the same under consideration and recommends that the same do pass.

REP. DORNACKER, Chairman

Rep. McDonald moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 150 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Hilleboe requested that the Committee on State and Federal Government be excused for fifteen minutes, which request was granted.

Speaker E. Johnson announced the House would be at ease for fifteen minutes.

House reconvened with Speaker E. Johnson presiding.

MESSAGE TO THE GOVERNOR

The Honorable William Guy
Governor of North Dakota
State Capitol
Bismarck, North Dakota

Dear Governor Guy:

I have the honor to request the return of House Bill No. 105 to the House of Representatives.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 182
House Bill No. 363
House Bill No. 396
House Bill No. 398
House Bill No. 451
House Bill No. 493
House Concurrent Resolution No. 23
House Concurrent Resolution No. 36
House Concurrent Resolution No. 52
House Concurrent Resolution No. 59
House Concurrent Resolution No. 60
House Concurrent Resolution No. 61
House Concurrent Resolution No. 63

House Concurrent Resolution No. 68

House Concurrent Resolution No. 70

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 13

Senate Bill No. 418

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 211 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 300 has had the same under consideration and recommends that the same be amended as follows:

In line 183 of the engrossed bill delete the word "four" and insert in lieu thereof the word "two"

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Wells moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 344 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Kelsch moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 419 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Emerson moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 461 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 479 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Industry and Business to whom was referred Senate Bill No. 482 has had the same under consideration and recommends that the same do pass.

REP. AAMOTH, Chairman

Rep. Dornacker moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 19 has had the same under consideration and recommends that the same do pass.

REP. DICK, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution No. 15 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 64 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 148 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. MUELLER, Chairman

Rep. Kingsbury moved that the report be adopted.

Rep. Hensrud moved a substitute motion that Senate Bill No. 148 be placed on the calendar, which motion prevailed on a division vote.

MOTIONS

Rep. Atkinson moved that the House reconsider the action by which Senate Bill No. 374 was lost, which motion prevailed.

Rep. Atkinson moved that Senate Bill No. 374 be placed at the foot of the calendar, which motion prevailed.

Rep. Bunker moved that the House reconsider the action by which Senate Bill No. 373 was passed, which motion failed on a division vote.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed a Conference Committee on:

House Bill No. 3

Senator Luick
Senator Coughlin
Senator Melland

House Bill No. 4

Senator Lowe
Senator Kelly
Senator L. Larson

House Bill No. 88

Senator Holand
Senator Ruummele
Senator Berube

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 165 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. McDonald moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 198 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DICK, Chairman

Rep. Wells moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 318 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. DORNACKER, Chairman

Rep. Aas moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: The Majority of your Committee on Transportation to whom was referred Senate Bill No. 365 has had the same under consideration and recommends that the same be amended as follows:

Delete all the material in the engrossed bill after the word "A BILL" and insert in lieu thereof the following material:

"For an Act to amend and reenact subsection 2 of section 39-04-19 of the North Dakota Century Code, relating to registration fees for farm trucks or trucks used exclusively in soil and water conservation work, and to repeal subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to registration fees for farm trucks.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 2 of section 39-04-19 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. Motor vehicles required to be registered in this state shall be furnished license plates upon the payment of the following annual fees; however, if a motor vehicle first becomes subject to registration other than at the beginning of the registration period such fees shall be prorated on a monthly basis;

a. Passenger motor vehicles, including buses for hire, hearses and ambulances:

| Weight | YEARS REGISTERED | | | |
|---------------|-------------------------------|-------------------------------|-------------------------------|---------------------------------|
| | 1st, 2nd, and 3rd Years | 4th, 5th, and 6th Years | 7th, 8th, and 9th Years | 10th and Subsequent Years |
| 1999 or less | \$ 26.00 | \$ 20.75 | \$ 15.50 | \$ 10.50 |
| 2000-2399 | 28.00 | 22.50 | 16.75 | 11.25 |
| 2400-2799 | 30.00 | 24.00 | 18.00 | 12.00 |
| 2800-3199 | 32.00 | 25.50 | 19.25 | 12.75 |
| 3200-3599 | 36.00 | 28.75 | 21.50 | 14.50 |
| 3600-3999 | 40.00 | 32.00 | 24.00 | 16.00 |
| 4000-4499 | 50.00 | 40.00 | 30.00 | 20.00 |
| 4500-4999 | 66.00 | 52.75 | 39.50 | 26.50 |
| 5000-5999 | 94.00 | 75.25 | 56.50 | 37.50 |
| 6000-6999 | 124.00 | 99.25 | 74.50 | 49.50 |
| 7000-7999 | 154.00 | 123.25 | 92.50 | 61.50 |
| 8000-8999 | 184.00 | 147.25 | 110.50 | 73.50 |
| 9000 and over | 214.00 | 171.25 | 128.50 | 85.50 |

In addition to the fees required in this subsection and section 49-18-32, all motor buses used for the transportation of persons for hire over the highways of this state, which have a seating capacity of more than seven passengers shall pay an annual additional license fee of eight dollars and fifty cents for each passenger capacity in excess of

seven. The registrar shall design a distinctive number place for such vehicles. Motor passenger buses operating exclusively within the corporate limits of any ((village or)) city shall not be required to pay this fee.

- b. School buses and trucks or combination trucks and trailers, including commercial and noncommercial trucks ((except those trucks or combinations of trucks and trailers which qualify for registration under subsection 5 of this section)) **through 24,000 pounds gross weight as follows:**

| Gross Weights | YEARS REGISTERED | | | |
|---------------|-------------------------|-------------------|-------------------|--------------------------|
| | 1st, 2nd, and 3rd Years | 4th and 5th Years | 6th and 7th Years | 8th and Subsequent Years |
| 0- 4,000 | \$18.00 | \$14.50 | \$10.75 | \$10.00 |
| 4,001- 6,000 | 23.25 | 18.50 | 14.00 | 10.00 |
| 6,001- 8,000 | 28.50 | 22.75 | 17.50 | 10.00 |
| 8,001-10,000 | 33.75 | 27.00 | 20.25 | 11.75 |
| 10,001-12,000 | 39.00 | 31.25 | 23.50 | 13.75 |
| 12,001-14,000 | 44.25 | 35.50 | 26.50 | 15.50 |
| 14,001-16,000 | 49.50 | 39.50 | 29.75 | 17.25 |
| 16,001-18,000 | 54.75 | 43.75 | 32.75 | 19.25 |
| 18,001-20,000 | 60.00 | 48.00 | 36.00 | 21.00 |
| 20,001-22,000 | 65.25 | 52.25 | 39.25 | 22.75 |
| 22,001-24,000 | 70.50 | 56.50 | 42.25 | 24.75 |

School buses and trucks or combination trucks and trailers, including commercial and noncommercial trucks, except those trucks or combinations of trucks and trailers which are used as farm vehicles or which are used exclusively in soil and water conservation work or exclusively in construction work on township roads that results in direct benefits to agriculture, shall be furnished license plates upon the payment of the following annual fees. Trucks or combinations of trucks and trailers which are used as farm vehicles or which are used exclusively in soil and water conservation work or exclusively in construction work on township roads that results in direct benefits to agriculture shall be furnished license plates upon the payment of one-half of the following annual fees, and the registrar may issue a distinctive license plate for such vehicles. Farm vehicles shall be considered, for the purpose of this subsection, as trucks or combinations of trucks and trailers owned and operated by a bona fide resident farmer who uses such vehicles exclusively for transporting his own property between farms and the usual local trading places and not for hire:

| Gross Weights | YEARS REGISTERED | | |
|---------------|-----------------------------|---------------------------------|---------------------------|
| | 1st, 2nd, 3rd and 4th Years | 5th, 6th 7th, 8th and 9th Years | 10th and Subsequent Years |
| 24,001-26,000 | \$155.00 | \$124.00 | \$108.50 |
| 26,001-28,000 | 190.00 | 152.00 | 133.00 |
| 28,001-30,000 | 225.00 | 180.00 | 157.50 |
| 30,001-32,000 | 260.00 | 208.00 | 182.00 |
| 32,001-34,000 | 295.00 | 236.00 | 206.50 |
| 34,001-36,000 | 330.00 | 264.00 | 231.00 |
| 36,001-38,000 | 365.00 | 292.00 | 255.50 |
| 38,001-40,000 | 400.00 | 320.00 | 280.00 |
| 40,001-42,000 | 435.00 | 348.00 | 304.50 |

| | | | |
|---------------|--------|--------|--------|
| 42,001-44,000 | 470.00 | 376.00 | 329.00 |
| 44,001-46,000 | 505.00 | 404.00 | 353.50 |
| 46,001-48,000 | 540.00 | 432.00 | 378.00 |
| 48,001-50,000 | 575.00 | 460.00 | 402.50 |
| 50,001-52,000 | 610.00 | 488.00 | 427.00 |
| 52,001-54,000 | 645.00 | 516.00 | 451.50 |
| 54,001-56,000 | 680.00 | 544.00 | 476.00 |
| 56,001-58,000 | 715.00 | 572.00 | 500.50 |
| 58,001-60,000 | 750.00 | 600.00 | 525.00 |
| 60,001-62,000 | 785.00 | 628.00 | 549.50 |
| 62,001-64,000 | 820.00 | 656.00 | 574.00 |
| 64,001-66,000 | 855.00 | 684.00 | 598.50 |
| 66,001-68,000 | 890.00 | 712.00 | 623.00 |
| 68,001-70,000 | 925.00 | 740.00 | 647.50 |
| 70,001-72,000 | 960.00 | 768.00 | 672.00 |
| 72,001-73,280 | 995.00 | 796.00 | 696.50 |

c. Motorcycles:

- (1) Without side car, five dollars per motorcycle
- (2) With side car, eight dollars per unit

d. A house car shall be subject to registration at the corresponding rate prescribed for trucks under section 39-04-19, and the registrar shall issue distinctive plates for each house car registered.

SECTION 2. REPEAL.) Subsection 5 of section 39-04-19 of the 1967 Supplement to the North Dakota Century Code is hereby repealed."

And renumber the lines and sections accordingly.

Rep. Boustead
 Rep. Aafedt
 Rep. Boyum
 Rep. Emerson
 Rep. Goodman
 Rep. Hensrud
 Rep. Hentges
 Rep. Metzger
 Rep. Schaffer
 Rep. White

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Hentges moved that the report be adopted.

REPORT OF STANDING COMMITTEE

Mr. Speaker: The Minority of your Committee on Transportation to whom was referred Senate Bill No. 365 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 3 through 22, inclusive, of the engrossed bill and insert in lieu thereof the following language: "Trucks or combinations of trucks and trailers owned and operated by a bona fide resident of this state, but no more than one truck-tractor and lowboy trailer unit, of a gross weight of 24,001 pounds or more and used exclusively in soil and water conservation work or exclusively for township road construction work that results in direct benefits to agriculture, shall be furnished license plates upon the payment of one-half the annual fees for such corresponding weight as provided in subdivision b of subsection 2 of section 39-04-19.

This section shall not be applicable to any trucks and trailers used in road construction work, the contract for which is in excess of three thousand dollars."

And renumber the lines accordingly.

Rep. Berg
Rep. DeKrey
Rep. Ganser
Rep. Grant
Rep. Kuehn
Rep. Weber

And when so amended recommends the same do pass.

REP. BOUSTEAD, Chairman

Rep. Giffey moved that the report of the Minority be substituted for the report of the Majority, which motion failed on a division vote.

The question then was on the motion of Rep. Hentges that the Report of the Majority of the Transportation Committee on Senate Bill No. 365 be adopted, which motion prevailed.

Mr. Speaker: Your Committee on Transportation to whom was referred Senate Bill No. 480 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BOUSTEAD, Chairman

Rep. Metzger moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Boustead requested that his remarks on the report of the Committee on Transportation on Senate Bill No. 480 be printed in the Journal.

Rep. Boustead:

"Your Committee on Transportation has recommended indefinite postponement of Senate Bill No. 480.

"I wish to point out that your committee is fully aware of Section 402, subsection C of Title 23, United States Code, and the provisions contained therein pertaining to the ten percent penalty clause of withholding federal aid funds. Your committee generally opposed this legislation feeling that mandatory inspection is an invitation to graft and corruption.

"Senate Bill No. 480 does not include all registered vehicles and the fact that it does not take effect until July 1, 1971, weakens the legislation to the point where it would perhaps not be acceptable to the new Secretary of the Department of Transportation. Further, it was brought out in committee that current statistics are not adequate in showing proof that faulty equipment is the cause of a great percentage of accidents. Representative Hensrud, who has had 20 years of experience in the North Dakota Highway Patrol, stated that in checking accident reports by the men in the field, it showed that less than one percent of such accidents resulted from mechanical malfunction of vehicles.

"Senate Bill No. 480 provides for a minimum inspection fee of \$3 for passenger cars and a maximum of \$7 for trucks. The committee is opposed to further assessing our taxpayers one and one-half million dollars for motor vehicle inspection, feeling that this amount of money could be spent in other safety fields, such as increasing the strength of our Highway Patrol, in better highway construction and additional education in the dangers of alcohol and driving.

"In testimony, it was pointed out there are many states presently considering similar type legislation. As of this date, it has been reported that approximately 13 of these states have taken the same action as we are proposing. Several members are of the opinion that the Department of Transportation will have a model law to offer

to the respective legislatures within the next two years. Consequently, if such should come to pass, it will eliminate much confusion which presently exists across the nation concerning this issue."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on State and Federal Government to whom was referred Senate Bill No. 481, has had the same under consideration and recommends that the same be indefinitely postponed.

REP. HILLEBOE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 166 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title of the engrossed bill delete the comma after the word "equalization" and insert the word "and" in lieu thereof

In the second line of the title delete the word and comma "thereof," and insert the word "and" in lieu thereof; after the word "procedures" delete the following: ", and the self-listing taxable" and insert the word "thereof" in lieu thereof

In the third line of the title delete the word "property"

In the fourth line of the title delete the comma after the word "Code"

In the fifth line of the title after the word "studies" delete the comma and the remainder of the line

In the sixth line of the title delete the word "penalty"

Delete all of lines 38 through 48

In line 49 delete the subsection numeral "2." and insert the subsection numeral "1." in lieu thereof

In line 70 after the word "assessments" delete the following:
"furnish self-listing"

Delete all of lines 71 through 74

In line 75 delete everything before the period

Delete all of lines 104 through 109

Delete all of lines 153 through 268

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. McDonald moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 376 has had the same under consideration and recommends that the same do pass.

REP. MUELLER, Chairman

Rep. Reimers moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 452 has had the same under consideration and recommends that the same be amended as follows:

After line 24 of the engrossed bill insert the following language:
"The provisions of this subsection shall not be construed to in any manner limit, impair or abrogate the rights, powers, duties or functions of any federal, state or local entity to construct and maintain any

flood control, irrigation, recreational or municipal or industrial water supply project."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Davis moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Bill No. 483 has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title of the engrossed bill following the word "chapel" insert the words "and vocational rehabilitation facility"

In line 5 after the word "CHAPEL" insert the following: "**AND OTHER FUNDS FOR VOCATIONAL REHABILITATION FACILITY**"

In line 10 after the word "chapel" insert the following: "**and adjoining vocational rehabilitation facility**"

In line 14 place triple parentheses before and after the word "chapel" and insert in lieu thereof the words "**multipurpose buildings**"

In line 26 place triple parentheses before and after the word "chapel" and insert in lieu thereof "**multipurpose building**"

In line 28 place triple parentheses before and after the word "chapel" and insert in lieu thereof the word "**building**"

In line 32 delete the word "chapel" and insert in lieu thereof the word "**building**"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the legislative intent to include a vocational rehabilitation facility to expand the use of the proposed chapel in the original bill.

REP. MUELLER, Chairman

Rep. Olienyk moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 50 has had the same under consideration and recommends that the same do pass.

REP. K. JOHNSON, Chairman

Rep. Jones moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. Speaker: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 58 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. K. JOHNSON, Chairman

Rep. Wells moved that the report be adopted.

Rep. Link moved a substitute motion that Senate Concurrent Resolution No. 58 be placed on the calendar.

Rep. Link requested a recorded roll call vote on his motion, which request was granted.

ROLL CALL

The question was on the substitute motion of Rep. Link, the roll was called and there were 45 ayes, 43 nays, absent and not voting 10.

Those voting in the affirmative were:

| | | | |
|--------|--------|-----------|-------------|
| Austin | Ganser | Linderman | Simonson |
| Backes | Giffey | Link | Solberg, I. |

| | | | |
|--------------|-------------|----------|-------------|
| Bernabucci | Glaspey | Lundene | Solberg, O. |
| Dahl | Grant | McDonald | Stoltenow |
| DeKrey | Halcrow | Miedema | Stone |
| Dick | Haugland | Olienyk | Swedlund |
| Diehl | Hensrud | Powers | Thompson |
| Dornacker | Hoffner | Reimers | Thorsgard |
| Erickson, K. | Hougen | Rivinius | Weber |
| Erickson, W. | Knudson | Sanstead | White |
| Froelich | Lillehaugen | Schaffer | Wilkie |
| Gackle | | | |

Those voting in the negative were:

| | | | |
|----------|----------|------------|--------------|
| Aafedt | Davis | Jenkins | Peterson, J. |
| Aas | Dawson | Jones | Peterson, R. |
| Anderson | Eagles | Kelsch | Register |
| Belter | Emerson | Kingsbury | Seibel |
| Berg | Freeman | Kuehn | Streibel |
| Bier | Goodman | Lang | Strinden |
| Boustead | Henning | Larson, G. | Wagner |
| Boyum | Hentges | Larson, L. | Welder |
| Bunker | Hickle | Matheny | Wells |
| Burke | Hilleboe | Metzger | Mr. Speaker |
| Connolly | Hoghaug | Moquist | |

Absent and not voting:

| | | | |
|----------|-------------|---------|----------|
| Aamoth | Johnson, K. | Opedahl | Sandness |
| Atkinson | Leibhan | Rundle | Tweten |
| Bullis | Mueller | | |

So the motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred Senate Concurrent Resolution No. 73 has had the same under consideration and recommends that the same be returned to the House without recommendation.

REP. MUELLER, Chairman

Rep. Jenkins moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Concurrent Resolution No. 16.

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Streibel moved that House Bill No. 160 be placed at the foot of the calendar, which motion prevailed.

Rep. Streibel moved that the House accede to the request of the Senate for the return of House Concurrent Resolution No. 16, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 512. A Bill for an Act to provide for airport service fees for originating passengers boarding aircraft at airports under certain circumstances; procedure for collection; disposition and use of service fees; and invalidity.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 50; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aas | Erickson, W. | Jones | Rundle |
| Anderson | Freeman | Kingsbury | Sanstead |
| Backes | Giffey | Larson, L. | Solberg, I. |
| Berg | Gaspey | Leibhan | Solberg, O. |
| Boyum | Goodman | Linderman | Stoltenow |
| Dahl | Grant | Link | Swedlund |
| DeKrey | Haugland | Lundene | Thompson |
| Dick | Henning | Moquist | Weber |
| Diehl | Hickle | Opedahl | Wells |
| Dornacker | Hoghaug | Peterson, J. | White |
| Eagles | Johnson, K. | Powers | Wilkie |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|------------|----------|--------------|-------------|
| Aafedt | Emerson | Lang | Rivinius |
| Aamoth | Froelich | Larson, G. | Schaffer |
| Atkinson | Ganser | Lillehaugen | Seibel |
| Austin | Halcrow | Matheny | Simonson |
| Belter | Hensrud | McDonald | Stone |
| Bernabucci | Hentges | Metzger | Streibel |
| Bier | Hilleboe | Miedema | Strinden |
| Boustead | Hoffner | Mueller | Thorsgard |
| Bunker | Hougen | Olienyk | Tweten |
| Burke | Jenkins | Peterson, R. | Wagner |
| Connolly | Kelsch | Register | Welder |
| Davis | Knudson | Reimers | Mr. Speaker |
| Dawson | Kuehn | | |

Absent and not voting:

| | | |
|--------|--------|----------|
| Bullis | Gackle | Sandness |
|--------|--------|----------|

So the bill lost.

Rep. Metzger moved that the vote by which House Bill No. 512 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 105
 Senate Bill No. 114
 Senate Bill No. 156
 Senate Bill No. 366
 Senate Bill No. 393
 Senate Bill No. 468
 Senate Concurrent Resolution No. 27

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 77

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

House Concurrent Resolution No. 16

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate requests the return of:

House Bill No. 105

LEO LEIDHOLM, Secretary

Rep. Tweten moved that the House request the return of Senate Bill No. 3 from the Senate, which motion prevailed.

Rep. Tweten moved that the House reconsider its action by which it passed House Bill No. 25, which motion prevailed.

Rep. Tweten moved that the House reconsider its action by which it concurred in the Senate amendments to House Bill No. 25, which motion prevailed.

Rep. Tweten moved that the House do not concur with the Senate amendments to House Bill No. 25, which motion prevailed.

ANNOUNCEMENT

Speaker E. Johnson announced the following Conference Committee to meet with a like committee from the Senate:

House Bill No. 25

Rep. Dick

Rep. Olienyk

Rep. O. Solberg

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Natural Resources to whom was referred Senate Bill No. 212 has had the same under consideration and recommends that the same be amended as follows:

In the first line of the title of the engrossed bill delete the words "create and enact subsection 20 of" and insert in lieu thereof the words "amend and reenact"

In the second line of the title after the word "Code" and before the comma insert the words "by creating a new subsection"

Delete all of lines 1 through 3 and insert in lieu thereof the following:

"SECTION 1.) Section 20-01-01 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted by creating a new subsection to read as follows:"

In line 4 delete the subsection numeral "20."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DICK, Chairman

Rep. Emerson moved that the report be adopted, which motion prevailed and the report was adopted.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-EIGHTH DAY

Bismarck, March 14, 1969

The House convened at 2:00 P. M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. Roger Grussing, First Presbyterian Church, Williston.

Roll was called and all members were present except Reps. Boustead, Bullis, Metzger, Sandness and Weber.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-sixth Day After Recess and Fifty-seventh Day and finds the same to be correct.

REP. STONE, Chairman

Rep. W. Erickson moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2. A Bill for an Act making an appropriation for the general operation, maintenance and improvements of the extension division and experiment stations of North Dakota state university of agriculture and applied science.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Reimers |
| Aamoth | Erickson, K. | Kelsch | Rundle |
| Aas | Erickson, W. | Knudson | Sanstead |
| Anderson | Freeman | Lang | Schaffer |
| Atkinson | Froelich | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Lillehaugen | Solberg, I. |
| Belter | Glaspey | Linderman | Solberg, O. |
| Berg | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boyum | Halcrow | Matheny | Streibel |
| Bunker | Haugland | McDonald | Swedlund |
| Burke | Henning | Metzger | Thompson |
| Connolly | Hensrud | Miedema | Thorsgard |
| Dahl | Hentges | Moquist | Tweten |
| Davis | Hickle | Mueller | Wagner |
| Dawson | Hilleboe | Olienyk | Welder |
| DeKrey | Hoffner | Opedahl | Wells |
| Dick | Hoghaug | Peterson, J. | White |
| Diehl | Hougen | Peterson, R. | Wilkie |
| Dornacker | Jenkins | Powers | Mr. Speaker |
| Eagles | Johnson, K. | Register | |

Those voting in the negative were:

Gackle

Absent and not voting:

| | | | |
|------------|-----------|----------|----------|
| Bernabucci | Kingsbury | Rivinius | Strinden |
| Boustead | Kuehn | Sandness | Weber |
| Bullis | Leibhan | | |

So the bill passed and the title was agreed to.

Speaker E. Johnson called Rep. Davis to the chair to preside.

Senate Bill No. 6. A Bill for an Act making an appropriation for the use of the North Dakota economic development commission and state planning agency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Austin | Froelich | Larson, L. | Seibel |
| Belter | Ganser | Lillehaugen | Simonson |
| Berg | Goodman | Linderman | Solberg, I. |
| Bernabucci | Grant | Link | Solberg, O. |
| Boustead | Halcrow | Lundene | Stoltenow |
| Boyum | Haugland | Matheny | Stone |
| Bunker | Henning | Metzger | Streibel |
| Burke | Hensrud | Miedema | Strinden |
| Connolly | Hentges | Moquist | Swedlund |
| Dahl | Hickle | Mueller | Thompson |
| Davis | Hilleboe | Olienyk | Thorsgard |
| Dawson | Hoffner | Opedahl | Tweten |
| DeKrey | Hoghaug | Peterson, J. | Wagner |
| Dick | Hougen | Peterson, R. | Welder |
| Diehl | Jenkins | Powers | Wells |
| Dornacker | Johnson, K. | Register | White |
| Eagles | Jones | Rivinius | Wilkie |
| Emerson | Kingsbury | | |

Absent and not voting:

| | | | |
|----------|---------|----------|-------------|
| Aafedt | Bullis | Kelsch | Reimers |
| Atkinson | Gackle | Kuehn | Sandness |
| Backes | Giffey | Leibhan | Weber |
| Bier | Glaspey | McDonald | Mr. Speaker |

So the bill passed and the title was agreed to.

PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA

Executive Office

Bismarck, March 14, 1969

The Honorable Ernest Johnson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

In accordance with your request, I am herewith returning House Bill No. 105 to the House.

Sincerely,
WILLIAM L. GUY
Governor

Speaker E. Johnson announced that House Bill No. 105 had been returned from the Governor.

Rep. Streibel moved that the House accede to the Senate request for return of House Bill No. 105, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber
Mr. President: I have the honor to return House Bill No. 105, which the Senate has requested.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 3.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign House Bill No. 7

House Bill No. 8
 House Bill No. 13
 House Bill No. 168
 House Bill No. 190
 House Bill No. 198
 House Bill No. 223
 House Bill No. 261
 House Bill No. 266
 House Bill No. 174
 House Bill No. 201
 House Bill No. 280
 House Bill No. 381
 House Bill No. 440

And the Speaker signed the same in the presence of the House of Representatives.

SECOND READING OF SENATE BILLS

Senate Bill No. 9. A Bill for an Act providing an appropriation for the paying of salaries and other administrative expenses of the office of commissioner of veterans' affairs and the veterans' aid commission, and transferring the balance in the adjutant general military records fund to the general fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rivinius |
| Aamoth | Erickson, K. | Knudson | Rundle |
| Aas | Erickson, W. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Austin | Froelich | Larson, L. | Seibel |
| Backes | Ganser | Lillehaugen | Simonson |
| Belter | Glaspay | Linderman | Solberg, I. |
| Berg | Goodman | Link | Solberg, O. |
| Bernabucci | Grant | Lundene | Stoltenow |
| Bier | Halcrow | Matheny | Stone |
| Boustead | Haugland | Metzger | Streibel |
| Boyum | Henning | Miedema | Strinden |
| Bunker | Hensrud | Moquist | Swedlund |
| Burke | Hentges | Mueller | Thompson |
| Connolly | Hickle | Olienyk | Thorsgard |
| Dahl | Hilleboe | Opedahl | Tweten |
| Davis | Hoffner | Peterson, J. | Wagner |
| Dawson | Hoghaug | Peterson, R. | Welder |
| DeKrey | Hougen | Powers | Wells |
| Dick | Jenkins | Register | White |
| Diehl | Johnson, K. | Reimers | Wilkie |
| Eagles | Jones | | |

Absent and not voting:

| | | | |
|-----------|--------|----------|-------------|
| Atkinson | Gackle | Kuehn | Sandness |
| Bullis | Giffey | Leibhan | Weber |
| Dornacker | Kelsch | McDonald | Mr. Speaker |

So the bill passed and the title was agreed to.

Senate Bill No. 30. A Bill for an Act making an appropriation for the purpose of defraying the expenses of public schools, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended,

the roll was called and there were ayes, 78; nays, 6; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Jones | Register |
| Aamoth | Erickson, W. | Knudson | Reimers |
| Aas | Freeman | Lang | Rivinius |
| Anderson | Froelich | Larson, G. | Rundle |
| Austin | Gackle | Larson, L. | Sanstead |
| Backes | Ganser | Lillehaugen | Schaffer |
| Belter | Glaspey | Linderman | Seibel |
| Berg | Goodman | Link | Solberg, I. |
| Bier | Grant | Lundene | Solberg, O. |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | Metzger | Strinden |
| Bunker | Henning | Miedema | Swedlund |
| Burke | Hensrud | Moquist | Thompson |
| Connolly | Hentges | Mueller | Thorsgard |
| Davis | Hickle | Olienyk | Tweten |
| DeKrey | Hilleboe | Opedahl | Wagner |
| Dick | Hoffner | Peterson, J. | Welder |
| Diehl | Hoghaug | Peterson, R. | White |
| Eagles | Hougen | Powers | Wilkie |
| Emerson | Johnson, K. | | |

Those voting in the negative were:

| | | | |
|------------------------|-----------|----------|-------------|
| Bernabucci | Dawson | Simonson | Stoltenow |
| Dahl | Kingsbury | | |
| Absent and not voting: | | | |
| Atkinson | Jenkins | McDonald | Weber |
| Bullis | Kelsch | Sandness | Wells |
| Dornacker | Kuehn | Stone | Mr. Speaker |
| Giffey | Leibhan | | |

So the bill passed and the title was agreed to.

Senate Bill No. 110. A Bill for an Act making an appropriation to the North Dakota state fair association.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 66; nays, 22; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Lang | Rivinius |
| Aas | Erickson, W. | Larson, G. | Sanstead |
| Anderson | Freeman | Leibhan | Schaffer |
| Backes | Giffey | Lillehaugen | Seibel |
| Belter | Glaspey | Linderman | Simonson |
| Bier | Goodman | Link | Solberg, I. |
| Boustead | Grant | Lundene | Solberg, O. |
| Bunker | Halcrow | Matheny | Stoltenow |
| Burke | Haugland | Moquist | Stone |
| Connolly | Henning | Mueller | Streibel |
| Davis | Hensrud | Olienyk | Strinden |
| DeKrey | Hentges | Opedahl | Swedlund |
| Dick | Hickle | Peterson, J. | Thompson |
| Diehl | Hoffner | Peterson, R. | Thorsgard |
| Dornacker | Hougen | Register | Welder |
| Eagles | Johnson, K. | Reimers | Wilkie |
| Emerson | Kingsbury | | |

Those voting in the negative were:

| | | | |
|------------|----------|------------|---------|
| Aafedt | Froelich | Jones | Miedema |
| Atkinson | Gackle | Knudson | Powers |
| Austin | Ganser | Larson, L. | Rundle |
| Bernabucci | Hilleboe | McDonald | Wagner |
| Boyum | Hoghaug | Metzger | White |
| Dawson | Jenkins | | |

Absent and not voting:

| | | | |
|--------|----------|--------|-------------|
| Berg | Kelsch | Tweten | Wells |
| Bullis | Kuehn | Weber | Mr. Speaker |
| Dahl | Sandness | | |

So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

House Bill No. 515

And find the same correctly Engrossed.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Streibel moved that the rules be suspended and the House consider the amendments to House Bill No. 515, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved that the amendments to House Bill No. 515 as recommended by the Committee on Appropriations be adopted, which motion prevailed.

Rep. Streibel moved that the rules be suspended, House Bill No. 515 be placed on final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 515. A Bill for an Act making an appropriation for the completion of the basement and other areas of the governor's mansion.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 90; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Reimers |
| Aamoth | Erickson, W. | Kuehn | Rivinius |
| Aas | Freeman | Lang | Sanstead |
| Anderson | Froelich | Larson, G. | Schaffer |
| Atkinson | Gackle | Larson, L. | Seibel |
| Austin | Ganser | Leibhan | Simonson |
| Backes | Giffey | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Haugland | Matheny | Streibel |
| Boyum | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Moquist | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | White |
| Dornacker | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Register | Mr. Speaker |
| Emerson | Kingsbury | | |

Those voting in the negative were:

Rundle

Absent and not voting:

| | | | |
|--------|---------|----------|-------|
| Berg | Dahl | Kelsch | Wells |
| Bullis | Glaspey | Sandness | |

So the bill passed and the title was agreed to.

Speaker Johnson returned to the chair to preside.

Rep. Streibel moved that House Bill No. 516 be placed at the head of the calendar, which motion prevailed.

House Bill No. 516. A Bill for an Act to amend and reenact subsection 4 of section 39-04-01 of the North Dakota Century Code, relating to exclusion of penalties and nonuse of fees for late registration of reconstructed vehicles.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Powers |
| Aamoth | Emerson | Kingsbury | Register |
| Aas | Erickson, K. | Knudson | Rivinius |
| Anderson | Erickson, W. | Kuehn | Sanstead |
| Atkinson | Freeman | Lang | Schaffer |
| Austin | Froelich | Larson, G. | Seibel |
| Belter | Gackle | Larson, L. | Simonson |
| Berg | Ganser | Leibhan | Solberg, I. |
| Bernabucci | Giffey | Lillehaugen | Solberg, O. |
| Bier | Goodman | Linderman | Stoltenow |
| Boustead | Grant | Link | Stone |
| Boyum | Halcrow | Lundene | Streibel |
| Bunker | Henning | Matheny | Swedlund |
| Burke | Hensrud | McDonald | Thompson |
| Connolly | Hickle | Metzger | Thorsgard |
| Davis | Hilleboe | Miedema | Tweten |
| Dawson | Hoffner | Moquist | Wagner |
| DeKrey | Hoghaug | Mueller | Weber |
| Dick | Hougen | Olienyk | Welder |
| Diehl | Jenkins | Opedahl | White |
| Dornacker | Jones | Peterson, R. | Mr. Speaker |

Those voting in the negative were:

Johnson, K. Rundle

Absent and not voting:

| | | | |
|--------|----------|--------------|----------|
| Backes | Glaspey | Peterson, J. | Strinden |
| Bullis | Haugland | Reimers | Wells |
| Dahl | Hentges | Sandness | Wilkie |

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 515

House Bill No. 516

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 113. A Bill for an Act to amend and reenact sections 57-15-14, 57-16-04, and 57-16-05 of the North Dakota Century Code, relating to mill levy elections in school districts, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 49; nays, 41; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------|----------|---------|-------------|
| Aamoth | Haugland | Leibhan | Solberg, I. |
|--------|----------|---------|-------------|

| | | | |
|----------|------------|--------------|-------------|
| Aas | Hensrud | Link | Solberg, O. |
| Atkinson | Hentges | Lundene | Stone |
| Austin | Hoffner | McDonald | Streibel |
| Bier | Hougen | Metzger | Strinden |
| Bunker | Jones | Miedema | Swedlund |
| Burke | Kelsch | Olienyk | Thompson |
| DeKrey | Knudson | Opedahl | Thorsgard |
| Dick | Kuehn | Peterson, R. | Wagner |
| Eagles | Lang | Register | Welder |
| Emerson | Larson, G. | Sanstead | White |
| Froelich | Larson, L. | Seibel | Mr. Speaker |
| Giffey | | | |

Those voting in the negative were:

| | | | |
|--------------|--------------|--------------|-----------|
| Belter | Erickson, W. | Jenkins | Reimers |
| Berg | Freeman | Johnson, K. | Rivinius |
| Bernabucci | Gackle | Kingsbury | Rundle |
| Boyum | Ganser | Lillehaugen | Schaffer |
| Connolly | Goodman | Linderman | Simonson |
| Dahl | Grant | Matheny | Stoltenow |
| Davis | Halcrow | Moquist | Tweten |
| Dawson | Henning | Mueller | Weber |
| Diehl | Hickle | Peterson, J. | Wells |
| Dornacker | Hoghaug | Powers | Wilkie |
| Erickson, K. | | | |

Absent and not voting:

| | | | |
|----------|----------|---------|----------|
| Aafedt | Backes | Bullis | Hilleboe |
| Anderson | Boustead | Glaspey | Sandness |

So the bill lost.

Rep. Moquist moved that the vote by which Senate Bill No. 113 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion failed on a division vote.

Senate Bill No. 138. A Bill for an Act to create and enact section 37-24-07 of the North Dakota Century Code, relating to educational assistance for veterans in vocational programs and to amend and reenact subsection 1 of section 37-24-01 and sections 37-24-03, 37-24-04, 37-24-05 and 37-24-06 of the 1967 Supplement to the North Dakota Century Code, relating to educational assistance for veterans, the period of service required and eligibility of disabled veterans, and making an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aamoth | Erickson, K. | Kingsbury | Reimers |
| Aas | Erickson, W. | Knudson | Rivinius |
| Anderson | Freeman | Kuehn | Rundle |
| Atkinson | Froelich | Lang | Sanstead |
| Austin | Ganser | Larson, G. | Seibel |
| Backes | Glaspey | Larson, L. | Simonson |
| Berg | Goodman | Leibhan | Solberg, I. |
| Bernabucci | Grant | Lillehaugen | Stoltenow |
| Boustead | Halcrow | Linderman | Stone |
| Boyum | Haugland | Link | Streibel |
| Bunker | Henning | Lundene | Strinden |
| Burke | Hensrud | Matheny | Swedlund |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Connolly | Hentges | McDonald | Thompson |
| Dahl | Hickle | Metzger | Thorsgard |
| Davis | Hilleboe | Miedema | Tweten |
| Dawson | Hoffner | Moquist | Wagner |
| DeKrey | Hougen | Olienyk | Welder |
| Diehl | Jenkins | Opedahl | Wells |
| Dornacker | Johnson, K. | Peterson, J. | Wilkie |
| Eagles | Jones | Peterson, R. | Mr. Speaker |
| Emerson | Kelsch | Powers | |
| Absent and not voting: | | | |
| Aafedt | Dick | Mueller | Solberg, O. |
| Belter | Gackle | Register | Weber |
| Bier | Giffey | Sandness | White |
| Bullis | Hoghaug | Schaffer | |

So the bill passed and the title was agreed to.

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign House Memorial Resolution 1001

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 5
 House Bill No. 9
 House Bill No. 11
 House Bill No. 83
 House Bill No. 86
 House Bill No. 117
 House Bill No. 216
 House Bill No. 218
 House Bill No. 225
 House Bill No. 359
 House Bill No. 362
 House Bill No. 385
 House Bill No. 413
 House Bill No. 460
 House Concurrent Resolution No. 16

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL No. 5

In line 15 delete the figure "350,234.00" and insert in lieu thereof the figure "370,234.00"

In line 19 delete the figure "367,734.00" and insert in lieu thereof the figure "387,734.00"

In line 29 delete the figure "632,070.00" and insert in lieu thereof the figure "708,070.00"

In line 31 delete the figure "107,900.00" and insert in lieu thereof the figure "122,560.00"

In line 32 delete the figure "789,970.00" and insert in lieu thereof the figure "880,630.00"

In line 33 delete the figure "1,208,384.00" and insert in lieu thereof the figure "1,319,044"

AMENDMENTS TO HOUSE BILL No. 9

In line 3 delete the figure "6,423,794.00" and insert in lieu thereof the figure "6,263,199.00"

In line 8 delete the figure "4,744,934.00" and insert in lieu thereof the figure "4,608,639.00"

In line 9 delete the figure "277,360.00" and insert in lieu thereof the figure "274,060.00"

In line 10 delete the figure "1,089,800.00" and insert in lieu thereof the figure "1,068,800.00"

In line 14 delete the figure "6,423,794.00" and insert in lieu thereof the figure "6,263,199.00"

In line 16 delete the figure "5,448,455.00" and insert in lieu thereof the figure "5,287,860.00"

Delete all of lines 24 through 37

AMENDMENTS TO HOUSE BILL No. 11

In line 3 delete the figure "11,607,754.00" and insert in lieu thereof the figure "11,637,754.00"

In line 8 delete the figure "8,603,834.00" and insert in lieu thereof the figure "8,633,834.00"

In line 16 delete the figure "11,607,754.00" and insert in lieu thereof the figure "11,637,754.00"

In line 18 delete the figure "5,807,754.00" and insert in lieu thereof the figure "5,837,754.00"

Delete all of lines 26 through 39

AMENDMENTS TO HOUSE BILL No. 83

Delete all of lines 28 through 41

AMENDMENTS TO HOUSE BILL No. 86

In line 3 delete the figure "165,942.00" and insert in lieu thereof the figure "171,942.00"

In line 6 delete the figure "78,569.00" and insert in lieu thereof the figure "81,569.00"

In line 8 delete the figure "1,427.00" and insert in lieu thereof the figure "4,427.00"

In line 10 delete the figure "165,942.00" and insert in lieu thereof the figure "171,942.00"

AMENDMENTS TO HOUSE BILL No. 117

In line 1 of the title delete the word "lease" and insert in lieu thereof the word "sale"

In line 1 of the bill delete the word "lease" and insert in lieu thereof the word "sell"

In line 4 delete the word "lease" and insert in lieu thereof the word "sell"

Delete all of lines 31 through 36 and insert in lieu thereof the following:

"The board of administration shall cause the above described property to be appraised and set the minimum sale price for said land. The said board of administration is authorized to negotiate the sale of the afore described real estate, but, under no conditions may negotiate a price for the sale of the land in an amount less than that appraised by the board of university and school lands. Such conveyance shall reserve to the state all mineral rights in and under the premises conveyed. Further, the quit claim deed shall recite that if the land is ever no longer used for school purposes, then the land shall revert to the state of North Dakota upon the payment to the school district, the same price for which it was purchased.

Upon the sale of such land, the proceeds shall be deposited in the general fund in the state treasury.

The said real property shall be conveyed by quit claim deed executed in the name of the state of North Dakota by the governor and attested by the secretary of state.

SECTION 2.) The state shall not be responsible for the payment of any special assessments levied and assessed by any taxing district against property subject to sale and conveyance pursuant to this Act."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 216

At the end of line 33 add the following language:

"The provisions in this chapter shall be construed as not to relieve the architect of his contractual duties, responsibilities and obligations."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 218

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to the width of vehicles and authorizing passenger buses of a width not exceeding one hundred two inches to be operated on highways designated by the commissioner.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 1 of section 39-12-04 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. A total outside width, including load thereon, of eight feet. Passenger buses exceeding eight feet, but not exceeding one hundred two inches in width may be operated only on and over those highways in the state designated by the highway commissioner. This limitation shall not apply to construction and building moving contractor's equipment, or to equipment used by such contractors to move their own equipment and when so moved by its owner or owners, which moving equipment shall not exceed ten feet, nor to implements of husbandry temporarily propelled or moved upon the highways of this state between sunrise and sunset; nor shall such limitation apply to farmers or ranchers or employees under their supervision when moving hay in the stack for his or their own use or in cooperation with other owners, providing that equipment used for this purpose shall be operated along the extreme right edge of the road or highway, and shall be operated only between the hours of sunrise and sunset and in accordance with reasonable rules and regulations prescribed by the state highway commissioner; nor shall such limitation apply to a commercial haystack mover who shall have first obtained a seasonal haystack moving permit from the state highway commissioner. Provided, however, that any commercial haystack mover possessing a valid permit may also haul bales under the authority of the permit issued authorizing the hauling of haystacks. The fee for such permit shall be fifteen dollars which shall be in lieu of registration requirements while such vehicle is used for haystack moving only. Applicant shall have filed proof of liability insurance coverage in an amount not less than fifty thousand dollars and shall provide a red flag both to the front and to the rear of such haystack at all times when located upon any public highway and shall operate only between the hours of sunrise and sunset and in accordance with such additional reasonable rules and regulations as may be prescribed by the state highway commissioner."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 225

In line 5 after the language "FUSAL" insert the word **"NOT"** and delete the triple parentheses before and after the word **"WITHDRAWN"** and delete the word **"PRESUMED"** and after the word "is" insert the word **"dead."**

In line 7 after the word "deemed" insert the word **"not"** and delete the triple parentheses before the word **"withdrawn"**

In line 9 insert triple parentheses before and after the word **"not"** and after the word **"given"** delete the triple parentheses and insert a period and delete the remainder of the line

Delete all of lines 10 and 11

In line 20 after the comma delete the words **"which report shall be"**

In line 21 after the word **"days"** insert the words **"after and re-fusal"** and after the comma insert the word **"showing"**

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 359

In line 2 after the word "county" insert the words **“, city or town-ship”**

In line 5 after the first word "county" insert the words **“, city or township”** and after the second word "county" insert the word **“, city”**

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 362

In line 23 insert triple parentheses before and after the word **"DIS-ABILITY"** and insert in lieu thereof the word **"DISABILITY"**

AMENDMENTS TO HOUSE BILL No. 385

In line 11 delete the following: **“, to be ratified”**

Delete all of line 12

In line 50 delete the period and add the following: **“, provided before accepting any tax producing facilities the commission must first be given the approval by the legislative research sub-committee on the budget.”**

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 413

In line 17 delete the word **"fifty"** and insert in lieu thereof the word **"twenty-five"**

In line 19 delete the word **"six"** and insert in lieu thereof the word **"three"**

AMENDMENTS TO HOUSE BILL No. 460

In line 10 following the word "or" add the following **"stationery or,"**

In line 11 following the word "publications" insert the words **"paid for by the state or its political subdivisions"** and after the word "smaller" insert the word **"size"**

In line 12 delete the triple parentheses before and after the word **"office,"** and before and after the second comma

Renumber the lines accordingly.

AMENDMENTS TO HOUSE CONCURRENT RESOLUTION No. 16

In the second line of the title of the engrossed resolution after the word "ballot" insert the words **"a proposed constitutional amendment regarding a constitutional convention and"**

Delete lines 1 through 19 and insert in lieu thereof the following:

1 "That the following proposed new section in amendment of the
 2 Constitution of the state of North Dakota is agreed to and shall be
 3 submitted to the qualified electors of the state of North Dakota
 4 for approval or rejection at the primary election to be held in
 5 1970, in accordance with the provisions of section 202 of the
 6 Constitution of the state of North Dakota, as amended, and that
 7 the secretary of state is directed to place a question on the
 8 ballot for the primary election to be held in 1970 in the form
 9 provided in section 2 of this resolution.

10 SECTION 1.) A constitutional convention shall be called for
 11 the purpose of proposing a new Constitution, or revision or
 12 amendment of the existing Constitution. Such convention shall
 13 be called and conducted, and delegates thereto shall be chosen
 14 in the manner provided by law.

15 A constitutional convention called by a majority affirmative
 16 vote on this question shall be called and conducted as provided
 17 by law, and the proposed revision or amendment of the
 18 Constitution resulting from such shall be submitted by such
 19 convention directly to the people of North Dakota for approval
 20 or disapproval at the statewide special election called by the
 21 governor as provided by law.

22 SECTION 2. QUESTION FOR THE ELECTORS OF NORTH
 22a DAKOTA.)

23 The question of adoption of the constitutional amendment
 23a proposed
 24 in section 1 and the calling of the convention shall be stated on
 25 the primary election ballot as follows:

26 SHALL THE CONSTITUTIONAL AMENDMENT
 26a PROPOSED IN SECTION 1
 27 BE ADOPTED AND SHALL A CONSTITUTIONAL
 27a CONVENTION BE CALLED
 28 FOR THE PURPOSE OF REVISING THE CONSTITUTION
 28a OF THE STATE OF
 29 NORTH DAKOTA AND SUBMISSION OF THE REVISED
 29a CONSTITUTION TO
 30 THE PEOPLE OF NORTH DAKOTA FOR APPROVAL OR
 30a DISAPPROVAL?

31 YES NO

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 204
 House Bill No. 289

Which the Senate has failed to pass.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 447

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return:

Senate Bill No. 3

Which the House requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 7
 House Bill No. 8
 House Bill No. 13
 House Bill No. 168
 House Bill No. 190
 House Bill No. 198
 House Bill No. 223
 House Bill No. 261
 House Bill No. 266
 House Bill No. 174
 House Bill No. 201
 House Bill No. 280
 House Bill No. 381
 House Bill No. 440

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House request the return of Senate Bill No. 27 from the Senate, which motion prevailed.

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 25

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

Rep. Dick
 Rep. Olienyk
 Rep. O. Solberg

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 144. A Bill for an Act to provide for an additional fee to be paid to the unsatisfied judgment fund by uninsured motorists who are convicted of traffic violations.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 46; nays, 50; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Lang | Sanstead |
| Aas | Gackle | Leibhan | Solberg, O. |
| Atkinson | Giffey | Link | Stoltenow |
| Austin | Gaspey | Lundene | Stone |
| Backes | Grant | Miedema | Swedlund |
| Berg | Hentges | Moquist | Thompson |
| Boustead | Hoffner | Olienyk | Thorsgard |
| Boyum | Hoghaug | Opedahl | Tweten |
| Bunker | Hougen | Peterson, R. | Wagner |
| Burke | Kelsch | Powers | Weber |
| Eagles | Knudson | Register | Wilkie |
| Emerson | Kuehn | | |

Those voting in the negative were:

| | | | |
|------------|--------------|-------------|----------|
| Aamoth | Erickson, K. | Jones | Rivinius |
| Anderson | Freeman | Kingsbury | Rundle |
| Belter | Froelich | Larson, G. | Schaffer |
| Bernabucci | Ganser | Larson, L. | Seibel |
| Bier | Goodman | Lillehaugen | Simonson |

| | | | |
|-----------|-------------|--------------|-------------|
| Connolly | Halcrow | Linderman | Solberg, I. |
| Dahl | Haugland | Matheny | Streibel |
| Davis | Henning | McDonald | Strinden |
| Dawson | Hensrud | Metzger | Welder |
| DeKrey | Hickle | Mueller | Wells |
| Dick | Hilleboe | Peterson, J. | White |
| Diehl | Jenkins | Reimers | Mr. Speaker |
| Dornacker | Johnson, K. | | |

Absent and not voting:

| | |
|--------|----------|
| Bullis | Sandness |
|--------|----------|

So the bill lost.

Senate Bill No. 178. A Bill for an Act to amend and reenact subdivision d of subsection 1 of section 57-38-01.2 of the North Dakota Century Code to provide for an additional exemption of three hundred dollars for a head of a household for income tax purposes.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 93; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Moquist | Thorsgard |
| Dahl | Hickle | Mueller | Tweten |
| Davis | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

Kingsbury

Absent and not voting:

| | | | |
|------|--------|---------|----------|
| Bier | Bullis | Miedema | Sandness |
|------|--------|---------|----------|

So the bill passed and the title was agreed to.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House request the return of:

Senate Bill No. 27

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 12

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL NO. 12

In line 3 delete the figure "1,486,629.00" and insert in lieu thereof the figure "1,394,029.00"

In line 8 delete the figure "1,094,791.00" and insert in lieu thereof the figure "1,002,191.00"

In line 16 delete the figure "1,486,629.00" and insert in lieu thereof the figure "1,394,029.00"

In line 18 delete the figure "1,298,361.00" and insert in lieu thereof the figure "1,205,761.00"

In line 22 delete the figure "1,486,629.00" and insert in lieu thereof the figure "1,394,029.00"

Delete all of lines 33 through 46

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 27

Which the House has requested

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 335

House Concurrent Resolution No. 75

House Concurrent Resolution No. 77

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 313. A Bill for an Act to amend and reenact section 39-17-10 of the North Dakota Century Code, relating to repayment by a motorist of payments made on his behalf by the unsatisfied judgment fund, and providing that, under the supervision of the court, the repayment amount may be compromised.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 61; nays, 31; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|----------|-------------|-------------|
| Aafedt | Freeman | Kuehn | Seibel |
| Aas | Froelich | Lang | Solberg, I. |
| Anderson | Gackle | Larson, G. | Solberg, O. |
| Atkinson | Giffey | Larson, L. | Stoltenow |
| Austin | Grant | Leibhan | Stone |
| Belter | Henning | Lillehaugen | Streibel |
| Berg | Hentges | Linderman | Strinden |
| Bernabucci | Hilleboe | Link | Swedlund |
| Bunker | Hoffner | Lundene | Thompson |
| Burke | Hoghaug | Mueller | Thorsgard |

| | | | |
|--------------|-----------|----------|-------------|
| Dahl | Hougen | Olienyk | Tweten |
| Diehl | Jones | Opedahl | Wagner |
| Eagles | Kelsch | Reimers | Welder |
| Emerson | Kingsbury | Sanstead | Wilkie |
| Erickson, K. | Knudson | Schaffer | Mr. Speaker |
| Erickson, W. | | | |

Those voting in the negative were:

| | | | |
|----------|----------|--------------|----------|
| Aamoth | Dick | Jenkins | Powers |
| Backes | Ganser | Johnson, K. | Rivinius |
| Boustead | Glaspey | Matheny | Rundle |
| Boyum | Goodman | McDonald | Simonson |
| Connolly | Halcrow | Metzger | Weber |
| Davis | Haugland | Moquist | Wells |
| Dawson | Hensrud | Peterson, J. | White |
| DeKrey | Hickle | Peterson, R. | |

Absent and not voting:

| | | | |
|--------|-----------|----------|----------|
| Bier | Dornacker | Register | Sandness |
| Bullis | Miedema | | |

So the bill passed and the title was agreed to.

Senate Bill No. 416. A Bill for an Act relating to agreements for economic, industrial, and planning surveys and vocational and on-the-job training services between cities and counties and other persons, associations, or corporations; and providing for a tax levy.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Johnson, K. | Powers |
| Aamoth | Emerson | Jones | Register |
| Aas | Erickson, K. | Knudson | Rivinius |
| Anderson | Freeman | Kuehn | Sanstead |
| Atkinson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Glaspey | Leibhan | Solberg, O. |
| Bernabucci | Goodman | Lillehaugen | Stoltenow |
| Bier | Halcrow | Linderman | Stone |
| Boustead | Haugland | Link | Strinden |
| Boyum | Henning | Lundene | Swedlund |
| Bunker | Hensrud | Matheny | Thompson |
| Burke | Hentges | McDonald | Thorsgard |
| Dahl | Hickle | Metzger | Wagner |
| Davis | Hilleboe | Moquist | Welder |
| Dawson | Hoffner | Mueller | Wells |
| DeKrey | Hoghaug | Olienyk | White |
| Dick | Hougen | Peterson, J. | Wilkie |
| Diehl | Jenkins | Peterson, R. | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | | | |
|--------------|-----------|-------------|----------|
| Berg | Giffey | Reimers | Streibel |
| Connolly | Grant | Rundle | Weber |
| Erickson, W. | Kingsbury | Solberg, I. | |

Absent and not voting:

| | | | |
|--------|---------|----------|--------|
| Bullis | Miedema | Sandness | Tweten |
| Kelsch | Opedahl | | |

So the bill passed and the title was agreed to.

Senate Bill No. 465. A Bill for an Act to amend and reenact section 28-01-18 of the North Dakota Century Code, providing that the two-year statute of limitations applies to causes of action arising under chapter 5-01 of the North Dakota Century Code, relating to alcoholic beverages.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 94; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kingsbury | Rivinius |
| Aamoth | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simorson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Moquist | Thorsgard |
| Dahl | Hickle | Mueller | Tweten |
| Davis | Hilleboe | Olienyk | Wagner |
| Dawson | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Hougen | Peterson, R. | Wells |
| Diehl | Jenkins | Powers | White |
| Dornacker | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |
| Emerson | Kelsch | | |

Absent and not voting:

| | | | |
|------------|--------|---------|----------|
| Bernabucci | Bullis | Miedema | Sandness |
|------------|--------|---------|----------|

So the bill passed and the title was agreed to.

Senate Bill No. 470. A Bill for an Act to transfer certain moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of this state.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Jones | Rivinius |
| Aamoth | Erickson, K. | Kelsch | Rundle |
| Aas | Erickson, W. | Kingsbury | Sanstead |
| Anderson | Freeman | Knudson | Schaffer |
| Atkinson | Froelich | Lang | Seibel |
| Austin | Gackle | Larson, G. | Simonson |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Giffey | Lillehaugen | Solberg, O. |
| Berg | Glaspey | Linderman | Stoltenow |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |

| | | | |
|------------------------|-------------|--------------|-------------|
| Boustead | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Moquist | Thorsgard |
| Connolly | Hentges | Mueller | Tweten |
| Dahl | Hickle | Olienyk | Wagner |
| Dawson | Hilleboe | Opedahl | Weber |
| DeKrey | Hoffner | Peterson, J. | Welder |
| Dick | Hoghaug | Peterson, R. | Wells |
| Diehl | Hougen | Powers | White |
| Dornacker | Jenkins | Register | Wilkie |
| Eagles | Johnson, K. | Reimers | Mr. Speaker |
| Absent and not voting: | | | |
| Bullis | Kuehn | Miedema | Sandness |
| Davis | Larson, L. | | |

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 24. A Concurrent Resolution for the amendment of section 82 of the Constitution of the state of North Dakota, relating to removing the term limitation on the eligibility of a person to seek the office of state treasurer.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as **amended**, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kingsbury | Rivinius |
| Aamoth | Freeman | Knudson | Rundle |
| Aas | Froelich | Lang | Schaffer |
| Anderson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Glaspey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bier | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bunker | Henning | McDonald | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Moquist | Thorsgard |
| Dahl | Hickle | Mueller | Tweten |
| Dawson | Hilleboe | Olienyk | Wagner |
| DeKrey | Hoffner | Opedahl | Weber |
| Dick | Hoghaug | Peterson, J. | Welder |
| Diehl | Hougen | Peterson, R. | Wells |
| Dornacker | Jenkins | Powers | White |
| Eagles | Johnson, K. | Register | Wilkie |
| Emerson | Jones | Reimers | Mr. Speaker |
| Erickson, K. | Kelsch | | |
| Absent and not voting: | | | |
| Atkinson | Bullis | Kuehn | Sandness |
| Bernabucci | Davis | Miedema | Sanstead |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 62. A Concurrent Resolution for an amendment of sections 153 and 156 and to repeal sections 159 and 162 of the North Dakota Constitution, all relating to the use and investment of trust funds of the common schools and state educational, penal, and charitable institutions.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 49; nays, 40; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|-------------|
| Aafedt | Dawson | Hoffner | Register |
| Aamoth | Diehl | Hougen | Reimers |
| Aas | Eagles | Jenkins | Sanstead |
| Anderson | Emerson | Jones | Solberg, I. |
| Atkinson | Erickson, K. | Lang | Streibel |
| Austin | Freeman | Larson, L. | Strinden |
| Backes | Giffey | Linderman | Swedlund |
| Belter | Grant | Link | Thompson |
| Bernabucci | Henning | Lundene | Tweten |
| Boustead | Hensrud | McDonald | Wagner |
| Bunker | Hentges | Metzger | Wells |
| Burke | Hilleboe | Opedahl | White |
| Dahl | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Berg | Ganser | Lillehaugen | Schaffer |
| Bier | Halcrow | Matheny | Seibel |
| Boyum | Haugland | Moquist | Simonson |
| Connolly | Hickle | Mueller | Stoltenow |
| DeKrey | Hoghaug | Olienyk | Stone |
| Dick | Johnson, K. | Peterson, J. | Thorsgard |
| Dornacker | Kingsbury | Peterson, R. | Weber |
| Erickson, W. | Knudson | Powers | Welder |
| Froelich | Larson, G. | Rivinius | Wilkie |
| Gackle | Leibhan | Rundle | Mr. Speaker |

Absent and not voting:

| | | | |
|---------|---------|---------|-------------|
| Bullis | Goodman | Kuehn | Sandness |
| Davis | Kelsch | Miedema | Solberg, O. |
| Glaspey | | | |

So the Senate Concurrent Resolution was declared lost.

House Concurrent Resolution No. 76. A Concurrent Resolution recommending a uniform policy regarding jury service by state employees.

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution was declared adopted on a voice vote.

SECOND READING OF A SENATE BILL
AND CONCURRENT RESOLUTIONS

Senate Bill No. 429. A Bill for an Act to provide for the issuing of revenue bonds for the construction of certain buildings at the university of North Dakota, for a student facility fee, and for an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 64; nays, 25; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|----------|------------|--------------|
| Aafedt | Eagles | Kingsbury | Peterson, R. |
| Aamoth | Emerson | Knudson | Register |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Lang | Seibel |
| Atkinson | Giffey | Larson, G. | Stone |
| Austin | Grant | Larson, L. | Streibel |

| | | | |
|-----------|----------|--------------|-------------|
| Backes | Halcrow | Linderman | Strinden |
| Bier | Haugland | Link | Swedlund |
| Boyum | Henning | Lundene | Thompson |
| Bunker | Hensrud | Matheny | Thorsgard |
| Burke | Hentges | McDonald | Tweten |
| Dawson | Hilleboe | Moquist | Wagner |
| DeKrey | Hoffner | Mueller | Wells |
| Dick | Hougen | Olienyk | White |
| Diehl | Jones | Opedahl | Wilkie |
| Dornacker | Kelsch | Peterson, J. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|-------------|-------------|-------------|
| Belter | Gackle | Leibhan | Simonson |
| Bernabucci | Ganser | Lillehaugen | Solberg, I. |
| Connolly | Goodman | Metzger | Solberg, O. |
| Dahl | Hickle | Powers | Stoltenow |
| Davis | Hoghaug | Rundle | Weber |
| Erickson, K. | Johnson, K. | Schaffer | Welder |
| Erickson, W. | | | |

Absent and not voting:

| | | | |
|----------|---------|---------|----------|
| Berg | Glaspey | Miedema | Rivinius |
| Boustead | Jenkins | Reimers | Sandness |
| Bullis | | | |

So the bill passed and the title was agreed to.

Senate Concurrent Resolution No. 72. A Concurrent Resolution relating to the intent of the Legislative Assembly in the allocation of moneys appropriated for salaries of employees of the State.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 82; nays, 11; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aafedt | Froelich | Lang | Rivinius |
| Aamoth | Giffey | Larson, G. | Sanstead |
| Aas | Glaspey | Larson, L. | Seibel |
| Anderson | Goodman | Leibhan | Simonson |
| Atkinson | Grant | Lillehaugen | Solberg, I. |
| Austin | Halcrow | Linderman | Solberg, O. |
| Backes | Haugland | Link | Stoltenow |
| Belter | Henning | Lundene | Stone |
| Berg | Hensrud | Matheny | Streibel |
| Bier | Hentges | McDonald. | Strinden |
| Boustead | Hickle | Metzger | Swedlund |
| Bunker | Hilleboe | Moquist | Thompson |
| Connolly | Hoffner | Mueller | Thorsgard |
| Dahl | Hoghaug | Olienyk | Tweten |
| DeKrey | Hougen | Opedahl | Wagner |
| Dick | Johnson, K. | Peterson, J. | Weber |
| Diehl | Jones | Peterson, R. | Welder |
| Eagles | Kelsch | Powers | Wells |
| Emerson | Kingsbury | Register | White |
| Erickson, K. | Knudson | Reimers | Mr. Speaker |
| Freeman | Kuehn | | |

Those voting in the negative were:

| | | | |
|------------------------|-----------|--------------|----------|
| Bernabucci | Davis | Erickson, W. | Rundle |
| Boyum | Dawson | Ganser | Wilkie |
| Burke | Dornacker | Jenkins | |
| Absent and not voting: | | | |
| Bullis | Miedema | Sandness | Schaffer |
| Gackle | | | |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 1. A concurrent resolution directing the legislative research committee to carry out a study of the feasibility of establishing a system of recessed legislative sessions.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 83; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Johnson, K. | Register |
| Aamoth | Emerson | Jones | Rivinius |
| Aas | Erickson, K. | Kelsch | Rundle |
| Anderson | Erickson, W. | Kingsbury | Schnaffer |
| Atkinson | Freeman | Knudson | Seibel |
| Austin | Froelich | Kuehn | Simonson |
| Backes | Gackle | Lang | Solberg, I. |
| Belter | Ganser | Larson, G. | Solberg, O. |
| Berg | Giffey | Larson, L. | Stoltenow |
| Bernabucci | Glaspey | Leibhan | Stone |
| Bier | Goodman | Lillehaugen | Streibel |
| Boustead | Grant | Linderman | Strinden |
| Bunker | Halcrow | Link | Swedlund |
| Burke | Henning | Lundene | Thompson |
| Connolly | Hensrud | Matheny | Thorsgard |
| Dahl | Hentges | McDonald | Tweten |
| Davis | Hickle | Metzger | Weber |
| Dawson | Hilleboe | Mueller | Welder |
| DeKrey | Hoffner | Olienyk | Wells |
| Dick | Hoghaug | Peterson, R. | White |
| Diehl | Jenkins | Powers | |

Those voting in the negative were:

| | | | |
|----------|---------|----------|--------|
| Boyum | Moquist | Sanstead | Wilkie |
| Haugland | | | |

Absent and not voting:

| | | | |
|-----------|--------------|----------|-------------|
| Bullis | Miedema | Reimers | Wagner |
| Dornacker | Opedahl | Sandness | Mr. Speaker |
| Hougen | Peterson, J. | | |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 9. A Concurrent Resolution relating to a study by the legislative research committee of the feasibility of modifying the doctrine of governmental immunity.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 89; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Knudson | Rivinius |
| Aamoth | Erickson, K. | Kuehn | Rundle |
| Aas | Erickson, W. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schnaffer |
| Atkinson | Froelich | Larson, L. | Seibel |
| Austin | Ganser | Leibhan | Simonson |
| Backes | Giffey | Lillehaugen | Solberg, I. |
| Belter | Glaspey | Linderman | Solberg, O. |
| Berg | Goodman | Link | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |
| Bier | Haugland | Matheny | Streibel |

| | | | |
|----------|-------------|--------------|-------------|
| Boustead | Henning | McDonald | Strinden |
| Boyum | Hensrud | Metzger | Swedlund |
| Bunker | Hentges | Moquist | Thompson |
| Burke | Hickle | Mueller | Thorsgard |
| Connolly | Hilleboe | Olienyk | Tweten |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, J. | Welder |
| Dawson | Jenkins | Peterson, R. | Wells |
| DeKrey | Johnson, K. | Powers | White |
| Dick | Jones | Register | Wilkie |
| Diehl | Kingsbury | Reimers | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

Halcrow

Absent and not voting:

| | | | |
|-----------|--------|---------|----------|
| Bullis | Gackle | Kelsch | Sandness |
| Dornacker | Hougen | Miedema | Wagner |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 12. A Concurrent Resolution directing the Legislative Research Committee to study the use of state-owned and private motor vehicles for transportation requirements of state departments, agencies, and institutions.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 86; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Knudson | Sanstead |
| Aamoth | Freeman | Kuehn | Schaffer |
| Aas | Froelich | Lang | Seibel |
| Anderson | Giffey | Larson, G. | Simonson |
| Atkinson | Glaspey | Larson, L. | Solberg, I. |
| Austin | Goodman | Lillehaugen | Solberg, O. |
| Backes | Grant | Linderman | Stoltenow |
| Belter | Halcrow | Link | Stone |
| Berg | Haugland | Lundene | Streibel |
| Bier | Henning | Matheny | Strinden |
| Boustead | Hensrud | McDonald | Swedlund |
| Boyum | Hentges | Metzger | Thompson |
| Bunker | Hickle | Mueller | Thorsgard |
| Burke | Hilleboe | Olienyk | Tweten |
| Connolly | Hoffner | Opedahl | Wagner |
| Dahl | Hoghaug | Peterson, J. | Weber |
| Davis | Hougen | Peterson, R. | Welder |
| Dawson | Jenkins | Powers | Wells |
| Dick | Johnson, K. | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Eagles | Kelsch | Rivinius | Mr. Speaker |
| Emerson | Kingsbury | | |

Those voting in the negative were:

| | | | |
|--------|--------------|---------|--------|
| DeKrey | Erickson, W. | Leibhan | Rundle |
|--------|--------------|---------|--------|

Absent and not voting:

| | | | |
|------------|-----------|---------|----------|
| Bernabucci | Dornacker | Ganser | Moquist |
| Bullis | Gackle | Miedema | Sandness |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 41. A Concurrent Resolution directing an interim study by the Legislative Research Committee, relating to the various aspects of lignite mining in North Dakota, in-

cluding union welfare funds, retirement benefits, royalties, and other matters pertinent to the lignite mining industry in North Dakota.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 58; nays, 31; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|----------|--------------|-------------|
| Aas | DeKrey | Johnson, K. | Powers |
| Anderson | Dick | Jones | Register |
| Atkinson | Diehl | Kelsch | Rivinius |
| Austin | Eagles | Knudson | Schaffer |
| Backes | Emerson | Lang | Solberg, I. |
| Belter | Freeman | Larson, G. | Stoltenow |
| Berg | Froelich | Larson, L. | Stone |
| Boustead | Gackle | Lillehaugen | Streibel |
| Boyum | Goodman | Linderman | Strinden |
| Bunker | Halcrow | Link | Thorsgard |
| Burke | Henning | Matheny | Tweten |
| Connolly | Hentges | Mueller | Wagner |
| Dahl | Hickle | Olienyk | Wells |
| Davis | Hoghaug | Peterson, J. | Mr. Speaker |
| Dawson | Jenkins | | |

Those voting in the negative were:

| | | | |
|--------------|-----------|--------------|-------------|
| Aafedt | Haugland | McDonald | Solberg, O. |
| Aamoth | Hensrud | Metzger | Swedlund |
| Erickson, K. | Hoffner | Opedahl | Thompson |
| Erickson, W. | Hougen | Peterson, R. | Weber |
| Ganser | Kingsbury | Rundle | Welder |
| Giffey | Kuehn | Sanstead | White |
| Glaspay | Leibhan | Seibel | Wilkie |
| Grant | Lundene | Simonson | |

Absent and not voting:

| | | | |
|------------|-----------|---------|----------|
| Bernabucci | Dornacker | Miedema | Reimers |
| Bier | Hilleboe | Moquist | Sandness |
| Bullis | | | |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 44. A Concurrent Resolution providing for a study by the Legislative Research Committee and appointed citizen members, of business and industrial development within the State of North Dakota, for the cooperation of the Legislative Assembly in the business and industrial development of the State, and for the study of the structure, responsibilities, and programs of the Economic Development Commission.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 85; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|----------|------------|-------------|
| Aafedt | Freeman | Kingsbury | Rivinius |
| Aamoth | Froelich | Knudson | Sanstead |
| Aas | Gackle | Kuehn | Schaffer |
| Anderson | Ganser | Lang | Seibel |
| Atkinson | Giffey | Larson, G. | Simonson |
| Austin | Glaspay | Larson, L. | Solberg, I. |
| Backes | Goodman | Leibhan | Solberg, O. |

| | | | |
|--------------|----------|--------------|-------------|
| Belter | Grant | Lillehaugen | Stoltenow |
| Boustead | Halcrow | Linderman | Stone |
| Boyum | Haugland | Link | Streibel |
| Bunker | Henning | Lundene | Strinden |
| Burke | Hensrud | Matheny | Swedlund |
| Connolly | Hentges | McDonald | Thompson |
| Dahl | Hickle | Metzger | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dick | Hoffner | Olienyk | Wagner |
| Diehl | Hoghaug | Opedahl | Weber |
| Dornacker | Hougen | Peterson, J. | Welder |
| Eagles | Jenkins | Peterson, R. | Wells |
| Emerson | Jones | Powers | Wilkie |
| Erickson, K. | Kelsch | Register | Mr. Speaker |
| Erickson, W. | | | |

Those voting in the negative were:

| | | | |
|--------|-------------|--------|-------|
| Berg | DeKrey | Rundle | White |
| Dawson | Johnson, K. | | |

Absent and not voting:

| | | | |
|------------|---------|---------|----------|
| Bernabucci | Bullis | Moquist | Sandness |
| Bier | Miedema | Reimers | |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 45. A Concurrent Resolution directing the Legislative Research Committee to study the effects of the Revenue Bond Act.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 90; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rundle |
| Aamoth | Erickson, W. | Kingsbury | Sanstead |
| Aas | Freeman | Knudson | Schaffer |
| Anderson | Froelich | Kuehn | Seibel |
| Atkinson | Gackle | Lang | Simonson |
| Austin | Ganser | Larson, G. | Solberg, I. |
| Backes | Giffey | Larson, L. | Solberg, O. |
| Belter | Glaspey | Leibhan | Stoltenow |
| Berg | Goodman | Lillehaugen | Stone |
| Boustead | Grant | Linderman | Streibel |
| Boyum | Halcrow | Link | Strinden |
| Bunker | Haugland | Lundene | Swedlund |
| Burke | Henning | Matheny | Thompson |
| Connolly | Hensrud | Metzger | Thorsgard |
| Dahl | Hentges | Mueller | Tweten |
| Davis | Hickle | Olienyk | Wagner |
| Dawson | Hilleboe | Opedahl | Weber |
| DeKrey | Hoffner | Peterson, J. | Welder |
| Dick | Hoghaug | Peterson, R. | Wells |
| Diehl | Hougen | Powers | White |
| Dornacker | Jenkins | Register | Wilkie |
| Eagles | Johnson, K. | Rivinius | Mr. Speaker |
| Emerson | Jones | | |

Absent and not voting:

| | | | |
|------------|----------|---------|----------|
| Bernabucci | Bullis | Miedema | Reimers |
| Bier | McDonald | Moquist | Sandness |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 47. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility

of microfilming state records and documents through a centralized system.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 84; nays, 4; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kelsch | Sanstead |
| Aamoth | Freeman | Kingsbury | Schaffer |
| Aas | Froelich | Knudson | Seibel |
| Anderson | Gackle | Kuehn | Simonson |
| Atkinson | Ganser | Lang | Solberg, I. |
| Austin | Giffey | Larson, G. | Solberg, O. |
| Backes | Glaspey | Larson, L. | Stoltenow |
| Belter | Goodman | Leibhan | Stone |
| Berg | Grant | Lillehaugen | Streibel |
| Boustead | Halcrow | Linderman | Strinden |
| Boyum | Haugland | Link | Swedlund |
| Bunker | Henning | Lundene | Thompson |
| Burke | Hensrud | Matheny | Thorsgard |
| Connolly | Hentges | Metzger | Tweten |
| Dahl | Hickle | Mueller | Wagner |
| Davis | Hilleboe | Olienyk | Weber |
| DeKrey | Hoffner | Opedahl | Welder |
| Dick | Hoghaug | Peterson, J. | Wells |
| Diehl | Hougen | Powers | White |
| Eagles | Jenkins | Register | Wilkie |
| Erickson, K. | Jones | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|-------------|--------------|--------|
| Dawson | Johnson, K. | Peterson, R. | Rundle |
|--------|-------------|--------------|--------|

Absent and not voting:

| | | | |
|------------|-----------|---------|----------|
| Bernabucci | Dornacker | Miedema | Reimers |
| Bier | Emerson | Moquist | Sandness |
| Bullis | McDonald | | |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 51. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of establishing a Department of Motor Vehicles to administer all functions relating to motor vehicles.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 82; nays, 6; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Emerson | Johnson, K. | Rundle |
| Aamoth | Erickson, K. | Jones | Sanstead |
| Aas | Erickson, W. | Kelsch | Schaffer |
| Anderson | Freeman | Knudson | Seibel |
| Atkinson | Froelich | Lang | Simonson |
| Austin | Gackle | Larson, G. | Solberg, I. |
| Backes | Giffey | Larson, L. | Solberg, O. |
| Belter | Glaspey | Leibhan | Stoltenow |
| Berg | Goodman | Lillehaugen | Stone |
| Bier | Grant | Linderman | Streibel |
| Boustead | Halcrow | Lundene | Strinden |
| Boyum | Haugland | Matheny | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Mueller | Thorsgard |

| | | | |
|----------|----------|--------------|-------------|
| Connolly | Hentges | Olienyk | Tweten |
| Dahl | Hickle | Opedahl | Wagner |
| Davis | Hilleboe | Peterson, J. | Weber |
| DeKrey | Hoffner | Powers | Welder |
| Dick | Hoghaug | Register | Wilkie |
| Diehl | Hougen | Reimers | Mr. Speaker |
| Eagles | Jenkins | | |

Those voting in the negative were:

| | | | |
|-----------|--------------|----------|-------|
| Dawson | Kuehn | Rivinius | Wells |
| Kingsbury | Peterson, R. | | |

Absent and not voting:

| | | | |
|------------|----------|---------|----------|
| Bernabucci | Ganser | Miedema | Sandness |
| Bullis | Link | Moquist | White |
| Dornacker | McDonald | | |

So the Senate Concurrent Resolution was declared adopted.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 7
 House Bill No. 8
 House Bill No. 13
 House Bill No. 168
 House Bill No. 174
 House Bill No. 190
 House Bill No. 198
 House Bill No. 201
 House Bill No. 223
 House Bill No. 261
 House Bill No. 266
 House Bill No. 280
 House Bill No. 381
 House Bill No. 440

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 77

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MOTION

Rep. Streibel moved that House Bill No. 160 be laid over one legislative day, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 374. A Bill for an Act to provide for the regulation of credit life insurance and credit accident and health insurance and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 55; nays, 35; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|-----------|---------|--------------|
| Aamoth | Dawson | Hoffner | Peterson, R. |
| Aas | Diehl | Hougen | Powers |
| Atkinson | Dornacker | Jones | Register |
| Austin | Eagles | Kelsch | Sanstead |

| | | | |
|----------|--------------|------------|-------------|
| Backes | Erickson, K. | Knudson | Schaffer |
| Belter | Erickson, W. | Kuehn | Stone |
| Bier | Froelich | Larson, L. | Streibel |
| Boustead | Gackle | Linderman | Strinden |
| Boyum | Glaspey | Link | Tweten |
| Bunker | Grant | Lundene | Wagner |
| Burke | Halcrow | McDonald | Welder |
| Connolly | Hensrud | Metzger | Wilkie |
| Dahl | Hentges | Moquist | Mr. Speaker |
| Davis | Hilleboe | Opedahl | |

Those voting in the negative were:

| | | | |
|----------|-------------|--------------|-------------|
| Aafedt | Henning | Lillehaugen | Solberg, I. |
| Anderson | Hickle | Matheny | Stoltenow |
| Berg | Hoghaug | Mueller | Swedlund |
| DeKrey | Jenkins | Peterson, J. | Thompson |
| Emerson | Johnson, K. | Reimers | Thorsgard |
| Freeman | Kingsbury | Rivinius | Weber |
| Giffey | Lang | Rundle | Wells |
| Goodman | Larson, G. | Seibel | White |
| Haugland | Leibhan | Simonson | |

Absent and not voting:

| | | | |
|------------|--------|---------|-------------|
| Bernabucci | Dick | Miedema | Sandness |
| Bullis | Ganser | Olienyk | Solberg, O. |

So the bill passed and the title was agreed to.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 77. A Concurrent Resolution commending Senator Milton R. Young for his record of service in the United States Senate and his service to the State of North Dakota.

Was read the first time.

MOTION

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 77 be not referred to committee, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 77. A Concurrent Resolution commending Senator Milton R. Young for his record of service in the United States Senate and his service to the State of North Dakota.

Was read the second time.

Rep. Streibel moved the adoption of Senate Concurrent Resolution No. 77.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the House stand recessed, subject to the call of the chair, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-EIGHTH DAY AFTER RECESS AND
FIFTY-NINTH DAY

Bismarck, March 15, 1969

The House reconvened, pursuant to the call of the chair, with Speaker E. Johnson presiding.

CONSIDERATION OF AMENDMENTS

Rep. Streibel moved to suspend the rules and the House dispense with the reading of the amendments to Senate Bills Nos. 1, 11, 166, 212, 300, 365, 452 and 483, and Senate Concurrent Resolution No. 42, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 1 as recommended by the Committee on Appropriations as printed on pages 1298, 1299, and 1300 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 11 as recommended by the Committee on Appropriations as printed on pages 1296 and 1297 of the House Journal be adopted, which motion prevailed.

Rep. Dornacker moved that the amendments to Senate Bill No. 166 as recommended by the Committee on Finance and Taxation as printed on page 1308 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to Senate Bill No. 212 as recommended by the Committee on Natural Resources as printed on page 1312 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to Senate Bill No. 300 as recommended by the Committee on Natural Resources as printed on page 1302 of the House Journal be adopted, which motion prevailed.

Rep. Boustead moved that the amendments to Senate Bill No. 365 as recommended by the Committee on Transportation as printed on pages 1304, 1305, and 1306 of the House Journal be adopted, which motion prevailed.

Rep. Dick moved that the amendments to Senate Bill No. 452 as recommended by the Committee on Natural Resources as printed on pages 1308 and 1309 of the House Journal be adopted, which motion prevailed.

Rep. Mueller moved that the amendments to Senate Bill No. 483 as recommended by the Committee on Appropriations as printed on page 1309 of the House Journal be adopted, which motion prevailed.

Rep. K. Johnson moved that the amendments to Senate Concurrent Resolution No. 42 as recommended by the Committee on Agriculture as printed on pages 1297 and 1298 of the House Journal be adopted, which motion prevailed.

Rep. Streibel moved that House Bill No. 160 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 14. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state highway department and to authorize expenditures for highway project construction costs.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Rundle |
| Aamoth | Emerson | Kelsch | Sanstead |
| Aas | Erickson, K. | Kingsbury | Schaffer |
| Anderson | Erickson, W. | Kuehn | Seibel |
| Atkinson | Freeman | Lang | Simonson |
| Austin | Froelich | Larson, G. | Solberg, I. |
| Backes | Gackle | Larson, L. | Solberg, O. |
| Belter | Ganser | Leibhan | Stoltenow |
| Berg | Giffey | Lillehaugen | Stone |
| Bier | Glaspey | Linderman | Streibel |
| Boustead | Goodman | Link | Strinden |
| Boyum | Grant | Matheny | Swedlund |
| Bunker | Halcrow | McDonald | Thompson |
| Burke | Haugland | Metzger | Thorsgard |
| Connolly | Hensrud | Miedema | Wagner |
| Dahl | Hentges | Olienyk | Weber |
| Davis | Hickle | Opedahl | Welder |
| Dawson | Hoffner | Peterson, R. | Wells |
| DeKrey | Hoghaug | Powers | White |
| Dick | Hougen | Register | Wilkie |
| Diehl | Jenkins | Reimers | Mr. Speaker |
| Dornacker | Johnson, K. | Rivinius | |

Absent and not voting:

| | | | |
|------------|----------|--------------|----------|
| Bernabucci | Hilleboe | Moquist | Sandness |
| Bullis | Knudson | Mueller | Tweten |
| Henning | Lundene | Peterson, J. | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 14 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of the bank of North Dakota and of the Judge A. M. Christianson Project.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Kuehn | Sanstead |
| Anderson | Freeman | Lang | Schaffer |
| Atkinson | Froelich | Larson, G. | Seibel |
| Austin | Gackle | Larson, L. | Simonson |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Giffey | Lillehaugen | Solberg, O. |

| | | | |
|-----------|-------------|--------------|-------------|
| Berg | Glaspey | Linderman | Stoltenow |
| Bier | Goodman | Link | Stone |
| Boustead | Grant | Lundene | Streibel |
| Boyum | Halcrow | Matheny | Swedlund |
| Bunker | Haugland | McDonald | Thompson |
| Burke | Hensrud | Metzger | Thorsgard |
| Connolly | Hentges | Miedema | Tweten |
| Dahl | Hickle | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | | | |

Absent and not voting:

| | | | |
|------------|----------|--------------|----------|
| Bernabucci | Hilleboe | Moquist | Sandness |
| Bullis | Knudson | Peterson, J. | Strinden |
| Henning | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 20 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 35. A Bill for an Act to amend and reenact sections 15-29-08, 15-40-14, 15-40-16, 15-40-18, 15-40-19, 15-40-24 of the North Dakota Century Code, relating to foundation aid payments to eligible school districts based upon current enrollments and subsequent adjustment of payments based upon average daily membership.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Johnson, K. | Rivinius |
| Aamoth | Eagles | Jones | Sanstead |
| Aas | Emerson | Kelsch | Schaffer |
| Anderson | Erickson, K. | Kuehn | Seibel |
| Atkinson | Erickson, W. | Lang | Simonson |
| Austin | Froelich | Larson, G. | Solberg, I. |
| Backes | Gackle | Larson, L. | Stoltenow |
| Belter | Ganser | Leibhan | Stone |
| Berg | Giffey | Lillehaugen | Streibel |
| Bernabucci | Glaspey | Link | Strinden |
| Bier | Goodman | Lundene | Swedlund |
| Boustead | Grant | Matheny | Thompson |
| Boyum | Halcrow | McDonald | Thorsgard |
| Bunker | Haugland | Metzger | Tweten |
| Burke | Hensrud | Miedema | Wagner |
| Connolly | Hentges | Mueller | Weber |
| Dahl | Hickle | Olienyk | Welder |
| Davis | Hoffner | Opedahl | Wells |
| Dawson | Hoghaug | Peterson, R. | White |
| DeKrey | Hougen | Powers | Wilkie |
| Dick | Jenkins | Register | Mr. Speaker |
| Diehl | | | |

Those voting in the negative were:

Rundle

Absent and not voting:

| | | | |
|---------|-----------|--------------|-------------|
| Bullis | Hilleboe | Linderman | Reimers |
| Freeman | Kingsbury | Moquist | Sandness |
| Henning | Knudson | Peterson, J. | Solberg, O. |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 35 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 38. A Bill for an Act, relating to and defining abandoned personal property, providing methods for same to be taken into the custody of the state, for its recovery by the rightful owner, for an administrator, for a penalty, and to repeal sections 54-01-02.1, 54-01-02.2 and 54-01-02.3 of the North Dakota Century Code, relating to unclaimed funds.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 40; nays, 54; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aas | Erickson, W. | Kelsch | Stoltenow |
| Atkinson | Freeman | Kuehn | Stone |
| Backes | Froelich | Lang | Strinden |
| Bier | Gackle | Lillehaugen | Swedlund |
| Boustead | Grant | Lundene | Thompson |
| Boyum | Halcrow | Metzger | Tweten |
| Bullis | Henning | Mueller | Wagner |
| Burke | Hensrud | Olienyk | Weber |
| DeKrey | Hoffner | Sanstead | Wilkie |
| Emerson | Hougen | Solberg, O. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Larson, G. | Reimers |
| Aamoth | Ganser | Larson, L. | Rivinius |
| Anderson | Giffey | Leibhan | Rundle |
| Austin | Glaspey | Linderman | Sandness |
| Belter | Goodman | Link | Schaffer |
| Berg | Haugland | Matheny | Seibel |
| Bernabucci | Hentges | McDonald | Simonson |
| Bunker | Hickle | Miedema | Solberg, I. |
| Connolly | Hoghaug | Opedahl | Streibel |
| Dahl | Jenkins | Peterson, J. | Thorsgard |
| Davis | Johnson, K. | Peterson, R. | Welder |
| Dawson | Jones | Powers | Wells |
| Diehl | Kingsbury | Register | White |
| Dornacker | Knudson | | |

Absent and not voting:

| | | | |
|------|--------|----------|---------|
| Dick | Eagles | Hilleboe | Moquist |
|------|--------|----------|---------|

So the bill lost.

Rep. Streibel moved that the vote by which Senate Bill No. 38 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 46. A Bill for an Act to create and enact sections 54-52-02.1 and 54-52-02.2 of the North Dakota Century Code; to amend and reenact section 40-46-02, subsections 3, 6, 7, and 11 of section 54-52-01, section 54-52-03, subsection 6 of section 54-52-04, sections 54-52-05, 54-52-06, 54-52-07, 54-52-10, 54-52-11, and 54-52-22; and to repeal section 54-52-24 of the North Dakota

Century Code, relating to the employees retirement system, extending the membership therein to county and city employees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 61; nays, 32; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Register |
| Aamoth | Emerson | Kuehn | Reimers |
| Aas | Erickson, K. | Lang | Rivinius |
| Anderson | Freeman | Larson, G. | Sandness |
| Atkinson | Froelich | Larson, L. | Sanstead |
| Austin | Gackle | Leibhan | Stone |
| Backes | Glasphey | Linderman | Streibel |
| Berg | Halcrow | Lundene | Strinden |
| Bernabucci | Haugland | Matheny | Swedlund |
| Bier | Henning | McDonald | Thompson |
| Boustead | Hensrud | Metzger | Tweten |
| Bunker | Hentges | Miedema | Wagner |
| Burke | Hoffner | Peterson, J. | Weber |
| Dahl | Hougen | Peterson, R. | White |
| Dick | Jenkins | Powers | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|-------------|-------------|
| Belter | Giffey | Knudson | Seibel |
| Bullis | Goodman | Lillehaugen | Simonson |
| Connolly | Grant | Link | Solberg, I. |
| Davis | Hickle | Mueller | Solberg, O. |
| Dawson | Hoghaug | Olienyk | Stoltenow |
| DeKrey | Johnson, K. | Opedahl | Welder |
| Erickson, W. | Jones | Rundle | Wells |
| Ganser | Kingsbury | Schaffer | Wilkie |

Absent and not voting:

| | | | |
|-------|----------|---------|-----------|
| Boyum | Hilleboe | Moquist | Thorsgard |
| Diehl | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 46 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 99. A Bill for an Act to amend and reenact sections 20-01-07 and 20-05-01 of the North Dakota Century Code, relating to protection of any game bird or game animal.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Knudson | Rundle |
| Aamoth | Erickson, W. | Kuehn | Sandness |
| Anderson | Froelich | Lang | Sanstead |
| Atkinson | Gackle | Larson, G. | Schaffer |
| Austin | Ganser | Larson, L. | Seibel |
| Backes | Giffey | Leibhan | Simonson |
| Belter | Glasphey | Lillehaugen | Solberg, I. |
| Berg | Goodman | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |

| | | | |
|----------|-------------|--------------|-------------|
| Boustead | Haugland | Matheny | Streibel |
| Bullis | Henning | McDonald | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hoffner | Olienyk | Wagner |
| Davis | Hoghaug | Opedahl | Weber |
| Dawson | Hougen | Peterson, J. | Welder |
| DeKrey | Jenkins | Peterson, R. | Wells |
| Dick | Johnson, K. | Powers | White |
| Diehl | Jones | Register | Wilkie |
| Eagles | Kelsch | Reimers | Mr. Speaker |
| Emerson | Kingsbury | Rivinius | |

Absent and not voting:

| | | | |
|-------|-----------|----------|-----------|
| Aas | Dornacker | Hilleboe | Thorsgard |
| Boyum | Freeman | Moquist | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 99 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Boustead moved that the House reconsider the action by which Senate Bill No. 113 lost, which motion prevailed.

Rep. Bier moved that Senate Bill No. 113 be placed at the foot of the calendar, which motion prevailed.

MESSAGES FROM THE SENATE**Senate Chamber**

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 176

Senate Bill No. 350

Senate Bill No. 427

Senate Bill No. 447

Senate Concurrent Resolution No. 5

Refused to concur in the Senate amendment to:

Senate Bill No. 29

Senate Bill No. 432

Senate Bill No. 469

And the President has appointed as conference committees to act with like committees from the House,

On Senate Bill No. 29

Senator Robinson

Senator Kelly

Senator L. Larson

On Senate Bill No. 432

Senator G. Larson

Senator Nasset

Senator Van Horn

On Senate Bill No. 469

Senator Lips

Senator Melland

Senator L. Larson

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 484

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SECOND READING OF A SENATE BILL

Senate Bill No. 146. A Bill for an Act to amend and re-enact Section 39-17-02 of the North Dakota Century Code relating to the establishment and administration of the Unsatisfied Judgment Fund and providing for when the collection of the fees are suspended.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 87; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rundle |
| Aamoth | Emerson | Kingsbury | Sandness |
| Anderson | Erickson, K. | Knudson | Sanstead |
| Atkinson | Erickson, W. | Kuehn | Schaffer |
| Austin | Freeman | Lang | Seibel |
| Backes | Froelich | Larson, G. | Simonson |
| Belter | Gackle | Larson, L. | Solberg, I. |
| Berg | Ganser | Leibhan | Solberg, O. |
| Bernabucci | Giffey | Lillehaugen | Stoltenow |
| Bier | Glaspey | Linderman | Stone |
| Boustead | Goodman | Link | Streibel |
| Boyum | Grant | Lundene | Strinden |
| Bullis | Halcrow | Matheny | Swedlund |
| Bunker | Haugland | Metzger | Thompson |
| Burke | Henning | Miedema | Thorsgard |
| Connolly | Hentges | Olienyk | Wagner |
| Dahl | Hickle | Opedahl | Weber |
| Davis | Hoffner | Peterson, J. | Welder |
| Dawson | Hoghaug | Peterson, R. | Wells |
| DeKrey | Hougen | Powers | Wilkie |
| Dick | Jenkins | Register | Mr. Speaker |
| Diehl | Jones | Reimers | |

Those voting in the negative were:

| | | |
|---------|-------------|-------|
| Hensrud | Johnson, K. | White |
|---------|-------------|-------|

Absent and not voting:

| | | | |
|-----------|----------|---------|----------|
| Aas | Hilleboe | Moquist | Rivinius |
| Dornacker | McDonald | Mueller | Tweten |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 146 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Boustead moved that Senate Bill No. 148 be laid over one legislative day, which motion failed.

SECOND READING OF SENATE BILLS

Senate Bill No. 148. A Bill for an Act making an appropriation for the construction of a law enforcement training center and providing for an additional fifty cent fee for each new motor vehicle operator's license or renewal of such license during a two year period.

Was read the second time.

Rep. Hensrud moved the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 57; nays, 38; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Lang | Stoltenow |
| Aas | Freeman | Linderman | Stone |
| Anderson | Froelich | Link | Streibel |
| Atkinson | Giffey | Lundene | Strinden |
| Backes | Gaspey | Miedema | Swedlund |
| Bier | Goodman | Mueller | Thompson |
| Boustead | Grant | Opedahl | Thorsgard |
| Bullis | Haugland | Peterson, R. | Tweten |
| Bunker | Henning | Powers | Wagner |
| Dahl | Hensrud | Sandness | Weber |
| DeKrey | Hoffner | Sanstead | Wells |
| Dick | Hougen | Seibel | White |
| Eagles | Kelsch | Solberg, I. | Wilkie |
| Emerson | Kuehn | Solberg, O. | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|------------|-------------|-------------|--------------|
| Aafedt | Diehl | Jones | Metzger |
| Austin | Dornacker | Kingsbury | Olienyk |
| Belter | Gackle | Knudson | Peterson, J. |
| Berg | Ganser | Larson, G. | Register |
| Bernabucci | Halcrow | Larson, L. | Reimers |
| Boyum | Hentges | Leibhan | Rivinius |
| Burke | Hickle | Lillehaugen | Rundle |
| Connolly | Hoghaug | Matheny | Simonson |
| Davis | Jenkins | McDonald | Welder |
| Dawson | Johnson, K. | | |

Absent and not voting:

| | | |
|----------|---------|----------|
| Hilleboe | Moquist | Schaffer |
|----------|---------|----------|

So the bill passed and the title was agreed to.

Rep. Hensrud moved that the vote by which Senate Bill No. 148 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Streibel asked that the Journal show that Reps. Tweten, Wagner and Linderman be excused from the House to attend a Conference Committee meeting.

Senate Bill No. 149. A Bill for an Act to amend and reenact subsection 1 of section 37-24-01 and section 37-24-05 of the North Dakota Century Code, relating to a veteran's period of service and limiting it to the period of the Viet Nam conflict.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 77; absent and not voting, 18.

Those voting in the affirmative were:

| | | |
|--------|--------|-------|
| Aamoth | Gackle | White |
|--------|--------|-------|

Those voting in the negative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Diehl | Jones | Reimers |
| Aas | Dornacker | Kingsbury | Rivinius |
| Anderson | Eagles | Knudson | Rundle |
| Atkinson | Emerson | Lang | Sandness |
| Austin | Erickson, K. | Larson, G. | Sanstead |
| Backes | Froelich | Larson, L. | Schaffer |
| Belter | Ganser | Lillehaugen | Seibel |
| Berg | Giffey | Link | Simonson |
| Bernabucci | Goodman | Lundene | Solberg, I. |
| Bier | Grant | Matheny | Stoltenow |
| Boustead | Halcrow | Metzger | Stone |
| Boyum | Haugland | Miedema | Streibel |

| | | | |
|-------------------------------|-------------|--------------|-------------|
| Bullis | Henning | Mueller | Swedlund |
| Bunker | Hensrud | Olienyk | Thompson |
| Burke | Hentges | Opedahl | Thorsgard |
| Connolly | Hickle | Peterson, J. | Welder |
| Dahl | Hilleboe | Peterson, R. | Wells |
| Davis | Hoghaug | Powers | Wilkie |
| Dawson | Jenkins | Register | Mr. Speaker |
| DeKrey | | | |
| Absent and not voting: | | | |
| Dick | Hougen | Linderman | Strinden |
| Erickson, W. | Johnson, K. | McDonald | Tweten |
| Freeman | Kelsch | Moquist | Wagner |
| Glaspey | Kuehn | Solberg, O. | Weber |
| Hoffner | Leibhan | | |

So the bill lost.

Rep. Streibel moved that the vote by which Senate Bill No. 149 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 150. A Bill for an Act to amend and reenact section 61-27-04 of the North Dakota Century Code, relating to equipment requirements on vessels.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 78; nays, 4; absent and not voting, 16.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Reimers |
| Aamoth | Erickson, K. | Kuehn | Rivinius |
| Aas | Froelich | Lang | Sandness |
| Anderson | Gackle | Larson, G. | Sanstead |
| Austin | Ganser | Larson, L. | Schaffer |
| Backes | Giffey | Leibhan | Seibel |
| Berg | Glaspey | Lillehaugen | Simonson |
| Bier | Goodman | Link | Solberg, I. |
| Boustead | Grant | Lundene | Stoltenow |
| Boyum | Halcrow | Matheny | Stone |
| Bullis | Haugland | Metzger | Streibel |
| Bunker | Henning | Miedema | Swedlund |
| Burke | Hensrud | Mueller | Thompson |
| Connolly | Hentges | Olienyk | Thorsgard |
| Dahl | Hickle | Opedahl | Welder |
| Dawson | Hilleboe | Peterson, J. | Wells |
| DeKrey | Hoghaug | Peterson, R. | White |
| Diehl | Hougen | Powers | Wilkie |
| Dornacker | Jenkins | Register | Mr. Speaker |
| Eagles | Jones | | |

Those voting in the negative were:

| | | | |
|-------------|-----------|----------|--------|
| Johnson, K. | Kingsbury | McDonald | Rundle |
|-------------|-----------|----------|--------|

Absent and not voting:

| | | | |
|------------|--------------|-------------|----------|
| Atkinson | Dick | Kelsch | Strinden |
| Belter | Erickson, W. | Linderman | Tweten |
| Bernabucci | Freeman | Moquist | Wagner |
| Davis | Hoffner | Solberg, O. | Weber |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 150 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 161. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 79; nays, 3; absent and not voting, 16.

Those voting in the affirmative were:

| | | | |
|-----------|-------------|--------------|-------------|
| Aafedt | Froelich | Knudson | Reimers |
| Aamoth | Ganser | Kuehn | Rivinius |
| Aas | Giffey | Lang | Sandness |
| Anderson | Glaspey | Larson, G. | Sanstead |
| Austin | Goodman | Larson, L. | Schaffer |
| Backes | Grant | Leibhan | Simonson |
| Berg | Halcrow | Lillehaugen | Solberg, I. |
| Bier | Haugland | Link | Stoltenow |
| Boustead | Henning | Lundene | Stone |
| Boyum | Hensrud | Matheny | Streibel |
| Bullis | Hentges | McDonald | Swedlund |
| Burke | Hickle | Metzger | Thompson |
| Connolly | Hilleboe | Miedema | Thorsgard |
| Dahl | Hoffner | Mueller | Weber |
| Dawson | Hoghaug | Olienyk | Welder |
| DeKrey | Hougen | Opedahl | Wells |
| Diehl | Jenkins | Peterson, J. | White |
| Dornacker | Johnson, K. | Peterson, R. | Wilkie |
| Eagles | Jones | Powers | Mr. Speaker |
| Emerson | Kingsbury | Register | |

Those voting in the negative were:

| | | |
|--------|--------|--------|
| Gackle | Rundle | Seibel |
|--------|--------|--------|

Absent and not voting:

| | | | |
|------------|--------------|-----------|-------------|
| Atkinson | Davis | Freeman | Solberg, O. |
| Belter | Dick | Kelsch | Strinden |
| Bernabucci | Erickson, K. | Linderman | Tweten |
| Bunker | Erickson, W. | Moquist | Wagner |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 161 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 211. A Bill for an Act to create and enact sections 20-03-42 and 20-03-43 of the North Dakota Century Code, relating to limitation of the period of time a nonresident may hunt geese, and to provide a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 72; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|----------|---------|------------|----------|
| Aamoth | Gackle | Larson, G. | Strinden |
| Connolly | Ganser | Register | Weber |
| Davis | Hoffner | Sandness | White |
| Dick | Jenkins | | |

Those voting in the negative were:

| | | | |
|----------|--------------|------------|----------|
| Aafedt | Emerson | Kingsbury | Powers |
| Aas | Erickson, K. | Knudson | Rivinius |
| Anderson | Froelich | Kuehn | Rundle |
| Austin | Giffey | Lang | Sanstead |
| Backes | Glaspey | Larson, L. | Schaffer |
| Berg | Goodman | Leibhan | Seibel |

| | | | |
|-------------------------------|--------------|--------------|-------------|
| Bier | Grant | Lillehaugen | Simonson |
| Boustead | Haugland | Link | Solberg, I. |
| Boyum | Henning | Lundene | Stoltenow |
| Bullis | Hensrud | Matheny | Stone |
| Bunker | Hentges | McDonald | Streibel |
| Burke | Hickle | Metzger | Swedlund |
| Dahl | Hilleboe | Miedema | Thompson |
| Dawson | Hoghaug | Mueller | Thorsgard |
| DeKrey | Hougen | Olienyk | Welder |
| Diehl | Johnson, K. | Opedahl | Wells |
| Dornacker | Jones | Peterson, J. | Wilkie |
| Eagles | Kelsch | Peterson, R. | Mr. Speaker |
| Absent and not voting: | | | |
| Atkinson | Erickson, W. | Linderman | Solberg, O. |
| Belter | Freeman | Moquist | Tweten |
| Bernabucci | Halcrow | Reimers | Wagner |

So the bill lost.

Rep. Streibel moved that the vote by which Senate Bill No. 211 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 231. A Bill for an Act to amend and reenact sections 57-36-06 and 57-36-10, subsection 1 of section 57-36-27, and subsection 2 of section 57-36-31 of the North Dakota Century Code, providing for an increase in the cigarette tax, allocating proceeds to cities, and providing that stamps may be purchased at a discount of three percent.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 20; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|-----------|-------------|--------------|-------------|
| Aafedt | Eagles | Kuehn | Rundle |
| Aamoth | Froelich | Lang | Sandness |
| Aas | Gackle | Larson, G. | Sanstead |
| Anderson | Ganser | Larson, L. | Seibel |
| Atkinson | Goodman | Leibhan | Simonson |
| Austin | Haugland | Lillehaugen | Solberg, I. |
| Backes | Henning | Link | Stoltenow |
| Belter | Hensrud | Lundene | Stone |
| Bier | Hentges | Matheny | Streibel |
| Bullis | Hickle | Metzger | Strinden |
| Bunker | Hilleboe | Miedema | Swedlund |
| Burke | Hoffner | Mueller | Thompson |
| Dahl | Hougen | Olienyk | Thorsgard |
| Davis | Johnson, K. | Peterson, J. | Wells |
| Dick | Jones | Peterson, R. | White |
| Diehl | Kelsch | Powers | Mr. Speaker |
| Dornacker | Knudson | Rivinius | |

Those voting in the negative were:

| | | | |
|------------|--------------|-----------|----------|
| Berg | Dawson | Giffey | McDonald |
| Bernabucci | DeKrey | Glaspey | Opedahl |
| Boustead | Emerson | Grant | Register |
| Boyum | Erickson, K. | Hoghaug | Weber |
| Connolly | Erickson, W. | Kingsbury | Wilkie |

Absent and not voting:

| | | | |
|---------|-----------|-------------|--------|
| Freeman | Linderman | Schaffer | Wagner |
| Halcrow | Moquist | Solberg, O. | Welder |
| Jenkins | Reimers | Tweten | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 231 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 258. A Bill for an Act to create and enact section 15-39-42 of the North Dakota Century Code, relating to freezing of certain rights and obligations under the teachers' insurance and retirement fund; and to amend and reenact sections 15-39-14 and 15-39-17, subsection 1 of section 15-39-28, and section 15-39-28.1 of the North Dakota Century Code, relating to amount of assessment, forwarding of assessment, amount of annuity, and annuity minimums under the teachers' insurance and retirement fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Johnson, K. | Reimers |
| Aamoth | Emerson | Jones | Rivinius |
| Aas | Erickson, K. | Kelsch | Rundle |
| Anderson | Erickson, W. | Kingsbury | Sanness |
| Atkinson | Froelich | Knudson | Sanstead |
| Austin | Gackle | Kuehn | Schaffer |
| Belter | Ganser | Lang | Seibel |
| Berg | Giffey | Larson, G. | Simonson |
| Bernabucci | Glaspay | Larson, L. | Solberg, I. |
| Bier | Goodman | Leibhan | Stoltenow |
| Boustead | Grant | Lillehaugen | Stone |
| Boyum | Halcrow | Link | Streibel |
| Bullis | Haugland | Lundene | Strinden |
| Bunker | Henning | Matheny | Swedlund |
| Burke | Hensrud | Metzger | Thompson |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Mueller | Weber |
| Davis | Hilleboe | Olienyk | Welder |
| Dawson | Hoffner | Opedahl | Wells |
| DeKrey | Hoghaug | Peterson, J. | White |
| Dick | Hougen | Peterson, R. | Wilkie |
| Diehl | Jenkins | Powers | Mr. Speaker |

Absent and not voting:

| | | | |
|-----------|----------|-------------|--------|
| Backes | McDonald | Register | Tweten |
| Freeman | Moquist | Solberg, O. | Wagner |
| Linderman | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 258 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Giffey moved that Senate Bill No. 267 be laid on the table, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 310. A Bill for an Act to amend and reenact sections 4-30-36 and 4-30-43 of the 1967 Supplement to the North Dakota Century Code, relating to minimum standards for grade A milk and milk products, filled milk, filled dairy products, imitation milk, imitation dairy products and substitutes therefor, providing

for the regulation thereof and providing for pasteurization of milk and milk products.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 55; nays, 31; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|--------------|
| Aas | Emerson | Johnson, K. | Peterson, R. |
| Anderson | Erickson, W. | Jones | Reimers |
| Atkinson | Froelich | Knudson | Rundle |
| Austin | Gackle | Lang | Sanstead |
| Belter | Ganser | Larson, G. | Simonson |
| Berg | Grant | Larson, L. | Solberg, I. |
| Boustead | Halcrow | Leibhan | Stoltenow |
| Bullis | Henning | Lillehaugen | Stone |
| Connolly | Hensrud | Link | Weber |
| Dahl | Hentges | Matheny | Wells |
| Davis | Hickle | McDonald | White |
| Dawson | Hoffner | Metzger | Wilkie |
| Diehl | Hoghaug | Olienyk | Mr. Speaker |
| Eagles | Jenkins | Peterson, J. | |

Those voting in the negative were:

| | | | |
|--------------|-----------|----------|-----------|
| Aamoth | Glaspey | Miedema | Seibel |
| Bernabucci | Goodman | Mueller | Streibel |
| Boyum | Haugland | Opedahl | Strinden |
| Bunker | Hilleboe | Powers | Swedlund |
| Burke | Kelsch | Register | Thompson |
| Dick | Kingsbury | Rivinius | Thorsgard |
| Erickson, K. | Kuehn | Sandness | Welder |
| Giffey | Lundene | Schaffer | |

Absent and not voting:

| | | | |
|--------|-----------|-----------|-------------|
| Aafedt | DeKrey | Hougen | Solberg, O. |
| Backes | Dornacker | Linderman | Twetten |
| Bier | Freeman | Moquist | Wagner |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 310 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 344. A Bill for an Act to amend and reenact section 54-49-03 and 54-49.04 of the North Dakota Century Code, relating to the membership of the natural resources council and the time of meeting.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aamoth | Emerson | Kelsch | Rivinius |
| Aas | Erickson, K. | Kingsbury | Rundle |
| Anderson | Erickson, W. | Knudson | Sandness |
| Atkinson | Froelich | Kuehn | Sanstead |
| Austin | Ganser | Lang | Schaffer |
| Backes | Giffey | Larson, G. | Seibel |
| Belter | Glaspey | Larson, L. | Simonson |
| Berg | Goodman | Leibhan | Solberg, I. |
| Bernabucci | Grant | Lillehaugen | Solberg, O. |
| Boustead | Halcrow | Link | Stoltenow |

| | | | |
|----------|-------------|--------------|-----------|
| Boyum | Haugland | Lundene | Stone |
| Bullis | Henning | Matheny | Streibel |
| Bunker | Hensrud | McDonald | Strinden |
| Burke | Hentges | Metzger | Swedlund |
| Connolly | Hickle | Olienyk | Thompson |
| Dahl | Hilleboe | Opedahl | Thorsgard |
| Davis | Hoffner | Peterson, J. | Weber |
| Dawson | Hoghaug | Peterson, R. | Welder |
| Dick | Hougen | Powers | Wells |
| Diehl | Jenkins | Register | White |
| Eagles | Johnson, K. | Reimers | Wilkie |

Absent and not voting:

| | | | |
|-----------|-----------|---------|-------------|
| Aafedt | Freeman | Miedema | Tweten |
| Bier | Gackle | Moquist | Wagner |
| DeKrey | Jones | Mueller | Mr. Speaker |
| Dornacker | Linderman | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 344 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 371. A Bill for an Act to create and enact section 15-39-37.1 of the North Dakota Century Code, relating to the counting of advanced training as teacher service under the teachers' insurance and retirement fund; to amend and reenact sections 15-39-01, 15-39-15, 15-39-26, 15-39-29, 15-39-36, 15-39-40 and 21-10-06 of the North Dakota Century Code, relating to definitions, crediting of teaching service, withdrawal and reinstatement, retirement and annuity credits, investment of moneys, selection of retirement options, credit for military service under the teachers' insurance and retirement fund and funds under the management of the state investment board.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Kelsch | Register |
| Aas | Erickson, K. | Kingsbury | Reimers |
| Anderson | Freeman | Knudson | Rundle |
| Austin | Froelich | Kuehn | Sandness |
| Backes | Gackle | Lang | Sanstead |
| Belter | Ganser | Larson, G. | Schaffer |
| Berg | Giffey | Larson, L. | Seibel |
| Bernabucci | Glaspey | Leibhan | Simonson |
| Bier | Goodman | Lillehaugen | Solberg, I. |
| Boustead | Grant | Link | Solberg, O. |
| Boyum | Halcrow | Lundene | Stoltenow |
| Bullis | Haugland | Matheny | Stone |
| Bunker | Henning | McDonald | Streibel |
| Burke | Hensrud | Metzger | Strinden |
| Connolly | Hickle | Miedema | Swedlund |
| Dahl | Hilleboe | Mueller | Thompson |
| Davis | Hoffner | Olienyk | Thorsgard |
| Dawson | Hoghaug | Opedahl | Weber |
| DeKrey | Hougen | Peterson, J. | White |
| Dick | Jenkins | Peterson, R. | Wilkie |
| Diehl | Johnson, K. | Powers | Mr. Speaker |
| Eagles | Jones | | |

Absent and not voting:

| | | | |
|-----------|--------------|----------|--------|
| Aafedt | Erickson, W. | Moquist | Wagner |
| Atkinson | Hentges | Rivinius | Welder |
| Dornacker | Linderman | Tweten | Wells |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 371 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed a Conference Committee on House Bill No. 25.

Senator Melland
 Senator Lowe
 Senator Schultz

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 341
 House Bill No. 457

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL No. 341

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact section 57-02-20 of the North Dakota Century Code, relating to the exemption of machinery for one year.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 57-02-20 of the
 2 1967 Supplement to the North Dakota Century Code is hereby
 2a amended
 3 and reenacted to read as follows:
 4 57-02-20. EXEMPTION OF (((FARM))) MACHINERY FOR
 5 ONE YEAR.) (((The part of the value of farm machinery on
 5a which
 6 sales or use tax is paid, to be used by the buyer in his farming
 7 operations or rented by the buyer for farming purposes, shall be
 8 exempt to the buyer from the personal property tax which would
 9 be assessed and levied against it in the first year after its
 10 purchase were this section not in force. No exemption shall be
 11 allowed, however, unless the buyer exhibits to the assessor
 12 satisfactory written proof, on a form furnished by the state tax
 13 commissioner to retail sales or use tax permit holders only,
 14 that the North Dakota sales or use tax has been paid on such
 15 farm machinery. A duplicate copy of such form shall be attached
 16 to the assessment sheet which is filed with the county auditor.
 17 In addition, for each unit of farm machinery with a value ex-
 18 ceeding three hundred dollars, if any buyer shall fail or refuse
 19 to exhibit such proof of the payment of such sales or use tax,
 20 the assessor shall report such fact, together with a description
 21 of the farm machinery involved to the tax commissioner on forms
 22 to be prescribed by the commissioner. The commissioner shall
 23 promptly proceed to determine the amount of any sales or use tax
 24 due with respect to the sale or purchase of such farm machinery
 25 and shall have available any of the methods provided in chapter
 26 57-39* or 57-40* to secure collection of the amount due, includ-
 27 ing the authority to collect from the consumer or user any sales

28 tax due; provided that any assessment made by the assessor on
 29 such farm machinery may be abated, and the personal property
 29a tax
 30 refunded if paid, pursuant to the provisions of chapter 57-23
 31 if the machinery was assessed because sales or use tax was not
 32 paid but was thereafter collected from the consumer or user by
 33 the retailer or tax commissioner. Any dealer in farm machinery
 34 may not claim the exemptions provided for in this section even
 35 though farm machinery owned by him is used in farming
 35a operations,
 36 but this restriction shall not prevent any dealer or person from
 37 claiming the exemption as provided in this section if such farm
 38 machinery is rented by him in the course of a bona fide rental
 39 business where fair rental value is charged.)) Any farm mach-
 40 inery which has been purchased for a price of three hundred
 41 dollars or more after November first and before the following
 42 assessment date, to be used by the buyer in his farming operat-
 43 ions, shall be exempt to the buyer from the personal property
 44 tax which would be assessed and levied against it in the first
 45 year after its purchase were this section not in force. No ex-
 46 emption shall be allowed, however, unless the buyer exhibits to
 47 the assessor satisfactory written proof that the North Dakota
 48 sales or use tax has been paid on the purchase of such farm
 49 machinery or that the buyer is entitled to the credit provided
 50 in section 57-40.2-11 for a similar sales or use tax paid in
 51 another state. Any dealer in farm machinery may not claim the
 52 exemptions provided for in this section even though farm mach-
 53 inery owned by him is used in farming operations.
 54 Any person engaged in a bona fide business of leasing or
 55 renting farm machinery where fair rental values are charged
 56 shall be subject to the normal assessment of the rented or
 57 leased farm machinery and such assessments shall be made as
 58 provided in subsection 4, section 57-02-12 of the North Dakota
 59 Century Code."

AMENDMENTS TO HOUSE BILL No. 457

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact section 61-04-05 of the 1967 Supplement of the North Dakota Century Code, relating to notices to be given by applicant and seeking water permits or appropriation of water rights.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 61-04-05 of the 1967 Supplement of the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-04-05. (((PUBLICATION OF))) NOTICE OF APPLICATION — CONTENTS — PROOF — FAILURE TO FILE SATISFACTORY PROOF.) Upon the filing of an application which complies with the provisions of this chapter and the rules and regulations established thereunder, the state engineer shall instruct the applicant to: (1) give notice thereof by certified mail in the form prescribed by him, to all record title owners of real estate within a radius of one mile from the location of the proposed water appropriation site, except where the one mile radius extends within the geographical boundary of a city the notice shall be given to the governing body of such city and no further notice need be given to the record title owners of real estate within the geographical boundary of said city; and (2) publish notice thereof, in a form prescribed by him, in some newspaper of general circulation in the stream system, once a week for two consecutive weeks. Such notice shall give all essential facts as to the proposed appropriation, among them the places of appropria-

tion and of use, amount of water, the purpose for which it is to be used, the name and address of the applicant, and the time when the application will be taken up by the state engineer for consideration. Proof of publication, as required, shall be filed with the state engineer within sixty days from the date of his instructions to make publication. In case of failure within the time required to file satisfactory proof of publication in accordance with the rules and regulations applicable thereto, the application thereafter shall be treated as an original application filed on the date of receipt of proof of publication in proper form."

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 46
House Bill No. 51
House Bill No. 353
House Bill No. 488
House Bill No. 510
House Bill No. 513

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 35
House Bill No. 282
House Bill No. 350
House Bill No. 365
House Bill No. 405
House Bill No. 468

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Davis moved that the House reconsider the action by which Senate Concurrent Resolution No. 62 lost, which motion prevailed.

Rep. Davis moved that Senate Concurrent Resolution No. 62 be placed at the foot of the calendar, which motion prevailed.

Rep. Jenkins moved that the House reconsider the action by which Senate Bill No. 27 was passed, which motion prevailed.

Rep. Jenkins requested the unanimous consent of the House for the purpose of amending Senate Bill No. 27, which request was granted.

Rep. Jenkins moved the adoption of the following amendments to Senate Bill No. 27:

In line 3 of the engrossed bill after the words "the sum of" delete "\$37,600.00" and insert in lieu thereof "\$48,290.00".

In Line 6, delete "\$19,600.00" and insert in lieu thereof "\$30,290.00"

In Line 10, delete the sum "\$37,600.00" and insert in lieu thereof "\$48,290.00"

The motion of Rep. Jenkins prevailed.

Rep. Jenkins moved that the rules be suspended and Senate Bill No. 27 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 27. A Bill for an Act making an appropriation for salaries and expenses of the governor's council on human resources.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 70; nays, 10; absent and not voting, 18.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|-------------|--------------|
| Aamoth | Eagles | Johnson, K | Peterson, J. |
| Aas | Emerson | Jones | Peterson, R. |
| Anderson | Erickson, K. | Kelsch | Powers |
| Austin | Erickson, W. | Kingsbury | Register |
| Backes | Freeman | Kuehn | Rundle |
| Belter | Ganser | Lang | Sandness |
| Berg | Glaspey | Larson, G. | Sanstead |
| Bier | Goodman | Larson, L. | Schaffer |
| Boustead | Grant | Leibhan | Seibel |
| Boyum | Haugland | Lillehaugen | Solberg, I. |
| Bullis | Henning | Link | Solberg, O. |
| Bunker | Hensrud | Lundene | Stoltenow |
| Dahl | Hentges | Matheny | Stone |
| Dawson | Hickle | Miedema | Streibel |
| DeKrey | Hoffner | Mueller | Strinden |
| Dick | Hoghaug | Olienyk | Thompson |
| Diehl | Hougen | Opedahl | Mr. Speaker |
| Dornacker | Jenkins | | |

Those voting in the negative were:

| | | | |
|------------|---------|----------|---------|
| Bernabucci | Gackle | McDonald | Reimers |
| Connolly | Halcrow | Metzger | White |
| Froelich | Knudson | | |

Absent and not voting:

| | | | |
|----------|-----------|-----------|--------|
| Aafedt | Hilleboe | Swedlund | Weber |
| Atkinson | Linderman | Thorsgard | Welder |
| Burke | Moquist | Tweten | Wells |
| Davis | Rivinius | Wagner | Wilkie |
| Giffey | Simonson | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 27 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 376. A Bill for an Act to provide for additional compensation for the supreme and district court judges of the state, without additional retirement benefits as provided by section 27-17-01.

Was read the second time.

Rep. Kelsch requested that he be excused from voting on Senate Bill No. 376 because of a personal interest.

Rep. Rundle moved that Rep. Kelsch be allowed to vote on Senate Bill No. 376, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 84; nays, 3; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|----------|
| Aafedt | Diehl | Hougen | Powers |
| Aamoth | Dornacker | Jenkins | Register |
| Aas | Eagles | Johnson, K. | Reimers |
| Anderson | Emerson | Jones | Rundle |
| Austin | Erickson, W. | Kelsch | Sandness |
| Backes | Freeman | Knudson | Sanstead |
| Belter | Froelich | Kuehn | Schaffer |
| Berg | Gackle | Lang | Seibel |

| | | | |
|------------|----------|--------------|-------------|
| Bernabucci | Ganser | Larson, G. | Simonson |
| Bier | Giffey | Larson, L. | Solberg, I. |
| Boustead | Glaspey | Leibhan | Solberg, O. |
| Boyum | Goodman | Link | Stoltenow |
| Bullis | Grant | Lundene | Stone |
| Bunker | Halcrow | McDonald | Streibel |
| Burke | Haugland | Metzger | Strinden |
| Connolly | Henning | Miedema | Thompson |
| Dahl | Hensrud | Mueller | Thorsgard |
| Davis | Hentges | Olienyk | Weber |
| Dawson | Hickle | Opedahl | White |
| DeKrey | Hoffner | Peterson, J. | Wilkie |
| Dick | Hoghaug | Peterson, R. | Mr. Speaker |

Those voting in the negative were:

| | | |
|-----------|-------------|---------|
| Kingsbury | Lillehaugen | Matheny |
|-----------|-------------|---------|

Absent and not voting:

| | | | |
|--------------|-----------|----------|--------|
| Atkinson | Linderman | Swedlund | Welder |
| Erickson, K. | Moquist | Tweten | Wells |
| Hilleboe | Rivinius | Wagner | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 376 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-NINTH DAY

Bismarck, March 15, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rev. E. O. Grunstead, McCabe United Methodist Church, Bismarck.

Roll was called and all members were present except Reps. Atkinson, K. Erickson, Linderman, Moquist, Reimers, Tweten and Wagner.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-seventh Day After Recess and Fifty-eighth Day and recommends that the same be corrected as follows:

Page 1317, line 21, before the period insert "be adopted, which motion prevailed."

Page 1313, delete lines 53, 54, 55 and 56, and insert the following in lieu thereof:

"Senate Bill No. 6. A Bill for an Act making an appropriation for the use of the North Dakota economic development commission and state planning agency."

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Linderman moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
Executive Office

Bismarck, March 14, 1969

The Honorable Ernest Johnson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on March 13 I signed the following bills:

House Bill No. 99
House Bill No. 257
House Bill No. 222
House Bill No. 298
House Bill No. 337
House Bill No. 315
House Bill No. 128
House Bill No. 334
House Bill No. 132
House Bill No. 153
House Bill No. 126
House Bill No. 247
House Bill No. 221
House Bill No. 167
House Bill No. 212
House Bill No. 214
House Bill No. 240
House Bill No. 161
House Bill No. 144
House Bill No. 48

Sincerely,
WILLIAM L. GUY
Governor

STATE OF NORTH DAKOTA
Executive Office

Bismarck, March 15, 1969

The Honorable Ernest Johnson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on March 14 I signed the following bills:

House Bill No. 14
House Bill No. 15
House Bill No. 21
House Bill No. 29
House Bill No. 30
House Bill No. 37
House Bill No. 42
House Bill No. 45
House Bill No. 48
House Bill No. 96
House Bill No. 112
House Bill No. 134
House Bill No. 138
House Bill No. 150
House Bill No. 166
House Bill No. 179

House Bill No. 181
 House Bill No. 186
 House Bill No. 187
 House Bill No. 197
 House Bill No. 219
 House Bill No. 243
 House Bill No. 277
 House Bill No. 287
 House Bill No. 299
 House Bill No. 311
 House Bill No. 356
 House Bill No. 358
 House Bill No. 400
 House Bill No. 431
 House Bill No. 433
 House Bill No. 445
 House Bill No. 497
 House Bill No. 503
 House Bill No. 504

Sincerely,
 WILLIAM L. GUY
 Governor

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on

Senate Bill No. 10
 Senate Bill No. 78
 Senate Bill No. 124
 Senate Bill No. 403
 Senate Bill No. 425

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on

House Bill No. 25: Ayes, 36; nays, 0; absent, 13
 House Bill No. 88: Ayes, 35; nays, 2; absent, 12
 House Bill No. 151: Ayes, 32; nays, 5; absent, 12
 House Bill No. 322: Ayes, 28; nays, 8; absent, 13
 House Bill No. 271: Ayes, 35; nays, 0; absent, 14
 House Bill No. 485: Ayes, 33; nays, 0; absent, 16

LEO LEIDHOLM, Secretary

ANNOUNCEMENT

Speaker E. Johnson announced the following Conference Committees to meet with like committees from the Senate:

Senate Bill No. 29
 Rep. Freeman
 Rep. Olienyk
 Rep. O. Solberg

Senate Bill No. 432
 Rep. Bier
 Rep. Knudson
 Rep. Giffey

Senate Bill No. 469
 Rep. Hilleboe
 Rep. Atkinson
 Rep. Thompson

House Bill No. 453

Rep. DeKrey
Rep. Dawson
Rep. Weber

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, on

Senate Bill No. 29

Rep. Freeman
Rep. Olienyk
Rep. O. Solberg

Senate Bill No. 432

Rep. Bier
Rep. Knudson
Rep. Giffey

Senate Bill No. 469

Rep. Hilleboe
Rep. Atkinson
Rep. Thompson

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to

House Bill No. 453

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate,

Rep. DeKrey
Rep. Dawson
Rep. Weber

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee to act with a like committee from the House, on

House Bill No. 453

Senator Decker
Senator Thoreson
Senator Rait

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on

Senate Bill No. 312

And the committee having been unable to agree, the President appointed as a new Conference Committee:

Senator Redlin
Senator Freed
Senator Ruemmele

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 383. A Bill for an Act to direct a study of coordination of benefits provisions in health insurance policies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 87; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kelsch | Rivinius |
| Aamoth | Freeman | Kingsbury | Rundle |
| Anderson | Froelich | Knudson | Sandness |
| Atkinson | Gackle | Kuehn | Sanstead |
| Austin | Ganser | Lang | Schaffer |
| Backes | Giffey | Larson, G. | Seibel |
| Belter | Glaspey | Larson, L. | Solberg, I. |
| Bernabucci | Goodman | Leibhan | Solberg, O. |
| Bier | Grant | Lillehaugen | Stoltenow |
| Boustead | Halcrow | Linderman | Stone |
| Boyum | Haugland | Link | Streibel |
| Bullis | Henning | Lundene | Strinden |
| Bunker | Hensrud | Matheny | Swedlund |
| Connolly | Hentges | McDonald | Thompson |
| Dahl | Hickle | Miedema | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| Dawson | Hoffner | Olienyk | Weber |
| DeKrey | Hoghaug | Opedahl | Welder |
| Diehl | Hougen | Peterson, J. | White |
| Eagles | Jenkins | Peterson, R. | Wilkie |
| Emerson | Johnson, K. | Powers | Mr. Speaker |
| Erickson, K. | Jones | Register | |

Those voting in the negative were:

| | | | |
|------------------------|---------|----------|--------|
| Burke | Metzger | Simonson | Wagner |
| Dornacker | Reimers | | |
| Absent and not voting: | | | |
| Aas | Dick | Moquist | Wells |
| Berg | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 383 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 410. A Bill for an Act authorizing the construction of a multipurpose building for the occupancy and use of the Bank of North Dakota and such other legislative and executive branch uses as the legislative assembly may prescribe, and providing for an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 68; nays, 29; absent and not voting, 1.

Those voting in the affirmative were:

| | | | |
|----------|----------|--------------|-------------|
| Aafedt | Giffey | Linderman | Simonson |
| Aamoth | Glaspey | Link | Solberg, I. |
| Aas | Goodman | Lundene | Solberg, O. |
| Anderson | Grant | Matheny | Stone |
| Backes | Haugland | Mueller | Streibel |
| Bier | Henning | Olienyk | Strinden |
| Boustead | Hensrud | Opedahl | Swedlund |
| Bunker | Hentges | Peterson, J. | Thorsgard |
| Dawson | Hilleboe | Peterson, R. | Thompson |
| DeKrey | Hoffner | Powers | Tweten |
| Dick | Hougen | Register | Weber |
| Diehl | Jenkins | Reimers | Welder |

| | | | |
|--------------|------------|----------|-------------|
| Eagles | Jones | Rivinius | Wells |
| Emerson | Kelsch | Sandness | Wilkie |
| Erickson, K. | Larson, G. | Sanstead | White |
| Erickson, W. | Larson, L. | Schaffer | Mr. Speaker |
| Freeman | Leibhan | Seibel | |

Those voting in the negative were:

| | | | |
|------------|-----------|-------------|-------------|
| Atkinson | Connolly | Halcrow | Lang |
| Austin | Dahl | Hickle | Lillehaugen |
| Belter | Davis | Hoghaug | Miedema |
| Berg | Dornacker | Johnson, K. | McDonald |
| Bernabucci | Froehlich | Kingsbury | Metzger |
| Boyum | Gackle | Knudson | Rundle |
| Bullis | Ganser | Kuehn | Stoltenow |
| Burke | | | Wagner |

Absent and not voting:

Moquist

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 410 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 8
 Senate Bill No. 22
 Senate Bill No. 26
 Senate Bill No. 97
 Senate Bill No. 251
 Senate Bill No. 435
 Senate Bill No. 440
 Senate Bill No. 459
 Senate Bill No. 467
 Senate Concurrent Resolution No. 6

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 45
 Senate Bill No. 54
 Senate Bill No. 76
 Senate Bill No. 266
 Senate Bill No. 284
 Senate Bill No. 373
 Senate Bill No. 444
 Senate Concurrent Resolution No. 34
 Senate Concurrent Resolution No. 70
 Senate Concurrent Resolution No. 75
 Senate Concurrent Resolution No. 76

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 39

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed for forty-five minutes, which motion prevailed.

The House reconvened with Speaker E. Johnson presiding.

FIRST READING OF A SENATE BILL

Senate Bill No. 484. A Bill for an Act to amend and reenact section 11-32-03 of the North Dakota Century Code, relating to disposal of buildings partially financed with memorial funds by school districts which have acquired such buildings through reorganization.

Which was read the first time and referred to the Committee on Education.

ANNOUNCEMENT

Speaker E. Johnson announced the Committee on Education would be excused for fifteen minutes.

SECOND READING OF SENATE BILLS

Senate Bill No. 419. A Bill for an Act to amend section 61-04-23 of the 1967 Supplement of the North Dakota Century Code, relating to forfeiture of water rights to provide that water rights held by any state agency may be forfeited only by the legislature.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 51; nays, 20; absent and not voting, 27.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Hickle | Solberg, I. |
| Aamoth | Erickson, K. | Kingsbury | Solberg, O. |
| Aas | Erickson, W. | Lillehaugen | Stone |
| Anderson | Freeman | Linderman | Streibel |
| Atkinson | Gackle | Link | Strinden |
| Austin | Glaspey | Lundene | Swedlund |
| Berg | Goodman | Matheny | Thompson |
| Boustead | Grant | Mueller | Thorsgard |
| Bullis | Halcrow | Olienyk | Tweten |
| Bunker | Haugland | Peterson, J. | Weber |
| Dick | Henning | Rivinius | White |
| Diehl | Hensrud | Schaffer | Mr. Speaker |
| Dornacker | Hentges | Simonson | |

Those voting in the negative were:

| | | | |
|------------|---------|-------------|--------|
| Bernabucci | Dawson | Johnson, K. | Powers |
| Boyum | DeKrey | Kelsch | Rundle |
| Burke | Ganser | Kuehn | Wagner |
| Connolly | Hoghaug | Lang | Welder |
| Davis | Jenkins | Metzger | Wilkie |

Absent and not voting:

| | | | |
|----------|------------|--------------|-----------|
| Backes | Hilleboe | Leibhan | Reimers |
| Belter | Hoffner | McDonald | Sandness |
| Bier | Hougen | Miedema | Sanstead |
| Dahl | Jones | Moquist | Seibel |
| Eagles | Knudson | Opedahl | Stoltenow |
| Froelich | Larson, G. | Peterson, R. | Wells |
| Giffey | Larson, L. | Register | |

So the bill passed and the title was agreed to.

Rep. Aas moved that the vote by which Senate Bill No. 419 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 461. A Bill for an Act to permit private game bird shooting preserves and the operation thereof, and to provide for fees, permits, surety bonds, types of game birds that may be hunted, registration of guests, rules and regulations; and providing a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 52; nays, 20; absent and not voting, 26.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Davis | Hickle | Powers |
| Aamoth | Dawson | Hilleboe | Reimers |
| Aas | Dick | Hoghaug | Rundle |
| Anderson | Diehl | Jenkins | Schaffer |
| Atkinson | Emerson | Kelsch | Simonson |
| Belter | Erickson, K. | Kuehn | Solberg, O. |
| Berg | Freeman | Lang | Streibel |
| Boustead | Goodman | Larson, L. | Strinden |
| Boyum | Grant | Lillehaugen | Thompson |
| Bullis | Haugland | Link | Thorsgard |
| Bunker | Henning | Matheny | Wagner |
| Burke | Hensrud | Olienyk | Wilkie |
| Connolly | Hentges | Peterson, J. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|-------------|-----------|-------------|
| Austin | Ganser | Linderman | Solberg, I. |
| Backes | Glaspey | Lundene | Stone |
| DeKrey | Halcrow | Metzger | Weber |
| Erickson, W. | Johnson, K. | Mueller | Welder |
| Gackle | Kingsbury | Rivinius | White |

Absent and not voting:

| | | | |
|------------|------------|--------------|-----------|
| Bernabucci | Hoffner | Miedema | Sanstead |
| Bier | Hougen | Moquist | Seibel |
| Dahl | Jones | Opedahl | Stoltenow |
| Dornacker | Knudson | Peterson, R. | Swedlund |
| Eagles | Larson, G. | Register | Tweten |
| Froelich | Leibhan | Sandness | Wells |
| Giffey | McDonald | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 461 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 462. An Act to amend and reenact sections 4-12-03, 4-12-03.1, 4-12-04, 4-12-20, and 4-12-22 of the North Dakota Century Code, relating to beekeepers' licenses and fees, penalties for unlawful transportation of bees, and permits for shipping bees into the state, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 68; nays, 6; absent and not voting, 24.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dick | Jenkins | Rundle |
| Aamoth | Diehl | Johnson, K. | Schaffer |
| Anderson | Emerson | Kelsch | Simonson |
| Atkinson | Erickson, W. | Kingsbury | Solberg, I. |
| Austin | Gackle | Kuehn | Solberg, O. |
| Backes | Ganser | Lang | Stone |
| Berg | Glaspey | Linderman | Streibel |
| Bernabucci | Goodman | Link | Thompson |
| Boustead | Grant | Lundene | Thorsgard |
| Boyum | Halcrow | Matheny | Tweten |
| Bunker | Haugland | Metzger | Wagner |
| Burke | Henning | Olienyk | Weber |
| Connolly | Hensrud | Opedahl | Welder |
| Dahl | Hentges | Peterson, J. | Wells |

| | | | |
|--------|----------|----------|-------------|
| Davis | Hickle | Powers | White |
| Dawson | Hilleboe | Reimers | Wilkie |
| DeKrey | Hoghaug | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|--------------|-------------|---------|
| Belter | Erickson, K. | Lillehaugen | Mueller |
| Bullis | Larson, L. | | |

Absent and not voting:

| | | | |
|-----------|------------|--------------|-----------|
| Aas | Giffey | Leibhan | Sandness |
| Bier | Hoffner | McDonald | Sanstead |
| Dornacker | Hougen | Miedema | Seibel |
| Eagles | Jones | Moquist | Stoltenow |
| Freeman | Knudson | Peterson, R. | Strinden |
| Froelich | Larson, G. | Register | Swedlund |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which Senate Bill No. 462 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 479. A Bill for an Act to authorize residents of the state of North Dakota to purchase rifles and shotguns in states contiguous to this state.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 0; absent and not voting, 27.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Diehl | Jenkins | Reimers |
| Aamoth | Emerson | Johnson, K. | Rivinius |
| Anderson | Erickson, K. | Kelsch | Rundle |
| Atkinson | Erickson, W. | Kingsbury | Schaffer |
| Austin | Freeman | Kuehn | Simonson |
| Backes | Gackle | Lang | Solberg, I. |
| Berg | Ganser | Larson, L. | Solberg, O. |
| Boustead | Glaspey | Lillehaugen | Stone |
| Boyum | Goodman | Linderman | Streibel |
| Bullis | Grant | Link | Thorsgard |
| Bunker | Halcrow | Lundene | Tweten |
| Burke | Haugland | Matheny | Wagner |
| Connolly | Henning | Metzger | Weber |
| Dahl | Hensrud | Mueller | Welder |
| Davis | Hentges | Olienyk | White |
| Dawson | Hickle | Opedahl | Wilkie |
| DeKrey | Hilleboe | Peterson, J. | Mr. Speaker |
| Dick | Hoghaug | Powers | |

Absent and not voting:

| | | | |
|------------|------------|--------------|-----------|
| Aas | Giffey | McDonald | Seibel |
| Belter | Hoffner | Miedema | Stoltenow |
| Bernabucci | Hougen | Moquist | Strinden |
| Bier | Jones | Peterson, R. | Swedlund |
| Dornacker | Knudson | Register | Thompson |
| Eagles | Larson, G. | Sandness | Wells |
| Froelich | Leibhan | Sanstead | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 479 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 482. A Bill for an Act to create and enact subsection 4 of section 65-12-11 of the North Dakota Century Code, relating to the fee for inspection of certain boilers.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 71; nays, 2; absent and not voting, 25.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Dick | Hoghaug | Reimers |
| Aamoth | Diehl | Jenkins | Rivinius |
| Anderson | Emerson | Johnson, K. | Rundle |
| Atkinson | Erickson, K. | Kingsbury | Schaffer |
| Austin | Erickson, W. | Kuehn | Simonson |
| Backes | Freeman | Lang | Solberg, I. |
| Belter | Gackle | Larson, L. | Solberg, O. |
| Berg | Ganser | Lillehaugen | Stone |
| Boustead | Glaspey | Linderman | Streibel |
| Boyum | Goodman | Link | Thompson |
| Bullis | Grant | Lundene | Thorsgard |
| Bunker | Halcrow | Matheny | Tweten |
| Burke | Haugland | Metzger | Wagner |
| Connolly | Henning | Mueller | Weber |
| Dahl | Hensrud | Olienyk | Welder |
| Davis | Hentges | Opedahl | Wilkie |
| Dawson | Hickle | Peterson, J. | Mr. Speaker |
| DeKrey | Hilleboe | Powers | |

Those voting in the negative were:

Kelsch White

Absent and not voting:

| | | | |
|------------|------------|--------------|-----------|
| Aas | Hoffner | McDonald | Sanstead |
| Bernabucci | Hougen | Miedema | Seibel |
| Bier | Jones | Moquist | Stoltenow |
| Dornacker | Knudson | Peterson, R. | Strinden |
| Eagles | Larson, G. | Register | Swedlund |
| Froelich | Leibhan | Sandness | Wells |
| Giffey | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 482 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 10. A Concurrent Resolution expressing the willingness of the Forty-first Legislative Assembly of the State of North Dakota to join with the states of South Dakota, Montana, and Wyoming or individually study and develop joint program proposals for interstate cooperation in providing degree-granting programs in the fields of medical science, dentistry, and veterinary medicine and in providing for the sharing of facilities to serve female incarcerates, sanatoriums, and facilities for the physically and mentally handicapped which will be mutually beneficial to the entire citizenry of the four-state area.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 74; nays, 0; absent and not voting, 24.

Those voting in the affirmative were:

| | | | |
|--------|-----------|-------------|----------|
| Aafedt | Diehl | Jenkins | Reimers |
| Aamoth | Dornacker | Johnson, K. | Rivinius |

| | | | |
|------------------------|--------------|--------------|-------------|
| Anderson | Emerson | Kelsch | Rundle |
| Atkinson | Erickson, K. | Kingsbury | Schaffer |
| Austin | Erickson, W. | Kuehn | Simonson |
| Backes | Freeman | Lang | Solberg, I. |
| Belter | Gackle | Larson, L. | Solberg, O. |
| Berg | Ganser | Lillehaugen | Stone |
| Boustead | Glaspey | Linderman | Streibel |
| Boyum | Goodman | Link | Thompson |
| Bullis | Grant | Lundene | Thorsgard |
| Bunker | Halcrow | Matheny | Tweten |
| Burke | Haugland | Metzger | Wagner |
| Connolly | Henning | Mueller | Weber |
| Dahl | Hensrud | Olienyk | Welder |
| Davis | Hentges | Opedahl | White |
| Dawson | Hilleboe | Peterson, J. | Wilkie |
| DeKrey | Hoffner | Powers | Mr. Speaker |
| Dick | Hoghaug | | |
| Absent and not voting: | | | |
| Aas | Hickle | McDonald | Sanstead |
| Bernabucci | Hougen | Miedema | Seibel |
| Bier | Jones | Moquist | Stoltenow |
| Eagles | Knudson | Peterson, R. | Strinden |
| Froelich | Larson, G. | Register | Swedlund |
| Giffey | Leibhan | Sandness | Wells |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 19. A Concurrent Resolution urging the governments of the United States and Canada to begin development of the water resources of the Pembina River Basin in the Province of Manitoba, and the State of North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 50. A Concurrent Resolution expressing the support of the Forty-first Legislative Assembly of the State of North Dakota for collective bargaining efforts by farmers.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

MOTION

Rep. K. Johnson moved that Senate Concurrent Resolution No. 58 be moved to the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 61. A Concurrent Resolution providing for a comprehensive study of the North Dakota tax system by the Legislative Research Committee, with the participation and cooperation of the State Tax Department.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 57; nays, 16; absent and not voting, 25.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Diehl | Kelsch | Rivinius |
| Aamoth | Dornacker | Kingsbury | Rundle |
| Anderson | Emerson | Kuehn | Schaffer |
| Atkinson | Erickson, K. | Lang | Solberg, I. |
| Austin | Freeman | Larson, L. | Stone |
| Backes | Ganser | Lillehaugen | Streibel |
| Belter | Goodman | Linderman | Strinden |

| | | | |
|----------|-------------|---------|-------------|
| Berg | Henning | Link | Thorsgard |
| Boustead | Hensrud | Lundene | Tweten |
| Bunker | Hickle | Matheny | Wagner |
| Connolly | Hilleboe | Metzger | Welder |
| Dahl | Hoffner | Mueller | Wells |
| Davis | Hoghaug | Opedahl | White |
| DeKrey | Johnson, K. | Powers | Mr. Speaker |
| Dick | | | |

Those voting in the negative were:

| | | | |
|--------------|---------|----------|-------------|
| Bullis | Glaspey | Jenkins | Solberg, O. |
| Burke | Grant | Olienyk | Thompson |
| Erickson, W. | Halcrow | Reimers | Weber |
| Gackle | Hentges | Simonson | Wilkie |

Absent and not voting:

| | | | |
|------------|------------|--------------|-----------|
| Aas | Giffey | Leibhan | Register |
| Bernabucci | Haugland | McDonald | Sandness |
| Bier | Hougen | Miedema | Sanstead |
| Boyum | Jones | Moquist | Seibel |
| Dawson | Knudson | Peterson, J. | Stoltenow |
| Eagles | Larson, G. | Peterson, R. | Swedlund |
| Froelich | | | |

So the Senate Concurrent Resolution was declared adopted.

Rep. Lundene moved that Senate Concurrent Resolution No. 69 be moved to the foot of the calendar, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE SENATE

Rep. Tweten moved that the House reconsider the action by which Senate Bill No. 3 passed, which motion prevailed.

Rep. Tweten requested the unanimous consent of the House for the purpose of amending Senate Bill No. 3, which request was granted.

Rep. Tweten moved the adoption of the following amendments to Senate Bill No. 3:

In line 3, delete "2,142,798.00" and insert in lieu thereof "2,102,798.00"

In line 8, delete "1,527,738.00" and insert in lieu thereof "1,487,738.00"

In line 16, delete "2,142,798.00" and insert in lieu thereof "2,102,798.00"

The motion of Rep. Tweten prevailed.

Rep. Tweten moved that the rules be suspended and Senate Bill No. 3 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 3. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation, maintenance, equipment, supplies, outfitting of patrolmen, travel and miscellaneous expenses for the highway patrol.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 77; nays, 0; absent and not voting, 21.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Diehl | Jenkins | Rivinius |
| Aamoth | Dornacker | Johnson, K. | Rundle |
| Aas | Emerson | Kelsch | Schaffer |
| Anderson | Erickson, K. | Kingsbury | Simonson |
| Atkinson | Erickson, W. | Kuehn | Solberg, I. |
| Austin | Freeman | Lang | Solberg, O. |
| Backes | Gackle | Larson, L. | Stone |
| Belter | Ganser | Lillehaugen | Streibel |

| | | | |
|----------|----------|--------------|-------------|
| Berg | Glaspey | Linderman | Strinden |
| Boustead | Goodman | Link | Thompson |
| Boyum | Grant | Lundene | Thorsgard |
| Bullis | Halcrow | Matheny | Tweten |
| Bunker | Henning | Metzger | Wagner |
| Burke | Hensrud | Mueller | Weber |
| Connolly | Hentges | Olienyk | Welder |
| Dahl | Hickle | Opedahl | Wells |
| Davis | Hilleboe | Peterson, J. | White |
| Dawson | Hoffner | Powers | Wilkie |
| DeKrey | Hoghaug | Reimers | Mr. Speaker |
| Dick | | | |

Absent and not voting:

| | | | |
|------------|------------|--------------|-----------|
| Bernabucci | Hougen | McDonald | Sandness |
| Bier | Jones | Miedema | Sanstead |
| Eagles | Knudson | Moquist | Seibel |
| Froelich | Larson, G. | Peterson, R. | Stoltenow |
| Giffey | Leibhan | Register | Swedlund |
| Haugland | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 3 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Tweten moved that the House not concur on Senate amendments to House Bill No. 5, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Tweten moved that the House not concur on Senate amendments to House Bill No. 9, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 11, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and House Bill No. 11 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 11. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the state hospital at Jamestown, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|----------|----------|-------------|-------------|
| Aafedt | Freeman | Kingsbury | Sandness |
| Aas | Froelich | Kuehn | Sanstead |
| Anderson | Gackle | Lang | Schaffer |
| Atkinson | Ganser | Larson, G. | Simonson |
| Austin | Giffey | Larson, L. | Solberg, I. |
| Backes | Glaspey | Lillehaugen | Solberg, O. |
| Belter | Goodman | Linderman | Stoltenow |
| Berg | Grant | Link | Stone |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |

| | | | |
|--------------|-------------|--------------|-------------|
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Mueller | Thorsgard |
| Connolly | Hickle | Olienyk | Tweten |
| Dahl | Hilleboe | Opedahl | Wagner |
| Davis | Hoffner | Peterson, J. | Weber |
| Dick | Hoghaug | Peterson, R. | Welder |
| Diehl | Hougen | Powers | Wells |
| Eagles | Jenkins | Reimers | White |
| Emerson | Johnson, K. | Rivinius | Wilkie |
| Erickson, K. | Jones | Rundle | Mr. Speaker |
| Erickson, W. | | | |

Absent and not voting:

| | | | |
|------------|-----------|----------|----------|
| Aamoth | DeKrey | Knudson | Moquist |
| Bernabucci | Dornacker | Leibhan | Register |
| Bier | Kelsch | McDonald | Seibel |
| Dawson | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 11 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Tweten moved that the House not concur on Senate amendments to House Bill No. 12, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 17, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and House Bill No. 17 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 17. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state fire and tornado fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 89; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Kelsch | Rivinius |
| Aas | Freeman | Kingsbury | Rundle |
| Anderson | Froelich | Knudson | Sandness |
| Atkinson | Gackle | Kuehn | Sanstead |
| Austin | Ganser | Lang | Schaffer |
| Backes | Giffey | Larson, G. | Simonson |
| Belter | Glaspey | Larson, L. | Solberg, I. |
| Berg | Goodman | Leibhan | Solberg, O. |
| Bier | Grant | Lillehaugen | Stoltenow |
| Boustead | Halcrow | Linderman | Stone |
| Boyum | Haugland | Link | Streibel |
| Bullis | Henning | Lundene | Strinden |
| Bunker | Hensrud | Matheny | Swedlund |
| Burke | Hentges | Metzger | Thompson |
| Connolly | Hickle | Miedema | Thorsgard |
| Dahl | Hilleboe | Mueller | Tweten |
| Davis | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Opedahl | Weber |

| | | | |
|--------------|-------------|--------------|-------------|
| Dick | Hougen | Peterson, J. | Welder |
| Diehl | Jenkins | Peterson, R. | Wells |
| Eagles | Johnson, K. | Powers | Wilkie |
| Emerson | Jones | Reimers | Mr. Speaker |
| Erickson, K. | | | |

Absent and not voting:

| | | | |
|------------|-----------|----------|--------|
| Aamoth | Dornacker | Moquist | Seibel |
| Bernabucci | McDonald | Register | White |
| Dawson | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 17 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 26, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and House Bill No. 26 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 26. A Bill for an Act making an appropriation for salaries and expenses of the state library commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Kelsch | Rivinius |
| Aas | Freeman | Kingsbury | Rundle |
| Anderson | Froelich | Knudson | Sandness |
| Atkinson | Gackle | Kuehn | Sanstead |
| Austin | Ganser | Lang | Schaffer |
| Backes | Giffey | Larson, G. | Simonson |
| Belter | Glaspey | Larson, L. | Solberg, I. |
| Berg | Goodman | Leibhan | Solberg, O. |
| Bier | Grant | Lillehaugen | Stoltenow |
| Boyum | Halcrow | Linderman | Stone |
| Bullis | Haugland | Link | Streibel |
| Bunker | Henning | Lundene | Strinden |
| Burke | Hensrud | Matheny | Swedlund |
| Connolly | Hentges | Metzger | Thompson |
| Dahl | Hickle | Miedema | Thorsgard |
| Davis | Hilleboe | Mueller | Tweten |
| DeKrey | Hoffner | Olienyk | Wagner |
| Dick | Hoghaug | Opedahl | Weber |
| Diehl | Hougen | Peterson, J. | Welder |
| Eagles | Jenkins | Peterson, R. | Wilkie |
| Emerson | Johnson, K. | Powers | Mr. Speaker |
| Erickson, K. | Jones | Reimers | |

Absent and not voting:

| | | | |
|------------|-----------|----------|-------|
| Aamoth | Dawson | Moquist | Wells |
| Bernabucci | Dornacker | Register | White |
| Boustead | McDonald | Seibel | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 26 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Bier moved that the House concur in the Senate amendments to House Bill No. 36, which motion prevailed.

Rep. Bier moved that the rules be suspended, and House Bill No. 36 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 36. A Bill for an Act to create and enact sections 15-53-05.1, 15-53-06.2, and 15-53-10.1; and to amend and reenact sections 15-27-04, 15-27-05, subsection 2 of section 15-53-02, and sections 15-53-07, 15-53-08, 15-53-09, 15-53-10, 15-53-11, 15-53-12, 15-53-13, 15-53-16, 15-53-21, 15-53-22, 15-53-23, and 15-53-25 of the North Dakota Century Code, relating to creating a regional committee system for school district reorganization.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 37; nays, 53; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|-----------|------------|-------------|
| Aas | Haugland | Larson, G. | Solberg, O. |
| Anderson | Hentges | Metzger | Streibel |
| Atkinson | Hilleboe | Miedema | Strinden |
| Bier | Hoghaug | Mueller | Swedlund |
| Dick | Hougen | Powers | Thompson |
| Diehl | Jones | Sandness | Tweten |
| Eagles | Kelsch | Sanstead | Wells |
| Emerson | Kingsbury | Schaffer | White |
| Ganser | Lang | Seibel | Mr. Speaker |
| Halcrow | | | |

Those voting in the negative were:

| | | | |
|----------|--------------|--------------|--------------|
| Aafedt | Erickson, K. | Johnson, K. | Peterson, R. |
| Austin | Erickson, W. | Knudson | Reimers |
| Belter | Freeman | Kuehn | Rivinius |
| Berg | Froelich | Larson, L. | Rundle |
| Boustead | Gackle | Leibhan | Simonson |
| Boyum | Giffey | Lillehaugen | Solberg, I. |
| Bullis | Glaspey | Linderman | Stoltenow |
| Bunker | Goodman | Link | Stone |
| Burke | Grant | Lundene | Thorsgard |
| Connolly | Henning | Matheny | Wagner |
| Dahl | Hensrud | Olienyk | Weber |
| Davis | Hickle | Opedahl | Welder |
| Dawson | Hoffner | Peterson, J. | Wilkie |
| DeKrey | | | |

Absent and not voting:

| | | | |
|--------|------------|----------|----------|
| Aamoth | Bernabucci | Jenkins | Moquist |
| Backes | Dornacker | McDonald | Register |

So the bill lost.

Rep. Kingsbury moved that the vote by which House Bill No. 36 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed on a division vote.

MOTION

Rep. Streibel moved that the House be on the calendar, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 73. A Concurrent Resolution relating to public welfare costs; the need for operating within given

appropriations; the development of certain health-welfare services; and requesting the Governor to initiate community and statewide planning for the health and medical needs of the aged and children.

Was read the second time.

Rep. Tweten moved the adoption of Senate Concurrent Resolution No. 73.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

MOTION

Rep. Streibel moved that House Bill No. 160 be laid over one legislative day, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 113. A Bill for an Act to amend and reenact sections 57-15-14, 57-16-04, and 57-16-05 of the North Dakota Century Code, relating to mill levy elections in school districts, and declaring an emergency.

Was read the second time.

Rep. Bier requested that Senate Bill No. 113 be divided, with Sections 1 and 2 of Senate Bill No. 113 being one part, and Section 3 of Senate Bill No. 113 being the second part, which request was granted.

ROLL CALL

The question being on the final passage of Sections 1 and 2 of Senate Bill No. 113, as amended, the roll was called and there were ayes, 82; nays, 11; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Kuehn | Sanstead |
| Aas | Freeman | Knudson | Schaffer |
| Anderson | Froelich | Lang | Seibel |
| Atkinson | Gackle | Larson, G. | Simonson |
| Austin | Giffey | Larson, L. | Solberg, I. |
| Backes | Glaspey | Leibhan | Solberg, O. |
| Belter | Goodman | Link | Stoltenow |
| Berg | Grant | Lundene | Stone |
| Bier | Halcrow | Matheny | Streibel |
| Boustead | Haugland | Metzger | Strinden |
| Bullis | Henning | Miedema | Swedlund |
| Bunker | Hensrud | Mueller | Thompson |
| Burke | Hentges | Olienyk | Thorsgard |
| Connolly | Hilleboe | Opedahl | Tweten |
| Davis | Hoffner | Peterson, J. | Wagner |
| DeKrey | Hoghaug | Peterson, R. | Weber |
| Dick | Hougen | Powers | Welder |
| Diehl | Jenkins | Rivinius | White |
| Dornacker | Johnson, K. | Rundle | Wilkie |
| Eagles | Jones | Sandness | Mr. Speaker |
| Emerson | Kelsch | | |

Those voting in the negative were:

| | | | |
|--------|--------------|-------------|---------|
| Aafedt | Erickson, K. | Kingsbury | Reimers |
| Boyum | Ganser | Lillehaugen | Wells |
| Dawson | Hickle | Linderman | |

Absent and not voting:

| | | | |
|------------|----------|---------|----------|
| Bernabucci | McDonald | Moquist | Register |
| Dahl | | | |

So Sections 1 and 2 are declared passed.

ROLL CALL

The question being on the final passage of Section 3 of Senate Bill

No. 113, as amended, the roll was called and there were ayes, 28; nays, 65; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|----------|---------|--------------|
| Aamoth | Emerson | Kelsch | Peterson, R. |
| Atkinson | Froelich | Knudson | Sanstead |
| Austin | Giffey | Lang | Streibel |
| Bier | Hentges | Link | Strinden |
| Bullis | Hoffner | Mueller | Swedlund |
| Dick | Hougen | Olienyk | Thompson |
| Eagles | Jones | Opedahl | Mr. Speaker |

Those voting in the negative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Johnson, K. | Rundle |
| Aas | Erickson, W. | Kingsbury | Sandness |
| Anderson | Freeman | Kuehn | Schaffer |
| Backes | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Berg | Glaspey | Leibhan | Solberg, O. |
| Boustead | Goodman | Lillehaugen | Stoltenow |
| Boyum | Grant | Linderman | Stone |
| Bunker | Halcrow | Lundene | Thorsgard |
| Burke | Haugland | Matheny | Tweten |
| Connolly | Henning | Metzger | Wagner |
| Dahl | Hensrud | Miedema | Weber |
| Davis | Hickle | Peterson, J. | Welder |
| Dawson | Hilleboe | Powers | Wells |
| DeKrey | Hoghaug | Reimers | White |
| Diehl | Jenkins | Rivinius | Wilkie |

Dornacker

Absent and not voting:

| | | | |
|------------|---------|----------|--------|
| Bernabucci | Moquist | Register | Seibel |
| McDonald | | | |

So Section 3 of Senate Bill No. 113 was lost.

Rep. Kingsbury moved that the vote by which Section 3 of Senate Bill No. 113 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Streibel moved that the House vote on Senate Bill No. 113, which would include Sections 1, 2 and 4, and excluding Section 3, which was defeated, which motion prevailed.

Senate Bill No. 113. A Bill for an Act to amend and reenact sections 57-15-14, 57-16-04, and 57-16-05 of the North Dakota Century Code, relating to mill levy elections in school districts, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of Senate Bill No. 113, as amended, including Sections 1, 2 and 4, and excluding Section 3, the roll was called and there were ayes, 88; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Emerson | Johnson, K. | Reimers |
| Aamoth | Erickson, K. | Jones | Rivinius |
| Aas | Erickson, W. | Kelsch | Sandness |
| Anderson | Freeman | Knudson | Sanstead |
| Atkinson | Froelich | Kuehn | Schaffer |
| Austin | Gackle | Lang | Solberg, I. |
| Backes | Ganser | Larson, G. | Solberg, O. |
| Belter | Giffey | Larson, L. | Stoltenow |
| Bier | Glaspey | Leibhan | Stone |
| Boustead | Goodman | Lillehaugen | Streibel |

| | | | |
|------------------------------------|-----------|--------------|-------------|
| Boyum | Grant | Linderman | Strinden |
| Bullis | Halcrow | Link | Swedlund |
| Bunker | Haugland | Lundene | Thompson |
| Burke | Henning | Matheny | Thorsgard |
| Connolly | Hentges | Metzger | Tweten |
| Dahl | Hensrud | Miedema | Wagner |
| Davis | Hickle | Mueller | Weber |
| DeKrey | Hilleboe | Olienyk | Welder |
| Dick | Hoffner | Opedahl | Wells |
| Diehl | Hoghaug | Peterson, J. | White |
| Dornacker | Hougen | Peterson, R. | Wilkie |
| Eagles | Jenkins | Powers | Mr. Speaker |
| Those voting in the negative were: | | | |
| Berg | Kingsbury | Rundle | Simonson |
| Dawson | | | |
| Absent and not voting: | | | |
| Bernabucci | Moquist | Register | Seibel |
| McDonald | | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which Senate Bill No. 113 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF A STANDING COMMITTEE

Mr. Speaker: Your Committee on Education to whom was referred Senate Bill No. 484 has had the same under consideration and recommends that the same be indefinitely postponed.

REP. BIER, Chairman

Rep. Sandness moved that the report be adopted, which motion prevailed and the report was adopted.

MOTION

Rep. Streibel moved that the vote by which the committee report on Senate Bill No. 484 was adopted be reconsidered, and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 62. A Concurrent Resolution for an amendment of sections 153 and 156 and to repeal sections 159 and 162 of the North Dakota Constitution, all relating to the use and investment of trust funds of the common schools and state educational, penal, and charitable institutions.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 70; nays, 18; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aafedt | Emerson | Kuehn | Schaffer |
| Aamoth | Erickson, K. | Lang | Seibel |
| Aas | Erickson, W. | Larson, G. | Solberg, I. |
| Anderson | Freeman | Larson, L. | Solberg, O. |
| Atkinson | Giffey | Linderman | Stoltenow |
| Belter | Glaspey | Link | Stone |
| Bier | Goodman | Lundene | Streibel |
| Boustead | Grant | Metzger | Strinden |
| Bullis | Halcrow | Miedema | Swedlund |
| Bunker | Hentges | Mueller | Thompson |
| Burke | Hickle | Opedahl | Tweten |

| | | | |
|-----------|-----------|--------------|-------------|
| Connolly | Hilleboe | Peterson, J. | Wagner |
| Dahl | Hoffner | Peterson, R. | Weber |
| Davis | Hoghaug | Powers | Wells |
| DeKrey | Hougen | Reimers | White |
| Diehl | Jenkins | Rivinius | Wilkie |
| Dornacker | Jones | Sandness | Mr. Speaker |
| Eagles | Kingsbury | | |

Those voting in the negative were:

| | | | |
|----------|-------------|-------------|-----------|
| Austin | Ganser | Knudson | Olienyk |
| Backes | Haugland | Leibhan | Rundle |
| Dick | Henning | Lillehaugen | Simonson |
| Froelich | Johnson, K. | Matheny | Thorsgard |
| Gackle | Kelsch | | |

Absent and not voting:

| | | | |
|------------|----------|----------|----------|
| Berg | Dawson | Moquist | Sanstead |
| Bernabucci | Hensrud | Register | Welder |
| Boyum | McDonald | | |

So the Senate Concurrent Resolution was declared adopted.

Senate Concurrent Resolution No. 58. A Concurrent Resolution memorializing the Congress of the United States to enact legislation placing reasonable restrictions and limitations on payments to individual farmers and other farm groups, associations, or corporations by the Agricultural Stabilization and Conservation Service, and by the Commodity Credit Corporation.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

Senate Concurrent Resolution No. 69. A Concurrent Resolution directing the Board of Higher Education, college officials, and boards of publications to develop and enforce standards of decency and codes of fair play for student publications.

Was read the second time.

The question being on the final adoption of the resolution, as **amended**, so the Senate Concurrent Resolution was declared adopted on a division vote.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 267

Which the House has laid on the table.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 387

House Concurrent Resolution No. 13

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1

House Bill No. 6

House Bill No. 34

House Bill No. 105

House Bill No. 163

House Bill No. 249

House Bill No. 265

House Bill No. 279

House Bill No. 508

House Bill No. 509

Which the Senate has amended.

AMENDMENTS HOUSE BILL NO. 1

In line 6 of the title after the word "herein" insert the following: ", and declaring an emergency"

In line 32 delete the figure "2,400.00" and insert in lieu thereof the figure "3,250.00"

After line 32 insert the following: "The above line item of this Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

In line 34 delete the figure "8,800.00" and insert in lieu thereof the figure "9,650.00"

In line 37 delete the figure "158,414.00" and insert in lieu thereof the figure "169,414.00"

In line 38 delete the figure "19,600.00" and insert in lieu thereof the figure "24,600.00"

In line 41 delete the figure "194,014.00" and insert in lieu thereof the figure "210,014.00"

In line 45 delete the figure "55,000.00" and insert in lieu thereof the figure "75,000.00"

In line 46 delete the figure "56,500.00" and insert in lieu thereof the figure "76,500.00"

After line 65 add the following new line:

"65A Contingency fund price fixing prosecution \$15,000.00"

In line 67 delete the figure "493,227.00" and insert in lieu thereof the figure "508,227.00"

In line 70 delete the figure "778,333.00" and insert in lieu thereof the figure "748,333.00"

Delete all of lines 71 and 72

In line 76 delete the figure "75,000.00" and insert in lieu thereof the figure "60,000.00"

After line 76 add the following new lines:

76A Revolving door for west entrance \$2,000.00

76B Air condition central data processing area..... \$13,000.00

After line 76B insert the following: "The above line item of this Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

In line 77 delete the figure "1,334,333.00" and insert in lieu thereof the figure "1,304,333.00"

In line 86 delete the figure "387,310.00" and insert in lieu thereof the figure "395,750.00"

Delete all of line 87

In line 95 delete the figure "200,000.00" and insert in lieu thereof the figure "400,000.00"

Delete all of lines 96 and 97

In line 98 delete the figure "200,000.00" and insert in lieu thereof the figure "400,000.00"

In line 103 delete the figure "3,824,979.00" and insert in lieu thereof the figure "4,046,829.00"

Delete all of lines 119 through 131

Add the following: "SECTION 6.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval on such items or subdivisions as

are designated to be made available immediately on passage and approval."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 6

In the last line of the title before the period insert the following words: ", and declaring an emergency"

Delete all of line 14 and insert the following in lieu thereof: "41ST AND 42ND LEGISLATIVE ASSEMBLY AND BIENNIUM"

In line 15 delete the figure "185,000.00" and insert in lieu thereof the figure "231,777.00"

In line 16 delete the figure "445,900.00" and insert in lieu thereof the figure "585,783.00"

In line 17 delete the figure "164,100.00" and insert in lieu thereof the figure "174,440.00"

In line 19 delete the figure "800,000.00" and insert in lieu thereof the figure "997,000.00"

In line 21 delete the word "SESSION" and insert in lieu thereof the words: "SESSIONS — 1968 and 1970"

In line 23 delete the figure "24,175.00" and insert in lieu thereof the figure "35,200.00"

In line 25 delete the figure "33,175.00" and insert in lieu thereof the figure "44,200.00"

In line 29 delete the figure "11,041.00" and insert in lieu thereof the figure "12,241.00"

Following line 29 insert a new line as follows: "29a. Development of institutional accounting systems \$30,000.00"

In line 32 delete the figure "45,731.00" and insert in lieu thereof the figure "76,931.00"

In line 34 delete the words "RESEARCH COMMITTEE" and insert in lieu thereof the word "COUNCIL"

In line 35 delete the figure "259,592.00" and insert in lieu thereof the figure "264,892.00"

In line 36 delete the figure "164,948.00" and insert in lieu thereof the figure "194,000.00"

Following line 36 insert a new line as follows:

"36a. Senate concurrent resolution 61 tax study..... \$26,000.00"

In line 39 delete the figure "434,840.00" and insert in lieu thereof the figure "495,192.00"

In line 40 delete the figure "1,313,746.00" and insert in lieu thereof the figure "1,613,323.00"

Following line 47 insert the following new section:

"SECTION 5. EMERGENCY.) Subdivisions 1 and 2 of this Act are hereby declared to be emergency measures and shall be in full force and effect from and after their passage and approval."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 34

Delete lines 96 through 101 of the engrossed bill.

Renumber the sections and lines accordingly

Delete lines fifteen through thirty-five and the words, "or less" in line thirty-six and insert the following language:

"A tract of land lying in the north one half of section two, township one hundred thirty-eight north, range eighty west of the fifth principal meridian, Burleigh County, North Dakota, described as follows: Commencing at the northwest corner of said section two; thence in a southerly direction along the west boundary of said section two for a distance of seven hundred seventy-four and six tenths

feet; thence turning at a right angle to the left and traveling due east along a line which is parallel to the north boundary of said section two for a distance of eight hundred eighty-nine and nine tenths feet to a point which shall be called the point of beginning; thence turning a deflection angle of ninety degrees and twenty-two minutes to the right and traveling in a southerly direction a distance of six hundred eighty-four and twenty-eight hundredths feet to a point which intersects the north edge of the Minneapolis, St. Paul and Sault Ste. Marie Railroad right-of-way boundary and thence traveling in an easterly and northeasterly direction along said railroad right-of-way to a point where said railroad right-of-way intersects a line which is parallel to and forty feet south of the north boundary of said section two; thence traveling in a westerly direction along said line forty feet south and parallel to the north boundary of said section two to a point which lies one thousand five hundred seven feet east of the west boundary of said section two; also known as the northeast corner of lot four; thence south along a line which is parallel to the west boundary of said section two for a distance of seven hundred thirty-four and six tenths feet, to a point which is also known as the southeast corner of lot six; thence turning at a right angle to the right and traveling due west a distance of six hundred seventeen and one tenth feet to the point of beginning, said tract containing sixty-six and forty-seven hundredths acres of land, more or less."

Following line eighty-seven, insert the following new section:

"SECTION 4. THE BOARD OF ADMINISTRATION SHALL TRANSFER THE FOLLOWING DESCRIBED LAND TO THE STATE WATER COMMISSION:

A tract of land lying in the northwest quarter of section two, township one hundred thirty-eight north, range eighty west of the fifth principal meridian, Burleigh County, North Dakota, and described as follows:

Commencing at the northwest corner of said section two; thence traveling in a southerly direction along the west boundary of said section two for a distance of seven hundred seventy-four and six tenths feet; thence turning a right angle to the left and traveling in an easterly direction along a line which is parallel to the north boundary of said section two for a distance of forty-seven feet, which shall be called the point of beginning and is also known as the southwest corner of lot two; thence continuing due east along said line for a distance of eight hundred forty-two and nine tenths feet; thence turning a deflection angle of ninety degrees and twenty-two minutes to the right and traveling in a southerly direction for a distance of one hundred fifty feet to a point also known as the northeast corner of the North Dakota State Water Commission property, (Chapter 374 North Dakota Session Laws 1965); thence turning a deflection angle of eighty-nine degrees and thirty-eight minutes to the right and traveling in a westerly direction along the north boundary of the North Dakota State Water Commission property, (Chapter 374 North Dakota Sessions Laws 1965) for a distance of eight hundred forty-two and nine tenths feet to the northwest corner of said North Dakota State Water Commission property; thence turning a deflection angle of ninety degrees and twenty-two minutes to the right and traveling a distance of one hundred fifty feet to the point of beginning, said tract containing two and nine tenths acres of land, more or less."

And renumber lines and sections accordingly.

AMENDMENTS TO HOUSE BILL NO. 105

Line 41 after the word "shall" delete the remainder of the line and insert the following:

"submit agreements entered into pursuant to this Act to the subcommittee on the budget of the legislative research committee for

its approval. No such agreements shall become effective without prior approval of this subcommittee."

Delete lines 42 through 44 and renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 163

In line 78 delete the words "general fund" and insert in lieu thereof the words "motor vehicle registration fund"

In line 187 after the comma insert the following: "out of the motor vehicle registration fund"

Renumber the lines accordingly.

In line 36 after the word "prescribe" and before the comma insert the words "and furnish"

In line 38 after the period insert the following new sentence: "A copy of such application shall serve as evidence of registration for a period of not more than thirty days from the date of application."

In line 41 after the word "number" insert the following language: "and a certificate of registration"

In line 42 delete the word "three" and insert in lieu thereof the word "two"

After line 46 insert the following language:

"Such certificate of registration shall include information regarding the manufacturer, model, year, and serial number, if such information is available; the address of the owner; and the address of the former owner or the dealer, as the case may be."

After line 55 insert the following new paragraph: "On or before March 1 of each year the registrar shall forward to the county auditor of each county in this state a list containing the number and owners thereof of registered snowmobiles in each such county."

In line 165 delete the words "not validly"

Delete line 166

In line 167 delete the word "or another state" and insert in lieu thereof the words "under the age of fourteen"

In line 168 delete the words "inside bank or slope" and insert in lieu thereof the word "inslope"

After line 177 insert the following new subsection:

"8. It shall be unlawful for any person to operate a snowmobile within a highway right-of-way as defined in subsection 37 of section 24-01-01.1 between April 1 and November 1 of any year."

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 249

At the beginning of line 10 after the word "materials" insert triple parentheses before the word "from" and after the word "landowner" and insert in lieu thereof the following: "or metalliferous element, or non-metalliferous element,"

At the end of line 16 after the comma insert the following: "or metalliferous element, or non-metalliferous element,"

At the end of line 25 add the following new section:

"SECTION 2. AMENDMENT.) Section 43-22-05 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

43-22-05. BOND COVERS AGENT.) The bond or deposit furnished by an oil, gas, or mineral broker shall cover the acts of his duly authorized employees or agents. Any such employee or agent need not furnish a separate bond but the burden of proof shall rest upon any person not himself bonded to establish that he was duly authorized by a bonded broker. An oil, gas, or mineral broker registered under this chapter shall certify to the commissioner the names, business addresses and residence addresses of any regular employees or

agents employed in the business of buying (((for resale))) oil and gas leases, mineral rights, royalties, or other interests in (((oil and gas))) properties at the time of registration or renewal thereof and shall certify the names, business and residence addresses of any such employees or agents within ninety days of their employment by such oil, gas, or mineral broker."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 265

At the end of line 15 add the following: "Nothing provided herein shall be construed to prevent a claimant or employer from hiring or paying his or her own attorney."

At the end of line 39 add the following language: "Nothing provided herein shall be construed to prevent a claimant or employer from hiring or paying his or her own attorney."

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL NO. 279

Strike out everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to create and enact subsection 7 of section 38-03-07 of the North Dakota Century Code, relating to accident prevention programs; to amend and reenact sections 38-03-01, 38-03-02, 38-03-03, 38-03-05, 38-03-06, subsection 1 of section 38-03-07, subsection 5 of section 38-03-07, sections 38-03-14, 38-03-18, and 38-03-19 of the North Dakota Century Code, relating to the appointment, qualifications, bond, vacancy in office, powers and duties, assistants, removal and filling vacancy of state coal mine inspector; to amend and reenact sections 38-04-06 and 38-04-07 of the North Dakota Century Code, relating to the contents of records to be kept by each coal mine and report to coal mine inspector; and to amend and reenact section 38-05-07 of the North Dakota Century Code, relating to certificate of qualification as mine foreman.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Section 38-03-01 of the North

1a Dakota

2 Century Code is hereby amended and reenacted to read as

2a follows:

3 38-03-01. STATE COAL MINE INSPECTOR —

3a APPOINTMENT — TERM.)

4 The (((commissioners of the North Dakota workmen's

4a compensation

5 bureau))) **governor** shall appoint one state coal mine inspector

5a who

6 shall hold office at the will of (((such bureau))) **the governor.**

7 SECTION 2. AMENDMENT.) Section 38-03-02 of the North

7a Dakota

8 Century Code is hereby amended and reenacted to read as

8a follows:

9 38-03-02. QUALIFICATION OF INSPECTOR.) No person

9a shall be

10 eligible to the office of inspector unless he:

11 1. Is a citizen of the United States of America;

12 2. (((Has been))) **Is** a resident of this state (((for at

13 least five years prior to his appointment)));;

14 3. Actually shall have been employed (((at underground

14a coal

15 mining for a period of at least eight years prior to his

16 appointment))) **in mining in the state of North Dakota for**

17 **a period of eight years prior to appointment, provided that**

18 **up to four successfully completed academic years of**

18a **college**

19 **level training in engineering or general science may be**
 20 **substituted on a year basis for such employment;**
 21 ((4. Shall have the qualifications of a mine foreman or pit
 22 boss;))

23 ((5.)) 4. Shall possess a competent knowledge of ((all
 23a the
 24 different systems of)) **coal mining** ((and working, of
 25 systems of properly ventilating coal mines, and of the
 26 nature and constituent parts of noxious and explosive
 27 gases of coal mines and the various methods of expelling
 28 such gases for mines)).

29 **SECTION 3. AMENDMENT.)** Section 38-03-03 of the 1967
 29a Supplement

30 to the North Dakota Century Code is hereby amended and
 30a reenacted to
 31 read as follows:

32 **38-03-03. BOND, OFFICE, AND CLERICAL HELP OF**
 32a **INSPECTOR.)**

33 Before entering upon the duties of his office the inspector
 33a shall
 34 furnish a bond in the penal sum of five thousand dollars. ((The
 35 inspector shall have his office in the state capitol building.))
 36 He may employ ((all)) **such** necessary clerical help for the
 36a purpose
 37 of carrying out the provisions of this chapter ((and may fix the
 38 compensation of such help, but the same shall not exceed the sum
 38a of
 39 three thousand dollars per annum))) **for such compensation as**
 39a **the**

40 **legislature may designate.**

41 **SECTION 4. AMENDMENT.)** Section 38-03-05 of the North
 41a Dakota
 42 Century Code is hereby amended and reenacted to read as
 42a follows:

43 **38-03-05. INSPECTOR NOT TO BE AGENT, MANAGER,**
 43a **SUPERINTENDENT,**
 44 **NOR BE INTERESTED IN COAL MINING COMPANIES.)**

44a The inspector, while
 45 he is in office, shall not act as an agent for any corporation, nor
 46 as the superintendent or manager of any mine. He shall not
 46a be in
 47 the employ of any mining company nor be interested in any coal
 47a mining
 48 operation as owner (((,)) or lessee ((, or otherwise))).

49 **SECTION 5. AMENDMENT.)** Section 38-03-06 of the North
 49a Dakota

50 Century Code is hereby amended and reenacted to read as
 50a follows:

51 **38-03-06. TEMPORARY OR PERMANENT VACANCY IN**
 51a **OFFICE OF**

52 **INSPECTOR — HOW FILLED — COMPENSATION.)** If the
 52a inspector becomes

53 incapacitated and cannot perform the duties of his office for a
 54 longer period than two weeks, the ((workmen's compensation
 54a bureau))

55 **governor** shall depute a competent person who possesses the
 55a quali-

56 fications provided for in this chapter **for the coal mining**
 56a **inspector**

57 to perform the duties of the inspector until he resumes his duties.
 58 The person so deputized shall be paid for services rendered by

58a him
 59 out of moneys appropriated by the legislative assembly for coal
 59a mine

60 inspection on the basis on which the inspector was paid. In case
 60a of
 61 the death, resignation, or removal from office of the inspector,
 61a the
 62 ((workmen's compensation bureau)) **governor** shall fill the
 62a vacancy.

63 SECTION 6. AMENDMENT.) Subsection 1 of section
 63a 38-03-07 of
 64 the North Dakota Century Code is hereby amended and
 64a reenacted to
 65 read as follows:

66 1. Enter, inspect, and examine any coal mine, including what
 67 is commonly known as a "strip mine," or any shaft, drift,
 68 slope, (((gravel pit, stone quarry, or clay pit,))) or
 69 other excavations in the process of sinking for the purpose
 70 of mining coal, (((gravel, clay, bentonite, or any other
 71 substance mined or extracted in this state,))) and the
 72 workings and the machinery belonging thereto, at all
 73 reasonable times, either by day or night;

74 SECTION 7. AMENDMENT.) Subsection 5 of section
 74a 38-03-07 of the
 75 North Dakota Century Code is hereby amended and reenacted
 75a to read as
 76 follows:

77 5. Carefully examine all the coal mines in operation in this
 78 state annually, and all mines having an annual output of
 79 twelve hundred tons or more, at least every ((six
 79a months))
 80 **three months**, and oftener, if necessary, to see that every
 81 precaution is taken to insure the safety of all the working
 82 men that may be engaged in such coal mine;

83 SECTION 8.) Subsection 7 of section 38-03-07 of the North
 84 Dakota Century Code is hereby created and enacted to read as
 84a follows:

85 **7. Cooperate and assist in all accident prevention programs**
 86 **sponsored by the workmen's compensation bureau which**
 87 **pertain to mining.**

88 SECTION 9. AMENDMENT.) Section 38-03-14 of the North
 88a Dakota
 89 Century Code is hereby amended and reenacted to read as
 88a follows:
 90 38-03-14. TECHNICAL ASSISTANTS AND ADVISERS MAY
 90a BE EMPLOYED
 91 BY INSPECTOR — PAY — INSTRUMENTS FURNISHED
 91a INSPECTOR.) For the more
 92 efficient discharge of the duties imposed upon him ((by this
 92a title))
 93 **pursuant to the provisions of this chapter**, the inspector, with the
 94 approval of the (((commissioners of the workmen's compensation
 95 bureau))) **governor**, may hire all necessary technical assistants
 95a and
 96 advisers to (((determine))) **aid him in determining** the condition,
 97 fitness, and suitability of boilers and all other machinery or
 98 equipment, **both electrical and mechanical**, of coal mines in this
 99 state which may affect the safety of the miners therein **and the**
 100 **inspector shall be the sole authority in making such determination.**
 101 Such assistants and advisers shall be paid from appropriations
 101a made
 102 by the legislative assembly.

103 SECTION 10. AMENDMENT.) Section 38-03-18 of the North
 103a Dakota
 104 Century Code is hereby amended and reenacted to read as
 104a follows:

- 105 38-03-18. PETITION FOR REMOVAL OF INSPECTOR FOR
 105a MALFEASANCE
 106 OR MISFEASANCE — CONTENTS — BOND.) If a petition
 106a setting forth that
 107 the inspector neglects his duties, is incompetent, or is guilty of
 108 malfeasance or misfeasance in office is:
- 109 1. Signed by fifty or more reputable citizens who are legal
 110 residents of this state;
 - 111 2. Verified by oath by two or more of such petitioners;
 - 112 3. Accompanied by a bond in the sum of five hundred dollars
 113 in favor of this state, which bond shall be:
 - 114 a. Executed by two or more freeholders of this state;
 - 115 b. Approved and accepted by the clerk of the district
 115a court
 116 of the county or counties of the petitioner's residence;
 117 and
 - 118 c. Conditioned for the payment of all costs and expenses
 119 arising from the investigation of the charges; and
 - 120 4. Filed with the ((workmen's compensation bureau))
 120a **governor**,
- 121 the ((bureau)) **governor** shall issue a notice to the inspector
 122 requiring ((him)) **the inspector** to appear before ((it)) **him**
 123 and answer the complaint. The ((bureau)) **governor**, at the
 123a time
 124 fixed, shall proceed to inquire into and investigate the
 124a allegations
 125 of the petitioners and take the testimony of all the witnesses.
 126 Such proceeding shall be prosecuted by the state's attorney of the
 127 county in which the petitioners or a majority of them reside.
- 128 SECTION 11. AMENDMENT.) Section 38-03-19 of the North
 128a Dakota
 129 Century Code is hereby amended and reenacted to read as
 129a follows:
- 130 38-03-19. REMOVAL OF INSPECTOR UPON BEING FOUND
 130a GUILTY AS
 131 CHARGED IN PETITION — COSTS — FILLING VACANCY.)
 131a If the ((workmen's
 132 compensation bureau)) **governor** finds that the inspector is
 132a neglect-
 133 ful of his duties, is incompetent to perform the same, or is guilty
 134 of malfeasance or misfeasance in office, the ((bureau))
 134a **governor**
 135 shall declare the office of inspector vacant and shall proceed in
 136 compliance with the provisions of this title to fill the vacancy.
 137 The costs of such investigation, if the charges are sustained, shall
 138 be imposed upon the inspector.
- 139 SECTION 12. AMENDMENT.) Section 38-04-06 of the North
 139a Dakota
 140 Century Code is hereby amended and reenacted to read as
 140a follows:
- 141 38-04-06. RECORD OF EACH COAL MINE TO BE KEPT —
 141a CONTENTS.)
 142 The operator of each coal mine licensed under the provisions of
 142a this
 143 chapter shall keep a book containing the following information
 144 concerning the mine:
- 145 1. Its name;
 - 146 2. Its location;
 - 147 3. Date when it began business;
 - 148 4. Name of the owner;
 - 149 5. Name of operator;
 - 150 6. Number of tons of coal mined therein;
 - 151 7. Number of men employed therein;

152 (((8. Wages paid by the day, week, month, and year;)))
 153 (((9. Total cost of operation;)))
 154 (((10. Total amount of coal sold;))) and
 155 (((11.))) 8. Price received for coal sold.

156 SECTION 13. AMENDMENT.) Section 38-04-07 of the North
 156a Dakota
 157 Century Code is hereby amended and reenacted to read as
 157a follows:
 158 38-04-07. COAL MINE OPERATORS TO REPORT TO COAL
 158a MINE INSPECTOR
 159 — CONTENTS OF REPORT.) Each coal mine operator within
 159a this state
 160 shall make a verified report to the state coal mine inspector
 161 annually containing all the information required to be kept under
 162 the provisions of section 38-04-06. **However, the state coal mine**
 163 **inspector shall not make public the price received for coal sold**
 164 **at any individual mine but may make public the total valuation of**
 165 **all coal sold in the state.**

166 SECTION 14. AMENDMENT.) Section 38-05-07 of the North
 166a Dakota
 167 Century Code is hereby amended and reenacted to read as
 167a follows:
 168 38-05-07. CERTIFICATE OF QUALIFICATION AS MINE
 168a FOREMAN —
 169 ISSUANCE — GRADE REQUIRED — QUALIFICATIONS —
 169a FORM — EVIDENCE —
 170 RECORD.) The board of examiners shall issue a certificate of
 170a quali-
 171 fication for the position of mine foreman to each applicant who
 172 passes a successful examination showing his knowledge of mine
 172a work-
 173 ings, ventilation, gases, and black-damp, and his actual
 173a experience
 174 in underground or strip coal mining. No applicant receiving less
 175 than a grade of seventy-five per cent on his entire examination
 175a shall
 176 be entitled to a certificate. A certificate shall be granted only
 177 to a person who is (((twenty-three))) **twenty-one** years of age
 177a or
 178 over, of good moral character, a citizen of the United States, and
 179 a resident of this state, who has ((had at least five years practical
 180 experience in the working of coal mines))) **been employed in**
 181 **mining in the state of North Dakota for a period of five years prior**
 182 **to the issuance of a certificate, provided that up to four success-**
 183 **fully completed academic years of college level training in**
 183a **engineer-**
 184 **ing or general science may be substituted on a year for year basis**
 185 **for such employment, and shall possess a competent knowledge of**
 185a **coal**
 186 **mining.** The certificate shall be in the form prescribed by the
 187 inspector, and shall show the full name, age, and birthplace of the
 188 person named therein and the length or nature of his previous
 189 experience in coal mines, and shall designate the position for
 189a which
 190 he is qualified. A certificate shall be valid only when signed by
 191 a majority of the members of the board, and when so signed
 191a shall be
 192 sufficient evidence of the holder's competency for the duties of
 193 mine foreman under the provisions of this title. The inspector
 193a shall
 194 keep in his office a record of such certificates issued. All
 195 certificates issued shall cease to be valid in seven years after
 196 date of issuing.

AMENDMENTS TO HOUSE BILL NO. 508

In line 65 of the amendment delete the figure "50,000.00" and insert in lieu thereof the figure "25,000.00"

Delete everything after the words "A BILL" and insert the following in lieu thereof:

"For an Act providing for a study by the legislative research committee and appointed citizens members, of business and industrial development within the state of North Dakota, for the cooperation of the legislative assembly in the business and industrial development of the state, for the study of the structure, responsibilities, and programs of the economic development commission, and providing an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1.) WHEREAS, upon direction of the fortieth
2 legislative assembly, the legislature through its
3 legislative research committee during the 1967-1969
4 biennium conducted a study of incentives that could be
5 provided by the legislative assembly in the promotion
6 of the business and industrial development of the state;
7 and

8 WHEREAS, as a result of such study much information
9 in regard to business and industrial promotion was gathered
10 and reviewed, which resulted in a finding that
11 in addition to the provision of tax and other incentives
12 for the development of business and industry within the
13 state, increased efforts and the development of new or
14 additional approaches to business and industrial promotion
15 are necessary if the state of North Dakota is to share
16 in the ever-increasing productive industrial capacity and
17 wealth of the nation; and

18 WHEREAS, it is highly desirable that all possible
19 public and private efforts be directed in a coordinated
20 and cooperative manner toward the many facets of business
21 and industrial development, and that the legislative
22 assembly also offer its full support and cooperation in
23 such endeavor.

24 SECTION 2. STUDY AND COOPERATION OF
24a LEGISLATIVE

25 RESEARCH COMMITTEE.) The Legislative research committee,
26 with the assistance of outstanding citizens of the
27 state appointed by it, is hereby authorized and
28 directed, through its subcommittee on industry and
29 business, to study and review all private and public
30 activities within and without the state of North Dakota
31 that are carried on for the purpose of the promotion and
32 development of business and industry within the state in
33 order that the committee may determine the manner in
34 which such activities can most effectively be coordinated
35 in pursuing their common goal. In the course of such
36 study, the committee shall encourage the complete and
37 wholehearted cooperation of all public and private
38 agencies, offices, and organizations and shall fully
39 cooperate in the common endeavor of promoting increased
40 business and industrial development within the state.
41 The committee shall be further authorized to study and
42 review any factor affecting the business and industrial
43 development of the state, and cooperate, on behalf of the
44 legislative assembly, with all public or private agencies,
45 offices, or organizations in any manner it may deem
46 beneficial to the encouragement and promotion of business
47 and industrial development.

48 The committee shall specifically study and review the
 49 structure, organization, responsibilities, and programs of
 50 the economic development commission in order that it may
 51 make such recommendations to the legislative assembly as
 52 may be necessary to most effectively utilize such agency
 53 in the promotion of business and industrial development
 54 within the state.

55 All departments, agencies, and institutions shall
 56 provide such aid, information, and assistance as the
 57 committee may reasonably request, and it may employ such
 58 personnel or consultants as it may deem necessary to
 59 carry out the provisions of this Act.

60 The committee shall make its report and recommendations,
 61 accompanied by any legislation necessary to carry out such
 62 recommendations, to the forty-second legislative assembly.

63 SECTION 3. APPROPRIATION.) There is hereby
 63a appropriated

64 out of any moneys in the general fund in the state treasury,
 65 not otherwise appropriated, the sum of \$50,000.00, or so
 66 much thereof as may be necessary, to the legislative
 67 research committee for the purpose of carrying out its
 68 responsibilities under this Act during the biennium
 69 beginning July 1, 1969, and ending June 30, 1971."

AMENDMENTS TO HOUSE BILL NO. 509

After line 28 insert the following language: "**This section shall not apply to jet motor fuel, aviation gasoline, and number five or six heating oil purchased or delivered in this state by the federal government.**"

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 1. A Bill for an Act making an appropriation for the general operation, maintenance and plant improvements of the state institutions of higher learning of the State of North Dakota; and to amend and reenact section 1 of chapter 157 of the 1967 Session laws, relating to the transfer of funds to and the administration of the college building fund.

Was read the second time.

POINT OF PERSONAL PRIVILEGE

Rep. Sanstead:

"In looking at this intent sentence, I cannot help but feel we have taken a gigantic step backward in North Dakota education to suggest that we want to place a major share of the responsibility upon the individual seeking an education, and increasing tuitions as has been done is working a hardship on those who most need help in their efforts to attend college. There are student loans available, and that money makes it possible for students to attend college, but my observation is that those loans are most frequently used by those who least need them.

"In working with high school students, I find that many of those who need the money most frequently get no such assistance. The young people who need the money most usually are the ones from families without financial experience and are afraid of a long-term college loan program. Therefore, I would suggest that while I wish to vote for this appropriation, at the same time I want to express my displeasure at the intent provision in this amendment."

Rep. Tweten moved that the language that pertains to the intent of the amendments to Senate Bill No. 1 be stricken from the Journal, as it appears on pages 1243, 1300 and 1301 of the House Journal, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 75; nays, 15; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aamoth | Freeman | Kuehn | Sandness |
| Aas | Gackle | Lang | Sanstead |
| Anderson | Ganser | Larson, G. | Schaffer |
| Austin | Giffey | Larson, L. | Seibel |
| Backes | Goodman | Leibhan | Simonson |
| Belter | Grant | Linderman | Solberg, I. |
| Berg | Halcrow | Link | Solberg, O. |
| Bier | Haugland | Lundene | Stone |
| Boustead | Henning | Matheny | Streibel |
| Boyum | Hensrud | Miedema | Strinden |
| Bunker | Hentges | Mueller | Swedlund |
| Dahl | Hilleboe | Olienyk | Thompson |
| DeKrey | Hoffner | Opedahl | Thorsgard |
| Dick | Hougen | Peterson, J. | Tweten |
| Diehl | Jenkins | Peterson, R. | Wagner |
| Dornacker | Johnson, K. | Powers | Wells |
| Eagles | Jones | Reimers | White |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, K. | Knudson | Rundle | |

Those voting in the negative were:

| | | | |
|----------|--------------|-------------|--------|
| Bullis | Dawson | Hoghaug | Weber |
| Burke | Erickson, W. | Lillehaugen | Welder |
| Connolly | Glaspey | Metzger | Wilkie |
| Davis | Hickle | Stoltenow | |

Absent and not voting:

| | | | |
|----------|------------|----------|----------|
| Aafedt | Bernabucci | Kelsch | Moquist |
| Atkinson | Froelich | McDonald | Register |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 1 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 11. A Bill for an Act making an appropriation for the disbursement by the public welfare board in providing public assistance to dependent children and to needy blind and providing child welfare services and services to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, medical aid to the aged, and for the necessary costs of administration of all the programs above mentioned and providing a statement of legislative intent.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 75; nays, 9; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aamoth | Erickson, W. | Kuehn | Schaffer |
| Aas | Freeman | Lang | Seibel |
| Anderson | Froelich | Larson, G. | Simonson |
| Atkinson | Gackle | Larson, L. | Solberg, I. |
| Austin | Ganser | Leibhan | Solberg, O. |
| Backes | Glaspey | Lillehaugen | Stoltenow |
| Belter | Goodman | Linderman | Stone |
| Bullis | Grant | Link | Streibel |

| | | | |
|--------------|-----------|--------------|-------------|
| Bunker | Halcrow | Lundene | Swedlund |
| Burke | Henning | Miedema | Thompson |
| Connolly | Hensrud | Mueller | Thorsgard |
| Davis | Hentges | Olienyk | Tweten |
| Dawson | Hickle | Opedahl | Wagner |
| Dick | Hoffner | Peterson, J. | Weber |
| Diehl | Hougen | Peterson, R. | Welder |
| Dornacker | Jenkins | Powers | Wells |
| Eagles | Jones | Reimers | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, K. | Knudson | Sanstead | |

Those voting in the negative were:

| | | | |
|-------|----------|---------|---------|
| Berg | DeKrey | Hoghaug | Metzger |
| Boyum | Haugland | Matheny | White |
| Dahl | | | |

Absent and not voting:

| | | | |
|------------|-------------|----------|----------|
| Aafedt | Giffey | McDonald | Rundle |
| Bernabucci | Hilleboe | Moquist | Sandness |
| Bier | Johnson, K. | Register | Strinden |
| Boustead | Kelsch | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 11 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 166. • A Bill for an Act to provide for county directors of tax equalization and prescribing the duties and procedures thereof; to amend and reenact subsections 4 and 6 of section 57-01-05 and section 57-02-12 of the North Dakota Century Code, relating to sales ratio studies; and to repeal sections 4-01-04, 4-01-05, 4-01-08, 4-01-09, and 11-10-02.2 of the North Dakota Century Code, relating to the obtaining of statistical information by assessors and appointment of county directors of tax equalization.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Eagles | Johnson, K. | Sandness |
| Aamoth | Emerson | Jones | Sanstead |
| Aas | Erickson, K. | Kelsch | Schaffer |
| Anderson | Erickson, W. | Kingsbury | Seibel |
| Atkinson | Freeman | Knudson | Simonson |
| Austin | Froelich | Kuehn | Solberg, I. |
| Backes | Gackle | Lang | Solberg, O. |
| Belter | Ganser | Larson, G. | Stoltenow |
| Berg | Giffey | Larson, L. | Stone |
| Bier | Glaspey | Lillehaugen | Streibel |
| Boustead | Goodman | Linderman | Strinden |
| Boyum | Grant | Link | Swedlund |
| Bullis | Halcrow | Lundene | Thompson |
| Bunker | Haugland | Metzger | Thorsgard |
| Burke | Henning | Miedema | Tweten |
| Connolly | Hensrud | Mueller | Wagner |
| Dahl | Hentges | Olienyk | Weber |
| Davis | Hickle | Opedahl | Welder |
| Dawson | Hilleboe | Peterson, J. | Wells |
| DeKrey | Hoffner | Peterson, R. | White |
| Dick | Hoghaug | Powers | Wilkie |
| Diehl | Hougen | Reimers | Mr. Speaker |
| Dornacker | Jenkins | Rivinius | |

Absent and not voting:

| | | | |
|------------|----------|----------|--------|
| Bernabucci | Matheny | Moquist | Rundle |
| Leibhan | McDonald | Register | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 166 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ANNOUNCEMENTS

Speaker E. Johnson announced the appointment of the following Conference Committees to meet with like committees from the Senate:

House Bill No. 5

Rep. Reimers

Rep. Powers

Rep. Opedahl

House Bill No. 9

Rep. Kingsbury

Rep. J. Peterson

Rep. Linderman

House Bill No. 12

Rep. Powers

Rep. Connolly

Rep. Sanstead

House Bill No. 19

Rep. Jenkins

Rep. Connolly

Rep. Opedahl

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 374

Senate Bill No. 470

Senate Concurrent Resolution No. 1

Senate Concurrent Resolution No. 9

Senate Concurrent Resolution No. 12

Senate Concurrent Resolution No. 41

Senate Concurrent Resolution No. 44

Senate Concurrent Resolution No. 45

Senate Concurrent Resolution No. 47

Senate Concurrent Resolution No. 51

Senate Concurrent Resolution No. 72

Senate Concurrent Resolution No. 77

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 76

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 99

Senate Bill No. 148

Senate Bill No. 150

Senate Bill No. 161

Senate Bill No. 344

Senate Bill No. 419
 Senate Bill No. 461
 Senate Bill No. 479
 Senate Bill No. 482
 Senate Concurrent Resolution No. 10
 Senate Concurrent Resolution No. 19
 Senate Concurrent Resolution No. 50
 Senate Concurrent Resolution No. 58
 Senate Concurrent Resolution No. 61
 Senate Concurrent Resolution No. 73

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to

House Bill No. 5
 House Bill No. 9
 House Bill No. 12

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

House Bill No. 5
 Rep. Reimers
 Rep. Powers
 Rep. Opedahl
 House Bill No. 9
 Rep. Kingsbury
 Rep. J. Peterson
 Rep. Linderman

House Bill No. 12
 Rep. Powers
 Rep. Connolly
 Rep. Sanstead

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 11
 House Bill No. 17
 House Bill No. 26
 House Bill No. 36

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 1
 Senate Bill No. 3
 Senate Bill No. 11
 Senate Bill No. 14
 Senate Bill No. 20
 Senate Bill No. 27
 Senate Bill No. 35
 Senate Bill No. 46
 Senate Bill No. 146
 Senate Bill No. 166
 Senate Bill No. 231
 Senate Bill No. 258
 Senate Bill No. 310
 Senate Bill No. 371
 Senate Bill No. 376
 Senate Bill No. 383

Senate Bill No. 410
 Senate Bill No. 462
 Senate Concurrent Resolution No. 62
 Senate Concurrent Resolution No. 69
 Which the House has amended.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 2
 Senate Bill No. 6
 Senate Bill No. 9
 Senate Bill No. 30
 Senate Bill No. 110
 Senate Bill No. 138
 Senate Bill No. 178
 Senate Bill No. 313
 Senate Bill No. 416
 Senate Bill No. 429
 Senate Bill No. 465
 Senate Concurrent Resolution No. 24
 Which the House has amended.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to

House Bill No. 19

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

Rep. Jenkins
 Rep. Connolly
 Rep. Opedahl

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 304
 House Bill No. 368
 House Bill No. 371
 House Bill No. 480

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL No. 304

In line 4 after the word "purchaser" delete the comma and insert in lieu thereof a period and delete the word "the"

Delete all of lines 5 through 19 and insert in lieu thereof the following: **"The administration and manner in which the tax is collected and paid, as well as the procedure for making application for refunds and the requirements for the making of refunds shall be governed by the provisions of section 4-28-07 of the North Dakota Century Code, as amended, and shall apply as if same were fully recited herein."**

In line 40 delete the words "ECONOMIC DEVELOPMENT" and insert in lieu thereof the words "STATE WHEAT"

In line 43 delete the words "economic development" and insert in lieu thereof the words "state wheat"

Renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 368

A BILL

For an Act to amend and reenact subsection 14 of section 15-29-08 and section 15-40-17 of the North Dakota Century Code, relating to determining the tuition cost, payment of tuition, and making high school tuition optional.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

1 SECTION 1. AMENDMENT.) Subsection 14 of section

1a 15-29-08

2 of the 1967 Supplement to the North Dakota Century Code is

2a hereby

3 amended and reenacted to read as follows:

4 14. To admit to the schools of the district pupils from other
5 districts when it can be done without injuring or over-
6 crowding the schools, and make regulations for the
7 admission of such pupils. The board may make proper
7a and

8 necessary rules for the assignment and distribution of
9 pupils to and among the schools in the district and for
10 their transfer from one school to another. When an
11 elementary pupil is admitted from another district, credit
12 on his tuition shall be given by the district admitting
13 him to the extent of school taxes paid in the admitting
14 district by the parent or guardian of the admitted pupil.
15 If the attendance of an elementary pupil from another
16 district is necessitated by shorter distance or other
17 reasons of convenience, approval or disapproval shall be
18 given by a three-member committee consisting of the
19 county judge, state's attorney, and the county superin-
20 tendent of schools within fifteen days after consulting
21 the school boards of both districts concerned, and the
22 balance of the tuition, after credit for taxes paid and
23 the credit allowed for county equalization fund payments
24 according to the provisions of section 15-40-26, shall be
25 paid by the district from which the pupil is admitted,
26 but the whole amount of the tuition shall not exceed the
27 average cost of elementary education per child in the
28 county. **It is the intent of the legislative assembly**
29 **that school districts educating pupils in other school**
30 **districts shall pay the full cost of education.** Such
31 cost shall be determined on the basis of average daily
32 membership and shall include annual expenditures from
33 the general fund, annual educational expenditures from
34 all special funds, double the annual expenditures of
35 ((and)) sinking and interest funds and double the
35a annual
36 tax receipts of the building fund. Districts not complying
37 with the decision of the committee herein provided shall
38 forfeit their county equalization payments to the schools
39 receiving the pupils. The board may admit pupils
40 residing in unorganized territory adjacent to the
41 district to the schools in the district and may arrange
42 with the parents or guardians of such pupils for the
43 payment of tuition. The admission of nonresident high
44 school students shall be governed by the provisions of
45 chapter 15-40.

46 A school board may admit elementary pupils from other
47 districts to its schools when it can be done without
48 injury or overcrowding the schools even if such pupils
49 have not received approval from the school board of their
50 residence or from the three-member county committee

51 provided the parent or guardian pays the tuition of each
 52 pupil, which tuition shall be equal to the actual per
 53 pupil cost of educating an elementary pupil in the
 54 admitting district for the previous school year,
 55 calculated in the same manner as provided in section
 56 15-40-17.1, except that such calculations shall be based
 57 on elementary school costs. Not less than one-half of the
 58 yearly tuition shall be paid by the parent or guardian in
 59 cash on the date of enrollment and the school board of the
 60 admitting district shall execute a contract in writing
 61 with the parent or guardian requiring any balance of the
 62 tuition to be paid in cash on or before the first day of
 63 the second semester.

64 **SECTION 2. AMENDMENT.)** Section 15-40-17 of the 1965
 65 Supplement to the North Dakota Century Code is hereby
 65a amended and
 66 reenacted to read as follows:

67 **15-40-17. HIGH SCHOOL PAYMENTS ARE EXCLUSIVE —**
 67a **EXCEPTION.)**

68 No school district shall charge or collect from any nonresident
 69 high school student, his parents or guardian, or the district of
 70 his residence, any registration, textbook, or laboratory fee, or
 71 any other fee or charge which is not charged to or for all
 72 resident high school students. However, a high school district
 73 **((shall)) may charge tuition for nonresident high school**
 73a **students**
 74 **coming from high school districts not meeting the requirements**
 75 **of sections 15-41-24 and 15-41-25 of the North Dakota Century**
 75a **Code.**

76 The whole amount of such tuition, except as hereinafter
 76a provided,

77 **((shall)) may be paid by the district from which the pupil is**
 78 **admitted and ((shall)) may equal the average cost of high**
 79 **school education per child in the county less payments from**
 79a **county**

80 equalization funds and from the state under this chapter.

81 Such costs **((shall)) may include expenditures from the general**
 82 **and sinking and interest funds, and receipts from the building**
 83 **fund. It is the intent of the legislative assembly that school**
 84 **districts educating pupils in other school districts shall pay**
 85 **the full cost of education. Such cost shall be determined on**
 86 **the basis of average daily membership and shall include annual**
 87 **expenditures from the general fund, annual educational**
 87a **expenditures**

88 **of sinking and interest funds and double the annual tax receipts**
 89 **of the building fund. Credit on tuition charges, if any, shall**
 90 **be given by the admitting district to the extent of school taxes**
 91 **paid to the admitting district by the parent or guardian of the**
 92 **admitted student. In the event any district not providing**
 93 **high school education shall fail or refuse to pay the tuition**
 94 **charges, the admitting district shall notify the county**
 95 **superintendent of schools of the county of residence of the**
 96 **student and the state superintendent of public instruction of**
 97 **such fact, and upon verification by the county superintendent**
 98 **of schools that such tuition payments are due the admitting**
 99 **district, all county equalization fund payments and payments**
 100 **from the state under this chapter to the district of residence**
 101 **of the student shall be withheld until the tuition due the**
 102 **admitting district has been fully paid.**

103 The parent or guardian of any student who is a resident of a
 104 school district providing a high school education, **but which**
 105 **high school is not meeting the requirements of sections**
 106 **15-41-24 and 15-41-25 of the North Dakota Century Code may**
 106a **apply**

107 to the school board of (((the school district of residence of
108 the student))) **such school district** for approval of the payment
109 of tuition charges to another school district for attendance of
110 the student at the high school in such other school district
111 **if such other high school is meeting the requirements of sections**
112 **15-41-24 and 15-41-25 of the North Dakota Century Code.** If the
113 school board of the district of residence shall approve such
114 application, it shall pay the tuition charges in accordance
115 with the application as approved. In the event such
116 application shall be disapproved, the parent or guardian of the
117 child may appeal the question to the county superintendent of
118 schools, and a committee consisting of the county judge, state's
119 attorney, and the county superintendent of schools shall within
120 fifteen days consult with the school boards of the districts
121 concerned and with the parent or guardian of the student
122 concerned and render a decision in regard to the tuition charges.
123 If the committee shall find the attendance of the student in
124 question is necessitated by shorter distance, previous attendance
125 in another high school, inadequacy of curriculum considering the
126 educational needs of the particular student, or other reasons
127 of convenience it may approve the payment of such tuition
128 charges. The school district of residence of the student, **not**
129 **meeting the requirements of sections 15-41-24 and 15-41-25 of**
130 **the North Dakota Century Code,** shall thereafter be required to
131 pay such tuition charges, and upon notification by the admitting
132 district of the failure of the district of residence to pay such
133 tuition charges, all county equalization payments and payments
134 from the state under this chapter to the district of residence
135 shall be withheld in the same manner as provided in this section
136 in the case of a district not providing a high school education.
137 If the committee shall find that the attendance of the student
138 at a high school outside the district is not necessitated by
139 shorter distance, previous attendance in another high school,
140 inadequacy of curriculum considering the educational needs of
141 the particular student, or other reasons of convenience, the
142 district of residence shall not be required to pay such tuition
143 charges. The decision of the committee may be appealed to the
144 state board of public school education, and the decision of such
145 board shall be binding upon all parties. The school board of
146 any school district approving the payment of high school tuition
147 charges or required to make such payments under the provisions
148 of this section may levy an amount sufficient to pay tuition
149 charges which levy shall not be subject to any mill levy
150 limitations prescribed by law. This chapter, however, shall not
151 affect the right of a school district to charge and collect such
152 tuition as may be fixed by agreement from students who are not
153 residents of this state. **A student from a high school district**
154 **not meeting the requirements of sections 15-41-24 and 15-41-25**
155 **of the North Dakota Century Code may change schools only once**
156 **and his intentions should be made known and arrangements**
156a **completed**
157 **before May first, preceding the school year in which he moves**
158 **to another school.**

AMENDMENTS TO HOUSE BILL No. 371

In line 14 after the word "body" insert the following: "**upon adoption of a resolution declaring it necessary and upon approval of a majority of the votes cast at a regular city election.**"

In line 16 after the word "municipality" delete the remainder of the line and insert in lieu thereof the word "**from**"

In line 18 after the period insert the following: "**The resolution and ballot shall state the specific amount or percentage to be transferred as hereinbefore provided.**"

And renumber the lines accordingly.

AMENDMENTS TO HOUSE BILL No. 480

In the last line of the title after the word "mortgage" insert a comma and add the following: "and creating subsection 7 to section 4-28-02 defining final settlement"

At the end of line 29 add the following:

SECTION 2.) Subsection 6 to section 4-28-02 is hereby created and enacted to read as follows:

6. The term final settlement shall mean the date the wheat upon which a loan was obtained is sold to the elevator or to a private person or is assigned or transferred to an agency of the United State government; or the date upon which the payment for the wheat is made in instances when wheat is sold but payments are deferred."

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 68

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 8

Senate Bill No. 26

Senate Bill No. 97

Senate Bill No. 251

Senate Bill No. 435

Senate Bill No. 440

Senate Bill No. 467

Refused to concur in the Senate amendment to:

Senate Bill No. 22

Senate Bill No. 459

And the President has appointed as conference committees to act with like committees from the House,

On Senate Bill No. 22

Senator Schultz
Senator Coughlin
Senator L. Larson

On Senate Bill No. 459

Senator Wilhite
Senator Unruh
Senator Rait

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on

Senate Bill No. 24

Senate Bill No. 201

Senate Bill No. 307

House Bill No. 4 vote: ayes, 46; nays, 1; absent, 2

House Bill No. 507 vote: ayes, 41; nays, 0; absent, 8

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed, subject to the call of the chair, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-NINTH DAY AFTER RECESS

Bismarck, March 17, 1969

The House reconvened, pursuant to the call of the chair, with Speaker E. Johnson presiding.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 68. A Concurrent Resolution requesting the State Board of Higher Education to consider the feasibility of the appointment of a representative of the student body of a North Dakota institution of higher education as a student adviser to the Board.

Rep. Streibel moved that the rules be suspended and Senate Concurrent Resolution No. 68 be referred to the Committee on Education, which motion prevailed.

Rep. Seibel moved that the House reconsider the action by which the committee report on Senate Bill No. 484 for indefinite postponement, which motion prevailed.

Rep. Seibel moved that Senate Bill No. 484 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 484. A Bill for an Act to amend and reenact section 11-32-03 of the North Dakota Century Code, relating to disposal of buildings partially financed with memorial funds by school districts which have acquired such buildings through reorganization.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 0; absent and not voting, 28.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Diehl | Johnson, K. | Rivinius |
| Aas | Eagles | Jones | Rundle |
| Anderson | Emerson | Knudson | Seibel |
| Atkinson | Erickson, K. | Kuehn | Simonson |
| Austin | Freeman | Larson, G. | Solberg, O. |
| Backes | Froelich | Larson, L. | Stone |
| Bernabucci | Gackle | Lillehaugen | Streibel |
| Bier | Ganser | Linderman | Strinden |
| Boustead | Giffey | Link | Swedlund |
| Boyum | Goodman | Lundene | Thorsgard |
| Bullis | Grant | McDonald | Tweten |
| Bunker | Halcrow | Miedema | Wagner |
| Connolly | Haugland | Olienyk | Weber |
| Dahl | Henning | Peterson, J. | Wells |
| Davis | Hensrud | Powers | White |
| Dawson | Hentges | Register | Wilkie |

| | | | |
|------------------------|-----------|--------------|-------------|
| DeKrey | Hoffner | Reimers | Mr. Speaker |
| Dick | Hougen | | |
| Absent and not voting: | | | |
| Aafedt | Hickle | Leibhan | Sandness |
| Belter | Hilleboe | Matheny | Sanstead |
| Berg | Hoghaug | Metzger | Schaffer |
| Burke | Jenkins | Moquist | Solberg, I. |
| Dornacker | Kelsch | Mueller | Stoltenow |
| Erickson, W. | Kingsbury | Opedahl | Thompson |
| Glaspey | Lang | Peterson, R. | Welder |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 484 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Strinden moved that House Bill No. 160 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 212. A Bill for an Act to amend and reenact section 20-01-01 of the North Dakota Century Code by creating a new subsection, relating to the definition of small game, and to amend and reenact subsections 1, 2 and 3 of section 20-03-12 of the North Dakota Century Code, relating to the schedule of fees for certain hunting licenses.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 77; nays, 1; absent and not voting, 20.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Kelsch | Rundle |
| Aas | Erickson, K. | Kingsbury | Schaffer |
| Anderson | Freeman | Kuehn | Seibel |
| Atkinson | Froelich | Larson, G. | Simonson |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Backes | Giffey | Leibhan | Solberg, O. |
| Belter | Goodman | Lillehaugen | Stone |
| Bernabucci | Grant | Linderman | Streibel |
| Bier | Halcrow | Link | Strinden |
| Boustead | Haugland | Lundene | Swedlund |
| Boyum | Henning | Matheny | Thompson |
| Bullis | Hensrud | McDonald | Thorsgard |
| Bunker | Hentges | Miedema | Tweten |
| Connolly | Hoffner | Mueller | Wagner |
| Davis | Hoghaug | Olienyk | Weber |
| Dawson | Hougen | Peterson, J. | Wells |
| DeKrey | Jenkins | Powers | White |
| Dick | Johnson, K. | Register | Wilkie |
| Diehl | Jones | Reimers | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

Dahl

Absent and not voting:

| | | | |
|--------------|----------|--------------|-----------|
| Aafedt | Gackle | Lang | Rivinius |
| Berg | Glaspey | Metzger | Sandness |
| Burke | Hickle | Moquist | Sanstead |
| Dornacker | Hilleboe | Opedahl | Stoltenow |
| Erickson, W. | Knudson | Peterson, R. | Welder |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 212 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 300. A Bill for an Act to create and enact sections 2-07-06.1, 2-07-06.2, 2-07-06.3, and to amend and reenact sections 2-07-06 and 2-07-07 of the North Dakota Century Code, relating to the creation of a weather modification authority and authorizing the counties to levy a tax for weather modification activities, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 68; nays, 16; absent and voting, 14.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aamoth | Eagles | Jenkins | Register |
| Aas | Emerson | Johnson, K. | Reimers |
| Atkinson | Erickson, K. | Jones | Sanstead |
| Austin | Freeman | Kingsbury | Schaffer |
| Backes | Froelich | Knudson | Solberg, I. |
| Berg | Gackle | Larson, G. | Solberg, O. |
| Boustead | Giffey | Larson, L. | Stone |
| Boyum | Goodman | Leibhan | Streibel |
| Bunker | Grant | Lillehaugen | Swedlund |
| Burke | Halcrow | Linderman | Thompson |
| Dahl | Haugland | Link | Thorsgard |
| Davis | Henning | Lundene | Tweten |
| Dawson | Hensrud | Matheny | Wagner |
| DeKrey | Hentges | Miedema | Wells |
| Dick | Hoffner | Olienyk | White |
| Diehl | Hoghaug | Peterson, J. | Wilkie |
| Dornacker | Hougen | Powers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|----------|---------|-----------|
| Anderson | Bullis | Kelsch | Seibel |
| Belter | Connolly | Kuehn | Simonson |
| Bernabucci | Ganser | Mueller | Stoltenow |
| Bier | Hickle | Rundle | Strinden |

Absent and not voting:

| | | | |
|--------------|----------|--------------|----------|
| Aafedt | Lang | Opedahl | Sandness |
| Erickson, W. | McDonald | Peterson, R. | Weber |
| Glaspey | Metzger | Rivinius | Welder |
| Hilleboe | Moquist | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Link moved that the vote by which Senate Bill No. 300 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Boustead moved that Senate Bill No. 365 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 452. A Bill for an Act to amend and reenact section 61-16-11 of the North Dakota Century Code, by creating a new subsection thereto relating to the powers and duties of the board of commissioners of a water conservation and flood control district and providing that such board shall have the power to order the cessation of destruction of native woodland.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 75; nays, 11; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Knudson | Sanstead |
| Aas | Erickson, K. | Kuehn | Schaffer |
| Anderson | Freeman | Larson, G. | Seibel |
| Austin | Gackle | Larson, L. | Solberg, I. |
| Backes | Ganser | Leibhan | Solberg, O. |
| Belter | Giffey | Lillehaugen | Stone |
| Berg | Goodman | Linderman | Streibel |
| Bernabucci | Grant | Link | Strinden |
| Bier | Halcrow | Lundene | Swedlund |
| Boustead | Haugland | Matheny | Thompson |
| Boyum | Henning | Miedema | Thorsgard |
| Bullis | Hensrud | Mueller | Twetén |
| Bunker | Hentges | Olienyk | Wagner |
| Dahl | Hoffner | Peterson, J. | Weber |
| DeKrey | Hoghaug | Powers | Wells |
| Dick | Hougen | Register | White |
| Diehl | Jenkins | Reimers | Wilkie |
| Dornacker | Jones | Rivinius | Mr. Speaker |
| Eagles | Kingsbury | Sandness | |

Those voting in the negative were:

| | | | |
|----------|----------|-------------|-----------|
| Atkinson | Davis | Hickle | Simonson |
| Burke | Dawson | Johnson, K. | Stoltenow |
| Connolly | Froelich | Kelsch | |

Absent and not voting:

| | | | |
|--------------|----------|---------|--------------|
| Aafedt | Hilleboe | Metzger | Peterson, R. |
| Erickson, W. | Lang | Moquist | Rundle |
| Glaspey | McDonald | Opedahl | Welder |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 452 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 483. A Bill for an Act to amend and reenact chapter 387 of the 1967 Sessions Laws, relating to the construction of a chapel and vocational rehabilitation facility at the Grafton state school, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|----------|----------|--------------|-------------|
| Aamoth | Freeman | Kuehn | Sanstead |
| Anderson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Simonson |
| Belter | Giffey | Linderman | Solberg, I. |
| Berg | Goodman | Link | Solberg, O. |
| Boustead | Grant | Lundene | Stoltenow |
| Boyum | Halcrow | Matheny | Stone |
| Bullis | Haugland | Metzger | Streibel |
| Bunker | Henning | Miedema | Strinden |
| Burke | Hensrud | Mueller | Swedlund |
| Connolly | Hentges | Olienyk | Thompson |
| Davis | Hickle | Opedahl | Thorsgard |
| Dawson | Hoffner | Peterson, J. | Twetén |

| | | | |
|-------------------------------|--------------|--------------|-------------|
| DeKrey | Hoghaug | Peterson, R. | Wagner |
| Dick | Hougen | Powers | Weber |
| Diehl | Jenkins | Register | Welder |
| Dornacker | Johnson, K. | Reimers | Wells |
| Eagles | Jones | Rivinius | White |
| Emerson | Kelsch | Rundle | Wilkie |
| Erickson, K. | Kingsbury | Sandness | Mr. Speaker |
| Absent and not voting: | | | |
| Aafedt | Bier | Hilleboe | Lillehaugen |
| Aas | Dahl | Knudson | McDonald |
| Atkinson | Erickson, W. | Lang | Moquist |
| Bernabucci | Glaspey | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which Senate Bill No. 483 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Streibel moved that the Journal indicate that the House extends its condolences to Rep. Glaspey upon the death of his mother, and Rep. Glaspey was excused from attending the balance of the session, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 42. A Concurrent Resolution urging the Congress of the United States and the Administration to adopt policies relative to the economic well-being of agriculture in the United States of America.

Was read the second time

The question being on the final adoption of the resolution, as **amended**, so the Senate Concurrent Resolution was declared adopted on a voice vote.

Rep. Streibel moved that the House be on the Twelfth Order, which motion prevailed.

MOTIONS

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 83, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and House Bill No. 83 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 83. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of public instruction.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as **amended**, by the Senate, the roll was called and there were ayes, 79; nays, 11; absent and not voting, 8.

Those voting in the negative were:

| | | | |
|----------|----------|-------------|-------------|
| Aamoth | Froelich | Leibhan | Schaffer |
| Aas | Gackle | Lillehaugen | Seibel |
| Anderson | Ganser | Linderman | Solberg, I. |
| Atkinson | Giffey | Link | Solberg, O. |
| Austin | Goodman | Lundene | Stoltenow |
| Backes | Grant | Matheny | Stone |
| Belter | Halcrow | McDonald | Streibel |
| Bier | Haugland | Metzger | Strinden |
| Boustead | Henning | Miedema | Swedlund |

| | | | |
|--------------|-------------|--------------|-------------|
| Boyum, | Hensrud | Mueller | Thompson |
| Bullis | Hickle | Olienyk | Thorsgard |
| Bunker | Hoffner | Opedahl | Tweten |
| Burke | Hoghaug | Peterson, J. | Wagner |
| DeKrey | Hougen | Peterson, R. | Weber |
| Dick | Johnson, K. | Powers | Welder |
| Diehl | Jones | Register | Wells |
| Eagles | Knudson | Reimers | White |
| Emerson | Kuehn | Rivinius | Wilkie |
| Erickson, K. | Larson, G. | Sandness | Mr. Speaker |
| Freeman | Larson, L. | Sanstead | |

Those voting in the negative were:

| | | | |
|------------|---------|-----------|----------|
| Berg | Davis | Hilleboe | Rundle |
| Bernabucci | Dawson | Jenkins | Simonson |
| Connolly | Hentges | Kingsbury | |

Absent and not voting:

| | | | |
|--------|--------------|---------|---------|
| Aafedt | Dornacker | Glaspey | Lang |
| Dahl | Erickson, W. | Kelsch | Moquist |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 83 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Tweten moved that the House not concur on Senate amendments to House Bill No. 86, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 117, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Bier moved that the House not concur on Senate amendments to House Bill No. 175, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 185, which motion prevailed.

Rep. Boustead moved that the rules be suspended, and House Bill No. 185 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 185. A Bill for an Act to amend and reenact Section 39-04-19, Subsection 5 of the North Dakota Century Code, relating to the registration of farm vehicles.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aamoth | Emerson | Kingsbury | Sandness |
| Aas | Erickson, K. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Larson, G. | Seibel |
| Austin | Gackle | Larson, L. | Simonson |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Giffey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |

| | | | |
|------------|-------------|--------------|-------------|
| Bernabucci | Grant | Link | Stone |
| Bier | Halcrow | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | McDonald | Swedlund |
| Bullis | Hensrud | Metzger | Thompson |
| Bunker | Hentges | Miedema | Thorsgard |
| Burke | Hickle | Mueller | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, J. | Welder |
| Dawson | Hougen | Peterson, R. | Wells |
| DeKrey | Jenkins | Register | White |
| Dick | Johnson, K. | Reimers | Willkie |
| Diehl | Jones | Rivinius | Mr. Speaker |
| Eagles | Kelsch | Rundle | |

Absent and not voting:

| | | | |
|-----------|--------------|---------|--------|
| Aafedt | Erickson, W. | Lang | Powers |
| Dornacker | Glaspay | Moquist | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 185 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 216, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 218, which motion prevailed.

Rep. Boustead moved that the rules be suspended, and House Bill No. 218 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 218. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to the width of vehicles and authorizing passenger buses of a width not exceeding one hundred two inches to be operated on highways designated by the commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 74; nays, 17; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-----------|
| Aamoth | Eagles | Johnson, K. | Rivinius |
| Aas | Emerson | Jones | Rundle |
| Anderson | Erickson, K. | Kelsch | Sanstead |
| Atkinson | Erickson, W. | Kuehn | Seibel |
| Austin | Freeman | Larson, G. | Stoltenow |
| Backes | Froelich | Larson, L. | Stone |
| Belter | Ganser | Linderman | Streibel |
| Bernabucci | Giffey | Link | Strinden |
| Bier | Grant | Lundene | Swedlund |
| Boustead | Halcrow | McDonald | Thompson |
| Boyum | Haugland | Metzger | Thorsgard |
| Bullis | Hensrud | Miedema | Tweten |
| Bunker | Hentges | Mueller | Wagner |
| Burke | Hickle | Olienyk | Welder |
| Connolly | Hilleboe | Opedahl | Wells |

| | | | |
|--------|---------|--------------|-------------|
| Dahl | Hoffner | Peterson, R. | White |
| Davis | Hoghaug | Register | Wilkie |
| Dawson | Hougen | Reimers | Mr. Speaker |
| Diehl | Jenkins | | |

Those voting in the negative were:

| | | | |
|---------|-----------|--------------|-------------|
| Berg | Henning | Lillehaugen | Simonson |
| DeKrey | Kingsbury | Peterson, J. | Solberg, I. |
| Dick | Knudson | Sandness | Solberg, O. |
| Gackle | Leibhan | Schaffer | Weber |
| Goodman | | | |

Absent and not voting:

| | | | |
|-----------|---------|---------|--------|
| Aafedt | Glaspey | Matheny | Powers |
| Dornacker | Lang | Moquist | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 218 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Boustead moved that the House not concur on Senate amendments to House Bill No. 224, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 225, which motion prevailed.

Rep. Boustead then withdrew his original motion, and then moved that the House not concur on the Senate amendments to House Bill No. 225, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Streibel moved that House Bill No. 6 be moved to the head of the calendar, which motion prevailed.

Rep. Tweten moved that the House concur in the Senate amendments to House Bill No. 6, which motion prevailed.

Rep. Tweten moved that the rules be suspended, and House Bill No. 6 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 6. A Bill for an Act to appropriate money for the expenses of the legislative branch of the government, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aamoth | Erickson, K. | Kuehn | Sandness |
| Aas | Erickson, W. | Lang | Sanstead |
| Anderson | Freeman | Larson, G. | Schaffer |
| Atkinson | Froelich | Larson, L. | Seibel |
| Austin | Gackle | Leibhan | Simonson |
| Backes | Ganser | Lillehaugen | Solberg, I. |
| Belter | Giffey | Linderman | Solberg, O. |
| Berg | Goodman | Link | Stoltenow |
| Bernabucci | Grant | Lundene | Stone |

| | | | |
|----------|-------------|--------------|-------------|
| Bier | Halcrow | Matheny | Streibel |
| Boustead | Haugland | McDonald | Strinden |
| Bullis | Henning | Metzger | Swedlund |
| Bunker | Hensrud | Miedema | Thompson |
| Burke | Hentges | Mueller | Thorsgard |
| Connolly | Hickle | Olienyk | Tweten |
| Dahl | Hoffner | Opedahl | Wagner |
| Davis | Hougen | Peterson, J. | Weber |
| Dawson | Jenkins | Peterson, R. | Welder |
| DeKrey | Johnson, K. | Powers | Wells |
| Dick | Jones | Register | White |
| Diehl | Kelsch | Reimers | Wilkie |
| Eagles | Kingsbury | Rivinius | Mr. Speaker |
| Emerson | Knudson | Rundle | |

Those voting in the negative were:

Hoghaug

Absent and not voting:

| | | | |
|--------|-----------|----------|---------|
| Aafedt | Dornacker | Hilleboe | Moquist |
| Boyum | Glaspey | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which House Bill No. 6 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Dick moved that the House concur in the Senate amendments to House Bill No. 275, which motion prevailed.

Rep. Dick moved that the rules be suspended, and House Bill No. 275 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 275. A Bill for an Act to amend and reenact section 20-03-37 of the North Dakota Century Code, relating to hunting licenses and providing that any person who has his hunting license revoked shall be ineligible to have his hunting privileges restored for two years; and providing a penalty for purchasing or attempting to purchase a hunting license or permit within two years after a revocation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 73; nays, 12; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|----------|-------------|--------------|-------------|
| Aamoth | Gackle | Kuehn | Rundle |
| Aas | Giffey | Lang | Sandness |
| Anderson | Goodman | Larson, G. | Sanstead |
| Atkinson | Grant | Larson, L. | Schaffer |
| Austin | Haugland | Leibhan | Seibel |
| Belter | Henning | Lillehaugen | Simonson |
| Berg | Hensrud | Link | Solberg, I. |
| Bier | Hentges | Matheny | Solberg, O. |
| Bullis | Hickle | McDonald | Stone |
| Bunker | Hilleboe | Metzger | Streibel |
| Burke | Hoffner | Mueller | Strinden |
| Dawson | Hougen | Olienyk | Swedlund |
| Dick | Jenkins | Opedahl | Thompson |
| Diehl | Johnson, K. | Peterson, J. | Thorsgard |
| Eagles | Jones | Peterson, R. | Wells |

| | | | |
|--------------|-----------|----------|-------------|
| Emerson | Kelsch | Powers | White |
| Erickson, K. | Kingsbury | Register | Wilkie |
| Erickson, W. | Knudson | Rivinius | Mr. Speaker |
| Freeman | | | |

Those voting in the negative were:

| | | | |
|------------|--------|----------|-----------|
| Bernabucci | Dahl | Froelich | Lundene |
| Boustead | Davis | Ganser | Stoltenow |
| Connolly | DeKrey | Hoghaug | Welder |

Absent and not voting:

| | | | |
|-----------|-----------|---------|---------|
| Aafedt | Glaspey | Miedema | Twetten |
| Backes | Halcrow | Moquist | Wagner |
| Boyum | Linderman | Reimers | Weber |
| Dornacker | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 275 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. K. Johnson moved that the House concur in the Senate amendments to House Bill No. 292, which motion prevailed.

Rep. K. Johnson moved that the rules be suspended, and House Bill No. 292 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 292. A Bill for an Act to create and enact sections 4-18.1-22, and 4-18.1-23 of the North Dakota Century Code and to amend and reenact subsections 4, 6, 8, 9, 10, 11, 12 and 13 of section 4-18.1-01, sections 4-18.1-02, 4-18.1-03, 4-18.1-04, 4-18.1-05, 4-18.1-06, 4-18.1-07, 4-18.1-08, 4-18.1-09, 4-18.1-10, 4-18.1-11, 4-18.1-12, 4-18.1-13, 4-18.1-14, 4-18.1-15, 4-18.1-16, 4-18.1-17, 4-18.1-18, 4-18.1-19, 4-18.1-20, 4-18.1-21 of the North Dakota Century Code, relating to regulation of prices and trade practices within the milk industry by the Milk Stabilization Board which regulation is declared to be within the police power and providing for administrative and civil procedures for enforcement thereof.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 61; nays, 25; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aas | Gackle | Kuehn | Rivinius |
| Anderson | Ganser | Larson, G. | Rundle |
| Austin | Giffey | Leibhan | Sandness |
| Backes | Goodman | Lillehaugen | Sanstead |
| Belter | Grant | Link | Schaffer |
| Berg | Halcrow | Lundene | Simonson |
| Bier | Haugland | Matheny | Solberg, I. |
| Dahl | Henning | McDonald | Solberg, O. |
| DeKrey | Hensrud | Miedema | Stone |
| Dick | Hickle | Mueller | Streibel |
| Diehl | Hoffner | Olienyk | Swedlund |
| Emerson | Hougen | Opedah | Thompson |
| Erickson, K. | Johnson, K. | Peterson, J. | Thorsgard |
| Erickson, W. | Jones | Peterson, R. | Wilkie |
| Freeman | Knudson | Powers | Mr. Speaker |
| Froelich | | | |

Those voting in the negative were:

| | | | |
|----------|----------|------------|-----------|
| Atkinson | Davis | Jenkins | Register |
| Boustead | Dawson | Kelsch | Stoltenow |
| Boyum | Eagles | Kingsbury | Strinden |
| Bullis | Hentges | Lang | Welder |
| Bunker | Hilleboe | Larson, L. | Wells |
| Burke | Hoghaug | Metzger | White |
| Connolly | | | |

Absent and not voting:

| | | | |
|------------|-----------|---------|--------|
| Aafedt | Dornacker | Moquist | Tweten |
| Aamoth | Glaspey | Reimers | Wagner |
| Bernabucci | Linderman | Seibel | Weber |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 292 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 318, which motion prevailed.

Rep. Boustead moved that the rules be suspended, and House Bill No. 318 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 318. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to second or subsequent convictions for driving while under the influence of intoxicating liquor.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Erickson, K. | Jones | Rivinius |
| Anderson | Erickson, W. | Kelsch | Rundle |
| Atkinson | Freeman | Kingsbury | Sandness |
| Austin | Froelich | Knudson | Sanstead |
| Backes | Gackle | Kuehn | Schaffer |
| Belter | Ganser | Lang | Simonson |
| Berg | Giffey | Larson, G. | Solberg, I. |
| Bernabucci | Goodman | Larson, L. | Solberg, O. |
| Bier | Grant | Leibhan | Stoltenow |
| Boustead | Halcrow | Lillehaugen | Stone |
| Boyum | Haugland | Link | Streibel |
| Bullis | Henning | Lundene | Strinden |
| Bunker | Hensrud | Matheny | Swedlund |
| Burke | Hentges | McDonald | Thompson |
| Connolly | Hickle | Metzger | Thorsgard |
| Dahl | Hilleboe | Mueller | Weber |
| Davis | Hoffner | Olienyk | Welder |
| Dawson | Hoghaug | Opedahl | Wells |
| DeKrey | Hougen | Peterson, R. | White |
| Diehl | Jenkins | Powers | Wilkie |
| Eagles | Johnson, K. | Register | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|--------|-----------|--------------|--------|
| Aafedt | Glaspey | Moquist | Seibel |
| Aamoth | Linderman | Peterson, J. | Tweten |

Dick Miedema Reimers Wagner
Dornacker

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 318 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Schaffer moved that the House concur in the Senate amendments to House Bill No. 359, which motion prevailed.

Rep. Schaffer moved that the rules be suspended, and House Bill No. 359 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 359. A Bill for an Act to prevent counties from leasing their county road machinery for less than the cost of operation of the equipment.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 73; nays, 15; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aamoth | Eagles | Hoghaug | Opedahl |
| Aas | Emerson | Hougen | Powers |
| Anderson | Erickson, K. | Jenkins | Register |
| Atkinson | Erickson, W. | Jones | Sandness |
| Austin | Freeman | Kelsch | Schaffer |
| Backes | Froelich | Kingsbury | Seibel |
| Belter | Gackle | Knudson | Solberg, O. |
| Berg | Ganser | Kuehn | Stone |
| Bier | Goodman | Lang | Streibel |
| Boustead | Grant | Larson, G. | Strinden |
| Boyum | Halcrow | Larson, L. | Swedlund |
| Bunker | Haugland | Leibhan | Thompson |
| Burke | Henning | Link | Thorsgard |
| Connolly | Hensrud | Matheny | Wagner |
| Dahl | Hentges | McDonald | Wells |
| Davis | Hickle | Metzger | White |
| Dawson | Hilleboe | Miedema | Wilkie |
| DeKrey | Hoffner | Olienyk | Mr. Speaker |
| Diehl | | | |

Those voting in the negative were:

| | | | |
|-------------|-------------|-------------|-----------|
| Bernabucci | Lillehaugen | Rundle | Stoltenow |
| Bullis | Lundene | Sanstead | Weber |
| Giffey | Mueller | Simonson | Welder |
| Johnson, K. | Rivinius | Solberg, I. | |

Absent and not voting:

| | | | |
|-----------|-----------|--------------|---------|
| Aafedt | Glaspey | Peterson, J. | Reimers |
| Dick | Linderman | Peterson, R. | Tweten |
| Dornacker | Moquist | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 359 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Schaffer moved that the House concur in the Senate amendments to House Bill No. 362, which motion prevailed.

Rep. Schaffer moved that the rules be suspended, and House Bill No. 362 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 362. A Bill for an Act to amend and reenact section 40-45-09 of the 1967 Supplement to the North Dakota Century Code and section 40-45-11 of the North Dakota Century Code, relating to police pensions in cities.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kingsbury | Rundie |
| Aamoth | Erickson, K. | Knudson | Sandness |
| Aas | Erickson, W. | Kuehn | Sanstead |
| Anderson | Freeman | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Backes | Ganser | Larson, L. | Simonson |
| Belter | Giffey | Leibhan | Solberg, I. |
| Berg | Goodman | Lillehaugen | Solberg, O. |
| Bernabucci | Grant | Linderman | Stoltenow |
| Bier | Halcrow | Link | Stone |
| Boustead | Haugland | Lundene | Streibel |
| Boyum | Henning | Matheny | Strinden |
| Bullis | Hensrud | McDonald | Swedlund |
| Bunker | Hentges | Metzger | Thompson |
| Burke | Hickle | Miedema | Thorsgard |
| Connolly | Hilleboe | Mueller | Wagner |
| Dahl | Hoffner | Olienyk | Weber |
| Davis | Hoghaug | Opedahl | Welder |
| Dawson | Hougen | Peterson, J. | Wells |
| DeKrey | Jenkins | Peterson, R. | White |
| Dick | Johnson, K. | Powers | Wilkie |
| Diehl | Jones | Register | Mr. Speaker |
| Eagles | Kelsch | Rivinius | |
| Absent and not voting: | | | |
| Atkinson | Froelich | Moquist | Tweten |
| Dornacker | Glaspey | Reimers | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 362 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Bier moved that the House concur in the Senate amendments to House Bill No. 385, which motion prevailed.

Rep. Bier moved that the rules be suspended, and House Bill No. 385 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 385. A Bill for an Act for the purpose of creating and establishing an educational broadcasting council, designating membership and powers; and providing an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 86; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Kuehn | Sanstead |
| Austin | Froehlich | Lang | Schaffer |
| Backes | Gackle | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bier | Goodman | Linderman | Solberg, O. |
| Boustead | Grant | Link | Stone |
| Boyum | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Strinden |
| Bunker | Henning | Metzger | Swedlund |
| Burke | Hensrud | Miedema | Thompson |
| Connolly | Hentges | Mueller | Wagner |
| Dahl | Hickle | Olienyk | Weber |
| Davis | Hilleboe | Opedahl | Welder |
| Dawson | Hoffner | Peterson, J. | Wells |
| DeKrey | Hoghaug | Peterson, R. | White |
| Dick | Hougen | Powers | Wilkie |
| Diehl | Jenkins | Register | Mr. Speaker |
| Eagles | Jones | | |

Those voting in the negative were:

Lillehaugen Stoltenow

Absent and not voting:

| | | | |
|------------|-------------|---------|-----------|
| Atkinson | Glaspey | Moquist | Thorsgard |
| Bernabucci | Johnson, K. | Reimers | Tweten |
| Dornacker | McDonald | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 385 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Boustead moved that the House not concur on Senate amendments to House Bill No. 393, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Gackle moved that the House concur in the Senate amendments to House Bill No. 413, which motion prevailed.

Rep. Gackle moved that the rules be suspended, and House Bill No. 413 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 413. A Bill for an Act to amend and reenact section 6-08-16 of the North Dakota Century Code, relating to the issuing of a check without sufficient funds or credit.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|--------|
| Aafedt | Erickson, K. | Kingsbury | Rundle |
|--------|--------------|-----------|--------|

| | | | |
|------------------------|--------------|--------------|-------------|
| Aamoth | Erickson, W. | Knudson | Sandness |
| Aas | Freeman | Kuehn | Sanstead |
| Anderson | Froehlich | Lang | Schaffer |
| Atkinson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Simonson |
| Backes | Giffey | Leibhan | Solberg, I. |
| Belter | Goodman | Lillehaugen | Solberg, O. |
| Berg | Grant | Linderman | Stoltenow |
| Boustead | Halcrow | Link | Stone |
| Boyum | Haugland | Lundene | Streibel |
| Bullis | Henning | Matheny | Strinden |
| Bunker | Hensrud | Metzger | Swedlund |
| Burke | Hentges | Miedema | Thompson |
| Connolly | Hickle | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| DeKrey | Hoghaug | Peterson, J. | Welder |
| Dick | Jenkins | Peterson, R. | Wells |
| Diehl | Johnson, K. | Powers | White |
| Eagles | Jones | Register | Wilkie |
| Emerson | Kelsch | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Bernabucci | Dornacker | McDonald | Reimers |
| Bier | Glaspey | Moquist | Thorsgard |
| Dawson | Hougen | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 413 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate requests the return of

House Bill No. 368

LEO LEIDHOLM, Secretary

MOTIONS

Rep. Streibel moved that the House accede to the Senate's request for the return of House Bill No. 368, which motion prevailed.

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 460, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Tweten moved that the House not concur on Senate amendments to House Bill No. 469, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Kelsch moved that the House concur in the Senate amendments to House Concurrent Resolution No. 16, which motion prevailed.

Rep. Kelsch moved that the rules be suspended, and House Concurrent Resolution No. 16 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 16. A Concurrent Resolution to direct the secretary of state to place on the 1970 statewide primary election ballot a proposed constitutional amendment regarding a constitutional convention and the question of whether a constitutional convention shall be called.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, **as amended**, by the Senate, the roll was called and there were ayes, 72; nays, 19; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Diehl | Johnson, K. | Rivinius |
| Aamoth | Dornacker | Kelsch | Rundle |
| Aas | Eagles | Knudson | Sandness |
| Anderson | Emerson | Kuehn | Schaffer |
| Atkinson | Erickson, K. | Lang | Seibel |
| Austin | Freeman | Larson, G. | Stoltenow |
| Belter | Froelich | Larson, L. | Stone |
| Berg | Ganser | Leibhan | Streibel |
| Bier | Goodman | Lillehaugen | Strinden |
| Boustead | Halcrow | Linderman | Swedlund |
| Boyum | Henning | Link | Thompson |
| Bullis | Hensrud | Metzger | Thorsgard |
| Burke | Hentges | Miedema | Tweten |
| Connolly | Hickle | Olienyk | Wagner |
| Dahl | Hilleboe | Peterson, R. | Weber |
| Davis | Hoffner | Powers | Welder |
| DeKrey | Hoghaug | Register | White |
| Dick | Jenkins | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|----------|--------------|-------------|
| Backes | Grant | Mueller | Solberg, I. |
| Bernabucci | Haugland | Opedahl | Solberg, O. |
| Erickson, W. | Jones | Peterson, J. | Wells |
| Gackle | Lundene | Sanstead | Wilkie |
| Giffey | Matheny | Simonson | |

Absent and not voting:

| | | | |
|--------|---------|-----------|---------|
| Bunker | Glaspey | Kingsbury | Moquist |
| Dawson | Hougen | McDonald | |

So the House Concurrent Resolution was declared adopted.

MOTIONS

Rep. Dick moved that the House not concur on Senate amendments to House Concurrent Resolution No. 55, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Tweten moved that the House not concur on Senate amendments to House Bill No. 1, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. K. Johnson moved that the House concur in the Senate amendments to House Bill No. 34, which motion prevailed.

Rep. K. Johnson moved that the rules be suspended, and House Bill No. 34 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 34. A Bill for an Act authorizing the board of administration to sell certain real property owned by the state for the benefit of the state penitentiary and authorizing the state health department to exchange certain property owned by the state for the benefit of the state hospital, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 82; nays, 9; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Sandness |
| Aamoth | Freeman | Kuehn | Sanstead |
| Aas | Froelich | Lang | Schaffer |
| Anderson | Gackle | Larson, G. | Seibel |
| Austin | Ganser | Larson, L. | Solberg, I. |
| Backes | Giffey | Lillehaugen | Solberg, O. |
| Belter | Goodman | Linderman | Stoltenow |
| Berg | Grant | Link | Stone |
| Bier | Halcrow | Matheny | Streibel |
| Boustead | Haugland | Metzger | Strinden |
| Boyum | Henning | Miedema | Swedlund |
| Bullis | Hensrud | Mueller | Thompson |
| Bunker | Hentges | Olienyk | Thorsgard |
| Connolly | Hickle | Opedahl | Tweten |
| Davis | Hilleboe | Peterson, J. | Wagner |
| DeKrey | Hoffner | Peterson, R. | Weber |
| Dick | Hoghaug | Powers | Wells |
| Diehl | Hougen | Register | White |
| Eagles | Jenkins | Rivinius | Wilkie |
| Emerson | Johnson, K. | Rundle | Mr. Speaker |
| Erickson, K. | Jones | | |

Those voting in the negative were:

| | | | |
|----------|--------|---------|----------|
| Atkinson | Dawson | Leibhan | Simonson |
| Burke | Kelsch | Lundene | Welder |
| Dahl | | | |

Absent and not voting:

| | | | |
|------------|-----------|----------|---------|
| Bernabucci | Glaspey | McDonald | Reimers |
| Dornacker | Kingsbury | Moquist | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which House Bill No. 34 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Burke:

POINT OF PERSONAL PRIVILEGE

"Mr. Speaker, I did not speak against House Bill No. 34, which was just passed. You have heard a lot about rights and protection of rights and our responsibility to protect these rights. For this Assembly's information and that of others, the State of North Dakota just gave away approximately 40 acres in the Jamestown transaction. By two appraisers' averages, we gave away \$2,235. I just wanted this Assembly to be aware of the fact we may not be protecting rights the way we think we are."

MOTIONS

Rep. Bier moved that the House concur in the Senate amendments to House Bill No. 105, which motion prevailed.

Rep. Bier moved that the rules be suspended, and House Bill No. 105 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 105. A Bill for an Act authorizing the state board of higher education to enter into agreements with institutions of higher education within this state and in contiguous states, governing the education and admission of certain students on a reciprocal basis.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 92; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Sandness |
| Aas | Erickson, W. | Knudson | Sanstead |
| Anderson | Freeman | Kuehn | Schaffer |
| Atkinson | Froelich | Lang | Seibel |
| Austin | Gackle | Larson, G. | Simonson |
| Backes | Ganser | Larson, L. | Solberg, I. |
| Belter | Giffey | Leibhan | Solberg, O. |
| Berg | Goodman | Lillehaugen | Stoltenow |
| Bernabucci | Grant | Linderman | Stone |
| Bier | Halcrow | Link | Streibel |
| Boustead | Haugland | Lundene | Strinden |
| Boyum | Henning | Matheny | Swedlund |
| Bullis | Hensrud | Metzger | Thompson |
| Bunker | Hentges | Miedema | Thorsgard |
| Burke | Hickle | Mueller | Tweten |
| Connolly | Hilleboe | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Eagles | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

Rundle

Absent and not voting:

| | | | |
|-----------|---------|----------|---------|
| Davis | Glaspey | McDonald | Moquist |
| Dornacker | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 105 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Boustead moved that House Bill No. 163 be moved to the bottom of the twelfth order, which motion prevailed.

Speaker E. Johnson announced the House would be at ease for ten minutes.

House reconvened with Speaker E. Johnson presiding.

Rep. Wagner requested that the Journal show that he was absent on a Conference Committee when the vote was taken on House Bill No. 292, which request was granted.

Rep. Goodman requested that the following report be printed in the Journal, which request was granted.

REPORT

of the

SPECIAL COMMITTEE ON ELECTRICAL SERVICES

to the

FORTY-FIRST LEGISLATIVE ASSEMBLY

The Special Committee on Electrical Services was created by House Concurrent Resolution "B-2" of the Fortieth Legislative Assembly. Members appointed to the Committee were Representatives Glen Goodman, Chairman, Jack Bernabucci, and Richard J. Backes; Senators Guy Larson and L. D. (Lee) Christensen; Mr. Clarence Welander and Mr. Loren Richards, representing the rural electric cooperatives; and Mr. Robert Nygaard and Mr. Richard Jacobson, representing the

investor-owned or public utility companies. Senator George Rait later replaced Senator Christensen who was injured in an accident and was unable to serve on the Committee.

The Committee was directed to meet during the interim to study what method, if any, should be provided to resolve territorial disputes between electrical suppliers, whether more lucrative market areas were essential to the efficiency of rural electrical cooperatives, and if rural electrical cooperatives should be regulated in the same manner as rural telephone cooperatives. The Committee was further directed to report its findings to the Forty-first Legislative Assembly, together with any legislation that might be proposed.

The Special Committee on Electrical Services met on seven separate occasions during the interim to receive testimony and conduct studies relative to the areas assigned to it for investigation. The major portion of the study dealt with an examination of the present status of North Dakota territorial laws relating to electrical suppliers.

TERRITORIAL INTEGRITY ACT

In 1965, the Legislative Assembly enacted chapter 319 of the Session Laws which was to be known popularly as the "Territorial Integrity Act."

Under this Act, a public utility may not begin the construction or extension of a public utility plant or system, until a certificate of public convenience and necessity is obtained for such construction or extension. A public utility also may not extend transmission or distribution lines beyond the corporate limits of a municipality or serve any customer outside a municipality, unless an order and a certificate of public convenience and necessity is first gained. While chapter 319 did not require that public utility companies discontinue service to customers who were being served outside of municipalities prior to the effective date of the Act, they were required to file maps within ninety days showing all such customers, or it was conclusively presumed that the customer was not being served. In this event, the customer could not be served unless authorized by the Commission in accordance with those provisions of the Act relating to extensions of service.

Public utilities were allowed to make extensions of service in municipalities where they had lawfully commenced operations without obtaining a certificate, if the extension would not interfere with services already provided by a cooperative or another public utility, or result in an unreasonable duplication of services.

Certain limitations were placed on the issuance of orders and certificates of public convenience and necessity by the Public Service Commission. They were not to be issued to any private utility to allow an extension of distribution lines outside a municipality or allow the service of a new customer outside the municipality, unless the nearest cooperative had consented to the service in writing, or unless it was shown upon hearing that the cooperative could not supply the service. And, certificates were not necessary for the extension of facilities if a "consent" agreement was entered into between the cooperative and the public utility as to service areas and the agreement was approved by the Public Service Commission.

Thus, the Act basically allowed cooperatives to extend service in rural areas and public utilities to extend service in municipal areas without first obtaining a certificate of public convenience and necessity from the Public Service Commission — admittedly a time-consuming process — the theory being that the delineation of service areas would allow each type of enterprise to expand within its own sphere without conflict with each other. Problems arose, however, as the public utility companies felt that by being confined to municipal areas except as provided by the Act, they were being denied a fair share of the business arising in the rural "growth" areas. This ob-

jection to the effect of the Territorial Integrity Act culminated in the case of **Montana-Dakota Utilities Company v. Johanneson**, 153 N.W2d 414 (N. D. Sup. Ct. 1967), which squarely attacked its constitutionality. In **Johanneson**, the public utility companies took the position that the law was on an unconstitutional classification for several reasons. They contended that cooperatives were given a monopoly in rural areas and were allowed to operate without Public Service Commission regulation, while the public utilities were regulated in every respect by that agency. Further, they claimed that cooperatives could infringe on the existing service areas of public utility companies in rural localities and that new customers could be gained in municipal areas only if there was no interference with cooperative services already provided in the municipality. Finally, they asserted that cooperatives had a right to complain against public utilities' actions, but the utilities had no such right as against actions of the cooperatives. Thus, they maintained that the Territorial Integrity Act was unfair, arbitrary and unreasonable, and discriminated against the public utility companies and the public generally.

The North Dakota Supreme Court in **Johanneson** upheld the constitutionality of the Act in all but one respect. It was held that the Act did amount to a classification in that public utilities and cooperatives were treated dissimilarly, but the classification was not objectionable, as it was based on legally justifiable distinctions. And, while public utilities were denied the right under the Act to complain of improper actions by cooperatives, the right remained to bring an action in the courts of the state for redress of any injury that might be suffered. Thus, the court reasoned, the public utilities did have an adequate remedy and were not prejudiced.

It was found to be otherwise with regard to section three of the Act which conditioned the issuance of certificates of public convenience and necessity on the written consent of the nearest cooperative, or upon a finding that the cooperative could not provide the service. Here, the court found that it was "... the cooperative, and not the Public Service Commission . . . that determines whether a certificate of public convenience and necessity shall be granted to a public utility in the area outside the limits of the municipality" and that "(n)o guidelines are set out in the law to be followed by the cooperative in making such determination, and no safeguards are provided against arbitrary action . . ." Thus, the court held that where "... the Act attempts to delegate, to either the Public Service Commission or the cooperative, powers and functions which determine such policy and which fix the principles which are to control, the Act is unconstitutional." Likewise, the court found that the portion of the Act which permitted supplying of service without certificates if a "consent" agreement was entered into by the cooperative and public utility as to service areas also was unconstitutional, as again the cooperative was permitted to determine whether a certificate should be granted.

The impact of the **Johanneson** decision immediately became evident. Since the provisions of the Territorial Integrity Act allowing for "consent" agreements in lieu of certificates of public convenience and necessity were declared unconstitutional, it was apparent that the caseload of the Commission in the issuance of certificates would increase substantially. In anticipation of this increase and to reduce the delay caused by the notices and hearings necessary for the issuance of certificates, the Public Service Commission requested an opinion of the Attorney General as to whether conditional certificates could be issued without the usual full-scale hearing and determination. The Attorney General, by opinion dated October 30, 1967, found that the issuing of conditional certificates without hearing was proper, provided that the controversy was fully submitted to the Commission by the interested parties in such a manner so that a decision could be made, and that the parties waive the notice and hearing required in the issuance of a

certificate of public convenience and necessity. Thus, the issuing of temporary certificates under certain conditions was upheld and is presently being practiced by the Commission. Procedurally, temporary certificates have been issued by the Commission only in situations where an emergency has arisen, defined as the immediate need for electrical service by a consumer.

CONTENT OF THE STUDY

A. Public Service Commission

During the course of the study, the Committee drew on the expertise and experience of the Public Service Commission in the area of electrical services generally, and received considerable advice and assistance from this agency. Testimony received from the Commissioners on the subject of regulation by the Public Service Commission was especially illuminating to the members of the Committee. Generally, satisfaction was voiced as to the bipartisanship of the Public Service Commission, and it was commented by one of the Commissioners that it was his opinion that the positions should be appointive, rather than elective, since little interest in the office is shown by the voters. On the subject of whether cooperatives should be placed under the jurisdiction of the Public Service Commission, the Commissioners were not in agreement. One felt that cooperatives should be regulated, one felt that they should not, and one felt that cooperatives should be regulated when they began serving nonmembers. The Commissioners were basically of the opinion that the present Territorial Integrity Act was beneficial and pointed out some areas where improvements could be made. While it was reported that the workload of the Commission has been increased by the administration of the Act, it was also indicated that the issuance of temporary certificates has helped considerably to speed the procedure by which service is authorized.

Testimony given by one of the Commissioners suggested that as an aid to determine when temporary certificates should be issued, guidelines should be set out by the legislature. It was also indicated that in rural areas where a public utility was providing existing service, the laws should be amended to permit service without obtaining a certificate when the connection could be made with a secondary drop. The Commissioners also felt that "consent" agreements as to service areas were desirable and some way should be found whereby such agreements could be constitutionally made.

B. Position of the Cooperatives

As a method of defining the problems that face cooperative and public utility companies, the two groups were invited by the Committee to outline their position on the matters under investigation and to submit proposals for consideration.

Basically, the cooperatives feel that the Territorial Integrity Act is working, and that fair and adequate guidelines are being developed by the Public Service Commission in following the interpretation placed on the law by the North Dakota Supreme Court in the **Johannesson** case.

Any change in the present Act is opposed by this group until such time as inequities exist which in their opinion require revision of the law. They point to the North Dakota Supreme Court decisions interpreting the present law as clearly indicating that cooperatives are given a preference over public utilities in the furnishing of service outside the corporate limits of municipalities. Thus, the law has created two territorial jurisdictions in their viewpoint — franchised areas within municipalities which are to be served by the public utilities, and nonfranchised areas outside of municipalities which are to be served by cooperatives.

The cooperatives maintain that any change in the law would result in considerable expense to cooperative and public utility companies

alike, as interpretative measures would have to begin anew. This cost would be detrimental to the consumer, they claim, as it would be passed on to him in the form of an increase in the cost of service.

The cooperatives contend that testimony that the caseload of the Commission has leveled off proves that the present law is working satisfactorily. They further claim that they are protesting very few applications for certificates of public convenience and necessity by public utilities to serve in rural areas, and have submitted documents tending to point this out.

Regulation by the Public Service Commission is not necessary, claim the cooperatives, as they are regulated by their members. All earned margins are returned to their consumers, making regulation in any area other than that of safety needless.

Finally, the cooperatives maintain that to survive, they must continue to grow, and to grow, they must be able to attract and serve new customers. They point out that the population distribution within the state is presently experiencing a shift, from rural to urban, thus placing them at a disadvantage in attaining new consumers. They state that consumer density on cooperative lines is approximately 1.3 consumers per mile, while the public utilities have a concentration of approximately 29.4 consumers per mile. Annual revenue estimates, according to their calculations, approximate \$300 per mile of line for cooperatives, and \$8,600 per mile of line for public utilities. Thus, it is the cooperatives' position that they furnish a service to rural areas of the state that public utilities could not economically furnish, and, as the burden of serving such areas would be passed on to the municipal consumer, it is a service the public utilities companies should not be allowed to furnish.

C. Position of the Public Utilities Companies

The public utilities companies maintain that the cooperatives should be brought under jurisdiction of the Public Service Commission. They point out that they are regulated in all respects by the Commission, and contend that it is basically unfair to allow the cooperatives to complain to the Commission concerning practices of the utilities, without allowing the utilities the same procedure. It is important to realize, they claim, that they suffer a disadvantage in the rural areas that they are lawfully serving through extensions of service made before the inception of the Territorial Integrity Act, as they must secure a certificate of public convenience and necessity before a new consumer can be served in these areas. This process, involving waiting periods sometimes in excess of six months, they believe causes considerable delay and expense to the utility and hardship to the rural consumer who needs service immediately. In agreeing that the issuance of temporary certificates has somewhat eased the situation, they state that an inequity is involved here also, as the right to permanently serve may well be awarded to the nearest cooperative company, thus causing a considerable loss to the utility from the construction of service facilities they cannot utilize.

Of greatest concern to the public utilities are the outlying portions of metropolitan areas where population is increasing. The present territorial law, they maintain, stifles growth and creates confusion and uncertainty, as the utilities are not allowed to expand with the population move from city and rural areas into the fringe locations around cities. They feel that since they are ready, willing, and able to serve these new market areas and, in fact, are serving many consumers in these locations already by virtue of extensions made before the territorial laws, a preference for cooperatives is unfair. Therefore, the public utilities are not opposed to cooperative monopoly in the far rural areas of the state, but vigorously maintain that in order to serve their customers economically and provide a return to their stockholders, they must also continue to grow, and the only area

where growth is possible is in the metropolitan fringe area. They point out that duplication of facilities in such locations is economically prejudicial to the consumer and should not be permitted.

Thus, the public utilities feel that a change in the law is necessary to permit costly and time-consuming controversies arising from uncertainty in metropolitan fringe areas to be quickly resolved, thereby benefiting the consumer. In order to effect this change, they propose changes in the law which would provide for Public Service Commission jurisdiction over cooperative electrical companies, allow for territorial "consent" agreements between electrical suppliers as to service areas, permit extensions of service without a certificate of public convenience and necessity unless the extension came within a prescribed distance from an existing service of another supplier, and codify and clarify the law regarding temporary permits.

STATEMENT OF THE CHAIRMAN WITH RESPECT TO THE STUDY

As chairman of the Special Committee on Electrical Services, I would like to take this opportunity to commend the members of the Committee for the manner in which they conducted themselves during Committee hearings. All members showed a genuine interest and concern in the matters considered during the biennium relative to the study. I also wish to thank the Public Service Commissioners and the many witnesses who appeared before the Committee and submitted testimony in regard to the matters under consideration.

Although the Committee makes no recommendations, it is my opinion as Chairman that considerable knowledge was gained in respect to the problems faced by both the rural electric cooperatives and private utilities groups, and I hope that this report will give the members of the Forty-first Legislative Assembly some insight into the problems.

Respectfully submitted,

GLEN GOODMAN, Chairman
Special Committee on Electrical Services

MOTIONS

Rep. Tweten moved that the House reconsider the action by which the House did not concur on Senate amendments to House Bill No. 469, which motion prevailed.

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 469, which motion prevailed.

Rep. Boustead moved that the rules be suspended, and House Bill No. 469 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 469. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to marking of overwidth vehicles for visibility while they are operated on the highway.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 82; nays, 4; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aafedt | Erickson, W. | Kuehn | Sandness |
| Aamoth | Freeman | Lang | Schaffer |
| Aas | Froelich | Larson, G. | Seibel |
| Atkinson | Ganser | Larson, L. | Simonson |
| Austin | Giffey | Lillehaugen | Solberg, I. |
| Belter | Goodman | Linderman | Solberg, O. |

| | | | |
|--------------|-----------|--------------|-------------|
| Bernabucci | Grant | Link | Stoltenow |
| Bier | Halcrow | Lundene | Stone |
| Boustead | Henning | Matheny | Streibel |
| Boyum | Hensrud | McDonald | Strinden |
| Bunker | Hentges | Metzger | Swedlund |
| Burke | Hickle | Miedema | Thompson |
| Connolly | Hilleboe | Olienyk | Thorsgard |
| Dahl | Hoffner | Opedahl | Tweten |
| Davis | Hoghaug | Peterson, J. | Wagner |
| DeKrey | Hougen | Peterson, R. | Weber |
| Dick | Jenkins | Powers | Wells |
| Dornacker | Jones | Register | White |
| Eagles | Kelsch | Reimers | Wilkie |
| Emerson | Kingsbury | Rivinius | Mr. Speaker |
| Erickson, K. | Knudson | | |

Those voting in the negative were:

| | | | |
|------|-------------|--------|--------|
| Berg | Johnson, K. | Rundle | Welder |
|------|-------------|--------|--------|

Absent and not voting:

| | | | |
|----------|--------|----------|----------|
| Anderson | Dawson | Glaspey | Moquist |
| Backes | Diehl | Haugland | Mueller |
| Bullis | Gackle | Leibhan | Sanstead |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 469 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ANNOUNCEMENT

Speaker E. Johnson announced the appointment of the following Conference Committees to meet with like committees from the Senate:

House Bill No. 86

Rep. Connolly
Rep. Reimers
Rep. Swedlund

House Bill No. 117

Rep. Burke
Rep. Lillehaugen
Rep. I. Solberg

House Bill No. 175

Rep. Knudson
Rep. Froelich
Rep. Sanstead

House Bill No. 216

Rep. Rundle
Rep. Berg
Rep. Wm. Erickson

House Bill No. 224

Rep. Goodman
Rep. Hentges
Rep. Weber

House Bill No. 225

Rep. Boustead
Rep. Metzger
Rep. Giffey

House Bill No. 393

Rep. Hensrud
Rep. Schaffer
Rep. Giffey

House Bill No. 460

Rep. Hentges
Rep. Matheny
Rep. I. Solberg

House Concurrent Resolution No. 55

Rep. Davis
Rep. Kelsch
Rep. Weber

MOTIONS

Rep. Dick moved that the House concur in the Senate amendments to House Bill No. 249, which motion prevailed.

Rep. Dick moved that the rules be suspended, and House Bill No. 249 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 249. A Bill for an Act to amend and reenact subsection 1 of section 43-22-01 of the North Dakota Century Code, relating to the definition of an oil, gas, or mineral broker.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Lang | Sandness |
| Aamoth | Froelich | Larson, G. | Sanstead |
| Aas | Gackle | Larson, L. | Schaffer |
| Atkinson | Ganser | Leibhan | Seibel |
| Austin | Giffey | Lillehaugen | Simonson |
| Backes | Goodman | Linderman | Solberg, I. |
| Belter | Grant | Link | Solberg, O. |
| Bernabucci | Halcrow | Lundene | Stoltenow |
| Bier | Haugland | Matheny | Stone |
| Boyum | Henning | McDonald | Streibel |
| Bullis | Hensrud | Metzger | Strinden |
| Bunker | Hentges | Miedema | Swedlund |
| Burke | Hickle | Olienyk | Thompson |
| Connolly | Hoffner | Opedahl | Thorsgard |
| Dahl | Hoghaug | Peterson, J. | Tweten |
| Davis | Hougen | Peterson, R. | Wagner |
| Dawson | Johnson, K. | Powers | Welder |
| DeKrey | Kelsch | Register | Wells |
| Dick | Kingsbury | Reimers | White |
| Eagles | Knudson | Rivinius | Wilkie |
| Emerson | Kuehn | Rundle | Mr. Speaker |
| Erickson, K. | | | |

Absent and not voting:

| | | | |
|----------|-----------|----------|---------|
| Anderson | Dornacker | Hilleboe | Moquist |
| Berg | Freeman | Jenkins | Mueller |
| Boustead | Glaspey | Jones | Weber |
| Diehl | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 249 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 484

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

House Bill No. 368

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 64

Senate Bill No. 144

Senate Bill No. 165

Senate Bill No. 198

Senate Bill No. 318

Senate Bill No. 480

Senate Bill No. 481

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 38

Senate Bill No. 149

Senate Bill No. 211

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

House Chambers

Mr. President: I have the honor to return:

Senate Bill No. 113

Which the House has amended and the question was divided with Senate Bill No. 113 passed including Sections 1, 2, and 4 and excluding Section 3, which was defeated.

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 265, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 279, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Aamoth moved that House Bill No. 508 be moved to the foot of the calendar.

Rep. Rundle moved a substitute motion that to House Bill No. 508 be laid on the table, which motion prevailed on a division vote.

Rep. Reimers:

POINT OF PERSONAL PRIVILEGE

"I would like to discuss this bill momentarily. I went along with the motion to lay House Bill No. 508 on the table, because it was completely re-arranged in the Senate, deleting everything after the word

"Bill", and establishing a commission, and I am not sure that was all bad. I probably could have gone along. The reason I want to speak on this is because the Honorable Senator Milton R. Young was mentioned, and he did enthusiastically support having a liaison man in Bismarck, and after the bill was turned around, he washed his hands of it, and he did send several of us a telegram to that effect. However, he was wholeheartedly in support of this measure as it was originally drawn."

Rep. Aamoth:

POINT OF PERSONAL PRIVILEGE

"I am sorry I did not have the amendments before me on House Bill No. 508 to explain them, but the amendments as now drawn merely call for a legislative study on the thing which we had the last biennium. This is the second time I have seen a bill presented to this body calling for a study, and I believe it properly should be in the form of a resolution. I voted no because I wanted the opportunity to explain it to you. As it stands now, I could not be in favor of it. I think we should be cautious in the future about putting statutes on the books that call for studies during the interim, and this is the first session I have seen this done, and I think it is a bad practice."

MOTIONS

Rep. Dornacker moved that the House not concur on Senate amendments to House Bill No. 509, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. K. Johnson moved that the House concur in the Senate amendments to House Bill No. 304, which motion prevailed.

Rep. K. Johnson moved that the rules be suspended, and House Bill No. 304 be considered properly re-engrossed and placed on final passage, which motion prevailed.

Rep. K. Johnson moved that the House reconsider the action by which it concurred in Senate amendments to House Bill No. 304, which motion prevailed.

Rep. K. Johnson moved that the House not concur on Senate amendments to House Bill No. 304, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. Dornacker moved that the House not concur on Senate amendments to House Bill No. 341, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

Rep. K. Johnson moved that the House concur in the Senate amendments to House Bill No. 457, which motion prevailed.

Rep. K. Johnson moved that the rules be suspended, and House Bill No. 457 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 457. A Bill for an Act to amend and reenact section 61-04-05 of the 1967 Supplement of the North Dakota Century Code, relating to notices to be given by applicant and seeking water permits or appropriation of water rights.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 89; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Reimers |
| Aamoth | Eagles | Kingsbury | Rundle |
| Aas | Emerson | Knudson | Sandness |
| Anderson | Erickson, K. | Kuehn | Sanstead |
| Atkinson | Erickson, W. | Lang | Schaffer |
| Austin | Freeman | Larson, G. | Seibel |
| Backes | Froelich | Larson, L. | Simonson |
| Belter | Gackle | Leibhan | Solberg, I. |
| Berg | Giffey | Lillehaugen | Stoltenow |
| Bernabucci | Goodman | Linderman | Stone |
| Bier | Halcrow | Link | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Boyum | Henning | McDonald | Swedlund |
| Bullis | Hentges | Metzger | Thompson |
| Bunker | Hickle | Miedema | Thorsgard |
| Burke | Hilleboe | Mueller | Tweten |
| Connolly | Hoffner | Olienyk | Wagner |
| Dahl | Hoghaug | Opedahl | Weber |
| Davis | Hougen | Peterson, J. | Welder |
| Dawson | Jenkins | Peterson, R. | Wells |
| DeKrey | Johnson, K | Powers | White |
| Dick | Jones | Register | Mr. Speaker |
| Diehl | | | |

Those voting in the negative were:

| | | | |
|---------|----------|-------------|--------|
| Grant | Rivinius | Solberg, O. | Wilkie |
| Lundene | | | |

Absent and not voting:

| | | | |
|--------|---------|---------|---------|
| Ganser | Glaspey | Hensrud | Moquist |
|--------|---------|---------|---------|

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 457 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Boustead moved that the House concur in the Senate amendments to House Bill No. 163, which motion prevailed.

Rep. Boustead moved that the rules be suspended, and House Bill No. 163 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 163. A Bill for an Act to provide for the regulation of the use of snowmobiles; providing a penalty; and providing an appropriation; and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 71; nays, 21; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aafedt | Erickson, K. | Jones | Sanstead |
| Aamoth | Erickson, W. | | Schaffer |
| Anderson | Freeman | Knudson | Seibel |
| Atkinson | Froelich | Kuehn | Solberg, I. |
| Austin | Gackle | Lang | Solberg, O. |
| Backes | Ganser | Larson, G. | Stone |
| Belter | Giffey | Larson, L. | Streibel |
| Bier | Goodman | Linderman | Strinden |
| Boustead | Grant | Link | Swedlund |

| | | | |
|-----------|----------|--------------|-------------|
| Bullis | Haugland | Lundene | Thompson |
| Bunker | Henning | Matheny | Tweten |
| Davis | Hensrud | Olienyk | Wagner |
| Dawson | Hentges | Opedahl | Weber |
| Dick | Hickle | Peterson, J. | Welder |
| Diehl | Hoffner | Peterson, R. | White |
| Dornacker | Hoghaug | Powers | Wikie |
| Eagles | Hougen | Rivinius | Mr. Speaker |
| Emerson | Jenkins | Sandness | |

Those voting in the negative were:

| | | | |
|------------|-------------|-------------|-----------|
| Aas | Dahl | Leibhan | Rundle |
| Berg | DeKrey | Lillehaugen | Simonson |
| Bernabucci | Halcrow | Metzger | Stoltenow |
| Boyum | Johnson, K. | Mueller | Thorsgard |
| Burke | Kingsbury | Register | Wells |
| Connolly | | | |

Absent and not voting:

| | | | |
|----------|----------|---------|---------|
| Glaspey | McDonald | Moquist | Reimers |
| Hilleboe | Miedema | | |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which House Bill No. 163 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 7
 House Bill No. 8
 House Bill No. 13
 House Bill No. 168
 House Bill No. 174
 House Bill No. 190
 House Bill No. 198
 House Bill No. 201
 House Bill No. 223
 House Bill No. 261
 House Bill No. 266
 House Bill No. 280
 House Bill No. 381
 House Bill No. 440

Were delivered to the Governor for his approval at the hour of 10:50 o'clock A.M., March 17, 1969.

REP. GANSER, Chairman

MOTIONS

Rep. Metzger moved that the House concur in the Senate amendments to House Bill No. 371, which motion prevailed.

Rep. Metzger moved that the rules be suspended, and House Bill No. 371 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 371. A Bill for an Act to amend and reenact subsection 2 of section 40-33-12 of the North Dakota Century Code, relating to surplus in municipal utilities fund.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 84; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Sandness |
| Aamoth | Erickson, K. | Kingsbury | Sanstead |
| Anderson | Erickson, W. | Knudson | Schaffer |
| Atkinson | Freeman | Kuehn | Seibel |
| Austin | Froelich | Lang | Simonson |
| Backes | Gackle | Larson, G. | Solberg, I. |
| Belter | Ganser | Larson, L. | Solberg, O. |
| Berg | Giffey | Leibhan | Stone |
| Bier | Goodman | Lillehaugen | Streibel |
| Boustead | Grant | Linderman | Strinden |
| Boyum | Halcrow | Link | Swedlund |
| Burke | Haugland | Matheny | Thompson |
| Connolly | Henning | Metzger | Thorsgard |
| Dahl | Hensrud | Miedema | Tweten |
| Davis | Hentges | Mueller | Wagner |
| Dawson | Hickle | Olienyk | Weber |
| DeKrey | Hoffner | Opedahl | Welder |
| Dick | Hoghaug | Peterson, J. | Wells |
| Diehl | Hougen | Powers | White |
| Dornacker | Jenkins | Register | Wilkie |
| Eagles | Jones | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|-------------|--------------|-----------|
| Aas | Johnson, K. | Peterson, R. | Stoltenow |
| Bullis | Lundene | Rundle | |

Absent and not voting:

| | | | |
|------------|----------|----------|---------|
| Bernabucci | Gaspey | McDonald | Reimers |
| Bunker | Hilleboe | Moquist | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 371 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. K. Johnson moved that the House concur in the Senate amendments to House Bill No. 480, which motion prevailed.

Rep. K. Johnson moved that the rules be suspended, and House Bill No. 480 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 480. A Bill for an Act to amend and reenact section 4-28-07 of the North Dakota Century Code, relating to the state wheat tax levy and to provide that the tax shall be levied and assessed at the time of the final settlement in the case of a lien, pledge, or mortgage, and creating subsection 7 to section 4-28-02 defining final settlement.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 91; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|--------|--------------|-----------|----------|
| Aafedt | Emerson | Kelsch | Sandness |
| Aamoth | Erickson, K. | Kingsbury | Sanstead |
| Aas | Erickson, W. | Knudson | Schaffer |

| | | | |
|-----------|------------|--------------|-------------|
| Anderson | Freeman | Kuehn | Seibel |
| Atkinson | Froelich | Lang | Simonson |
| Austin | Gackle | Larson, G. | Solberg, I. |
| Backes | Ganser | Larson, L. | Solberg, O. |
| Belter | Giffey | Leibhan | Stoltenow |
| Berg | Goodman | Lillehaugen | Stone |
| Bier | Grant | Linderman | Streibel |
| Boustead | Halcrow | Link | Strinden |
| Boyum | Haugland | Matheny | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Connolly | Hentges | Mueller | Tweten |
| Dahl | Hickle | Olienyk | Wagner |
| Davis | Hilleboe | Opedahl | Weber |
| Dawson | Hoffner | Peterson, J. | Welder |
| DeKrey | Hoghaug | Peterson, R. | Wells |
| Dick | Hougen | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Johnson, K | Rivinius | Mr. Speaker |
| Eagles | Jones | Rundle | |

Those voting in the negative were:

Burke Lundene

Absent and not voting:

| | | | |
|------------|----------|---------|---------|
| Bernabucci | McDonald | Moquist | Reimers |
| Glaspey | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 480 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 474

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL NO. 474

In line 5 after the comma insert the following: "except the university of North Dakota and the Ellendale branch,"

In line 12 after the word "education" insert the following: ", except the university of North Dakota and the Ellendale branch,"

Renumber the lines accordingly.

LEO LEIDHOLM, Secretary

SECOND READING OF A HOUSE BILL

House Bill No. 160. A Bill for and Act to amend and reenact section 26-24-09 of the North Dakota Century Code, relating to insurance on public buildings.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 66; nays, 30; absent and not voting, 2.

Those voting in the affirmative were:

| | | | |
|----------|-----------|-----------|-----------|
| Aafedt | Diehl | Jones | Register |
| Aamoth | Dornacker | Kelsch | Reimers |
| Aas | Eagles | Kingsbury | Sandness |
| Anderson | Emerson | Knudson | Schaffer |
| Atkinson | Freeman | Kuehn | Seibel |
| Austin | Froelich | Lang | Stoltenow |

| | | | |
|------------|----------|--------------|-------------|
| Berg | Gackle | Larson, G. | Stone |
| Bernabucci | Ganser | Larson, L. | Streibel |
| Bier | Goodman | Matheny | Strinden |
| Boustead | Henning | McDonald | Thorsgard |
| Boyum | Hensrud | Metzger | Tweten |
| Bullis | Hentges | Miedema | Wagner |
| Bunker | Hickle | Mueller | Welder |
| Connolly | Hilleboe | Olienyk | Wells |
| Dahl | Hoghaug | Peterson, R. | White |
| Davis | Hougen | Powers | Mr. Speaker |
| Dick | Jenkins | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Backes | Grant | Link | Simonson |
| Belter | Halcrow | Lundene | Solberg, I. |
| Burke | Haugland | Opedahl | Solberg, O. |
| Dawson | Hoffner | Peterson, J. | Swedlund |
| DeKrey | Johnson, K. | Rivinius | Thompson |
| Erickson, K. | Leibhan | Rundle | Weber |
| Erickson, W. | Lillehaugen | Sanstead | Wilkie |
| Giffey | Linderman | | |

Absent and not voting:

Glaspey Moquist

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 160 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 365. A Bill for an Act to amend and reenact subsection 2 of section 39-04-19 of the North Dakota Century Code, relating to registration fees for farm trucks or trucks used exclusively in soil and water conservation work, and to repeal subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to registration fees for farm trucks.

Was read the second time.

Speaker E. Johnson ruled that the intent of the bill had not been changed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 36; nays, 57; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|----------|------------|--------------|
| Aafedt | Connolly | Hoghaug | Olienyk |
| Aamoth | Dahl | Jenkins | Peterson, R. |
| Atkinson | Davis | Kelsch | Rundle |
| Bier | Eagles | Kuehn | Sanstead |
| Boustead | Emerson | Lang | Schaffer |
| Boyum | Froelich | Larson, L. | Streibel |
| Bullis | Gackle | Leibhan | Wagner |
| Bunker | Hentges | Metzger | Welder |
| Burke | Hilleboe | Mueller | White |

Those voting in the negative were:

| | | | |
|------------|---------|-------------|-------------|
| Aas | Giffey | Lillehaugen | Simonson |
| Anderson | Goodman | Linderman | Solberg, I. |
| Austin | Grant | Link | Solberg, O. |
| Belter | Halcrow | Lundene | Stoltenow |
| Berg | Henning | Matheny | Stone |
| Bernabucci | Hensrud | McDonald | Strinden |
| Dawson | Hickle | Miedema | Swedlund |
| DeKrey | Hoffner | Opedahl | Thompson |

| | | | |
|--------------|-------------|----------|-------------|
| Dick | Hougen | Powers | Thorsgard |
| Diehl | Johnson, K. | Register | Tweten |
| Dornacker | Jones | Reimers | Weber |
| Erickson, K. | Kingsbury | Rivinius | Wells |
| Erickson, W. | Knudson | Sandness | Wilkie |
| Freeman | Larson, G. | Seibel | Mr. Speaker |
| Ganser | | | |

Absent and not voting:

| | | | |
|---------|----------|---------|--------------|
| Backes | Haugland | Moquist | Peterson, J. |
| Glaspey | | | |

So the bill lost.

Rep. Halcrow moved that the vote by which Senate Bill No. 365 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House refused to concur in the Senate amendment to:

House Bill No. 86
 House Bill No. 117
 House Bill No. 175

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

On House Bill No. 86

Rep. Connally
 Rep. Reimers
 Rep. Swedlund

On House Bill No. 117

Rep. Burke
 Rep. Lillehaugen
 Rep. Iver Solberg

On House Bill No. 175

Rep. Knudson
 Rep. Froelich
 Rep. Sanstead

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 216
 House Bill No. 224
 House Bill No. 225

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

On House Bill No. 216

Rep. Rundle
 Rep. Berg
 Rep. Wm. Erickson

On House Bill No. 224

Rep. Goodman
 Rep. Hentges
 Rep. Weber

On House Bill No. 225

Rep. Boustead
 Rep. Metzger
 Rep. Giffey

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 393

House Bill No. 460

House Concurrent Resolution No. 55

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

On House Bill No. 393

Rep. Hensrud

Rep. Schaffer

Rep. Giffey

On House Bill No. 460

Rep. Hentges

Rep. Matheny

Rep. Iver Solberg

On House Concurrent Resolution No. 55

Rep. Davis

Rep. Kelsch

Rep. Weber

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Dornacker moved that the House reconsider the action by which Senate Concurrent Resolution No. 15 was indefinitely postponed, which motion prevailed.

Rep. Dornacker moved that the rules be suspended and that Senate Concurrent Resolution No. 15 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Rep. Streibel moved that the House stand recessed until 1:30 p.m., which motion prevailed.

House reconvened with Speaker E. Johnson presiding.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 68 has had the same under consideration and recommends that the same do pass.

REP. BIER, Chairman

Rep. Hougen moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 10 has had the same under consideration and recommends that the House recede from its amendments and be further amended as follows:

In line 3 delete the figure "182,105.00" and insert in lieu thereof the figure "189,605.00"

In line 12 delete the figure "25,850.00" and insert in lieu thereof the figure "28,450.00"

In line 13 delete the figure "68,600.00" and insert in lieu thereof the figure "73,500.00"

In line 16 delete the figure "394,105.00" and insert in lieu thereof the figure "401,605.00"

In line 18 delete the figure "182,105.00" and insert in lieu thereof the figure "189,605.00"

Delete lines 19 to 26 inclusive

Re-number the lines accordingly.

For the Senate

Senator Kelly

Senator Schultz
 Senator L. Larson

For the House
 Rep. Dick
 Rep. Diehl
 Rep. O. Solberg

Rep. Dick moved that the report be adopted, which motion prevailed.

MOTION

Rep. Dick moved that the rules be suspended, Senate Bill No. 10 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 10. A Bill for an Act making an appropriation for the general maintenance, improvements and special projects for the North Dakota soldiers' home at Lisbon, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 91; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Johnson, K. | Rivinius |
| Aamoth | Eagles | Jones | Rundle |
| Aas | Emerson | Kelsch | Sandness |
| Anderson | Erickson, K. | Kingsbury | Sanstead |
| Atkinson | Erickson, W. | Knudson | Schaffer |
| Austin | Freeman | Lang | Seibel |
| Backes | Froelich | Larson, G. | Simonson |
| Belter | Gackle | Larson, L. | Solberg, I. |
| Berg | Ganser | Lillehaugen | Solberg, O. |
| Bernabucci | Giffey | Link | Stoltenow |
| Bier | Goodman | Lundene | Stone |
| Boustead | Grant | Matheny | Streibel |
| Boyum | Halcrow | McDonald | Strinden |
| Bullis | Haugland | Metzger | Swedlund |
| Bunker | Henning | Miedema | Thompson |
| Burke | Hensrud | Mueller | Thorsgard |
| Connolly | Hentges | Olienyk | Weber |
| Dahl | Hickle | Opedahl | Welder |
| Davis | Hilleboe | Peterson, J. | Wells |
| Dawson | Hoffner | Peterson, R. | White |
| DeKrey | Hoghaug | Powers | Wilkie |
| Dick | Hougen | Register | Mr. Speaker |
| Diehl | Jenkins | Reimers | |

Absent and not voting:

| | | | |
|---------|-----------|---------|--------|
| Glaspay | Leibhan | Moquist | Wagner |
| Kuehn | Linderman | Tweten | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 10 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 24 has had the same under consideration and recommends that the House recede from its amendments and that the engrossed bill be further amended as follows:

In line 19 of the bill after the words "the sum of" delete the sum "\$454,840.00" and in lieu thereof insert the sum "\$363,380.00"

Delete all of lines 20 and 21 inclusive

In line 22 delete the word "Unit"

In line 23 delete the words "establishing and"

In line 24 after the word "units" delete the comma and the remainder of the line and insert a period in lieu thereof

Delete line 25

And renumber the lines accordingly

For the Senate

Senator Coughlin
Senator Wenstrom
Senator Lowe

For the House

Rep. Wagner
Rep. Freeman
Rep. O. Solberg

Rep. Wagner moved that the report be adopted, which motion prevailed.

MOTION

Rep. Freeman moved that the rules be suspended, Senate Bill No. 24 be placed on final passage, at the foot of the calendar, which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 29 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate

Senator Robinson
Senator Kelly
Senator L. Larson

For the House

Rep. Freeman
Rep. O. Solberg
Rep. Olienyk

Rep. Freeman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 78 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 78 be amended as follows:

In line 34 after the first comma delete the following: "naval,"

At the beginning of line 36 delete the words "one year" and insert in lieu thereof "sixty days"

Renumber the lines accordingly.

For the Senate

Senator Unruh
Senator Nasset
Senator Van Horn

For the House

Rep. Boyum
Rep. Hentges
Rep. Weber

Rep. Boyum moved that the report be adopted, which motion prevailed.

MOTION

Rep. Boyum moved that the rules be suspended, Senate Bill No. 78 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 78. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, providing an exception to the requirement for examination of persons applying for renewal of operator's licenses, one year or more after expiration of such licenses.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Jones | Reimers |
| Aamoth | Erickson, W. | Kelsch | Rivinius |
| Aas | Freeman | Kingsbury | Rundle |
| Anderson | Froelich | Knudson | Sanstead |
| Atkinson | Gackle | Lang | Schaffer |
| Austin | Ganser | Larson, G. | Seibel |
| Belter | Giffey | Larson, L. | Simonson |
| Bier | Goodman | Leibhan | Solberg, I. |
| Boustead | Grant | Lillehaugen | Solberg, O. |
| Boyum | Halcrow | Link | Stoltenow |
| Bullis | Haugland | Lundene | Stone |
| Bunker | Henning | Matheny | Streibel |
| Burke | Hensrud | McDonald | Strinden |
| Connolly | Hentges | Metzger | Swedlund |
| Dahl | Hickle | Miedema | Thompson |
| Davis | Hilleboe | Mueller | Thorsgard |
| Dawson | Hoffner | Olienyk | Welder |
| DeKrey | Hoghaug | Opedahl | Wells |
| Dick | Hougen | Peterson, J. | White |
| Diehl | Jenkins | Peterson, R. | Wilkie |
| Eagles | Johnson, K | Powers | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|------------|-----------|----------|--------|
| Backes | Gaspey | Moquist | Tweten |
| Berg | Kuehn | Register | Wagner |
| Bernabucci | Linderman | Sandness | Weber |
| Dornacker | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 78 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 124 has had the same under consideration and recommends that the Senate do concur in the House amendments.

For the Senate
 Senator Morgan
 Senator Butler
 Senator Meschke

For the House
 Rep. Goodman
 Rep. Metzger
 Rep. Grant

Rep. Goodman moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 3 has had the same under consideration and recommends that the Senate recede from its amendments as printed on page 901 of the Senate Journal and that the engrossed bill be further amended as follows:

In line 32 delete the figure "22,000.00" and insert in lieu thereof the figure "24,000.00"

In line 39 delete the figure "619,457.00" and insert in lieu thereof the figure "629,457.00"

In line 43 delete the figure "775,160.00" and insert in lieu thereof the figure "785,160.00"

In line 57 delete the figure "364,463.00" and insert in lieu thereof the figure "331,463.00"

In line 60 delete the figure "96,000.00" and insert in lieu thereof the figure "94,272.00"

In line 63 delete the figure "472,463.00" and insert in lieu thereof the figure "437,735.00"

In line 73 delete the figure "553,634.00" and insert in lieu thereof the figure "453,634.00"

In line 76 delete the figure "100,000.00" and insert in lieu thereof the figure "94,200.00"

In line 77 delete the figure "42,000.00" and insert in lieu thereof the figure "40,400.00"

In line 78 delete the figure "10,000.00" and insert in lieu thereof the figure "7,000.00"

In line 80 delete the figure "716,134.00" and insert in lieu thereof the figure "605,734.00"

In line 100 delete the figure "264,541.00" and insert in lieu thereof the figure "253,946.00"

In line 101 delete the figure "96,666.00" and insert in lieu thereof the figure "69,666.00"

In line 103 delete the underline below the figure "2,000.00"

After line 103 add the following new line:

"103A Data Processing **10,595.00"**

In line 104 delete the figure "371,207.00" and insert in lieu thereof the figure "344,207.00"

In line 112 delete the figure "2,997,434.00" and insert in lieu thereof the figure "2,778,006.00"

Delete all of lines 128 through 141, inclusive, and insert in lieu thereof the following:

"SECTION 6:) It is the intent of the legislature that the \$110,400.00 deleted from the budget of the state laboratories department be for reducing inspections and regulatory activities relating to petroleum and petroleum products under the provisions of chapter 19-10 of the North Dakota Century Code or any other provision of law."

And renumber the lines accordingly.

For the Senate

Senator Luick
Senator Melland
Senator Coughlin

For the House

Rep. Halcrow
Rep. Reimers
Rep. Opedahl

Rep. Halcrow moved that the report be adopted, which motion prevailed.

MOTION

Rep. Halcrow moved that the rules be suspended, House Bill No. 3 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 3. A Bill for an Act to appropriate money for the expenses of the regulatory departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 6; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Lang | Sandness |
| Aamoth | Freeman | Larson, G. | Sanstead |
| Aas | Froelich | Larson, L. | Schaffer |
| Anderson | Gackle | Leibhan | Seibel |
| Atkinson | Ganser | Lillehaugen | Simonson |
| Austin | Giffey | Link | Solberg, I. |
| Belter | Goodman | Lundene | Solberg, O. |
| Berg | Grant | Matheny | Stoltenow |
| Bernabucci | Halcrow | McDonald | Stone |
| Bier | Henning | Miedema | Streibel |
| Bullis | Hensrud | Mueller | Strinden |
| Bunker | Hilleboe | Olienyk | Swedlund |
| Connolly | Hoffner | Opedahl | Thompson |
| Dahl | Hoghaug | Peterson, J. | Thorsgard |
| Dawson | Hougen | Peterson, R. | Weber |
| DeKrey | Jenkins | Powers | Welder |
| Dick | Johnson, K. | Register | Wells |
| Diehl | Jones | Reimers | White |
| Dornacker | Kelsch | Rivinius | Wilkie |
| Eagles | Kingsbury | Rundle | Mr. Speaker |
| Emerson | Knudson | | |

Those voting in the negative were:

| | | | |
|----------|--------------|---------|---------|
| Boustead | Burke | Hentges | Metzger |
| Boyum | Erickson, W. | | |

Absent and not voting:

| | | | |
|---------|----------|-----------|--------|
| Backes | Haugland | Linderman | Twetén |
| Davis | Hickle | Moquist | Wagner |
| Glaspey | Kuehn | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 3 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 12
 Senate Bill No. 16
 Senate Bill No. 19
 Senate Bill No. 39
 Senate Bill No. 52
 Senate Bill No. 60

Senate Bill No. 100
 Senate Bill No. 111
 Senate Bill No. 139
 Senate Bill No. 174
 Senate Bill No. 183
 Senate Bill No. 223
 Senate Bill No. 270
 Senate Bill No. 308
 Senate Bill No. 340
 Senate Bill No. 379
 Senate Bill No. 380
 Senate Bill No. 381
 Senate Bill No. 391
 Senate Bill No. 392
 Senate Bill No. 394
 Senate Bill No. 395
 Senate Bill No. 397
 Senate Bill No. 422
 Senate Bill No. 434
 Senate Bill No. 439

And the Speaker signed the same in the presence of the House of Representatives.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 27
 House Resolution No. 5
 House Memorial Resolution No. 1001

Were delivered to the Secretary of State at the hour of 1:50 o'clock P.M., March 17, 1969.

REP. GANSER, Chairman

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 4 has had the same under consideration and recommends:

That the Senate recede from its amendments and that the bill be further amended as follows:

In line 66 of the engrossed bill delete the sum \$33,941.00 and insert in lieu thereof the sum \$35,941.00.

Line 67 delete the sum \$38,325.00 and in lieu thereof insert the sum \$39,325.00.

Line 68 delete the sum \$2,675.00 and in lieu thereof insert the sum \$3,175.00.

Line 69 delete the sum \$250.00 and in lieu thereof insert the sum \$750.00.

Line 70 delete the sum \$44,000.00 and in lieu thereof insert the sum \$40,000.00.

Line 74 delete the sum \$430,395.00 and in lieu thereof insert the sum \$438,315.00.

Line 78 delete the sum \$567,186.00 and in lieu thereof insert the sum \$575,106.00.

Line 83 delete the sum \$1,795,366.00 and in lieu thereof insert the sum \$1,803,286.00.

For the Senate

Senator Lowe
 Senator Kelly
 Senator Lester Larson

For the House

Rep. Freeman
Rep. Kingsbury
Rep. Linderman

Rep. Freeman moved that the report be adopted, which motion prevailed.

MOTION

Rep. Freeman moved that the rules be suspended, House Bill No. 4 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 4. A Bill for an Act to appropriate money for the expenses of departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rundle |
| Aamoth | Emerson | Knudson | Sandness |
| Aas | Erickson, K. | Lang | Sanstead |
| Anderson | Erickson, W. | Larson, G. | Schaffer |
| Atkinson | Freeman | Larson, L. | Seibel |
| Austin | Froelich | Leibhan | Simonson |
| Backes | Gackle | Lillehaugen | Solberg, I. |
| Belter | Ganser | Link | Solberg, O. |
| Berg | Goodman | Lundene | Stoltenow |
| Bernabucci | Grant | Matheny | Stone |
| Bier | Halcrow | McDonald | Streibel |
| Boustead | Haugland | Miedema | Strinden |
| Boyum | Henning | Mueller | Swedlund |
| Bullis | Hensrud | Olienyk | Thompson |
| Bunker | Hentges | Opedahl | Thorsgard |
| Burke | Hickle | Peterson, J. | Weber |
| Connolly | Hilleboe | Peterson, R. | Welder |
| Dahl | Hoffner | Powers | Wells |
| Dawson | Hoghaug | Register | White |
| DeKrey | Hougen | Reimers | Wilkie |
| Dick | Jenkins | Rivinius | Mr. Speaker |
| Diehl | Kelsch | | |

Those voting in the negative were:

Metzger

Absent and not voting:

| | | | |
|-----------|-------------|-----------|--------|
| Davis | Glaspey | Kuehn | Tweten |
| Dornacker | Johnson, K. | Linderman | Wagner |
| Giffey | Jones | Moquist | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 4 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 212

Senate Bill No. 300

Senate Bill No. 452

Senate Bill No. 483

Senate Concurrent Resolution No. 42

Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit House Bill No. 160 which the House has passed over the Governor's veto.

The vote on House Bill No. 160 is: 66, ayes; 30, nays; 2, absent, not voting.

And your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 365

Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 25 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill No. 25 be amended as follows:

In line 3 of the engrossed bill delete the figure \$426,376.00 and insert in lieu thereof \$435,016.00.

In line 16 of the engrossed bill delete the figure \$138,518.00 and insert in lieu thereof \$147,158.00.

In line 20 of the engrossed bill delete the figure \$537,586.00 and insert in lieu thereof \$546,226.00.

In line 22 of the engrossed bill delete the figure \$426,376.00 and insert in lieu thereof \$435,016.00.

For the Senate

Senator Melland

Senator Lowe

Senator Schultz

For the House

Rep. Olienyk

Rep. Dick

Rep. Oscar Solberg

Rep. Olienyk moved that the report be adopted, which motion prevailed.

MOTION

Rep. Olienyk moved that the rules be suspended, House Bill No. 25 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 25. A Bill for an Act making an appropriation for the maintenance of the North Dakota national guard as provided for by title 37 of the North Dakota Century Code.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Kelsch | Rundle |
| Aamoth | Erickson, W. | Kingsbury | Sandness |
| Aas | Freeman | Knudson | Sanstead |
| Anderson | Froelich | Lang | Schaffer |
| Austin | Gackle | Larson, G. | Seibel |
| Belter | Ganser | Larson, L. | Simonson |
| Berg | Giffey | Leibhan | Solberg, I. |
| Bernabucci | Goodman | Link | Solberg, O. |
| Boustead | Grant | Lundene | Stoltenow |
| Boyum | Halcrow | Matheny | Stone |
| Bullis | Haugland | McDonald | Streibel |
| Bunker | Henning | Metzger | Strinden |
| Burke | Hensrud | Miedema | Swedlund |
| Connolly | Hentges | Mueller | Thompson |
| Dahl | Hickle | Olienyk | Thorsgard |
| Davis | Hilleboe | Peterson, J. | Weber |
| Dawson | Hoffner | Peterson, R. | Welder |
| DeKrey | Hoghaug | Powers | Wells |
| Dick | Hougen | Register | White |
| Diehl | Jenkins | Reimers | Wilkie |
| Eagles | Johnson, K. | Rivinius | Mr. Speaker |
| Emerson | Jones | | |

Absent and not voting:

| | | | |
|----------|-----------|-------------|---------|
| Atkinson | Dornacker | Lillehaugen | Opedahl |
| Backes | Glaspey | Linderman | Tweten |
| Bier | Kuehn | Moquist | Wagner |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 25 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 84 has had the same under consideration and recommends that the Senate recede from its amendments and that the bill be amended as follows:

In line 3 of the bill after the words "the sum of" delete the sum \$112,573.00 and insert in lieu thereof the sum \$93,573.00.

Line 5 delete the sum \$37,000.00 and insert in lieu thereof the sum \$18,000.00.

Line 8 delete the sum \$98,233.00 and insert in lieu thereof the sum \$79,233.00.

Line 12 delete the sum \$112,573.00 and insert in lieu thereof the sum \$93,573.00.

Line 14 delete the sum \$37,000.00 and insert in lieu thereof the sum \$18,000.00.

After line 14 add a new section as follows:

"SECTION 2. LEGISLATIVE INTENT RELATING TO STATE FUNDS.) It is the further intent of the legislative assembly that the Upper Great Plains Transportation Institute shall be operated in such a manner that it shall be self-sustaining from its activities and from income from sources other than general appropriations from

the general fund of the state treasury after the biennium beginning July 1, 1969, and ending June 30, 1971."

For the Senate
 Senator Coughlin
 Senator Litten
 Senator Robinson

For the House
 Rep. Jenkins
 Rep. Diehl
 Rep. Linderman

Rep. Jenkins moved that the report be adopted, which motion prevailed.

MOTION

Rep. Jenkins moved that the rules be suspended, House Bill No. 84 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 84. A Bill for an Act making an appropriation for the purpose of paying salaries and other expenses of the upper great plains transportation institute.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 75; nays, 13; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Kelsch | Rivinius |
| Aas | Erickson, W. | Kingsbury | Sandness |
| Atkinson | Freeman | Lang | Sanstead |
| Austin | Froelich | Larson, G. | Schaffer |
| Belter | Gackle | Larson, L. | Seibel |
| Bier | Giffey | Leibhan | Solberg, I. |
| Boustead | Goodman | Lillehaugen | Solberg, O. |
| Bullis | Grant | Link | Stoltenow |
| Bunker | Halcrow | Lundene | Stone |
| Burke | Henning | McDonald | Streibel |
| Connolly | Hensrud | Metzger | Strinden |
| Dahl | Hentges | Miedema | Swedlund |
| Davis | Hickle | Mueller | Thompson |
| DeKrey | Hilleboe | Olienyk | Thorsgard |
| Dick | Hoffner | Opedahl | Wells |
| Diehl | Hoghaug | Peterson, J. | White |
| Dornacker | Hougen | Peterson, R. | Wilkie |
| Eagles | Jenkins | Powers | Mr. Speaker |
| Emerson | Jones | Register | |

Those voting in the negative were:

| | | | |
|------------|----------|-------------|----------|
| Aafedt | Dawson | Johnson, K. | Simonson |
| Berg | Ganser | Matheny | Weber |
| Bernabucci | Haugland | Rundle | Welder |
| Boyum | | | |

Absent and not voting:

| | | | |
|----------|-----------|---------|--------|
| Anderson | Knudson | Moquist | Tweten |
| Backes | Kuehn | Reimers | Wagner |
| Glaspey | Linderman | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 84 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No 88 has had the same under consideration and recommends that the House concur with the Senate amendments and recommends that it be further amended as follows:

In line 22 after the word "by" insert the words "representatives of each of the cities of the county, excluding the largest city, if there is a total of at least three incorporated cities in such county. Such representatives shall consist of one member of and selected by the governing body of each of the cities in the county, other than the largest city. The selection of the member of the redistricting board shall be made at a meeting called by the county auditor for such purpose. In the event there is not a total of three cities in the county, or that the selection is not made at the meeting called by the county auditor, such citizen at large shall be selected by"

In line 23 delete the comma and insert a period in lieu thereof, and delete the word "who" and insert in lieu thereof the words "Such citizen at large"

And renumber the lines accordingly.

For the Senate
 Senator Holand
 Senator Ruemmele
 Senator Berube

For the House
 Rep. Kuehn
 Rep. Aamoth
 Rep. Weber

Rep. Kuehn moved that the report be adopted, which motion prevailed.

MOTION

Rep. Aamoth moved that the rules be suspended, House Bill No. 88 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 88. A Bill for an Act to provide a deadline for redistricting and to amend and reenact sections 11-07-01, 11-07-02, 11-07-03, and 11-07-04 of the North Dakota Century Code, relating to the redistricting of counties and the election of county commissioners.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 76; nays, 11; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Dornacker | Johnson, K. | Powers |
| Aamoth | Eagles | Jones | Register |
| Aas | Emerson | Kelsch | Rivinius |
| Anderson | Erickson, K. | Kingsbury | Sanstead |
| Atkinson | Erickson, W. | Lang | Schaffer |
| Austin | Freeman | Larson, G. | Seibel |
| Belter | Froelich | Larson, L. | Solberg, I. |
| Bernabucci | Ganser | Leibhan | Solberg, O. |
| Bier | Goodman | Lillehaugen | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | McDonald | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Miedema | Thorsgard |
| Dahl | Hentges | Mueller | Welder |

| | | | |
|------------------------------------|-----------|--------------|-------------|
| Dawson | Hilleboe | Olienyk | Wells |
| DeKrey | Hoffner | Opedahl | White |
| Dick | Hougen | Peterson, J. | Wilkie |
| Diehl | Jenkins | Peterson, R. | Mr. Speaker |
| Those voting in the negative were: | | | |
| Berg | Gackle | Matheny | Stoltenow |
| Connolly | Hickle | Rundle | Weber |
| Davis | Hoghaug | Simonson | |
| Absent and not voting: | | | |
| Backes | Knudson | Moquist | Tweten |
| Giffey | Kuehn | Reimers | Wagner |
| Glaspey | Linderman | Sandress | |

So the bill passed and the title was agreed to.

MOTION

Rep. Streibel moved that the vote by which House Bill No. 88 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 151 has had the same under consideration and recommends that the Senate recede from its amendments, and that House Bill No. 151 be amended as follows:

In the first line of the title of the engrossed bill, after the numeral "21-03-07", delete "of the North Dakota"

Delete all of lines 2 and 3 of the title of the engrossed bill, and insert in lieu thereof the following: "and to create and enact subsection 6 of section 21-03-07 of the North Dakota Century Code, relating to bond authorization for school districts."

In line 5 of the engrossed bill after the comma insert the following: "except school districts"

In line 6 of the engrossed bill delete the triple parentheses before the word "-six"

In line 7 of the engrossed bill delete the triple parentheses after the word "thirds" and delete the triple parentheses before the comma.

In line 10 of the engrossed bill delete the triple parentheses after the comma.

Delete all of lines 12 and 13 of the engrossed bill and insert in lieu thereof the following:

"SECTION 2.) Subsection 6 of section 21-03-07 of the North Dakota Century Code is hereby created and enacted to read as follows:

6. The school board of any school district may issue bonds of the municipality for the purposes and within the limitations specified by section 21-03-06, subsection 4, upon the authorization of sixty percent of the electors voting upon the question of such issue."

And renumber the lines accordingly.

For the Senate
 Senator Holand
 Senator Nasset
 Senator Van Horn

For the House
 Rep. K. Johnson
 Rep. Ganser
 Rep. K. Erickson

Rep. K. Johnson moved that the report be adopted, which motion prevailed.

MOTION

Rep. K. Johnson moved that the rules be suspended, House Bill No. 151 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 151. A Bill for an Act to amend and reenact section 21-03-07 and to create and enact subsection 6 of section 21-03-07 of the North Dakota Century Code, relating to bond authorization for school districts.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 6; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Johnson, K. | Powers |
| Aamoth | Emerson | Jones | Register |
| Aas | Erickson, K. | Kelsch | Reimers |
| Anderson | Erickson, W. | Kingsbury | Rundle |
| Atkinson | Freeman | Lang | Sandness |
| Austin | Froelich | Larson, G. | Schaffer |
| Berg | Gackle | Larson, L. | Seibel |
| Bernabucci | Ganser | Leibhan | Simonson |
| Bier | Goodman | Lillehaugen | Solberg, I. |
| Boustead | Grant | Link | Solberg, O. |
| Boyum | Halcrow | Lundene | Stoltenow |
| Bullis | Haugland | Matheny | Stone |
| Bunker | Henning | McDonald | Streibel |
| Burke | Hensrud | Metzger | Strinden |
| Connolly | Hentges | Miedema | Thorsgard |
| Dahl | Hickle | Mueller | Welder |
| Davis | Hilleboe | Olienyk | Wells |
| DeKrey | Hoffner | Opedahl | White |
| Dick | Hoghaug | Peterson, J. | Wilkie |
| Diehl | Hougen | Peterson, R. | Mr. Speaker |
| Dornacker | Jenkins | | |

Those voting in the negative were:

| | | | |
|--------|----------|----------|-------|
| Belter | Sanstead | Thompson | Weber |
| Dawson | Swedlund | | |

Absent and not voting:

| | | | |
|---------|-----------|----------|--------|
| Backes | Knudson | Moquist | Tweten |
| Giffey | Kuehn | Rivinius | Wagner |
| Glaspey | Linderman | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 151 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 322 has had the same under consideration and recommends that the Senate recede from its amendments and further recommend the following amendments:

In line 8 of the engrossed bill delete the word "ten" and insert in lieu thereof the word "eleven" and delete the words "five hundred"

In line 10 delete the word "twelve" and insert in lieu thereof the word "thirteen"

In line 13 delete the word "fourteen" and insert in lieu thereof the word "fifteen"

In line 18 after the period insert the following language

"All fees collected for official acts as judge of the county court except fees charged for performing marriage ceremonies shall be deposited by the court into the county treasury of the county in which the court is located."

And renumber the lines accordingly.

For the Senate

Senator Freed
Senator Holand
Senator Meschke

For the House

Rep. Peterson
Rep. Atkinson
Rep. Wilkie

Rep. R. Peterson moved that the report be adopted, which motion prevailed.

MOTION

Rep. R. Peterson moved that the rules be suspended, House Bill No. 322 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 322. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to the salaries of judges of county courts of increased jurisdiction.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 87; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Jenkins | Reimers |
| Aamoth | Eagles | Johnson, K. | Rivinius |
| Aas | Emerson | Jones | Rundle |
| Anderson | Erickson, K. | Kelsch | Sandness |
| Atkinson | Erickson, W. | Kingsbury | Sanstead |
| Austin | Freeman | Knudson | Seibel |
| Backes | Froelich | Lang | Simonson |
| Belter | Gackle | Larson, G. | Solberg, I. |
| Berg | Ganser | Larson, L. | Solberg, O. |
| Bernabucci | Giffey | Leibhan | Stoltenow |
| Bier | Goodman | Lillehaugen | Stone |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Matheny | Strinden |
| Bullis | Haugland | Metzger | Swedlund |
| Bunker | Henning | Miedema | Thompson |
| Burke | Hensrud | Mueller | Thorsgard |
| Connolly | Hentges | Olienyk | Weber |
| Dahl | Hickle | Opedahl | Wells |
| Dawson | Hilleboe | Peterson, J. | White |
| DeKrey | Hoffner | Peterson, R. | Wilkie |
| Dick | Hoghaug | Powers | Mr. Speaker |
| Diehl | Hougen | Register | |

Absent and not voting:

| | | | |
|---------|-----------|----------|--------|
| Davis | Linderman | Moquist | Wagner |
| Glaspey | Lundene | Schaffer | Welder |
| Kuehn | McDonald | Tweten | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 322 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 271 has had the same under consideration and recommends that the Senate recede from its amendment as printed on page 803 of the Senate Journal, and that the bill be further amended as follows:

In the third line of the title following the word "sections" insert the following: "30-16-06,"

In the fourth line of the title following the word "to" insert the following: "personal property exemptions and"

Before line 1 of the engrossed bill insert the following new sections:
SECTION 1. AMENDMENT.) Section 30-16-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

30-16-06. EXEMPT PERSONAL PROPERTY — SELECTION.) There also shall be set apart absolutely to the surviving wife or husband or minor children of a decedent all of the personal property of the decedent which by law is absolutely exempt to the head of the family, and other personal property selected by the surviving wife or husband or minor children to the amount in value of ((twenty-five hundred)) **five thousand** dollars according to the appraisal. Such property shall not be liable for any prior debt of the decedent except the necessary charges of his last sickness and funeral and expenses of the administration, if there are no other assets available for the payment of such charges.

In line 187 of the engrossed bill delete the words "one thousand" and insert in lieu thereof the words "five hundred"

And renumber the lines and sections accordingly.

For the Senate
Senator Chesrown
Senator Freed
Senator Meschke

For the House
Rep. Kelsch
Rep. Atkinson
Rep. Giffey

Rep. Kelsch moved that the report be adopted, which motion prevailed.

MOTION

Rep. Kelsch moved that the rules be suspended, House Bill No. 271 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 271. A Bill for an Act to create and enact sections 30-17-07 and 30-17-08 of the North Dakota Century Code, relating to summary administration by affidavit, and to amend and reenact sections 30-16-06, 30-17-01, 30-17-03, 30-17-04, and 30-17-05 of the North Dakota Century Code, relating to personal property exemptions and the summary administration of small estates.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 86; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Jones | Rivinius |
| Aamoth | Eagles | Kelsch | Rundle |
| Aas | Emerson | Kingsbury | Sandness |
| Anderson | Erickson, K. | Knudson | Sanstead |
| Atkinson | Erickson, W. | Lang | Schaffer |
| Austin | Freeman | Larson, G. | Seibel |
| Backes | Gackle | Larson, L. | Simonson |
| Belter | Ganser | Leibhan | Solberg, I. |
| Berg | Giffey | Lillehaugen | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Stone |
| Boustead | Halcrow | Matheny | Streibel |
| Boyum | Haugland | Metzger | Strinden |
| Bullis | Henning | Mueller | Swedlund |
| Bunker | Hensrud | Olienyk | Thorsgard |
| Burke | Hentges | Opedahl | Weber |
| Connolly | Hickle | Peterson, J. | Welder |
| Dahl | Hilleboe | Peterson, R. | Wells |
| Davis | Hoffner | Powers | White |
| Dawson | Hoghaug | Register | Wilkie |
| DeKrey | Hougen | Reimers | Mr. Speaker |
| Diehl | Jenkins | | |

Absent and not voting:

| | | | |
|----------|-------------|----------|----------|
| Dick | Johnson, K. | McDonald | Thompson |
| Froelich | Kuehn | Miedema | Tweten |
| Glaspey | Linderman | Moquist | Wagner |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 271 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Kelsch moved that the House request the return of Senate Bill No. 286 for the purpose of amending the title, which motion prevailed.

Rep. Streibel moved that the rules be suspended for the purpose of the House considering the adoption of a committee report on Senate Concurrent Resolution No. 15, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution No. 15 has had the same under consideration and recommends that the same be amended as follows:

Delete all the material in the engrossed resolution after the words "Introduced by Senator Becker" and insert in lieu thereof the following material:

"A concurrent resolution for the amendment of section 183 of the Constitution of the state of North Dakota, relating to the debt limits of political subdivisions.

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

That the following proposed amendment to section 183 of the Constitution of the state of North Dakota is agreed to and shall be submitted to the qualified electors of the state of North Dakota at the general election to be held in 1970, in accordance with the provisions of section 202 of the Constitution of the state of North Dakota, as amended, provided, however, that this proposed amendment shall not be submitted at such election in the event the people by election

shall have called for a constitutional convention prior to such general election in 1970.

SECTION 1. AMENDMENT.) Section 183 of the Constitution of the state of North Dakota is hereby amended and reenacted to read as follows:

Section 183. The debt of any county, township, city, ((town,)) school district or any other political subdivision, shall never exceed ((five)) **seven** per centum upon the assessed value of the taxable property therein; provided that any incorporated city, may by a two-thirds vote, increase such indebtedness three per centum on such assessed value beyond said ((five)) **seven** per centum limit, and a school district, by a majority vote may increase such indebtedness five percent on such assessed value beyond said ((five)) **seven** per centum limit; provided also that any county or city by a majority vote may issue bonds upon any revenue producing utility owned by such county or city, or for the purchasing or acquiring the same or building or establishment thereof, in amounts not exceeding the physical value of such utility, industry or enterprise.

In estimating the indebtedness which a city, county, township, school district or any other political subdivision may incur, the entire amount, exclusive of the bonds upon said revenue producing utilities, whether contracted prior or subsequent to the adoption of this Constitution, shall be included; provided further that any incorporated city may become indebted in any amount not exceeding ((four)) **five** per centum of such assessed value without regard to the existing indebtedness of such city for the purpose of constructing or purchasing waterworks for furnishing a supply of water to the inhabitants of such city, or for the purpose of constructing sewers, and for no other purposes whatever. All bonds and obligations in excess of the amount of indebtedness permitted by this Constitution, given by any city, county, township, ((town,)) school district, or any other political subdivision shall be void."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

REP. DORNACKER, Chairman

Rep. Goodman moved that the report be adopted, which motion prevailed and the report was adopted.

MOTIONS

Rep. Streibel moved that the rules be suspended and the amendments to Senate Concurrent Resolution No. 15 be adopted, which motion prevailed.

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 15 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 15. A Concurrent Resolution for the amendment of section 183 of the Constitution of the state of North Dakota, relating to the debt limits of political subdivisions.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 63; nays, 27; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|----------|----------|---------|----------|
| Aafedt | Froelich | Leibhan | Sanstead |
| Aas | Ganser | Link | Schaffer |
| Anderson | Giffey | Matheny | Seibel |

| | | | |
|--------------|-------------|--------------|-------------|
| Austin | Goodman | McDonald | Simonson |
| Backes | Grant | Miedema | Solberg, I. |
| Belter | Henning | Mueller | Solberg, O. |
| Bier | Hensrud | Olienyk | Stone |
| Connolly | Hickle | Opedahl | Strinden |
| Dahl | Hoffner | Peterson, J. | Swedlund |
| Davis | Hougen | Peterson, R. | Thompson |
| DeKrey | Johnson, K. | Powers | Thorsgard |
| Diehl | Kelsch | Register | Welder |
| Dornacker | Knudson | Reimers | Wells |
| Eagles | Lang | Rivinius | Wilkie |
| Emerson | Larson, G. | Rundle | Mr. Speaker |
| Erickson, K. | Larson, L. | Sandness | |

Those voting in the negative were:

| | | | |
|------------|--------------|-------------|------------|
| Aamoth | Burke | Hentges | Metzger |
| Atkinson | Dawson | Hilleboe | Stoltenoug |
| Berg | Erickson, W. | Hoghaug | Streibel |
| Bernabucci | Freeman | Jenkins | Wagner |
| Boustead | Gackle | Jones | Weber |
| Boyum | Halcrow | Lillehaugen | White |
| Bullis | Haugland | Lundene | |

Absent and not voting:

| | | | |
|--------|-----------|-----------|---------|
| Bunker | Glaspey | Kuehn | Moquist |
| Dick | Kingsbury | Linderman | Tweten |

So the Senate Concurrent Resolution was declared adopted.

MOTION

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 68 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 68. A Concurrent Resolution requesting the State Board of Higher Education to consider the feasibility of the appointment of a representative of the student body of a North Dakota institution of higher education as a student adviser to the Board.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared lost on a voice vote.

POINT OF PERSONAL PRIVILEGE

Rep. Stone:

"I believe this is the time to rise to a point of personal privilege and explain that a list of our honor students who have attained an average of 3.2 or better in all college work, and who are enrolled in at least 12 hours of credit, is now being distributed to all of you.

"In regard to the Resolution which was just lost, I might state it might be better to invite students to attend meetings of the State Board of Higher Education upon special invitation so they are able to learn of their work and the problems which the Board has.

"At this time I would like to answer the remarks made by Rep. Hoghaug in regard to education and the point that he had made that junior colleges receive so much less in state support. It is true that costs are less at junior colleges than at four-year schools. I don't think this could be a better example of statistics which may sound correct, but which really are so very incorrect. I feel that our junior colleges have served their purposes. They have taken a great deal of the load from our larger schools. Many of the students attending the junior colleges for two years might not have been able to attend school otherwise. However, we must consider for a moment what is offered at each of these institutions. Think what a freshman has

at his disposal at a university, in the way of library resources, research and at least three times the number of courses to choose from than you have at a junior college. Surely, it would cost more.

"I would like to say that this is a difficult thing. I can remember a long time ago we were told in school that the United States had almost reached its peak of population. It was going to go just a little above 130 million people, and they had statistics to prove why they had arrived at that figure. I remember that well. Today we are over the 200 million mark, and we are well on our way to a much higher figure. Statistics do not prove these things. Let us make comparisons in the proper way."

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 6
 House Bill No. 83
 House Bill No. 185
 House Bill No. 218
 House Bill No. 275
 House Bill No. 292
 House Bill No. 318
 House Bill No. 359
 House Bill No. 362
 House Bill No. 385
 House Bill No. 413
 House Bill No. 34
 House Bill No. 105
 House Bill No. 469
 House Bill No. 508
 House Bill No. 457
 House Bill No. 163
 House Bill No. 371
 House Bill No. 480
 House Bill No. 249

House Concurrent Resolution No. 16

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 10
 Senate Bill No. 29
 Senate Bill No. 78
 Senate Bill No. 124
 Senate Bill No. 10 — 91 ayes; 0 nays; 7 absent and not voting.
 Senate Bill No. 78 — 85 ayes; 0 nays; 13 absent and not voting

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you the the House requests the return of Senate Bill No. 286

ROY GILBREATH, Chief Clerk

SECOND READING OF A SENATE BILL

Senate Bill No. 24. A Bill for an Act making an appropriation for the operating and maintenance expenses of the public health department.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 2; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Rundle |
| Aas | Freeman | Lang | Sandness |
| Anderson | Froelich | Larson, G. | Sanstead |
| Atkinson | Gackle | Larson, L. | Schaffer |
| Austin | Ganser | Leibhan | Seibel |
| Backes | Giffey | Lillehaugen | Simonson |
| Belter | Goodman | Linderman | Solberg, I. |
| Berg | Grant | Link | Solberg, O. |
| Bernabucci | Halcrow | Lundene | Stoltenow |
| Bier | Haugland | McDonald | Stone |
| Boustead | Henning | Metzger | Streibel |
| Bullis | Hensrud | Miedema | Swedlund |
| Bunker | Hentges | Mueller | Thompson |
| Burke | Hickle | Olienyk | Thorsgard |
| Dahl | Hilleboe | Opedahl | Tweten |
| Dawson | Hoffner | Peterson, J. | Wagner |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Diehl | Hougen | Powers | Wells |
| Eagles | Jenkins | Register | Wilkie |
| Emerson | Johnson, K. | Reimers | Mr. Speaker |
| Erickson, K. | Jones | Rivinius | |

Those voting in the negative were:

| | | | |
|------------------------|-----------|-----------|----------|
| Connolly | Matheny | | |
| Absent and not voting: | | | |
| Aamoth | Dornacker | Kingsbury | Strinden |
| Boyum | Glaspey | Kuehn | Weber |
| Davis | Kelsch | Moquist | White |
| Dick | | | |

So the bill passed and the title was agreed to.

Rep Streibel moved that the vote by which Senate Bill No. 24 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 453 has had the same under consideration and recommends that the Senate recede from its amendments and House Bill No. 453 be amended as follows:

In line 22 insert triple parentheses before the word "Sales" and after the word "law" and delete the word "including" and insert in lieu thereof the following language: **"That portion of a sale of property not assessable by law which includes churches; farm buildings and improvements; business franchises; good will; grazing rights; and irrigation rights"**

Delete all of lines 23 through 27

In line 28 delete the word **"irrigation rights"**

In line 30 delete the word **"sixty"** and insert in lieu thereof the word **"fifty"**

In line 31 delete the words **"Appraisal sales"** and insert in lieu thereof the following: **"That portion of a sale which reflects unsevered mineral rights"**

Renumber the lines accordingly.

For the Senate
Senator Decker

Senator Thoreson
 Senator Rait
 For the House
 Rep. DeKrey
 Rep. Dawson
 Rep. Weber

Rep. DeKrey moved that the report be adopted, which motion prevailed.

Rep. DeKrey moved that the rules be suspended, House Bill No. 453 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 453. A Bill for an Act to amend and reenact section 57-01-06 of the North Dakota Century Code, relating to the exclusion of certain sales from sales assessment ratio studies.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 80; nays, 6; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Jones | Powers |
| Aas | Erickson, K. | Kingsbury | Register |
| Anderson | Freeman | Knudson | Reimers |
| Atkinson | Froelich | Lang | Rivinius |
| Austin | Gackle | Larson, G. | Sandness |
| Backes | Ganser | Larson, L. | Schaffer |
| Belter | Giffey | Leibhan | Seibel |
| Berg | Goodman | Lillehaugen | Simonson |
| Bernabucci | Grant | Linderman | Solberg, I. |
| Bier | Halcrow | Link | Solberg, O. |
| Boustead | Haugland | Lundene | Stoltenow |
| Bunker | Henning | Matheny | Stone |
| Burke | Hensrud | McDonald | Streibel |
| Connolly | Hentges | Metzger | Swedlund |
| Dahl | Hickle | Miedema | Thompson |
| Dawson | Hilleboe | Mueller | Tweten |
| DeKrey | Hoffner | Olienyk | Welder |
| Dick | Hoghaug | Opedahl | Wells |
| Diehl | Hougen | Peterson, J. | Wilkie |
| Dornacker | Jenkins | Peterson, R. | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|----------|----------|--------|
| Boyum | Eagles | Strinden | Wagner |
| Bullis | Sanstead | | |

Absent and not voting:

| | | | |
|--------------|-------------|---------|-----------|
| Aarnoth | Glaspey | Kuehn | Thorsgard |
| Davis | Johnson, K. | Moquist | Weber |
| Erickson, W. | Kelsch | Rundle | White |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 453 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEES

Mr. President: Your Conference Committee to whom was referred House Bill No. 485 has had the same under consideration and recommends that the Senate recede from its amendments, and that the engrossed bill be further amended as follows:

In line 4 delete the words "shall be nominated"

In line 5 delete the words "at the primary election held in 1970 and"

Delete lines 20 through 63, inclusive, and insert in lieu thereof the following:

"SECTION 4.) A nominating commission consisting of the governor, lieutenant governor, and attorney general shall nominate one nominee for delegate to the constitutional convention for each member of the house of representatives of each legislative district, and shall certify such appointment to the secretary of state in writing. The commission must unanimously agree to the nomination of each nominee. Upon receiving the certificates of nomination from the nominating commission, the secretary of state shall certify, as provided in section 5, the names of all such nominees from each district to the respective county auditors of the county or counties containing all or part of such district for inclusion on the general election ballot. The commission shall nominate and certify nominees, as provided in this section, within twenty days after the primary election to be held in 1970.

SECTION 5.) Every person desiring to be elected as a delegate from a particular district, who has not been nominated by the nominating commission pursuant to section 4 of this Act, shall file with the secretary of state a nominating petition containing at least one hundred fifty signatures of persons who are qualified electors within his district of residence. When a petition is filed on behalf of a candidate by someone other than the candidate, it shall contain or have attached thereto a statement signed by the candidate, and filed along with such petition, indicating the candidate's willingness to accept the nomination and to serve as a delegate. Persons who circulate nominating petitions shall execute an affidavit concerning the genuineness of the signatures on the petition. The petitions shall be filed with the secretary of state not less than thirty days before the next general election, and the secretary of state shall certify the names of all candidates and nominees from each district for the position of delegate to the constitutional convention to the respective county auditors of the county or counties containing all or part of such district not less than twenty-five days before the general election.

SECTION 6.) The county auditors of the several counties shall include on the general election ballot the names of all candidates for election as delegates to the constitutional convention as certified by the secretary of state. The names of the candidates for delegate shall be placed on the ballot in two columns in the manner prescribed by the secretary of state, one column being for the candidate nominated by the nominating commission pursuant to section 4 of this Act, and the other column for the candidate or candidates, if any, nominated by petition pursuant to section 5 of this Act.

SECTION 7.) In legislative districts represented by two members of the house of representatives of the legislative assembly, the two candidates for delegate who receive the highest number of the votes cast shall be declared elected as delegates to the constitutional convention. In legislative districts represented by more than two members of the house of representatives of the legislative assembly, the number of candidates for delegate, equal to the number of members of the house of representatives representing that district, receiving the highest number of the votes cast shall be declared elected as delegates to the constitutional convention. In case of a tie between candidates, one of whom but for the tie, would have been declared elected, the secretary of state shall determine by lot, in the presence of the tied candidates, which one is to be declared elected and shall declare that candidate elected. Returns in regard to constitutional convention delegates shall be canvassed in the

same manner as is provided by law for the canvassing of returns in regard to election of members of the legislative assembly.

SECTION 8.) In the event that there should be a change, for any reason, in the incumbents in the offices of governor, lieutenant governor, or attorney general from those persons holding such office on March 1, 1969, the majority and minority floor leaders of the senate and house of representatives of the legislative assembly shall meet and select a person or persons to serve on the nominating commission in place of the incumbent in the office or offices who, for any reason, is no longer serving. The person chosen as a replacement shall be a member of the same political party as was the former officer who is being replaced."

And renumber the lines and sections accordingly.

For the Senate
 Senator Holand
 Senator Lips
 Senator Meschke

For the House
 Rep. Kelsch
 Rep. Strinden
 Rep. Hoffner

Rep. Kelsch moved that the report be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that the rules be suspended, House Bill No. 485 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 485. A Bill for an Act establishing the procedures, methods of election and numbers of delegates, and conduct of the meetings of a constitutional convention, and to provide that the results of the convention may be submitted to the people.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 69; nays, 18; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aamoth | Erickson, K. | Lang | Rivinius |
| Aas | Erickson, W. | Larson, G. | Rundle |
| Atkinson | Freeman | Larson, L. | Sandness |
| Austin | Froelich | Leibhan | Schaffer |
| Backes | Goodman | Linderman | Seibel |
| Belter | Grant | Link | Solberg, I. |
| Berg | Henning | Lundene | Stoltenow |
| Boustead | Hensrud | McDonald | Stone |
| Bullis | Hentges | Metzger | Streibel |
| Bunker | Hilleboe | Miedema | Strinden |
| Burke | Hoffner | Mueller | Swedlund |
| Dahl | Hoghaug | Olienyk | Thompson |
| Dawson | Hougen | Opedahl | Thorsgard |
| Dick | Jenkins | Peterson, R. | Tweten |
| Diehl | Jones | Powers | Wagner |
| Dornacker | Kingsbury | Register | White |
| Eagles | Knudson | Reimers | Mr. Speaker |
| Emerson | | | |

Those voting in the negative were:

| | | | |
|------------|---------|--------------|-------------|
| Anderson | Ganser | Johnson, K. | Simonson |
| Bernabucci | Giffey | Matheny | Solberg, O. |
| Boyum | Halcrow | Peterson, J. | Wells |

| | | | |
|-------------------------------|----------|-------------|--------|
| Connolly | Haugland | Sanstead | Wilkie |
| Gackle | Hickle | | |
| Absent and not voting: | | | |
| Aafedt | DeKrey | Kuehn | Weber |
| Bier | Glaspey | Lillehaugen | Welder |
| Davis | Kelsch | Moquist | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 485 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 286

Which the House requested.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that the House stand recessed for thirty minutes, which motion prevailed.

House reconvened with Speaker E. Johnson presiding.

PRESENTATION OF PETITIONS AND COMMUNICATIONS STATE OF NORTH DAKOTA Executive Office

Bismarck, March 17, 1969

The Honorable Ernest Johnson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on March 15 I signed the following bills:

House Bill No. 189
House Bill No. 312
House Bill No. 313
House Bill No. 384

Sincerely,
WILLIAM L. GUY
Governor

STATE OF NORTH DAKOTA
Department of State

Bismarck, March 17, 1969

Hon. Ernest N. Johnson
Speaker of the House
House Chambers
Bismarck, North Dakota

Dear Mr. Johnson:

I have now received several copies of the House Memorial Resolution No. 1001 to be mailed out to the surviving families of the deceased Representatives.

I have the mailing address of three of the members, the rest I do not know the names or addresses of the families. These copies will not be mailed out unless I have the information of the names and addresses.

Can you or the members of the House Chamber furnish me with the addresses of the surviving families of these deceased members?

Yours sincerely,
BEN MEIER
 Secretary of State

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 507 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 507 be amended as follows:

In the second line of the title after the word "center" insert the word "either" and after the word "on" insert the words "or off"

In line 4 after the word "center" insert the word "either" and after the word "on" insert the words "or off"

In line 16 delete everything after the period and insert in lieu thereof the following: "Such building shall be constructed on a site selected by the board of higher education and may, if determined necessary by the board of higher education, be leased or conveyed by the board to the United States Government for so long as such property is used for a sugar beet research and service center. If such property is sold, transferred, and conveyed, the necessary deed shall be executed by the governor and attested by the secretary of state."

Delete all of line 17

And renumber the lines accordingly.

For the Senate
 Senator Trenbeath
 Senator Robinson
 Senator L. Larson

For the House
 Rep. Wells
 Rep. Belter
 Rep. W. Erickson

Rep. Wells moved that the report be adopted, which motion prevailed.

MOTION

Rep. Wells moved that the rules be suspended, House Bill No. 507 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 507. A Bill for an Act to authorize the state board of higher education to construct a sugar beet research and service center either on or off the campus of North Dakota state university, and providing an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 6; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aamoth | Erickson, K. | Kelsch | Sandness |
| Aas | Erickson, W. | Kingsbury | Schaffer |
| Anderson | Freeman | Knudson | Seibel |
| Atkinson | Froelich | Lang | Simonson |
| Austin | Gackle | Larson, G. | Solberg, I. |
| Backes | Ganser | Larson, L. | Solberg, O. |
| Belter | Giffey | Lillehaugen | Stoltenow |
| Berg | Goodman | Linderman | Stone |

| | | | |
|----------|----------|--------------|-------------|
| Bier | Grant | Link | Streibel |
| Boustead | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Miedema | Thorsgard |
| Connolly | Hentges | Mueller | Wagner |
| Dahl | Hilleboe | Olienyk | Weber |
| Davis | Hoffner | Opedahl | Welder |
| Dawson | Hoghaug | Peterson, J. | Wells |
| DeKrey | Hougen | Powers | White |
| Dick | Jenkins | Register | Wilkie |
| Diehl | Jones | Reimers | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

| | | | |
|------------|-------------|--------|----------|
| Bernabucci | Johnson, K. | Rundle | Sanstead |
| Boyum | Rivinius | | |

Absent and not voting:

| | | | |
|-----------|---------|----------|--------------|
| Aafedt | Glaspey | Leibhan | Peterson, R. |
| Dornacker | Hickle | McDonald | Tweten |
| Emerson | Kuehn | Moquist | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 507 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 163 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 163 be amended as follows:

In the first line of the title after the term "section 6-03-59.1" insert a comma and the following: "to create and enact a new section to chapter 57-02, to create and enact a new subsection to section 57-39.2-04, and to create and enact a new subdivision to subsection 9 of section 57-40.2-01"

In the last line of the title before the period insert a comma and the following: "and the taxation of possessory interests in and the use of such property"

After line 11 insert the following:

"SECTION 2. AMENDMENT.) Chapter 57-02 of the North Dakota Century Code is hereby amended by creating and enacting thereto a new section to read as follows:

ASSESSMENT TO LESSEE OF PERSONAL PROPERTY OWNED BY A BANK.) A lessee of personal property owned by a bank shall be assessed and taxed for the value of such property in the same way as if such lessee were the owner of it. The taxes levied shall be payable by the lessee in the same manner and subject to the same conditions and requirements as are other personal property taxes. Collection of such taxes shall be enforced in the same manner as are other personal property taxes except that this leased personal property shall not be subject to any lien for such taxes.

SECTION 3. AMENDMENT.) Section 57-39.2-04 of the 1967 Supplement to the North Dakota Century Code is hereby amended by creating and enacting thereto a new subsection to read as follows:

Gross receipts of banks from sales at retail.

SECTION 4. AMENDMENT.) Subsection 9 of section 57-40.2-01 of the 1967 Supplement to the North Dakota Century Code is hereby amended by creating and enacting thereto a new subdivision to read as follows:

The purchase, including the leasing or renting, of tangible personal property from any bank for storage, use or consumption."

Renumber the lines accordingly.

For the Senate
 Senator Hernet
 Senator Kautzmann
 Senator Stroup

For the House
 Rep. Aamoth
 Rep. Strinden
 Rep. Lundene

Rep. Aamoth moved that the report be adopted, which motion prevailed.

MOTION

Rep. Aamoth moved that the rules be suspended, Senate Bill No. 163 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 163. A Bill for an Act to create and enact section 6-03-59.1, to create and enact a new section to chapter 57-02, to create and enact a new subsection to section 57-39.2-04, and to create and enact a new subdivision to subsection 9 of section 57-40.2-01 of the North Dakota Century Code, relating to leasing of personal property, limitation on term and amount, and the taxation of possessory interests in and the use of such property.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 90; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Dornacker | Jones | Rivinius |
| Aamoth | Eagles | Kingsbury | Rundle |
| Aas | Emerson | Knudson | Sandness |
| Anderson | Erickson, K. | Lang | Sanstead |
| Atkinson | Erickson, W. | Larson, G. | Schaffer |
| Austin | Freeman | Larson, L. | Solberg, I. |
| Backes | Froelich | Leibhan | Solberg, O. |
| Belter | Gackle | Lillehaugen | Stoltenow |
| Berg | Ganser | Linderman | Stone |
| Bernabucci | Giffey | Link | Streibel |
| Bier | Goodman | Lundene | Strinden |
| Boustead | Grant | Matheny | Swedlund |
| Boyum | Halcrow | McDonald | Thompson |
| Bullis | Haugland | Metzger | Thorsgard |
| Bunker | Henning | Miedema | Tweten |
| Burke | Hensrud | Mueller | Wagner |
| Connolly | Hentges | Olienyk | Weber |
| Dahl | Hilleboe | Opedahl | Welder |
| Davis | Hoffner | Peterson, J. | Wells |
| Dawson | Hoghaug | Powers | White |
| DeKrey | Hougen | Register | Wilkie |
| Dick | Jenkins | Reimers | Mr. Speaker |
| Diehl | Johnson, K. | | |

Those voting in the negative were:

Seibel Simonson

Absent and not voting:

| | | | |
|---------|--------|---------|--------------|
| Glaspey | Kelsch | Moquist | Peterson, R. |
| Hickle | Kuehn | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 163 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 201 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 201 be amended as follows:

In line 5 after the word "taking" insert "except interest on the amount of a deposit which is available for withdrawal without prejudice to right of appeal"

Renumber the lines accordingly.

For the Senate

Senator Sands
Senator Goldberg
Senator Ruemmele

For the House

Rep. Atkinson
Rep. Moquist
Rep. Swedlund

Rep. Atkinson moved that the report be adopted, which motion prevailed.

Rep. Atkinson moved that the rules be suspended, Senate Bill No. 201 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 201. A Bill for an Act to amend and reenact section 32-15-32 of the North Dakota Century Code, relating to costs in eminent domain actions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rundle |
| Aamoth | Emerson | Kingsbury | Sandness |
| Aas | Erickson, K. | Knudson | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Freeman | Larson, G. | Seibel |
| Austin | Froelich | Larson, L. | Simonson |
| Belter | Gackle | Leibhan | Solberg, I. |
| Berg | Ganser | Lillehaugen | Solberg, O. |
| Bernabucci | Giffey | Linderman | Stoltenow |
| Bier | Goodman | Link | Stone |
| Boustead | Grant | Lundene | Streibel |
| Boyum | Halcrow | Matheny | Strinden |
| Bullis | Haugland | McDonald | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Miedema | Thorsgard |
| Connolly | Hentges | Mueller | Tweten |
| Dahl | Hilleboe | Olienyk | Wagner |
| Davis | Hoffner | Opedahl | Weber |
| Dawson | Hoghaug | Peterson, J. | Welder |
| DeKrey | Hougen | Peterson, R. | Wells |
| Dick | Jenkins | Powers | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |

Absent and not voting:

| | | | |
|---------|--------|---------|----------|
| Backes | Hickie | Moquist | Rivinius |
| Glaspey | Kuehn | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 201 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 307 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 307 be amended as follows:

At the beginning of line 324 delete the word "one" and insert in lieu thereof "two"

In line 335 after the comma delete the word "one" and insert in lieu thereof "two"

For the Senate
 Senator Freed
 Senator Stafne
 Senator Meschke

For the House
 Rep. Hougen
 Rep. Aas
 Rep. Wilkie

Rep. Hougen moved that the report be adopted, which motion prevailed.

MOTION

Rep. Hougen moved that the rules be suspended, Senate Bill No. 307 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 307. A Bill for an Act to create a Board of Hearing Aid Dealers and Fitters to provide for licensure of persons who are dealers and fitters of hearing aids; to provide for the regulation of dispensing and fitting of hearing aids to the public; and to provide for penalties and punishment for violation of this act.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 68; nays, 24; absent and not voting, 6.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Diehl | Hougen | Register |
| Aas | Dornacker | Jones | Rivinius |
| Anderson | Eagles | Kelsch | Rundle |
| Atkinson | Emerson | Knudson | Sandness |
| Austin | Erickson, W. | Lang | Schaffer |
| Backes | Freeman | Larson, L. | Seibel |
| Belter | Froelich | Lillehaugen | Solberg, I. |
| Bier | Giffey | Linderman | Solberg, O. |
| Boyum | Goodman | Link | Stoltenow |
| Bullis | Grant | McDonald | Stone |
| Bunker | Halcrow | Miedema | Streibel |
| Burke | Haugland | Mueller | Swedlund |
| Connolly | Henning | Olienyk | Thorsgard |
| Davis | Hensrud | Opedahl | Tweten |
| Dawson | Hilleboe | Peterson, J. | Wagner |
| DeKrey | Hoffner | Peterson, R. | Wilkie |
| Dick | Hoghaug | Powers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|-------------|----------|----------|
| Berg | Ganser | Leibhan | Strinden |
| Bernabucci | Hentges | Lundene | Thompson |
| Boustead | Jenkins | Matheny | Weber |
| Dahl | Johnson, K. | Metzger | Welder |
| Erickson, K. | Kingsbury | Sanstead | Wells |
| Gackle | Larson, G. | Simonson | White |

Absent and not voting:

| | | | |
|---------|--------|---------|---------|
| Aamoth | Hickle | Moquist | Reimers |
| Glaspey | Kuehn | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 307 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 312 has had the same under consideration and recommends that since the committee is unable to agree, that is be discharged and a new Conference Committee appointed.

For the Senate
 Senator Chesrown
 Senator Sands
 Senator Berube

For the House
 Rep. Aafedt
 Rep. Kuehn
 Rep. Glaspey

Rep. Aafedt moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 425 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 425 be amended as follows:

Delete Section 3 of the engrossed bill and insert a new section in lieu thereof as follows:

"SECTION 3. AMENDMENT.) Section 54-21-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-07. BONDS REQUIRED OF (((SECRETARY OF BOARD AND OFFICIALS))) **DIRECTOR AND HIS EMPLOYEES WHO HAVE CONTROL OF MONEY.** (((The board shall require its secretary and each officer and employee of the board))) **The director of institutions shall furnish a bond in an amount not less than \$30,000 or as may be approved by the governor, and his employees, and any employee of (((every))) any institution under (((its))) his control, who may be charged with the custody or control of any money or property belonging to the state, and who is not otherwise required by law to give a bond, (((to))) shall furnish a bond in such sum as may be fixed by the (((board))) director in an amount not less than \$1,000.** The bond shall conform to the provisions of law applicable to the bonds of state officers and employees. Each such bond shall be filed in the office of the secretary of state."

Renumber the lines accordingly.

For the Senate
 Senator Ringsak
 Senator Chesrown
 Senator Meschke

For the House

Rep. Hilleboe
Rep. Hentges
Rep. Thompson

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

MOTION

Rep. Hilleboe moved that the rules be suspended, Senate Bill No. 425 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 425. A Bill for an Act to create and enact section 54-21-06.1 of the North Dakota Century Code, relating to the definition of the term "board of administration" in the North Dakota Century Code; to amend and reenact sections 54-21-06, 54-21-07, 54-21-09, 54-21-10, 54-21-11, 54-21-12, 54-21-13, 54-21-18, 54-21-19, 54-21-20, and 54-21-24 of the North Dakota Century Code, relating to establishment of a director of institutions and abolishment of the board of administration; and to repeal sections 54-21-01, 54-21-02, 54-21-03, 54-21-04, 54-21-05, and 54-21-08 of the North Dakota Century Code, relating to the membership, powers, and duties of the board of administration.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 81; nays, 9; absent and not voting, 8.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Diehl | Jones | Rivinius |
| Aamoth | Eagles | Kelsch | Rundle |
| Aas | Emerson | Knudson | Sandness |
| Anderson | Erickson, K. | Lang | Sanstead |
| Atkinson | Freeman | Larson, G. | Schaffer |
| Austin | Froelich | Larson, L. | Seibel |
| Backes | Gackle | Lillehaugen | Simonson |
| Belter | Ganser | Linderman | Solberg, I. |
| Berg | Giffey | Link | Solberg, O. |
| Bernabucci | Goodman | Lundene | Stoltenow |
| Bier | Halcrow | McDonald | Stone |
| Boustead | Henning | Miedema | Streibel |
| Boyum | Hensrud | Mueller | Strinden |
| Bullis | Hentges | Olienyk | Swedlund |
| Bunker | Hilleboe | Opedahl | Thompson |
| Connolly | Hoffner | Peterson, J. | Thorsgard |
| Dahl | Hoghaug | Peterson, R. | Tweten |
| Davis | Hougen | Powers | Wagner |
| Dawson | Jenkins | Register | White |
| DeKrey | Johnson, K | Reimers | Mr. Speaker |
| Dick | | | |

Those voting in the negative were:

| | | | |
|--------------|-----------|---------|--------|
| Burke | Kingsbury | Matheny | Welder |
| Erickson, W. | Leibhan | Metzger | Wilkie |
| Grant | | | |

Absent and not voting:

| | | | |
|-----------|----------|---------|-------|
| Dornacker | Haugland | Kuehn | Weber |
| Glaspay | Hickle | Moquist | Wells |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 425 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 432 has had the same under consideration and recommends that the Senate concur with the House amendments and recommends that Senate Bill No. 432 be further amended as follows:

In line 18 after the numeral "1969" insert the following: "-1971"

At the beginning of line 27 delete the word "sections" and insert in lieu thereof "section"

Renumber the lines accordingly.

For the Senate
 Senator G. Larson
 Senator Nasset
 Senator Van Horn

For the House
 Rep. Bier
 Rep. Knudson
 Rep. Giffey

Rep. Bier moved that the report be adopted, which motion prevailed.

Rep. Bier moved that the rules be suspended, Senate Bill No. 432 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 432. A Bill for an Act to amend and reenact section 15-40-12 of the North Dakota Century Code, relating to the foundation program payments.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 13; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Lang | Sandness |
| Aamoth | Erickson, W. | Larson, G. | Sanstead |
| Aas | Freeman | Larson, L. | Schaffer |
| Anderson | Froelich | Leibhan | Seibel |
| Atkinson | Ganser | Lillehaugen | Simonson |
| Austin | Giffey | Link | Solberg, I. |
| Beiter | Goodman | Lundene | Solberg, O. |
| Bier | Grant | Matheny | Stone |
| Boustead | Halcrow | Metzger | Streibel |
| Bunker | Henning | Miedema | Strinden |
| Burke | Hensrud | Mueller | Swedlund |
| Connolly | Hentges | Olienyk | Thompson |
| Davis | Hilleboe | Opedahl | Thorsgard |
| Dawson | Hoffner | Peterson, J. | Tweten |
| DeKrey | Hougen | Peterson, R. | Wagner |
| Dick | Jenkins | Powers | Welder |
| Diehl | Jones | Register | White |
| Eagles | Kelsch | Reimers | Wilkie |
| Emerson | Knudson | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|---------|------------|-----------|
| Berg | Dahl | Johnson, K | McDonald |
| Bernabucci | Gackle | Kingsbury | Rundle |
| Boyum | Hoghaug | Linderman | Stoltenow |
| Bullis | | | |

Absent and not voting:

| | | | |
|-----------|----------|---------|-------|
| Backes | Haugland | Kuehn | Weber |
| Dornacker | Hickle | Moquist | Wells |
| Glaspey | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 432 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 469 has had the same under consideration and recommends that the House recede from its amendments and the Bill be further amended as follows:

In line 7 delete the figure "3,000.00" and insert in lieu thereof the figure "4,000.00"

In line 9 delete the figure "3,000.00" and insert in lieu thereof the figure "4,000.00"

In line 10 delete the figure "1,000.00" and insert in lieu thereof the figure "3,000.00"

In line 11 delete the figure "3,000.00" and insert in lieu thereof the figure "4,000.00"

In line 12 delete the figure "2,000.00" and insert in lieu thereof the figure "4,000.00"

In line 13 delete the figure "1,000.00" and insert in lieu thereof the figure "3,000.00"

In line 14 delete the figure "2,000.00" and insert in lieu thereof the figure "3,000.00"

In line 15 delete the figure "1,000.00" and insert in lieu thereof the figure "3,000.00"

In line 16 delete the figure "1,000.00" and insert in lieu thereof the figure "3,000.00"

In line 17 delete the figure "1,000.00" and insert in lieu thereof the figure "3,000.00"

In line 26 delete the figure "48,000.00" and insert in lieu thereof the figure "84,000.00"

For the Senate
 Senator Lips
 Senator Melland
 Senator L. Larson

For the House
 Rep. Hilleboe
 Rep. Atkinson
 Rep. Thompson

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Rep. Hilleboe moved that the rules be suspended, Senate Bill No. 469 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 469. A Bill for an Act to provide payment of expenses to certain elected state officers, and making an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 64; nays, 29; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|------------|-------------|
| Aafedt | Dornacker | Kelsch | Sandness |
| Aamoth | Eagles | Lang | Sanstead |
| Aas | Emerson | Larson, G. | Solberg, I. |
| Anderson | Erickson, K. | Larson, L. | Solberg, O. |

| | | | |
|----------|----------|--------------|-------------|
| Atkinson | Freeman | Linderman | Stone |
| Belter | Froelich | Link | Streibel |
| Bier | Giffey | Lundene | Strinden |
| Boustead | Grant | Miedema | Swedlund |
| Boyum | Haugland | Mueller | Thompson |
| Bullis | Henning | Olienyk | Tweten |
| Bunker | Hentges | Opedahl | Wagner |
| Burke | Hilleboe | Peterson, J. | Weber |
| Dahl | Hoffner | Peterson, R. | Wells |
| DeKrey | Hoghaug | Powers | Wilkie |
| Dick | Hougen | Reimers | White |
| Diehl | Jenkins | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|------------|-------------|-----------|
| Austin | Gackle | Knudson | Rundle |
| Backes | Ganser | Leibhan | Schaffer |
| Berg | Goodman | Lillehaugen | Seibel |
| Bernabucci | Hensrud | Matheny | Simonson |
| Connolly | Johnson, K | McDonald | Stoltenow |
| Davis | Jones | Metzger | Thorsgard |
| Dawson | Kingsbury | Register | Welder |
| Erickson, W. | | | |

Absent and not voting:

| | | | |
|---------|--------|-------|---------|
| Glaspey | Hickle | Kuehn | Moquist |
| Halcrow | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 469 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 500

Which the Senate has amended as follows:

AMENDMENTS TO HOUSE BILL No. 500

In the sixth line of the title after the numerals "57-52-04," delete the numerals "57-53-02,"

In line 19 of the bill insert triple parentheses before the word "SECTION"

In line 29 insert triple parentheses after the period

Renumber the lines and sections accordingly.

LEO LEIDHOLM, Secretary

ANNOUNCEMENT

Speaker E. Johnson announced the appointment of the following Conference Committees to meet with like committees from the Senate:

House Bill No. 265

Rep. Burke

Rep. Henning

Rep. Thompson

House Bill No. 341

Rep. Goodman

Rep. Dahl

Rep. Wilkie

House Bill No. 509

Rep. Goodman

Rep. Boustead

Rep. Backes

- House Bill No. 279
 - Rep. Atkinson
 - Rep. Rivinius
 - Rep. Wm. Erickson
- House Bill No. 1
 - Rep. Bullis
 - Rep. Jenkins
 - Rep. Opedahl
- House Bill No. 304
 - Rep. Jones
 - Rep. Wells
 - Rep. Wm. Erickson
- House Bill No. 500
 - Rep. Goodman
 - Rep. Boustead
 - Rep. Hoffner
- Senate Bill No. 312
 - Rep. Metzger
 - Rep. Ganser
 - Rep. Grant
- Senate Bill No. 1
 - Rep. Reimers
 - Rep. Tweten
 - Rep. O. Solberg
- Senate Bill No. 22
 - Rep. Dick
 - Rep. Kingsbury
 - Rep. Linderman
- Senate Bill No. 459
 - Rep. Bernabucci
 - Rep. Dahl
 - Rep. Lundene

MOTION

Rep. Boustead moved that the House do not concur on Senate amendment to House Bill No. 500, and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 216 has had the same under consideration and recommends that the House concur with the Senate amendments.

For the Senate
 Senator Nething
 Senator Chesrown
 Senator Freed

For the House
 Rep. Rundle
 Rep. Berg
 Rep. Wm. Erickson

Rep. Rundle moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Rundle moved that the House concur in the Senate amendments to House Bill No. 216, which motion prevailed.

Rep. Rundle moved that the rules be suspended, and House Bill No. 216 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 216. A Bill for an Act to amend and reenact sec-

tion 54-21-17 of the North Dakota Century Code, relating to the construction superintendent.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 87; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Knudson | Sandness |
| Aamoth | Emerson | Lang | Sanstead |
| Aas | Erickson, K. | Larson, G. | Schaffer |
| Anderson | Erickson, W. | Larson, L. | Seibel |
| Atkinson | Freeman | Leibhan | Simonson |
| Austin | Froelich | Lillehaugen | Solberg, I. |
| Backes | Gackle | Linderman | Solberg, O. |
| Belter | Ganser | Link | Stoltenow |
| Berg | Goodman | Lundene | Stone |
| Bernabucci | Grant | Matheny | Streibel |
| Bier | Halcrow | Metzger | Swedlund |
| Boustead | Haugland | Miedema | Thompson |
| Bullis | Henning | Mueller | Thorsgard |
| Bunker | Hensrud | Olienyk | Tweten |
| Connolly | Hentges | Opedahl | Wagner |
| Dahl | Hilleboe | Peterson, J. | Weber |
| Davis | Hoffner | Peterson, R. | Welder |
| Dawson | Hougen | Powers | Wells |
| DeKrey | Jenkins | Register | White |
| Dick | Johnson, K | Reimers | Wilkie |
| Diehl | Kelsch | Rivinius | Mr. Speaker |
| Dornacker | Kingsbury | Rundle | |

Those voting in the negative were:

| | | | |
|--------|---------|-------|----------|
| Giffey | Hoghaug | Jones | Strinden |
|--------|---------|-------|----------|

Absent and not voting:

| | | | |
|-------|---------|----------|---------|
| Boyum | Glaspay | Kuehn | Moquist |
| Burke | Hickle | McDonald | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 216 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Register requested that the following be printed in the Journal:

"Inasmuch as Grand Forks Red River High School defeated Grand Forks St. James for the Class A Basketball Championship on Saturday night, March 15, may the record of this body show that we commend all participants in this annual event for the exemplary sportsmanship displayed by the participants and fans.

"Further, commendation goes to the Red River Rough Riders who, in keeping with the spirit of the Rough Riders of old, did bring honor to their school, city and state."

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to

Senate Bill No. 6
 Senate Bill No. 146
 Senate Bill No. 178
 Senate Bill No. 258
 Senate Bill No. 313
 Senate Bill No. 383

Senate Bill No. 416
Senate Bill No. 429
Senate Bill No. 462
Senate Bill No. 465
Senate Bill No. 483
Senate Concurrent Resolution No. 6
Senate Concurrent Resolution No. 24
Senate Concurrent Resolution No. 42
Senate Concurrent Resolution No. 62
Senate Concurrent Resolution No. 69.

Refused to concur in the House amendment to

Senate Bill No. 1
Senate Bill No. 2
Senate Bill No. 3
Senate Bill No. 9

And the President has appointed as a Conference Committee to act with a like committee from the House:

On Senate Bill No. 1
Senator Longmire
Senator Luick
Senator Melland
On Senate Bill No. 2
Senator Luick
Senator Wenstrom
Senator Lowe
On Senate Bill No. 3
Senator Coughlin
Senator Kelly
Senator Lips
On Senate Bill No. 9
Senator Litten
Senator Melland
Senator Schultz

Refused to concur in the House amendments to

Senate Bill No. 11
Senate Bill No. 14
Senate Bill No. 20
Senate Bill No. 35

And the President has appointed as a Conference Committee to act with a like committee from the House:

On Senate Bill No. 11
Senator Sorlie
Senator Melland
Senator Litten
On Senate Bill No. 14
Senator Luick
Senator Wenstrom
Senator Schultz
On Senate Bill No. 20
Senator Robinson
Senator Lowe
Senator Schultz
On Senate Bill No. 35
Senator Strinden
Senator Redlin
Senator Berube

Refused to concur in the House amendments to

Senate Bill No. 110
Senate Bill No. 113
Senate Bill No. 166
Senate Bill No. 231

And the President has appointed as a Conference Committee to act with a like committee from the House:

On Senate Bill No. 110
 Senator Robinson
 Senator Lowe
 Senator Melland

On Senate Bill No. 113
 Senator Nasset
 Senator Jacobson
 Senator Van Horn

On Senate Bill No. 166
 Senator Becker
 Senator Torgerson
 Senator Rait

On Senate Bill No. 231
 Senator Decker
 Senator Butler
 Senator Rait

Refused to concur in the House amendment to

Senate Bill No. 376
 Senate Bill No. 410
 Senate Bill No. 310

And the President has appointed as a Conference Committee to act with a like committee from the House:

On Senate Bill No. 376
 Senator Freed
 Senator Holand
 Senator Meschke

On Senate Bill No. 410
 Senator Harnett
 Senator Chesrown
 Senator Berube

On Senate Bill No. 310
 Senator Morgan
 Senator Nasset
 Senator Berube

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee to act with a like committee from the House on

House Bill No. 19
 House Bill No. 86
 House Bill No. 117
 House Bill No. 216
 House Bill No. 224
 House Bill No. 393
 House Bill No. 460
 House Concurrent Resolution No. 55

On House Bill No. 19
 Senator Litten
 Senator Robinson
 Senator Schultz

On House Bill No. 86
 Senator Lips
 Senator Schultz
 Senator Lowe

On House Bill No. 117
 Senator Ringsak

- Senator Kelly
- Senator Van Horn
- On House Bill No. 216
 - Senator Nething
 - Senator Freed
 - Senator Chesrown
- On House Bill No. 224
 - Senator Nasset
 - Senator Unruh
 - Senator Morgan
- On House Bill No. 393
 - Senator Forkner
 - Senator Unruh
 - Senator Mutch
- On House Bill No. 460
 - Senator Forkner
 - Senator Kautzmann
 - Senator Melland
- On House Concurrent Resolution No. 55
 - Senator Jacobson
 - Senator Willhite
 - Senator Van Horn

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:

- House Bill No. 106
- House Bill No. 169
- House Bill No. 351
- House Bill No. 465
- House Bill No. 496
- House Bill No. 515
- House Bill No. 516
- House Concurrent Resolution No. 2
- House Concurrent Resolution No. 4
- House Concurrent Resolution No. 6
- House Concurrent Resolution No. 7
- House Concurrent Resolution No. 9
- House Concurrent Resolution No. 15
- House Concurrent Resolution No. 17
- House Concurrent Resolution No. 18
- House Concurrent Resolution No. 19
- House Concurrent Resolution No. 21
- House Concurrent Resolution No. 30
- House Concurrent Resolution No. 34
- House Concurrent Resolution No. 41
- House Concurrent Resolution No. 43
- House Concurrent Resolution No. 44
- House Concurrent Resolution No. 45
- House Concurrent Resolution No. 47
- House Concurrent Resolution No. 51
- House Concurrent Resolution No. 54
- House Concurrent Resolution No. 56
- House Concurrent Resolution No. 71
- House Concurrent Resolution No. 72
- House Concurrent Resolution No. 76

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to

Senate Bill No. 27

And the President has appointed as a Conference Committee to act with a like committee from the House:

Senator Sorlie
 Senator Lowe
 Senator Melland

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to

Senate Bill No. 138

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 22 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate
 Senator Schultz
 Senator Coughlin
 Senator L. Larson

For the House
 Rep. Dick
 Rep. Linderman
 Rep. Kingsbury

Rep. Dick moved that the report be adopted, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1
 House Bill No. 265

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

On House Bill No. 265
 Rep. Burke
 Rep. Henning
 Rep. Thompson

On House Bill No. 1
 Rep. Bullis
 Rep. Jenkins
 Rep. Opedahl

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 279
 House Bill No. 341
 House Bill No. 509

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

On House Bill No. 279
 Rep. Atkinson
 Rep. Rivinius
 Rep. Wm. Erickson

On House Bill No. 341

Rep. Goodman
Rep. Dahl
Rep. Wilkie

On House Bill No. 509

Rep. Goodman
Rep. Boustead
Rep. Backes

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 304

And the Speaker has appointed as a conference committee to act with a like committee from the Senate,

On House Bill No. 304

Rep. Jones
Rep. Wells
Rep. Wm. Erickson

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate:

On Senate Bill No. 312

Rep. Metzger
Rep. Ganser
Rep. Grant

On Senate Bill No. 1

Rep. Reimers
Rep. Tweten
Rep. O. Solberg

On Senate Bill No. 22

Rep. Dick
Rep. Kingsbury
Rep. Linderman

On Senate Bill No. 459

Rep. Bernabucci
Rep. Dahl
Rep. Lundene

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

Senate Bill No. 24 — yeas 83; nays 2; absent and not voting 13.

Senate Bill No. 163 — yeas 90; nays 2; absent and not voting 6.

Senate Bill No. 201 — yeas 92; nays 0; absent and not voting 6.

Senate Bill No. 307 — yeas 68; nays 24; absent and not voting 6.

Senate Bill No. 425 — yeas 81; nays 9; absent and not voting 8.

Senate Bill No. 432 — yeas 76; nays 13; absent and not voting 9.

Senate Bill No. 469 — yeas 64; nays 29; absent and not voting 5.

ROY GILBREATH, Chief Clerk

Rep. Streibel moved that the House stand recessed subject to the call of the chair, which motion prevailed.

ROY GILBREATH, Chief Clerk

FIFTY-NINTH DAY AFTER RECESS.

Bismarck, March 17, 1969

The House reconvened pursuant to the call of the chair, with Speaker E. Johnson presiding.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to

House Bill No. 500

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

Rep. Goodman
Rep. Boustead
Rep. Hoffner

ROY GILBREATH, Chief Clerk

ANNOUNCEMENT

Speaker E. Johnson announced the appointment of the following Conference Committees to meet with like committees from the Senate:

Senate Bill No. 2

Rep. Reimers
Rep. Diehl
Rep. Opedahl

Senate Bill No. 9

Rep. Olienyk
Rep. Bullis
Rep. Grant

Senate Bill No. 14

Rep. Davis
Rep. Jenkins
Rep. O. Solberg

Senate Bill No. 27

Rep. Connolly
Rep. Halcrow
Rep. Sanstead

Senate Bill No. 110

Rep. J. Peterson
Rep. Connolly
Rep. Sanstead

Senate Bill No. 166

Rep. Dornacker
Rep. DeKrey
Rep. Weber

Senate Bill No. 310

Rep. L. Larson

Rep. Jones
 Rep. Lundene
 Senate Bill No. 410
 Rep. Hilleboe
 Rep. Jenkins
 Rep. Giffey
 Senate Bill No. 3
 Rep. Peterson
 Rep. Powers
 Rep. Linderman
 Senate Bill No. 11
 Rep. Wagner
 Rep. Tweten
 Rep. Linderman
 Senate Bill No. 20
 Rep. Freeman
 Rep. Dick
 Rep. Thompson
 Senate Bill No. 35
 Rep. Eagles
 Rep. R. Peterson
 Rep. Swedlund
 Senate Bill No. 113
 Rep. Register
 Rep. G. Larson
 Rep. Hoffner
 Senate Bill No. 231
 Rep. Emerson
 Rep. L. Larson
 Rep. Wilkie
 Senate Bill No. 376
 Rep. Eagles
 Rep. Aas
 Rep. W. Erickson

MOTIONS

Rep. Streibel moved that the House accede to the request of the Senate for the return of House Bill No. 432, which motion prevailed.

Rep. Kelsch moved that the House reconsider the action by which Senate Bill No. 286 was passed, which motion prevailed.

Rep. Kelsch requested unanimous consent of the House for the purpose of amending Senate Bill No. 286, which request was granted.

Rep. Kelsch moved the adoption of the following amendments to Senate Bill No. 286:

In line 5 of the title after the semicolon delete the word "and"

In the last line of the title after the word "intoxication" insert the following: "; and to create subsection 6 to Section 29-06-15 of the North Dakota Century Code, relating to arrest without a warrant for driving or having control of a motor vehicle while under the influence of alcoholic beverages".

The motion of Rep. Kelsch prevailed.

Rep. Kelsch moved that the rules be suspended and that Senate Bill No. 286 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 286. A Bill for an Act to create and enact a section of the North Dakota Century Code to provide assistance and medical care for public intoxication; to provide a penalty for disturbing the public peace or disorderly conduct; to eliminate punishment for public intoxication; to repeal section 5-01-05, relating to

the penalty for public intoxication; and to create subsection 6 to section 29-06-15 of the North Dakota Century Code, relating to arrest without a warrant for driving or having control of a motor vehicle while under the influence of alcoholic beverages.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 75; nays, 2; absent and not voting, 21.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Dornacker | Johnson, K. | Rundle |
| Aamoth | Emerson | Kelsch | Sandness |
| Aas | Erickson, K. | Kingsbury | Schaffer |
| Atkinson | Erickson, W. | Lang | Seibel |
| Austin | Freeman | Larson, G. | Simonson |
| Backes | Gackle | Larson, L. | Solberg, I. |
| Belter | Ganser | Leibhan | Solberg, O. |
| Berg | Giffey | Lillehaugen | Stoltenow |
| Bernabucci | Goodman | Linderman | Stone |
| Bier | Grant | Link | Streibel |
| Boustead | Halcrow | Lundene | Strinden |
| Boyum | Haugland | Metzger | Thompson |
| Bunker | Henning | Miedema | Thorsgard |
| Burke | Hensrud | Mueller | Wagner |
| Dahl | Hickle | Olienyk | Welder |
| Davis | Hilleboe | Powers | White |
| Dawson | Hoffner | Register | Wilkie |
| Dick | Hoghaug | Reimers | Mr. Speaker |
| Diehl | Hougen | Rivinius | |

Those voting in the negative were:

| | | | |
|------------------------|---------|--------------|----------|
| Bullis | Matheny | | |
| Absent and not voting: | | | |
| Anderson | Hentges | McDonald | Sanstead |
| Connolly | Jenkins | Moquist | Swedlund |
| DeKrey | Jones | Opedahl | Tweten |
| Eagles | Knudson | Peterson, J. | Weber |
| Froelich | Kuehn | Peterson, R. | Wells |
| Glaspey | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 286 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Bier moved that the House concur in the Senate amendments to House Bill No. 474, which motion prevailed.

Rep. Bier moved that the rules be suspended, and House Bill No. 474 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 474. A Bill for an Act to provide that all institutions of higher education shall adopt the quarter system educational term.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the Senate, the roll was called and there were ayes, 68; nays, 13; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Diehl | Kingsbury | Rivinius |
| Aamoth | Dornacker | Lang | Sandness |
| Aas | Eagles | Larson, L. | Schaffer |
| Atkinson | Emerson | Leibhan | Seibel |
| Austin | Erickson, K. | Lillehaugen | Solberg, I. |
| Backes | Erickson, W. | Linderman | Solberg, O. |
| Belter | Freeman | Link | Stoltenow |
| Bernabucci | Giffey | Lundene | Stone |
| Bier | Goodman | Matheny | Streibel |
| Boustead | Halcrow | McDonald | Swedlund |
| Bullis | Haugland | Miedema | Thompson |
| Bunker | Henning | Olienyk | Thorsgard |
| Connolly | Hensrud | Opedahl | Welder |
| Davis | Hickle | Peterson, J. | Wells |
| Dawson | Hilleboe | Peterson, R. | White |
| DeKrey | Hougen | Powers | Wilkie |
| Dick | Jenkins | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|-------|-------------|---------|----------|
| Berg | Gackle | Kelsch | Simonson |
| Boyum | Hoghaug | Mueller | Strinden |
| Burke | Johnson, K. | Rundle | Wagner |
| Dahl | | | |

Absent and not voting:

| | | | |
|----------|---------|------------|----------|
| Anderson | Hentges | Kuehn | Register |
| Froelich | Hoffner | Larson, G. | Sanstead |
| Ganser | Jones | Metzger | Tweten |
| Glaspay | Knudson | Moquist | Weber |
| Grant | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 474 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 459 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate
 Senator Wilhite
 Senator Unruh
 Senator Rait

For the House
 Rep. Bernabucci
 Rep. Dahl
 Rep. Lundene

Rep. Bernabucci moved that the report be adopted, which motion prevailed.

MOTION

Rep. Bernabucci moved that the rules be suspended, Senate Bill No. 459 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 459. A Bill for an Act to amend and reenact sections 15-40-18 and 57-01-05 of the North Dakota Century Code, relating to the determination of sums due county equalization funds, and relating to the duties of the state supervisor of assessments.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 79; nays, 0; absent and not voting, 19.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Schaffer |
| Aamoth | Emerson | Knudson | Seibel |
| Aas | Erickson, K. | Lang | Simonson |
| Anderson | Erickson, W. | Larson, G. | Solberg, I. |
| Atkinson | Freeman | Larson, L. | Solberg, O. |
| Austin | Froelich | Leibhan | Stoltenow |
| Belter | Gackle | Lillehaugen | Stone |
| Berg | Giffey | Link | Streibel |
| Bernabucco | Halcrow | Lundene | Swedlund |
| Bier | Haugland | Matheny | Thompson |
| Boustead | Henning | McDonald | Thorsgard |
| Boyum | Hensrud | Miedema | Tweten |
| Bunker | Hentges | Mueller | Wagner |
| Burke | Hickle | Olienyk | Weber |
| Connolly | Hilleboe | Opedahl | Welder |
| Dahl | Hoghaug | Peterson, R. | Wells |
| Davis | Hougen | Powers | White |
| Dawson | Jenkins | Reimers | Wilkie |
| Dick | Johnson, K. | Rundle | Mr. Speaker |
| Diehl | Jones | Sandness | |

Absent and not voting:

| | | | |
|-----------|-----------|--------------|----------|
| Backes | Glaspey | Kuehn | Register |
| Bullis | Goodman | Linderman | Rivinius |
| DeKrey | Grant | Metzger | Sanstead |
| Dornacker | Hoffner | Moquist | Strinden |
| Ganser | Kingsbury | Peterson, J. | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 459 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Solberg requested that the following remarks be printed in the Journal.

Rep. Solberg:

"Two years ago the 40th Legislative Assembly passed House Bill No. 693 which provided for a temporary commission for the purpose of making arrangements for functions honoring the Dominion of Canada and the Province of Manitoba in their Centennial Year and providing funds therefore. This Commission was appointed by the Governor to arrange for a suitable ceremony. This function was carried out on June 23, 1968, at the International Peace Garden. As chairman, I want to thank the members who served on this commission, Representative Haugland, Representative Ernest Johnson, Senator Meschke, and Senator Trenbeath. I also wish to thank the National Guard, the Travel Bureau, and the LRC staff, who rendered valuable assistance.

"I wish to report to the Forty-First Legislative Assembly that the Centennial Commission has completed its assignment."

Rep. Solberg moved that the Centennial Commission be dissolved, which motion prevailed.

Speaker Johnson announced the House would be at ease for forty minutes.

House reconvened with Speaker E. Johnson presiding.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 137

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 162

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate requests the return of

House Bill No. 432

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on:

House Bill No. 1

House Bill No. 175

House Bill No. 225

House Bill No. 265

House Bill No. 279

House Bill No. 304

House Bill No. 341

House Bill No. 500

House Bill No. 509

On House Bill No. 1

Senator Litten

Senator Schultz

Senator Lowe

On House Bill No. 175

Senator Holand

Senator Trenbeath

Senator Pyle

On House Bill No. 225

Senator Chesrown

Senator Freed

Senator Meschke

On House Bill No. 265

Senator Morgan

Senator Freed

Senator Nothing

On House Bill No. 304

Senator Trenbeath

Senator Jacobson

Senator Berube

On House Bill No. 341

Senator Butler

Senator Thoreson

Senator Rait

On House Bill No. 500

Senator Decker

Senator Wilhite

Senator Rait

On House Bill No. 279

Senator Sands
Senator Stroup
Senator Goldberg

On House Bill No. 509

Senator Decker
Senator Wilhite
Senator Rait

LEO LEIDHOLM, Secretary

PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
Executive Office

Bismarck, March 18, 1969

The Honorable Ernest Johnson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota

Dear. Mr. Speaker:

This is to inform you that on March 17 I signed the following bills:

House Bill No. 121
House Bill No. 189
House Bill No. 312
House Bill No. 313
House Bill No. 381
House Bill No. 384

Sincerely,
WILLIAM L. GUY
Governor

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 224 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate
Senator Nasset
Senator Unruh
Senator Morgan

For the House
Rep. Goodman
Rep. Hentges
Rep. Weber

Rep. Goodman moved that the report be adopted, which motion prevailed.

Rep. Hentges moved that the rules be suspended, House Bill No. 224 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 224. A Bill for an Act to create and enact section 23-02-32.1 of the North Dakota Century Code, relating to reporting deaths to the highway commissioner; to create and enact section 23-07-01.1 of the North Dakota Century Code, relating to reporting certain physical or mental disorders to the highway commissioner; to create and enact section 50-08-27.1 of the North Dakota Century Code, relating to reporting names of recipient of aid to the blind to the highway commissioner.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ays, 64; nays, 2; absent and not voting, 32.

Those voting in the affirmative were:

| | | | |
|------------|-------------|--------------|-------------|
| Aamoth | Emerson | Knudson | Rundle |
| Aas | Froelich | Lang | Sandness |
| Anderson | Gackle | Larson, G. | Sanstead |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Halcrow | Lillehaugen | Simonson |
| Belter | Haugland | Link | Solberg, O. |
| Berg | Henning | Lundene | Stoltenow |
| Bernabucci | Hentges | Matheny | Stone |
| Bier | Hickle | Metzger | Streibel |
| Bullis | Hilleboe | Mueller | Strinden |
| Bunker | Hoghaug | Olienyk | Swedlund |
| Burke | Hougen | Opedahl | Thorsgard |
| Connolly | Jenkins | Peterson, R. | Welder |
| Davis | Johnson, K. | Powers | White |
| Dawson | Kelsch | Register | Wilkie |
| Diehl | Kingsbury | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | |
|-------|----------|
| Boyum | McDonald |
|-------|----------|

Absent and not voting:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Erickson, K. | Hoffner | Reimers |
| Backes | Erickson, W. | Jones | Schaffer |
| Boustead | Freeman | Kuehn | Solberg, I. |
| Dahl | Giffey | Leibhan | Thompson |
| DeKrey | Glaspay | Linderman | Tweten |
| Dick | Goodman | Miedema | Wagner |
| Dornacker | Grant | Moquist | Weber |
| Eagles | Hensrud | Peterson, J. | Wells |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 224 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 265 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate

Senator Morgan
 Senator Freed
 Senator Nething

For the House

Rep. Burke
 Rep. Henning
 Rep. Thompson

Rep. Burke moved that the report be adopted, which motion prevailed.

Rep. Burke moved that the rules be suspended, House Bill No. 265 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 265. A Bill for an Act to amend and reenact section 65-02-08 of the North Dakota Century Code, relating to attorneys' fees in proceedings before the workmen's compensation bureau, and to amend and reenact section 65-10-03 of the North

Dakota Century Code, relating to attorneys' fees in appeals from the bureau, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 77; nays, 1; absent and not voting, 20.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rivinius |
| Aamoth | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Lang | Sandness |
| Anderson | Erickson, W. | Larson, G. | Sanstead |
| Atkinson | Froelich | Larson, L. | Seibel |
| Austin | Gackle | Lillehaugen | Simonson |
| Belter | Ganser | Link | Solberg, I. |
| Berg | Grant | Lundene | Stoltenow |
| Bernabucci | Halcrow | McDonald | Stone |
| Bier | Haugland | Metzger | Streibel |
| Boyum | Henning | Miedema | Strinden |
| Bullis | Hentges | Mueller | Swedlund |
| Bunker | Hickle | Olienyk | Thorsgard |
| Burke | Hilleboe | Opedahl | Weber |
| Connolly | Hoghaug | Peterson, J. | Welder |
| Davis | Hougen | Peterson, R. | Wells |
| Dawson | Jenkins | Powers | White |
| DeKrey | Johnson, K. | Register | Wilkie |
| Diehl | Kelsch | Reimers | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

Matheny

Absent and not voting:

| | | | |
|----------|---------|-----------|-------------|
| Backes | Giffey | Jones | Schaffer |
| Boustead | Glaspay | Kuehn | Solberg, O. |
| Dahl | Goodman | Leibhan | Thompson |
| Dick | Hensrud | Linderman | Tweten |
| Freeman | Hoffner | Moquist | Wagner |

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which House Bill No. 265 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that the conferees on House Bill No. 5 and Senate Bill No. 376 be one and the same committee, inasmuch as they both deal with the same subject, which motion prevailed.

Speaker E. Johnson announced the Conference Committee on House Bill No. 5 and Senate Bill No. 376 are as follows:

Rep. Reimers
Rep. Powers
Rep. Opedahl

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 175 has had the same under consideration and recommends that the Senate recede from its amendments, and that House Bill 175 be amended as follows:

In line 116 of the engrossed bill after the word "teachers" insert the following words: ", or administrators,"

In line 151 of the engrossed bill delete the word "forty" and insert in lieu thereof the word "thirty"

In line 156 of the engrossed bill delete the word "appealed" and insert in lieu thereof the word "contested"

After line 274 of the engrossed bill add the following new subsection:

"5. Any teacher engaging in a strike or any other activity prohibited in subsection 1 hereof may be denied the full amount of his wages during the period of such violation."

And renumber the lines accordingly.

For the Senate
 Senator Holand
 Senator Pyle
 Senator Trenbeath

For the House
 Rep. Knudson
 Rep. Froelich
 Rep. Sanstead

Rep. Knudson moved that the report be adopted, which motion prevailed.

Rep. Knudson moved that the rules be suspended, House Bill No. 175 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 175. A Bill for an Act to provide procedures for representative organizations of public school teachers to negotiate with school boards with reference to employer-employee relations; to establish procedures to be used in the event of disagreement; and to establish an education fact finding commission.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 77 nays, 2; absent and not voting, 19.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rundle |
| Aamoth | Emerson | Kingsbury | Sandness |
| Aas | Erickson, K. | Knudson | Sanstead |
| Anderson | Erickson, W. | Lang | Seibel |
| Atkinson | Freeman | Larson, G. | Simonson |
| Austin | Froelich | Larson, L. | Solberg, I. |
| Belter | Gackle | Lillehaugen | Solberg, O. |
| Berg | Ganser | Link | Stone |
| Bernabucci | Grant | Lundene | Streibel |
| Bier | Halcrow | Matheny | Strinden |
| Boyum | Haugland | McDonald | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Mueller | Weber |
| Davis | Hilleboe | Olienyk | Welder |
| Dawson | Hoghaug | Opedahl | Wells |
| DeKrey | Hougen | Peterson, R. | White |
| Dick | Jenkins | Register | Wilkie |
| Diehl | Johnson, K. | Rivinius | Mr. Speaker |
| Dornacker | | | |

Those voting in the negative were:

Bullis Stoltenow

Absent and not voting:

| | | | |
|----------|---------|-----------|----------|
| Backes | Goodman | Leibhan | Reimers |
| Boustead | Hensrud | Linderman | Schaffer |

Dahl
Giffey
Glaspey

Hoffner
Jones
Kuehn

Moquist
Peterson, J.
Powers

Tweten
Wagner

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 175 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

Mr. President: I have the honor to return

House Bill No. 432

Which the Senate has requested.

House Chamber

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate, on

Senate Bill No. 2

Rep. Reimers

Rep. Diehl

Rep. Opedahl

Senate Bill No. 3

Rep. J. Peterson

Rep. Powers

Rep. Linderman

Senate Bill No. 9

Rep. Olienyk

Rep. Bullis

Rep. Grant

Senate Bill No. 11

Rep. Wagner

Rep. Tweten

Rep. Linderman

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

Senate Bill No. 14

Rep. Davis

Rep. Jenkins

Rep. O. Solberg

Senate Bill No. 20

Rep. Freeman

Rep. Dick

Rep. Thompson

Senate Bill No. 27

Rep. Connolly

Rep. Halcrow

Rep. Sanstead

Senate Bill No. 35

Rep. Eagles

Rep. R. Peterson

Rep. Swedlund

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate on

Senate Bill No. 110
Rep. J. Peterson
Rep. Connolly
Rep. Sanstead

Senate Bill No. 113
Rep. Register
Rep. G. Larson
Rep. Hoffner

Senate Bill No. 166
Rep. Dornacker
Rep. DeKrey
Rep. Weber

Senate Bill No. 231
Rep. Emerson
Rep. L. Larson
Rep. Wilkie

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate on

Senate Bill No. 310
Rep. L. Larson
Rep. Jones
Rep. Lundene

Senate Bill No. 410
Rep. Hilleboe
Rep. Jenkins
Rep. Giffey

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 286
Senate Concurrent Resolution No. 15
Which the House has amended.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 68
Which the House has failed to pass.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 474.

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Streibel moved that Rep. Opedahl be substituted for Rep. O. Solberg on the Conference Committee on Senate Bill No. 14, which motion prevailed.

Rep. Streibel moved that the House consider the Conference Committee Report on Senate Bill No. 137, which motion prevailed.

Rep. Streibel moved that House dispense with the reading of the Conference Committee Report on Senate Bill No. 137, which motion prevailed.

Rep. Aas stated that inasmuch as he had refused to sign the Conference Committee Report on Senate Bill No. 137, he would yield his privilege of explaining the committee report.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 137 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 137 be amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to provide for the levying and collection of a tax for the privilege of doing business in this state on businesses, corporations, and cooperative corporations; to provide for the imposition of a tax upon banks, trust companies, and building and loan associations for the privilege of transacting business in this state and providing penalties; to allocate moneys to counties and their political subdivisions; and to create and enact subsection 25 of section 57-02-08 and sections 57-39.2-03.1, 57-39.2-03.2, 57-39.2-08.1, 57-40.2-03.1, 57-40.2-03.2, and 57-40.3-03.1 of the North Dakota Century Code, relating to the elimination of personal property taxes on personal property not required to be assessed by the state board of equalization, and to provide for a separate and additional sales, use, and excise tax of one percent and to broaden the base of the sales and use taxes; to exempt certain food products from sales and use taxes; and to repeal sections 18-03-09 and 37-01-27, chapter 57-03, section 57-15-23, and subsection 14 of section 57-39.2-04 of the North Dakota Century Code, relating to the per capita school tax; exemption from the sales tax on sales made from vending machines; and the assessment and valuation of grain; declaring legislative intent; and providing an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

- 1 SECTION 1.) Subsection 25 of section 57-02-08 of the 1967
- 2 Supplement to the North Dakota Century Code is hereby created
- 3 and enacted to read as follows:
- 4 25. All personal property not required by section 179 of the
- 5 Constitution of North Dakota to be assessed by the state
- 6 board of equalization shall become exempt from
- 6a assessment
- 7 and taxation in the year 1970 and such property shall not
- 8 be assessed or taxed for that year or for any year there-
- 9 after; provided that this provision shall not apply to any
- 10 property that is either subjected to a tax which is imposed
- 11 in lieu of ad valorem taxes or to any particular kind or
- 12 class of personal property, including mobile homes or house
- 13 trailers, that is subjected to a tax imposed pursuant to any
- 14 other provision of law except as specifically provided in
- 15 this Act. In addition, this Act shall not exempt from
- 16 taxation the personal property of any corporation
- 16a organized
- 17 pursuant to the North Dakota Nonprofit Corporation Act,
- 17a which
- 18 is not exempt from personal property taxation under any
- 18a other
- 19 statute nor shall it exempt from assessment and taxation
- 20 fixtures, buildings, and improvements upon land which

- 20a are now
 21 assessed as real estate. Provided, however, that the
 22 provisions of this section of this Act shall not become
 23 effective if for any reason any other provision of this
 24 Act does not become effective, nor shall the provisions
 25 of this section continue in effect if this Act does become
 26 effective and any part of it is invalidated or disapproved
 27 in anyway, other than by action of the legislative
 28 assembly, that would cause it to become ineffective.
- 29 SECTION 2. BUSINESS AND CORPORATION PRIVILEGE
 30 TAX.)
- 31 1. Each individual, estate, or trust required to file an
 32 income tax return pursuant to chapter 57-38 and who
 33 derives income from the operation of a business, trade,
 34 or profession, other than as an employee, shall pay a tax
 35 for the privilege of doing business in this state of one
 35a percent of the net income derived from the operation of
 36 such
 37 business, trade, or profession, but the minimum tax
 38 assessable to any one taxpayer shall be twenty dollars,
 39 which tax shall be a separate tax that is levied in addition
 40 to the taxes provided for in chapter 57-38. For the
 41 purposes of this subsection, the term "net income" means
 42 the gross income derived from such business, trade, or
 43 profession less the expenses of carrying on such business,
 44 trade, or profession, as computed for federal income tax
 45 purposes pursuant to the provisions of the United States
 46 Internal Revenue Code of 1954, as amended. Provided,
 47 however, that the provisions of this subsection of this
 48 section of this Act shall not become effective if for any
 49 reason any other provision of this Act does not become
 50 effective, nor shall the provisions of this subsection
 51 continue in effect if this Act does become effective and
 52 any part of it is invalidated or disapproved in any way,
 52a other than by action of the legislative assembly, that
 53 would
 54 cause it to become ineffective.
- 54 2. Each foreign and domestic corporation, the personal
 54a property
 55 of which is not assessed by the state board of equalization,
 56 and which is not subject to a special tax in lieu of
 57 personal property taxes, required to file an income tax
 58 return pursuant to the provisions of chapter 57-38, in
 59 addition to any other taxes imposed by such chapter, shall
 60 pay a separate and additional tax, for the privilege of
 61 doing business in this state, of one percent of its taxable
 62 income computed as provided by section 57-38-01.3, except
 63 that federal income taxes paid or accrued shall not be
 64 deducted, and except as otherwise provided in this Act.
 65 Each cooperative corporation required to file an income
 66 tax return pursuant to the provisions of chapter 57-38, in
 67 addition to any other taxes imposed by such chapter, shall
 68 pay a separate and additional tax, for the privilege of
 69 doing business in this state, of one percent of its net
 70 income, except that this tax shall not apply to cooperative
 71 corporations taxed under the provisions of chapters 57-33,
 72 57-33.1, and 57-34. For the purposes of this Act, net
 73 income of a cooperative corporation shall include
 73a distributed
 74 patronage dividends, amounts allocated but withheld, and
 75 amounts earned but not allocated by the cooperative
 76 corporation. Each corporation or cooperative corporation
 77 which does business in the state of North Dakota shall be
 78 required to report its full and true income resulting

- 79 from transactions completed in the state of North Dakota
 80 or from income producing activity performed in North
 81 Dakota and shall pay the tax provided in this section on
 82 such actual North Dakota earned income. The minimum
 82a tax
 83 assessable to any one taxpayer subject to the provisions
 84 of this section shall be twenty dollars. Provided, however,
 85 that the provisions of this subsection of this section of
 86 this Act shall not become effective if for any reason any
 87 other provision of this Act does not become effective, nor
 88 shall the provisions of this subsection continue in effect
 89 if this Act does become effective and any part of it is
 90 invalidated or disapproved in any way, other than by action
 91 of the legislative assembly, that would cause it to become
 92 ineffective.
- 93 3. For the purposes of this section, the term "United States
 94 Internal Revenue Code of 1954, as amended" shall have the
 94a same meaning as provided in subdivision a of subsection 21
 95 of section 57-38-01.
- 96 4. For the purposes of administering the provisions of this
 97 section, the provisions of chapter 57-38, pertaining to the
 98 administration of the income tax law, not in conflict with
 99 the provisions of this section and including but not limited
 100 to the provisions relating to the filing of returns, the
 101 withholding of income taxes, the payment of income taxes
 102 and interest and penalties thereon, refunds, attachment
 103 of liens for failure to pay such taxes, and civil and
 104 criminal penalties for failure to comply with the provisions
 105 of that chapter, shall govern the administration of the
 106 taxes levied in this section.
- 107 5. The provisions of this section shall be effective for all
 108 taxable years beginning on or after January 1, 1970.
- 109 SECTION 3. DEFINITIONS.) As used in this Act, unless the
 110 context or the subject matter otherwise requires:
- 111 1. "Bank" means any banking association organized under
 112 the
 112a laws of the United States or of the state of North Dakota
 113 located in or having a place of business in this state.
- 114 2. "Trust company" means any trust company organized
 115 under
 115a the laws of this state, any other state, or of the United
 116 States, with a place of business in this state.
- 117 3. "Building and loan association" means any building and
 118 loan
 118a association or savings and loan association organized under
 119 the laws of the United States or the state of North
 120 Dakota,
 121 located in or having a place of business in this state.
- 122 4. "Net income" for a bank or trust company means net
 122a income
 123 as computed pursuant to chapter 57-35 and "net income"
 123a for
 124 a building and loan association means net income as defined
 125 by section 57-35.1-01.
- 126 SECTION 4. IMPOSITION AND BASIS OF TAX.) An
 126a annual tax is
 127 hereby imposed upon each bank, trust company, and building
 127a and loan
 128 association, for the grant to it of the privilege of transacting,
 129 or for the actual transacting by it, of business within the state
 130 during any part of each tax year, commencing January 1, 1970.
 130a The
 131 tax shall be based upon and measured by the net income of each

131a bank,
 132 trust company, and building and loan association for the
 132a preceding
 133 calendar year, including the amount of income received from
 133a tax-
 134 exempt securities. The amount of the tax shall be computed at a
 135 rate of two percent of such net income. The liability for the tax
 136 imposed by this Act shall arise upon the first day of each
 136a calendar
 137 year following the year for which the net income is used as
 137a the
 138 base for measuring the tax. Provided, however, that the
 138a provisions of
 139 this section of this Act shall not become effective if for any
 140 reason any other provision of this Act does not become effective,
 141 nor shall the provisions of this section continue in effect if this
 142 Act does become effective and any part of it is invalidated or
 143 disapproved in any way, other than by action of the legislative
 144 assembly, that would cause it to become ineffective.
 145 SECTION 5. TAX RETURN — PAYMENT OF TAX.) On or
 145a before the
 146 fifteenth day of April in each year, each bank, trust company, and
 147 building and loan association shall file a return with the state
 148 tax commissioner, on forms to be provided by him and remit the
 148a tax
 149 imposed by this Act for the preceding calendar year. Taxes due
 149a and
 150 unpaid by the fifteenth day of April for the preceding calendar
 151 year shall be deemed delinquent, and a penalty of five percent
 151a shall
 152 attach and be charged on all such delinquent taxes, and
 152a thenceforth
 153 interest shall be charged at the rate of three-fourths of one
 153a percent
 154 per month of the original amount of delinquent taxes until such
 155 taxes are paid.
 156 SECTION 6. DISPOSITION OF TAX.) Upon receipt by the tax
 157 commissioner of the tax payable under this Act, he shall deposit
 158 the same in the general fund of the state treasury.
 159 SECTION 7. REASSESSMENT — ACCESS TO RECORDS.)
 159a If at any time
 160 the tax commissioner has reason to verify the correctness of the
 161 return made to him under this Act, he may investigate the books
 161a and
 162 records of the bank, trust company, or building and loan
 162a association
 163 in question. If any additional tax is due and unpaid, it shall be
 164 paid by such bank, trust company, or building and loan
 164a association
 165 within thirty days after it receives notice thereof from the tax
 166 commissioner. If such bank, trust company, or building and loan
 167 association is found to have overpaid its tax and to be entitled to
 168 a refund, such refund shall be made by the commissioner from the
 169 general fund of the state treasury. In enforcing this Act, the
 170 commissioner shall have access, upon demand, to all books and
 170a records
 171 of any bank, trust company, or building and loan association
 171a subject
 172 to the provisions of this Act, and shall also have access to all
 173 records, reports, and information in the office of the state
 173a examiner
 174 concerning any bank, trust company, or building and loan
 174a association.
 175 Information obtained from such sources shall not be disclosed by

175a the
 176 commissioner or any of his employees or agents, except as may be
 177 necessary in the enforcement of the law.

178 SECTION 8. LIEN.) The amount of tax due, from the date of
 178a its
 179 assessment, shall constitute a prior lien upon the assets of the
 179a bank,

180 trust company, or building and loan association, and no dividend
 181 shall be declared or distributed while any tax assessed under this
 182 Act remains delinquent and unpaid.

183 SECTION 9. PENALTIES.) If any bank, trust company or
 183a building
 184 and loan association which has failed to file a return or which has
 185 filed an incorrect or insufficient return, and which has been
 186 notified by the tax commissioner of its delinquency, refuses or
 187 neglects within thirty days after the mailing of such notice to
 188 file a proper return, or if it files a fraudulent return, the
 189 commissioner shall determine the tax according to his best
 189a information

190 and belief, and shall assess such tax at not more than double the
 191 amount so determined. The commissioner may allow further
 191a time for

192 the filing of a return in such case.

193 Any bank, trust company, or building and loan association
 194 which, or any officer thereof who, with intent to violate the
 195 provisions of this Act, shall make, render, sign, or verify any
 196 false or fraudulent return, report, or statement required under
 197 this Act, is guilty of a misdemeanor punishable by a fine of not
 198 more than one thousand dollars, or by imprisonment for not to
 199 exceed one year, or by both such fine and imprisonment

200 SECTION 10. TAX IMPOSED BY THIS ACT TO BE
 200a SEPARATE

201 AND ADDITIONAL.) Notwithstanding sections 57-35-06 and
 202 57-35.1-02 or any other provision of law, the tax imposed by
 203 section 4 of this Act shall be a separate and additional tax to the
 204 tax imposed by chapters 57-35 and 57-35.1 of this Code.

205 SECTION 11.) Section 57-39.2-03.1 of the North Dakota
 206 Century Code is hereby created and enacted to read as follows:
 207 57-39.2-03.1. SEPARATE AND ADDITIONAL TAX ON

207a RETAIL

208 SALES.) There is hereby imposed effective January 1, 1970, a
 209 tax of one percent, which tax shall be separate and in addition
 210 to any other taxes provided for by law, upon the gross receipts of
 211 retailers from all sales at retail including the leasing or renting of
 212 tangible personal property as hereinafter provided in this section
 213 within the state of North Dakota of the following to consumers or
 213a users:

- 214 1. Tangible personal property, consisting of goods, wares,
 215 or merchandise.
- 216 2. The furnishing or service of steam, gas, electricity,
 217 water, or communication services.
- 218 3. Tickets or admissions to places of amusement or
 219 entertainment or athletic events, including amounts
 220 charged for participating in an amusement, entertainment,
 221 or athletic activity, and including the playing of any
 222 machine for amusement or entertainment in response to
 223 the use of a coin.
- 224 4. Magazines and other periodicals, including subscriptions
 225 thereto.
- 226 5. The leasing or renting of hotel, motel, or tourist court
 227 accommodations for periods of less than thirty
 227a consecutive
 228 calendar days or one month.
- 229 6. The leasing or renting of tangible personal property the

230 transfer of title to which has not been subjected to a
 231 retail sales tax under this chapter or a use tax under the
 232 provisions of chapter 57-40.2.

233 In the case of any contract awarded for the construction of
 234 highways, roads, streets, bridges, and buildings prior to January 1,
 235 1970, the contractor receiving the award shall be liable only for
 236 the sales tax at the rate of tax in effect on the date of contract.

237 All definitions of terms, provisions for collection and
 238 delinquency, exemptions, assessments, penalties, refunds, notices
 239 and appeals, and all other provisions contained and provided for
 240 in this chapter, and any other provisions of law now in effect or
 241 which may become effective relating to the retail sales tax, shall
 242 apply and are hereby made applicable to the tax imposed under
 242a the
 243 provisions of this section. Provided, however, that the provisions
 244 of this section of this Act shall not become effective if for any
 245 reason any other provision of this Act does not become effective,
 246 nor shall the provisions of this section continue in effect if this
 247 Act does become effective and any part of it is
 248 invalidated or disapproved in any way, other than by action of
 249 the legislative assembly, that would cause it to
 250 become ineffective.

251 SECTION 12.) Section 57-39.2-03.2 of the North Dakota
 252 Century Code is hereby created and enacted to read as
 253 follows:

254 57-39.2-03.2. SALES TAX ON ALCOHOLIC BEVERAGES,
 255 TOBACCO PRODUCTS, AND OLEOMARGARINE.)

255a Notwithstanding any
 256 other provision of law, the sales taxes imposed by this
 257 chapter shall apply to the gross receipts of retailers
 258 from all sales at retail beginning July 1, 1969, of alcoholic
 259 beverages as defined in section 5-01-01, whether mixed or
 260 unmixed at the time of sale or thereafter, and whether sold
 261 for consumption on the premises or through off sale outlets
 262 for consumption off the premises, and cigarettes, cigars, other
 263 tobacco products, and oleomargarine, provided that gross
 264 receipts from the sale thereof shall mean and include any other
 265 taxes imposed on such merchandise or its use or on the
 266 retail or other sale thereof. Provided, however, that the
 267 provisions of this section of this Act shall not become
 268 effective if for any reason any other provision of this Act does
 268a not
 269 become effective, nor shall the provisions of this section
 270 continue in effect if this Act does become effective and any part
 271 of it is invalidated or disapproved in any way, other than by
 272 action of the legislative assembly, that would cause it to become
 273 ineffective.

274 SECTION 13.) Section 57-39.2-08.1 of the North Dakota
 275 Century Code is hereby created and enacted to read as follows:

276 57-39.2-08.1. SEPARATE AND ADDITIONAL TAX ON
 276a RETAIL
 277 SALES TO BE ADDED TO PURCHASE PRICE AND BE A
 277a DEBT.) Retailers

278 shall add the tax imposed under section 57-39.2-03.1, or the
 279 average equivalent thereof, to the sales price or charge and
 280 when added such taxes shall constitute a part of such price or
 281 charge, shall be a debt from the consumer or user to the retailer
 282 until paid, and shall be recoverable at law in the same manner as
 283 other debts.

284 In adding such tax to the price or charge, and when such tax
 285 is applied and collected at the same time, in the same manner and
 286 in addition to but as a part of the sales taxes imposed by
 287 sections 57-39.2-02 and 57-39.2-03, retailers shall adopt the
 288 following bracket system for the application of the tax, which

289 system shall supersede the bracket systems provided for in
289a sections

290 57-39.2-07 and 57-39.2-08:

| | | |
|-----|--|---------------------------|
| 291 | \$0.01 to \$0.15 | no tax |
| 292 | .16 to .31 | 1¢ tax |
| 293 | .32 to .51 | 2¢ tax |
| 294 | .52 to .71 | 3¢ tax |
| 295 | .72 to 1.00 | 4¢ tax |
| 296 | Each additional \$1.00..... | 4¢ additional tax or each |
| 297 | additional 25¢ or fraction thereof over \$1.00 | 1¢ |
| 298 | additional tax. | |

299 Provided, however, that the provisions of this section of this Act
300 shall not become effective if for any reason any other provision
301 of this Act does not become effective, nor shall the provisions of
302 this section continue in effect if this Act does become effective
303 and any part of it is invalidated or disapproved in any way, other
304 than by action of the legislative assembly, that would cause it to
305 become ineffective.

306 SECTION 14.) Section 57-40.2-03.1 of the North Dakota
307 Century Code is hereby created and enacted to read as follows:

308 57-40.2-03.1. SEPARATE AND ADDITIONAL USE TAX.)

308a An excise

309 tax is imposed effective January 1, 1970, on the storage, use, or
310 consumption in this state of tangible personal property purchased
311 at retail for storage, use, or consumption in this state, at the
312 rate of one percent of the purchase price of such property, which
313 tax shall be in addition to any other taxes provided by law. An
314 excise tax is imposed on the storage, use, or consumption in this
315 state of tangible personal property not originally purchased for
316 storage, use, or consumption in this state at the rate of one per-
317 cent of the fair market value of such property at the time it was
318 brought into this state. In the case of any contract awarded
319 for the construction of highways, roads, streets, bridges, and
320 buildings prior to January 1, 1970, the contractor receiving the
321 award shall be liable only for the use tax at the rate of tax in
322 effect on the date of the contract. All definitions of terms, pro-
323 visions for collection and delinquency, exemptions, assessments,
324 penalties, refunds, notices and appeals, and all other provisions
325 contained and provided for in this chapter, and any other
325a provisions

326 of law now in effect or which may become effective relating to the
326a use tax, shall apply and are hereby made applicable to the tax
327 imposed under the provisions of this section. Provided, however,
328 that the provisions of this section of this Act shall not become
329 effective if for any reason any other provision of this Act does
330 not become effective, nor shall the provisions of this section
331 continue in effect if this Act does become effective and any part
332 of it is invalidated or disapproved in any way, other than by
333 action of the legislative assembly, that would cause it to become
334 ineffective.

335 SECTION 15.) Section 57-40.2-03.2 of the North Dakota
336 Century Code is hereby created and enacted to read as follows:

337 57-40.2-03.2. USE TAX ON ALCOHOLIC BEVERAGES,

337a TOBACCO

338 PRODUCTS, AND OLEOMARGARINE.) Notwithstanding any
338a other provision

339 of law, the use taxes imposed by this chapter shall apply to the
340 storage, use, or consumption in this state beginning July 1, 1969,
341 of alcoholic beverages as defined in section 5-01-01, whether
341a mixed

342 or unmixed at the time of sale or thereafter, and whether sold for
343 consumption on the premises or through off sale outlets for
344 consumption off the premises, and cigarettes, cigars, other

344a tobacco
 345 products, and oleomargarine, provided that gross receipts from
 345a the
 346 sale thereof shall mean and include any other taxes imposed on
 346a such
 347 merchandise or its use or on the retail or other sale thereof.
 348 Provided, however, that the provisions of this section of this Act
 349 shall not become effective if for any reason any other provision
 350 of this Act does not become effective, nor shall the provisions of
 351 this section continue in effect if this Act does become effective
 352 and any part of it is invalidated or disapproved in any way, other
 353 than by action of the legislative assembly, that would cause it to
 354 become ineffective.

355 SECTION 16.) Section 57-40.3-03.1 of the North Dakota
 356 Century Code is hereby created and enacted to read as follows:
 357 57-40.3-03.1. SEPARATE AND ADDITIONAL TAX
 357a IMPOSED.)

358 There is hereby imposed effective January 1, 1970, an excise tax
 359 at the rate of one percent on the purchase price of any motor
 360 vehicle purchased or acquired either in or outside of the state
 361 of North Dakota for use on the streets and highways of this state
 362 and required to be registered under the laws of this state. The
 363 tax herein imposed shall be in addition to any other taxes
 363a provided
 364 for by law on the purchase price of any motor vehicle purchased
 364a or
 365 acquired either in or outside of the state of North Dakota for use
 366 on the streets and highways of this state and required to be
 367 registered under the laws of this state. Provided, however, that
 368 the provisions of this section of this Act shall not become
 369 effective if for any reason any other provision of this Act does
 370 not become effective, nor shall the provisions of this section
 371 continue in effect if this Act does become effective and any part
 372 of it is invalidated or disapproved in any way, other than by
 373 action of the legislative assembly, that would cause it to become
 374 ineffective.

375 SECTION 17. SALES TAX ON SALES THROUGH
 375a VENDING MACHINES.)

376 Beginning July 1, 1969, gross receipts from the sale of tangible
 377 personal property costing sixteen cents or more sold through a
 378 coin-operated vending machine shall be subject to the sales tax
 379 imposed by chapter 57-39.2 and this Act, and gross receipts from
 380 the sale of tangible personal property costing fifteen cents or
 381 less sold through a coin-operated vending machine shall be
 382 specifically exempted from the provisions of that chapter.

383 SECTION 18. SALES TAX EXEMPTION FOR CERTAIN
 383a FOOD

384 PRODUCTS.) Beginning January 1, 1970, gross receipts from
 384a sales
 385 for human consumption of milk and milk products and of fresh
 385a and
 386 cured meat, including poultry and fish and other fresh and
 387 saltwater animal products when purchased by consumers for
 388 consumption off the premises where purchased, shall be exempt
 389 from the sales tax imposed by chapter 57-39.2 and this Act,
 390 except that fresh and cured meat, fish and other fresh and
 391 saltwater animal products shall not include such products if
 392 preserved by enclosure in an airtight container. Provided,
 393 however, that the provisions of this section of this Act shall
 394 not become effective if for any reason any other provision of
 395 this Act does not become effective, nor shall the provisions of
 396 this section continue in effect if this Act does become effective
 397 and any part of it is invalidated or disapproved in any way,

398 other than by action of the legislative assembly, that would
399 cause it to become ineffective.

400 SECTION 19. USE TAX EXEMPTION FOR CERTAIN
400a FOOD PRODUCTS.)

401 Beginning January 1, 1970, gross receipts from sales for human
402 consumption of milk and milk products and of fresh and cured
403 meat, including poultry and fish and other fresh and saltwater
404 animal products when purchased by consumers for
404a consumption off
405 the premises where purchased, shall be exempt from the use tax
406 imposed by chapter 57-40.2 and this Act, except that fresh and
407 cured meat, fish and other fresh and saltwater animal products
408 shall not include such products if preserved by enclosure in
409 an airtight container. Provided, however, that the provisions
410 of this section of this Act shall not become effective if for any
411 reason any other provision of this Act does not become effective,
412 nor shall the provisions of this section continue in effect if
413 this Act does become effective and any part of it is invalidated
414 or disapproved in any way, other than by action of the legislative
415 assembly, that would cause it to become ineffective.

416 SECTION 20. DISTRIBUTION TO COUNTIES AND LOCAL
416a SUB-

417 DIVISIONS.) It is hereby provided that any political subdivision
418 which has an existing bonded indebtedness for which a tax levy
418a must

419 be made in 1970 or any year thereafter, shall reduce its levy in
420 each such year for current operating purposes by the amount
420a which

421 its tax levy on taxable property in that year for retirement of the
422 bonded indebtedness is increased because of the exemption of per-
423 sonal property by this Act. On or before March 15, 1971, the
423a county

424 auditor of each county shall certify to the state tax commissioner
425 the total amount of taxes levied in the year 1968 for the state,
426 county, cities, park boards, school districts, airport authorities,
427 townships, and all other units of government having the authority
428 to levy taxes, and levies voted by the people, new or present
429 levies increased by legislative action of such county on those
430 items of personal property exempt under the provisions of
431 section 57-02-08, and, in addition, to the total valuation of real
432 estate and taxes levied on real estate for the year 1968. On or
433 before May 1, 1971, and each year thereafter, the state tax
434 commissioner shall certify for payment to the state treasurer an
435 amount for payment by the state treasurer to each county equal
435a to

436 fifty percent of the amount determined to be due such county
437 based upon the personal property taxes levied in the year 1968
437a for the political subdivisions herein mentioned on the items
438 of personal property exempt from the personal property tax
439 under the provisions of section 57-02-08, the per capita school
440 tax under the provisions of section 57-15-23, and the grain tax
441 under the provisions of chapter 57-03, together with any
442 adjustments to be made according to the manner hereinafter
443 provided. The remaining fifty percent due each county shall
444 be paid on or before June 1, 1971, and each year thereafter.

445 Within sixty days after the receipt of the revenue as provided
446 by this section, the county treasurer shall allocate and remit
447 to the county, cities, park boards, school districts, airport
448 authorities, townships, and all other units of government
449 having the authority to levy taxes that amount of revenue which
450 is received from the state in the same ratio as he would have
451 distributed the revenue from the personal property tax, adjusting
452 such amount by any increase or decrease in real property taxes

453 as levied by each taxing authority according to the formula
 454 hereinafter provided. Any amount that would be apportioned
 454a and
 455 credited to the retirement of a bonded indebtedness existing in
 456 1970 for which a tax levy was made in 1970 and in any year
 457 thereafter, shall be credited to the general fund of the political
 458 subdivision. In the years after 1971, payments to the counties
 459 under this section shall be made based upon such payment for
 460 1971 together with a growth factor which shall be based upon
 461 the dollar amount of increase or decrease in real property taxes
 462 levied within each county. For each four-dollar increase in
 463 real property taxation within a county, the state shall contribute
 464 an additional one dollar over the amount which was remitted in
 465 the base year. For each four-dollar decrease in real property
 466 taxation within a county, the state shall contribute one dollar
 467 less than that amount which was remitted in the base year.

468 On or before May 1, 1971, and each year thereafter, the
 469 state tax commissioner shall certify to the state treasurer
 470 the amount determined to be due to the state based upon the
 471 personal property taxes levied in the year 1968 for the North
 472 Dakota state medical center. In the years after 1971 the amount
 473 so certified shall be computed in accordance with the formula
 474 provided in this section for computing the amounts to be
 475 certified and paid to the counties. The state treasurer upon
 476 receiving the certification from the tax commissioner shall
 477 transfer from the general fund to the credit of the North
 478 Dakota state medical center the amount so certified.

479 Provided, however, that the provisions of this section
 480 of this Act shall not become effective if for any reason any
 481 other provision of this Act does not become effective, nor shall
 482 the provisions of this section continue in effect if this Act
 483 does become effective and any part of it is invalidated or
 484 disapproved in any way, other than by action of the legislative
 485 assembly, that would cause it to become ineffective.

486 **SECTION 21. COMPUTATION OF GRANTS-IN-AID TO**
 486a **COUNTY**

487 **EQUALIZATION FUNDS.)** The superintendent of public
 487a instruction
 488 in determining the amount of a grant-in-aid from the state to
 489 the county equalization fund of each county shall reduce the
 490 amount of such payment by the amount that is equal to that part
 491 of the distribution made pursuant to section 20 of this Act
 492 with respect to the county equalization fund levy, which amount
 493 shall be certified to the superintendent of public instruction
 494 by the state tax commissioner.

495 **SECTION 22. DECLARATION OF LEGISLATIVE INTENT.)**

495a It is
 496 the intent of the legislative assembly to remove from taxation
 497 all personal property, except as specifically provided in this
 498 Act, and to replace such taxes with a separate one percent sales
 499 tax and a broadened base on sales and use taxes. It is the
 500 further intent of the legislative assembly to apply a business
 501 privilege tax on all professional and business income earned,
 502 other than as an employee, in order to prevent an unreasonable
 503 shifting of the tax burden to salaried persons. In addition, it
 504 is the intent of the legislative assembly to impose business
 505 privilege taxes upon corporations or cooperative corporations,
 506 banks, trust companies, and building and loan associations, but
 507 to specifically exclude from the provisions of this Act, both as
 508 to the exemption of personal property taxation and as to the
 509 replacement income taxes, those nonprofit corporations which do
 510 not pay income taxes either because they are exempted from the
 511 provisions of the income tax by law or because of the peculiar
 512 nature of their status in relation to other corporations, in

513 order to prevent injustice by granting relief to any class
 514 without providing for the sharing of the replacement tax burden.
 515 SECTION 23. APPROPRIATION.) There is hereby
 515a appropriated
 516 out of any moneys in the general fund in the state treasury,
 517 not otherwise appropriated, such amount as shall be necessary
 518 to carry out the provisions of this Act, including such additional
 519 data processing costs that may be incurred by the office of
 520 central data processing in excess of the data processing
 521 appropriation for the office of the state tax commissioner
 522 SECTION 24. REPEAL.) Sections 18-03-09, 37-01-27,
 523 57-15-23, and chapter 57-03 of the North Dakota Century Code
 524 and subsection 14 of section 57-39.2-04 of the 1967 Supplement
 525 to the North Dakota Century Code are hereby repealed."

For the Senate
 Senator Torgerson
 Senator Butler
 Senator Rait

For the House
 Rep. L. Larson
 Rep. Backes
 Rep. Aas

Rep. L. Larson moved that the report be adopted.

Rep. Link requested a call of the House, which request was granted.

Rep. Link then moved to suspend the call of the House, which motion prevailed.

Rep. Davis moved the previous question, which motion prevailed on a division vote.

Question then was on the motion of Rep. L. Larson to adopt the Committee Report on Senate Bill No. 137, which motion prevailed on a division vote.

Rep. L. Larson moved that the rules be suspended, Senate Bill No. 137 be considered properly re-engrossed and placed on final passage.

Rep. Halcrow moved the Conference Committee Report on Senate Bill No. 137 be laid on the table, which motion Speaker E. Johnson ruled was out of order.

Rep. Halcrow moved that the House reconsider the action by which the Conference Committee Report on Senate Bill No. 137 was adopted, which motion failed.

Question then was on the motion of Rep. L. Larson to place Senate Bill No. 137 on the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 137. A Bill for an Act to provide for the levying and collection of a tax for the privilege of doing business in this state on businesses, corporations, cooperative corporations, and certain commission salesmen; to provide for the imposition of a tax upon banks, trust companies, and building and loan associations for the privilege of transacting business in this state and providing penalties; to allocate moneys to counties and their political subdivisions; and to create and enact subsection 25 of section 57-02-08 and sections 57-39.2-03.1, 57-39.2-03.2, 57-39.2-08.1, 57-40.2-03.1, 57-40.2-03.2, and 57-40.3-03.1 of the North Dakota Century Code, relating to the elimination of personal property taxes on personal property not required to be assessed by the state board of equalization, and to provide for a separate and additional sales, use, and excise tax of one percent and to broaden the base of the sales and use taxes; and to repeal sections 18-03-09 and 37-01-27, chapter 57-03, section 57-15-23, and subsection 14 of section 57-39.2-04 of the North Dakota Century Code, relating to the per capita school tax; exemption from the sales

tax on sales made from vending machines; and the assessment and valuation of grain; declaring legislative intent; and providing an appropriation.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 57; nays, 38; absent and not voting, 3.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|-------------|-------------|
| Anderson | Erickson, W. | Larson, L. | Schaffer |
| Backes | Froelich | Lillehaugen | Simonson |
| Belter | Gackle | Linderman | Solberg, I. |
| Berg | Ganser | Link | Solberg, O. |
| Boustead | Giffey | Lundene | Stoltenow |
| Connolly | Grant | Matheny | Stone |
| Dahl | Henning | McDonald | Strinden |
| Davis | Hensrud | Miedema | Swedlund |
| Dawson | Hickle | Opedahl | Thompson |
| DeKrey | Hoffner | Powers | Thorsgard |
| Dick | Hougen | Register | Tweten |
| Diehl | Johnson, K | Rivinius | Weber |
| Dornacker | Lang | Rundle | Wilkie |
| Emerson | Larson, G. | Sandness | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|------------|----------|--------------|--------------|
| Aafedt | Burke | Jones | Peterson, R. |
| Aamoth | Eagles | Kelsch | Reimers |
| Aas | Freeman | Kingsbury | Sanstead |
| Atkinson | Goodman | Knudson | Seibel |
| Austin | Halcrow | Leibhan | Streibel |
| Bernabucci | Haugland | Metzger | Wagner |
| Bier | Hentges | Mueller | Welder |
| Boyum | Hilleboe | Olienyk | Wells |
| Bullis | Hoghaug | Peterson, J. | White |
| Bunker | Jenkins | | |

Absent and not voting:

| | | |
|---------|-------|---------|
| Glaspey | Kuehn | Moquist |
|---------|-------|---------|

So the bill passed and the title was agreed to.

Rep. Dornacker moved that the vote by which Senate Bill No. 137 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Aas requested that his remarks be recorded in the Journal.

POINT OF PERSONAL PRIVILEGE

Rep. Aas:

"For the past sixty days we have had on this floor, in committee, in the corridors, great discussion over personal property tax. During that period I have gained much knowledge of taxation and tax implications. Our debate was vigorous, strenuous and our feelings strong. I have championed a cause and lost, but let me assure you I have gained much personally from this experience. I carry no animosity. I have gained a great respect for Chairman Dornacker and much respect for Representatives McDonald, Backes and Larson, whom I considered my personal adversaries. We respect each other for our points of view. We have given our total effort. You have made your decision. I sincerely hope the bill is mechanically sound, and the decision will be accepted and will accomplish all its proponents hope it will."

POINT OF PERSONAL PRIVILEGE

Rep. Reimers:

"Even though I did not support Senate Bill No. 137, I do believe

that Rep. Dornacker has done mountains of work on this bill. He first opposed personal property tax repeal then turned around and is the proponent of Senate Bill No. 137. He has worked tirelessly on this for two years, and I feel this Assembly owes him a extreme debt of gratitude."

Rep. Dornacker was accorded a rising vote of thanks from the Assembly.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the Speaker has changed the conference committee on Senate Bill No. 14 to:

Rep. Davis
Rep. Jenkins
Rep. Opedahl

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the Speaker has changed the conference committee on Senate Bill No. 376 to:

Rep. Reimers
Rep. Powers
Rep. Opedahl

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 12
Senate Bill No. 16
Senate Bill No. 19
Senate Bill No. 39
Senate Bill No. 52
Senate Bill No. 60
Senate Bill No. 100
Senate Bill No. 111
Senate Bill No. 139
Senate Bill No. 174
Senate Bill No. 183
Senate Bill No. 223
Senate Bill No. 270
Senate Bill No. 308
Senate Bill No. 340
Senate Bill No. 379
Senate Bill No. 380
Senate Bill No. 381
Senate Bill No. 391
Senate Bill No. 392
Senate Bill No. 394
Senate Bill No. 395
Senate Bill No. 397
Senate Bill No. 422
Senate Bill No. 434
Senate Bill No. 439

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 78

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate requests the return of

House Concurrent Resolution No. 70

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed a new Conference Committee to act with a like committee from the House on

Senate Bill No. 376

Senator Holand

Senator Wenstrom

Senator Lips

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee to act with a like committee from the House on

House Bill No. 5

Senator Wenstrom

Senator Lowe

Senator Lips

House Bill No. 12

Senator Litten

Senator Robinson

Senator Schultz

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed a new Conference Committee to act with a like committee from the House on

House Bill No. 5

Senator Holand

Senator Wenstrom

Senator Lips

LEO LEIDHOLM, Secretary

House stood recessed for twenty minutes.

House reconvened with Speaker E. Johnson presiding.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 78. A Concurrent Resolution commending the Grand Forks Red River and Grand Forks Saint James High School basketball teams for their performance during the State Class "A" Basketball Tournament.

Was read the first time.

MOTION

Rep. Streibel moved that the rules be suspended, that Senate Concurrent Resolution No. 78 be not referred to committee, and placed on second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 78. A Concurrent Resolution commending the Grand Forks Red River and Grand Forks Saint James High School basketball teams for their performance during the State Class "A" Basketball Tournament.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution was declared adopted on a voice vote.

MOTIONS

Rep. K. Johnson moved that the House reconsider the action by which House Bill No. 34 was passed, which motion prevailed.

Rep. K. Johnson moved that the House reconsider the action by which the House concurred with Senate amendments to House Bill No. 34, which motion prevailed.

Rep. K. Johnson moved that the House not concur on Senate amendments to House Bill No. 34, and that a Conference Committee be appointed to meet with a like committee from the Senate, which motion prevailed.

ANNOUNCEMENT

Speaker E. Johnson announced the appointment of the following Conference Committee to meet with a like committee from the Senate:

House Bill No. 34

Rep. G. Larson

Rep. Leibhan

Rep. I. Solberg

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 125 has had the same under consideration and recommends that the House concur with the Senate amendments and recommends that it be further amended as follows:

After line 16 add the following: "SECTION 3. INTENT.) It is the intent of the legislative assembly that the public welfare board, from funds appropriated by the fortieth legislative assembly, reimburse nursing homes for the difference between the payments made by the public welfare board for services rendered to welfare patients from May 1, 1968, to December 31, 1968, at the rates of reimbursement which will become effective upon the passage of this Act, and that such reimbursement shall not exceed \$92,000.00 in state funds and \$343,600.00 from all funds."

Remember the sections and lines accordingly.

For the Senate

Senator Sorlie

Senator Melland

Senator Litten

For the House

Rep. Tweten

Rep. Linderman

Rep. Wagner

Rep. Tweten moved that the report be adopted, which motion prevailed.

Rep. Tweten moved that the rules be suspended, House Bill No. 125 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 125. A Bill for an Act making a deficiency appropriation to the public welfare department for the purpose of making payments to nursing homes and the state hospital, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 64; nays, 2; absent and not voting, 32.

Those voting in the affirmative were:

Aamoth
Atkinson

Erickson, W.
Freeman

Larson, G.
Leibhan

Seibel
Simonson

| | | | |
|--------------|-------------|--------------|-------------|
| Austin | Froelich | Linderman | Solberg, I. |
| Belter | Gackle | Link | Solberg, O. |
| Bernabucci | Ganser | Matheny | Stoltenow |
| Bier | Grant | Metzger | Stone |
| Bullis | Halcrow | Miedema | Streibel |
| Bunker | Haugland | Mueller | Strinden |
| Burke | Henning | Olienyk | Swedlund |
| Dahl | Hensrud | Opedahl | Thorsgard |
| Davis | Hickle | Peterson, R. | Tweten |
| Dick | Hoffner | Register | Wagner |
| Diehl | Hoghaug | Reimers | Welder |
| Eagles | Hougen | Rivinius | Wells |
| Emerson | Johnson, K. | Sandness | Wilkie |
| Erickson, K. | Kelsch | Schaffer | Mr. Speaker |

Those voting in the negative were:

Knudson White

Absent and not voting:

| | | | |
|----------|-----------|-------------|--------------|
| Aafedt | Dawson | Jenkins | McDonald |
| Aas | DeKrey | Jones | Moquist |
| Anderson | Dornacker | Kingsbury | Peterson, J. |
| Backes | Giffey | Kuehn | Powers |
| Berg | Glaspey | Lang | Rundle |
| Boustead | Goodman | Larson, L. | Sanstead |
| Boyum | Hentges | Lillehaugen | Thompson |
| Connolly | Hilleboe | Lundene | Weber |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 125 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 19 has had the same under consideration and recommends that the Senate recede from its amendments and recommends that the bill be further amended as follows:

In line 13 of the engrossed bill delete the sum \$148,627.00 and in lieu thereof insert the sum \$144,627.00.

After line 13 add a new line "13a Data processing \$4,000.00".

Delete all of lines 29 through 42 inclusive.

And renumber the lines accordingly.

For the Senate

Senator Litten
 Senator Robinson
 Senator Schultz

For the House

Rep. Jenkins
 Rep. Connolly
 Rep. Opedahl

Rep. Jenkins moved that the report be adopted, which motion prevailed.

Rep. Opedahl moved that the rules be suspended, House Bill No. 19 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 19. A Bill for an Act making an appropriation to the state board of public school education for the administration and supervision of grants for vocational agriculture, office and distributive education, vocational home economics, trade and industrial

education, manpower development and training, rural area redevelopment, and work study.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 68; nays, 1; absent and not voting, 29.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aamoth | Freeman | Larson, G. | Seibel |
| Atkinson | Froelich | Leibhan | Simonson |
| Austin | Gackle | Linderman | Solberg, I. |
| Belter | Ganser | Link | Solberg, O. |
| Bernabucci | Grant | Matheny | Stone |
| Bier | Halcrow | Metzger | Streibel |
| Bullis | Haugland | Miedema | Strinden |
| Bunker | Henning | Mueller | Swedlund |
| Burke | Hensrud | Olienyk | Thompson |
| Dahl | Hickle | Opedahl | Thorsgard |
| Davis | Hoffner | Peterson, J. | Tweten |
| Dick | Hoghaug | Peterson, R. | Wagner |
| Diehl | Hougen | Register | Welder |
| Eagles | Johnson, K. | Reimers | Wells |
| Emerson | Kelsch | Rivinius | White |
| Erickson, K. | Knudson | Sandness | Wilkie |
| Erickson, W. | Lang | Schaffer | Mr. Speaker |

Those voting in the negative were:

Stoltenow

Absent and not voting:

| | | | |
|----------|-----------|-------------|----------|
| Aafedt | Dawson | Hilleboe | Lundene |
| Aas | DeKrey | Jenkins | McDonald |
| Anderson | Dornacker | Jones | Moquist |
| Backes | Giffey | Kingsbury | Powers |
| Berg | Glaspey | Kuehn | Rundle |
| Boustead | Goodman | Larson, L. | Sanstead |
| Boyum | Hentges | Lillehaugen | Weber |
| Connolly | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 19 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Concurrent Resolution No. 78

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:

House Concurrent Resolution No. 70

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has reconsidered their action by which they concurred and refuse to concur in the Senate amendment to House Bill No. 34, and the Speaker

has appointed as a conference committee to act with a like committee from the Senate,

Rep. G. Larson
Rep. Leibhan
Rep. I. Solberg

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 368
Which the Senate has amended.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to:

Senate Bill No. 30
Senate Bill No. 46
Senate Bill No. 212
Senate Bill No. 286
Senate Bill No. 300
Senate Bill No. 452
Senate Concurrent Resolution No. 15

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 90
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

House Bill No. 175 — vote: ayes, 35; nays, 3; and absent, 11.
House Bill No. 216
House Bill No. 224
House Bill No. 265
House Bill No. 279
House Bill No. 304
House Bill No. 460
House Bill No. 453 — vote: ayes, 28; nays, 4; and absent, 17.
House Concurrent Resolution No. 55

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on:

Senate Bill No. 22
Senate Bill No. 29
Senate Bill No. 113
Senate Bill No. 432
Senate Bill No. 469

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

House Concurrent Resolution No. 73
House Concurrent Resolution No. 74
And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 20 has had the same under consideration and recommends that the House recede from its amendments and the bill be amended as follows:

In line 8 of the bill after the words "the sum of" delete the sum \$1,177,181.00 and in lieu thereof insert the sum \$1,287,181.00.

Line 14 delete the sum \$865,421.00 and insert in lieu thereof the sum \$915,421.00.

After line 16 add a new line "16a Equipment rental \$60,000.00".

Line 19 delete the sum \$1,144,221.00 and insert in lieu thereof the sum \$1,254,221.00.

Line 26 delete the sum \$1,177,181.00 and insert in lieu thereof the sum \$1,287,181.00.

And renumber the lines accordingly.

For the Senate
 Senator Robinson
 Senator Lowe
 Senator Schultz

For the House
 Rep. Freeman
 Rep. Dick
 Rep. Thompson

Rep. Freeman moved that the report be adopted, which motion prevailed.

MOTION

Rep. Freeman moved that the rules be suspended, Senate Bill No. 107 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of the bank of North Dakota and of the Judge A. M. Christian-son Project.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 67; nays, 3; absent and not voting, 28.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Atkinson | Froelich | Lang | Seibel |
| Austin | Gackle | Larson, G. | Simonson |
| Belter | Ganser | Larson, L. | Solberg, I. |
| Bernabucci | Goodman | Leibhan | Solberg, O. |
| Bier | Grant | Link | Stoltenow |
| Bullis | Henning | Lundene | Streibel |
| Bunker | Hensrud | Miedema | Strinden |
| Burke | Hentges | Mueller | Thompson |
| Connolly | Hickle | Olienyk | Thorsgard |
| Davis | Hilleboe | Opedahl | Tweten |
| DeKrey | Hoffner | Peterson, J. | Wagner |
| Dick | Hoghaug | Peterson, R. | Weber |
| Diehl | Hougen | Reimers | Welder |
| Eagles | Jenkins | Rivinius | Wells |
| Erickson, K. | Johnson, K. | Sandness | Wilkie |
| Erickson, W. | Jones | Sanstead | Mr. Speaker |
| Freeman | Kelsch | Schaffer | |

Those voting in the negative were:

Berg Kingsbury Matheny

Absent and not voting:

| | | | |
|----------|-----------|-------------|----------|
| Aafedt | Dahl | Haugland | Moquist |
| Aamoth | Dawson | Knudson | Powers |
| Aas | Dornacker | Kuehn | Register |
| Anderson | Emerson | Lillehaugen | Rundle |
| Backes | Giffey | Linderman | Stone |
| Boustead | Glaspey | McDonald | Swedlund |
| Boyum | Halcrow | Metzger | White |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 20 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 371 and the President has appointed as a conference committee to act with a like committee from the House,

Senator Jacobson
Senator Nasset
Senator Van Horn

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to adopt the Conference Committee report on House Bill No. 84, and the President has appointed as a new Conference Committee on House Bill No. 84,

Senator Luick
Senator Kelly
Senator Schultz

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 27 has had the same under consideration and recommends that the House recede from its amendments and the Bill be further amended as follows:

In line 3 delete the figure "37,600.00" and insert in lieu thereof the figure "45,600.00"

In line 6 delete the figure "19,600.00" and insert in lieu thereof the figure "27,600.00"

In line 10 delete the figure "37,600.00" and insert in lieu thereof the figure "45,600.00"

For the Senate

Senator Sorlie
Senator Melland
Senator Litten

For the House

Rep. Connolly
Rep. Halcrow
Rep. Sanstead

Rep. Connolly moved that the report be adopted, which motion prevailed.

MOTION

Rep. Connolly moved that the rules be suspended, Senate Bill No. 27 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 27. A Bill for an Act making an appropriation for salaries and expenses of the governor's council on human resources.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 45; nays, 38; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|--------------|-----------|-------------|-------------|
| Austin | Freeman | Link | Stone |
| Bier | Fröelich | Lundene | Streibel |
| Boyum | Grant | Miedema | Strinden |
| Bullis | Halcrow | Mueller | Swedlund |
| DeKrey | Henning | Opedahl | Thorapson |
| Dick | Hoffner | Powers | Thorsgard |
| Diehl | Hougen | Register | Tweten |
| Dornacker | Jones | Sandness | Wagner |
| Eagles | Kelsch | Sanstead | Weber |
| Emerson | Leibhan | Solberg, I. | Wilkie |
| Erickson, K. | Linderman | Solberg, O. | Mr. Speaker |
| Erickson, W. | | | |

Those voting in the negative were:

| | | | |
|------------|-------------|--------------|-----------|
| Atkinson | Ganser | Kingsbury | Rivinius |
| Belter | Goodman | Knudson | Rundle |
| Berg | Haugland | Lang | Schaffer |
| Bernabucci | Hensrud | Larson, G. | Seibel |
| Boustead | Hentges | Larson, L. | Simonson |
| Bunker | Hickle | Lillehaugen | Stoltenow |
| Burke | Hilleboe | Matheny | Welder |
| Connolly | Hoghaug | Metzger | Wells |
| Davis | Jenkins | Peterson, R. | White |
| Gackle | Johnson, K. | | |

Absent and not voting:

| | | | |
|----------|--------|----------|--------------|
| Aafedt | Backes | Glaspey | Olienyk |
| Aamoth | Dahl | Kuehn | Peterson, J. |
| Aas | Dawson | McDonald | Reimers |
| Anderson | Giffey | Moquist | |

So the bill lost for want of a constitutional majority.

Rep. Streibel moved that the vote by which Senate Bill No. 27 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Rep. Streibel moved that the House reconsider the action by which House Bill No. 84 was passed, which motion prevailed.

Rep. Streibel moved that the House reconsider the action by which the Conference Committee Report on House Bill No. 84 was adopted, which motion prevailed.

Rep. Streibel moved that a new conference committee be appointed on House Bill No. 84, which motion prevailed.

MOTION

Rep. Bier moved that the House not concur on Senate amendments to House Bill No. 368, and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

ANNOUNCEMENTS

Speaker E. Johnson announced the appointment of the following Conference Committees to meet with like committees from the Senate:

House Bill No. 84

Rep. Reimers

Rep. Davis

Rep. Opedahl

House Bill No. 368

Rep. Leibhan

Rep. Hougen

Rep. Swedlund

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 125

House Bill No. 175

House Bill No. 224

House Bill No. 265

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 86 has had the same under consideration and recommends that the Senate recede from its amendments and that the bill be further amended as follows:

In the first line of the title of the bill after the words "of the" delete the word "state" and insert in lieu thereof the word "public".

In line 2 of the bill after the word "benefit" delete the words "fund of the state" and insert in lieu thereof the words "funds of the public".

Line 3 after the words "the sum of" delete the sum \$165,942.00 and insert in lieu thereof the sum \$244,515.00.

Line 5 delete the sum \$75,946.00 and insert in lieu thereof the sum \$97,946.00.

Line 6 delete the sum \$78,569.00 and insert in lieu thereof the sum \$93,569.00.

Line 7 delete the sum \$6,000.00 and insert in lieu thereof the sum \$9,500.00.

Line 8 delete the sum \$1,427.00 and insert in lieu thereof the sum \$6,000.00.

Line 9 delete the sum \$4,000.00 and insert in lieu thereof the sum \$37,500.00.

Line 10 delete the sum \$165,942.00 and insert in lieu thereof the sum \$244,515.00.

For the Senate

Senator Lips

Senator Lowe

Senator Schultz

For the House

Rep. Connolly

Rep. Reimers

Rep. Swedlund

Rep. Connolly moved that the report be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that the rules be suspended, House Bill No. 86 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

Senate Bill No. 86. A Bill for an Act to create and enact a new subsection to sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code, relating to sales and use tax exemptions.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 62; nays, 14; absent and not voting, 22.

Those voting in the affirmative were:

| | | | |
|--------------|----------|--------------|-------------|
| Aafedt | Freeman | Kelsch | Rivinius |
| Aamoth | Froelich | Knudson | Sandness |
| Aas | Gackle | Lang | Schaffer |
| Atkinson | Ganser | Larson, G. | Seibel |
| Austin | Giffey | Larson, L. | Solberg, I. |
| Bier | Goodman | Leibhan | Solberg, O. |
| Boustead | Grant | Linderman | Stoltenow |
| Bullis | Halcrow | Link | Streibel |
| Bunker | Henning | Lundene | Strinden |
| Dahl | Hensrud | Metzger | Swedlund |
| Davis | Hentges | Miedema | Thompson |
| DeKrey | Hickle | Mueller | Tweten |
| Dick | Hilleboe | Olienyk | Wagner |
| Eagles | Hoffner | Peterson, R. | Weber |
| Emerson | Jenkins | Register | Mr. Speaker |
| Erickson, K. | Jones | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|----------|----------|
| Belter | Hoghaug | Matheny | Simonson |
| Berg | Johnson, K. | McDonald | Welder |
| Dornacker | Kingsbury | Rundle | Wilkie |
| Erickson, W. | Lillehaugen | | |

Absent and not voting:

| | | | |
|------------|----------|--------------|-----------|
| Anderson | Dawson | Moquist | Sanstead |
| Backes | Diehl | Opedahl | Stone |
| Bernabucci | Glaspay | Peterson, J. | Thorsgard |
| Boyum | Haugland | Powers | Wells |
| Burke | Hougen | Reimers | White |
| Connolly | Kuehn | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 459 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Concurrent Resolution No. 55 has had the same under consideration and recommends that the Senate recede from its amendments and that House Concurrent Resolution be amended as follows:

In the second line of the title delete the word "strengthen" and insert in lieu thereof the word "improve"

In line 1 delete the word "extensive"

In line 8 after the word "believes" insert the words "the enforcement of"

In line 10 delete the words "and the enforcement thereof"

In line 11 delete the word "are" and insert in lieu thereof the word "is"

In line 13 delete the word "strengthen" and insert in lieu thereof the word "improve"

In line 25 delete the word "strengthen" and insert in lieu thereof the word "improve"

And renumber the lines accordingly.

For the Senate
 Senator Jacobson
 Senator Wilhite
 Senator Van Horn

For the House
 Rep. Davis
 Rep. Kelsch
 Rep. Weber

Rep. Davis moved that the report be adopted, which motion prevailed.

Rep. Davis moved that the rules be suspended, House Concurrent Resolution No. 55 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 55. A Concurrent Resolution requesting the industrial commission to proceed to strengthen the oil and gas rules and regulations governing the disposal of salt water liquids or brines produced with oil and natural gas and to intensify the enforcement thereof.

Was read the second time.

The question being on the final adoption of the resolution, as **amended**, so the House Concurrent Resolution was declared adopted on a voice vote.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 113 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate
 Senator Nasset
 Senator Jacobson
 Senator Van Horn

For the House
 Rep. G. Larson
 Rep. Register
 Rep. Hoffner

Rep. G. Larson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 410 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate
 Senator Hernet
 Senator Chesrown
 Senator Berube

For the House
 Rep. Hilleboe
 Rep. Giffey
 Rep. Jenkins

Rep. Hilleboe moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 312 has had the same under consideration and recommends that the House recede from its amendments and that the bill be amended as follows:

In the third line of the title after the word "officers" insert the words "and stating legislative intent"

In line 18 insert triple parentheses before and after the word "eight" and insert the word "six" before the word "hundred"

In line 21 delete the triple parentheses before and after the word "Five" and delete the word "Six"; and before the word "dollars" insert the words "eight hundred"

In line 26 insert triple parentheses before the word "two" and after the word "hundred"

In line 34 delete the word "nine" and insert in lieu thereof the word "eight"; and before the word "dollars" insert the words "five hundred"

In line 47 insert triple parentheses before the word "Provided"

In line 50 insert triple parentheses after the word and period "provided."

After line 50 insert the following language: "The board of county commissioners of any county may, by resolution, increase the salary of any full-time county official by an amount not to exceed ten percent above the salary provided in this section or section 27-08-08, if, in the judgment of such board, by reason of duties performed, the official merits the increase. Any county official performing duties on less than a full-time basis may be paid a salary set by the board of county commissioners in any amount up to ten per cent less than the salary provided for that official in this section.

SECTION 2. LEGISLATIVE INTENT IN REGARD TO COUNTY SALARIES.) It is the intent of the legislative assembly that the several boards of county commissioners shall exercise the responsibility of setting the salaries of county officials within the limits imposed by section 11-10-10. A board of county commissioners, in making a decision in regard to a county official's salary, should take into account the financial status of the county; the responsibilities of the position; and any other factors which the board may deem relevant in arriving at such decision."

And renumber the lines accordingly.

For the Senate
 Senator Redlin
 Senator Ruemmele
 Senator Freed

For the House
 Rep. Metzger
 Rep. Ganser
 Rep. Grant

Rep. Metzger moved that the report be adopted, which motion prevailed.

Rep. Metzger moved that the rules be suspended, Senate Bill No. 312 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 312. A Bill for an Act to amend and reenact subsections 1 and 2 of section 11-10-10 of the North Dakota Century Code, relating to salaries of county officers and stating legislative intent.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 69; nays, 11; absent and not voting, 18.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-----------|----------|
| Atkinson | Erickson, W. | Kelsch | Register |
| Austin | Freeman | Kingsbury | Rivinius |

| | | | |
|--------------|-------------|-------------|-------------|
| Belter | Froelich | Knudson | Rundle |
| Berg | Ganser | Lang | Sandness |
| Bernabucci | Giffey | Larson, G. | Seibel |
| Bier | Goodman | Larson, L. | Simonson |
| Boustead | Grant | Leibhan | Solberg, I. |
| Boyum | Halcrow | Lillehaugen | Stoltenow |
| Bullis | Haugland | Linderman | Streibel |
| Bunker | Henning | Link | Strinden |
| Burke | Hensrud | Lundene | Swedlund |
| Dahl | Hickle | McDonald | Thompson |
| Davis | Hoffner | Metzger | Tweten |
| DeKrey | Hoghaug | Miedema | Wagner |
| Dick | Jenkins | Mueller | Weber |
| Eagles | Johnson, K. | O'henyk | Wilkie |
| Emerson | Jones | Powers | Mr. Speaker |
| Erickson, K. | | | |

Those voting in the negative were:

| | | | |
|--------|--------------|-------------|-------|
| Aafedt | Hentges | Schaffer | Wells |
| Aamoth | Matheny | Solberg, O. | White |
| Gackle | Peterson, R. | Weider | |

Absent and not voting:

| | | | |
|----------|-----------|--------------|-----------|
| Aas | Diehl | Kuehn | Reimers |
| Anderson | Dornacker | Moquist | Sanstead |
| Backes | Glaspey | Opedahl | Stone |
| Connolly | Hilleboe | Peterson, J. | Thorsgard |
| Dawson | Hougen | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 312 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee to act with a like committee from the House on

House Bill No. 34
 Senator Trenbeath
 Senator Freed
 Senator Berube

LEO LEIDHOLM, Secretary

ANNOUNCEMENT

Speaker E. Johnson announced the appointment of the following Conference Committee to meet with a like committee from the Senate:

Senate Bill No. 371
 Rep. Froelich
 Rep. Miedema
 Rep. Sanstead

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate on

Senate Bill No. 371
 Rep. Froelich
 Rep. Miedema
 Rep. Sanstead

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on

Senate Bill No. 137: 57 yeas, 38 nays, 3 absent and not voting

Senate Bill No. 459: 79 yeas, 0 nays, 19 absent and not voting

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a new Conference Committee to act with a like committee from the Senate on

House Bill No. 84

Rep. Reimers

Rep. Davis

Rep. Opedahl

ROY GILBREATH, Chief Clerk

POINT OF PERSONAL PRIVILEGE

Pursuant to Rep. Dawson's motion, the following information is printed in the Journal, regarding Senate Bill No. 462, relating to beekeeper's licenses and fees, penalties for unlawful transportation of bees, and permits for shipping bees into the state.

Rep. Thorsgard:

"Mr. Speaker: For jeg spurte Rep. Lillehaugen et spørsmål?

Det er for galt at her ikke er flere shikkelige folk her, menn og Kvinder som er kommet fro Norge. De forstaar saker og ting.

"Folk her forstaar ikke noe naar det gjelder fugler or Bier.

"Hra tror du Arne?"

Rep. Lillehaugen:

"De du sa var sant, men jeg forstaar ikke Seksjon fire hundre og to."

Rep. Thorsgard:

"Jeg forstaar det ikke heller. Alt jeg vet er at min honning er i Northwood."

Rep. Lillehaugen:

"Jeg forstaar ikke seksjon nr. tre heller."

Rep. Thorsgard:

"Ikke jeg heller. Alt jeg vet er at det har med penger aa gjore, og det har vi en masse ar her."

Rep. Lillehaugen:

"Jeg foreslaar at vi kaster denne loven i Rep. Rundle's bekk."

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 117 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 117 be amended as follows:

In line 1 of the title delete the word "lease" and insert in lieu thereof the word "sale"

In line 1 of the bill delete the word "lease" and insert in lieu thereof the word "sell"

In line 4 delete the word "lease" and insert in lieu thereof the word "sell"

Delete all of lines 31 through 36 and insert in lieu thereof the following: **"The board of administration shall cause the above described property to be appraised in accordance with its value for agricultural purpose and set the minimum sale price for said land. The**

said board of administration is authorized to negotiate the sale of the afore described real estate, but, under no conditions may negotiate a price for the sale of the land in an amount less than that appraised by the board of university and school lands. Such conveyance shall reserve to the state all mineral rights in and under the premises conveyed. Further, the quit claim deed shall recite that if the land is ever no longer used for school purposes, then the land shall revert to the state of North Dakota upon the payment to the school district, the same price for which it was purchased.

Upon the sale of such land, the proceeds shall be deposited in the general fund in the state treasury.

The said real property shall be conveyed by quit claim deed executed in the name of the state of North Dakota by the governor and attested by the secretary of state.

SECTION 2.) The state shall not be responsible for the payment of any special assessments levied and assessed by any taxing district against property subject to sale and conveyance pursuant to this Act."

Remember the lines accordingly.

For the Senate

Senator Ringsak
Senator Kelly
Senator Van Horn

For the House

Rep. Burke
Rep. Lillehaugen
Rep. Iver Solberg

Rep. Burke moved that the report be adopted, which motion prevailed.

Rep. Burke moved that the rules be suspended, House Bill No. 117 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 117. A Bill for an Act to provide for the sale of lands managed and controlled by the school for the deaf and dumb of North Dakota to the Devils Lake public school district number one for the use of the lake region junior college.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 81; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Sandness |
| Aamoth | Freeman | Lang | Sanstead |
| Aas | Gackle | Larson, G. | Schaffer |
| Atkinson | Ganser | Larson, L. | Seibel |
| Austin | Giffey | Leibhan | Simonson |
| Backes | Goodman | Lillehaugen | Solberg, I. |
| Belter | Grant | Linderman | Solberg, O. |
| Berg | Halcrow | Link | Stoltenow |
| Bernabucci | Haugland | Lundene | Streibel |
| Bier | Henning | Matheny | Strinden |
| Boustead | Hensrud | McDonald | Swedlund |
| Boyum | Hentges | Metzger | Thompson |
| Bullis | Hickle | Miedema | Thorsgard |
| Bunker | Hilleboe | Mueller | Tweten |
| Burke | Hoffner | Olienyk | Wagner |
| DeKrey | Hoghaug | Peterson, R. | Weber |
| Dick | Hougen | Register | Welder |

| | | | |
|-------------------------------|-------------|-----------|--------------|
| Diehl | Johnson, K. | Reimers | White |
| Eagles | Jones | Rivinius | Wilkie |
| Emerson | Kelsch | Rundle | Mr. Speaker |
| Erickson, K. | | | |
| Absent and not voting: | | | |
| Anderson | Dornacker | Kingsbury | Peterson, J. |
| Connolly | Froelich | Kuehn | Powers |
| Dahl | Glaspey | Moquist | Stone |
| Davis | Jenkins | Opedahl | Wells |
| Dawson | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 117 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 34 has had the same under consideration and recommends that the Senate recede from its amendments and that engrossed House Bill No. 34 be amended as follows:

In line 1 of the title after the word "sell" insert the following: "and transfer"

Delete lines fifteen through thirty-six and insert the following language: "A tract of land lying in the north one-half of section two, township one hundred thirty-eight north, range eighty west of the fifth principal meridian, Burleigh County, North Dakota, described as follows: commencing at the northwest corner of said section two; thence in a southerly direction along the west boundary of said section two for a distance of seven hundred seventy-four and six tenths feet; thence turning at a right angle to the left and traveling due east along a line which is parallel to the north boundary of said section two for a distance of eight hundred eighty-nine and nine-tenths feet to a point which shall be called the point of beginning; thence turning a deflection angle of ninety degrees and twenty-two minutes to the right and traveling in a southerly direction a distance of six hundred eighty-four and twenty-eight hundredths feet to a point which intersects the north edge of the Minneapolis, St. Paul and Sault Ste. Marie Railroad right-of-way boundary and thence traveling in an easterly and northeasterly direction along said railroad right-of-way to a point where said railroad right-of-way intersects a line which is parallel to and forty feet south of the north boundary of said section two; thence traveling in a westerly direction along said line forty feet south and parallel to the north boundary of said section two to a point which lies one thousand five hundred seven feet east of the west boundary of said section two; also known as the northeast corner of lot four; thence south along a line which is parallel to the west boundary of said section two for a distance of seven hundred thirty-four and six-tenths feet, to a point which is also known as the southeast corner of lot six; thence turning at a right angle to the right and traveling due west a distance of six hundred seventeen and one-tenth feet to the point of beginning, said tract containing sixty-six and forty-seven hundredths acres of land, more or less,"

Delete lines 96 through 101

In line 102 delete the letter "b." and insert in lieu thereof the letter "a."

In line 107 delete the letter "c" and insert in lieu thereof the letter "b."

Following line 149 insert the following new section:

"SECTION 4. THE BOARD OF ADMINISTRATION SHALL TRANSFER THE FOLLOWING DESCRIBED LAND TO THE STATE

WATER COMMISSION.) A tract of land lying in the northwest quarter of section two, township one hundred thirty-eight north, range eighty west of the fifth principal meridian, Burleigh County, North Dakota, and described as follows: commencing at the northwest corner of said section two; thence traveling in a southerly direction along the west boundary of said section two for a distance of seven hundred seventy-four and six-tenths feet; thence turning a right angle to the left and traveling in an easterly direction along a line which is parallel to the north boundary of said section two for a distance of forty-seven feet, which shall be called the point of beginning and is also known as the southwest corner of lot two; thence continuing due east along said line for a distance of eight hundred forty-two and nine-tenths feet; thence turning a deflection angle of ninety degrees and twenty-two minutes to the right and traveling in a southerly direction for a distance of one hundred fifty feet to a point also known as the northeast corner of the North Dakota state water commission property, (Chapter 374 North Dakota session laws 1965); thence turning a deflection angle of eighty-nine degrees and thirty-eight minutes to the right and traveling in a westerly direction along the north boundary of the North Dakota state water commission property, (Chapter 374 North Dakota session laws 1965) for a distance of eight hundred forty-two and nine-tenths feet to the northwest corner of said North Dakota state water commission property; thence turning a deflection angle of ninety degrees and twenty-two minutes to the right and traveling a distance of one hundred fifty feet to the point of beginning, said tract containing two and nine-tenths acres of land, more or less."

Renumber the lines and sections accordingly.

For the Senate
 Senator Trenbeath
 Senator Freed
 Senator Berube

For the House
 Rep. G. Larson
 Rep. Leibhan
 Rep. I. Solberg

Rep. G. Larson moved that the report be adopted, which motion prevailed.

Rep. G. Larson moved that the rules be suspended, House Bill No. 34 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 34. A Bill for an Act authorizing the board of administration to sell and transfer certain real property owned by the state for the benefit of the state penitentiary and authorizing the state health department to exchange certain property owned by the state for the benefit of the state hospital, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 70; nays, 14; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Jenkins | Sandness |
| Aas | Erickson, K. | Johnson, K. | Sanstead |
| Austin | Erickson, W. | Jones | Schaffer |
| Belter | Freeman | Larson, G. | Seibel |
| Berg | Froelich | Larson, L. | Solberg, I. |
| Bernabucci | Gackle | Leibhan | Solberg, O. |

| | | | |
|-----------|----------|-------------|-----------|
| Bier | Ganser | Lillehaugen | Stoltenow |
| Boustead | Giffey | Linderman | Stone |
| Boyum | Goodman | Matheny | Streibel |
| Bullis | Grant | McDonald | Swedlund |
| Bunker | Halcrow | Miedema | Thompson |
| Connolly | Haugland | Mueller | Thorsgard |
| Davis | Henning | Olienyk | Wagner |
| DeKrey | Hensrud | Opedahl | Weber |
| Dick | Hickle | Register | Welder |
| Diehl | Hoffner | Reimers | White |
| Dornacker | Hoghaug | Rivinius | Wilkie |
| Eagles | Hougen | | |

Those voting in the negative were:

| | | | |
|----------|-----------|---------|--------------|
| Atkinson | Kelsch | Link | Peterson, R. |
| Backes | Kingsbury | Lundene | Rundle |
| Burke | Knudson | Metzger | Simonson |
| Hentges | Lang | | |

Absent and not voting:

| | | | |
|----------|----------|--------------|-------------|
| Aamoth | Glaspey | Peterson, J. | Tweten |
| Anderson | Hilleboe | Powers | Wells |
| Dahl | Kuehn | Strinden | Mr. Speaker |
| Dawson | Moquist | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which House Bill No. 34 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee reports on

Senate Bill No. 20: Yeas, 67; Nays, 3; absent and not voting, 28

Senate Bill No. 27: Yeas, 45; nays, 38; absent and not voting, 15

Senate Bill No. 410:

Senate Bill No. 312: Yeas, 69; nays, 11; absent and not voting, 18

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to

House Bill No. 368

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

Rep. Leibhan
Rep. Hougen
Rep. Swedlund

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

House Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee to act with a like committee from the House on

House Bill No. 368

Senator G. Larson

Senator Ruemmele
Senator Jacobson

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on

House Bill No. 86

House Concurrent Resolution No. 55

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee reports on

Senate Bill No. 11

Senate Bill No. 20

Senate Bill No. 27

Senate Bill No. 35

House Bill No. 86: Vote: Ayes, 34; nays, 5; absent, 10

House Bill No. 117: Vote: Ayes, 42; nays, 0; absent, 7

House Bill No. 125: Vote: Ayes, 32; nays, 4; absent, 13

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 1 has had the same under consideration and recommends that the House recede from its amendments and that the engrossed bill be further amended as follows:

In line 19 delete the figure "7,231,255.00" and insert in lieu thereof the figure "7,625,138.00"

In line 20 delete the figure "13,078,695.00" and insert in lieu thereof the figure "12,684,812.00"

In line 24 delete the figure "13,708,695.00" and insert in lieu thereof the figure "13,314,812.00"

In line 40 delete the figure "6,260,027.00" and insert in lieu thereof the figure "6,614,471.00"

In line 41 delete the figure "10,763,104.00" and insert in lieu thereof the figure "10,408,660.00"

In line 44 delete the figure "11,163,104.00" and insert in lieu thereof the figure "10,808,660.00"

In line 52 delete the figure "215,336.00" and insert in lieu thereof the figure "233,485.00"

In line 53 delete the figure "626,323.00" and insert in lieu thereof the figure "608,174.00"

In line 63 delete the figure "839,119.00" and insert in lieu thereof the figure "820,970.00"

In line 64 delete the figure "839,119.00" and insert in lieu thereof the figure "820,970.00"

In line 71 delete the figure "442,758.00" and insert in lieu thereof the figure "471,060.00"

In line 72 delete the figure "914,666.00" and insert in lieu thereof the figure "886,364.00"

In line 77 delete the figure "964,462.00" and insert in lieu thereof the figure "936,160.00"

In line 84 delete the figure "2,283,373.00" and insert in lieu thereof the figure "2,416,642.00"

In line 85 delete the figure "3,997,087.00" and insert in lieu thereof the figure "3,863,818.00"

In line 89 delete the figure "4,257,087.00" and insert in lieu thereof the figure "4,123,818.00"

In line 96 delete the figure "1,127,721.00" and insert in lieu thereof the figure "1,236,210.00"

In line 97 delete the figure "2,436,387.00" and insert in lieu thereof the figure "2,327,898.00"

In line 103 delete the figure "2,521,387.00" and insert in lieu thereof the figure "2,412,898.00"

In line 110 delete the figure "1,776,992.00" and insert in lieu thereof the figure "1,911,604.00"

In line 111 delete the figure "3,447,666.00" and insert in lieu thereof the figure "3,313,054.00"

In line 115 delete the figure "3,550,166.00" and insert in lieu thereof the figure "3,415,554.00"

In line 122 delete the figure "636,929.00" and insert in lieu thereof the figure "733,679.00"

In line 123 delete the figure "1,532,808.00" and insert in lieu thereof the figure "1,436,055.00"

In line 127 delete the figure "1,628,808.00" and insert in lieu thereof the figure "1,532,055.00"

In line 134 delete the figure "939,000.00" and insert in lieu thereof the figure "989,802.00"

In line 135 delete the figure "2,145,248.00" and insert in lieu thereof the figure "2,094,446.00"

In line 139 delete the figure "2,255,248.00" and insert in lieu thereof the figure "2,204,446.00"

In line 141 delete the figure "41,794,901.00" and insert in lieu thereof the figure "40,476,198.00"

In line 143 delete the word "All"

Delete lines 144 through 147 inclusive and insert in lieu thereof the following: "The board of higher education is hereby authorized to increase tuitions at the various institutions during the next biennium. All income resulting from increased enrollments in excess of estimated income in the budget appropriated by the legislature to the institutions of higher learning must be deposited in their operating funds in the state treasury and can be expended only by authorization of the emergency commission."

Delete lines 166 through 176 inclusive and insert in lieu thereof the following:

"SECTION 5. GENERAL FUND DECREASE.) The net appropriation from the general fund of the state treasury to the institutions under the control of the board of higher education is reduced by \$3,600,000.00 from the amount recommended by the executive office of the budget for the biennium ending June 30, 1971. This reduction is prorated to the various institutions and included in the estimated income of each institution in the following amounts:

| | |
|---|----------------|
| University of North Dakota | \$1,096,533.00 |
| North Dakota State University | 1,022,087.00 |
| State School of Forestry, Bottineau | 54,153.00 |
| University of North Dakota, Ellendale Branch..... | 80,252.00 |

| | |
|---|------------------------|
| State School of Science, Wahpeton | 389,444.00 |
| Dickinson State College | 245,088.00 |
| Minot State College | 387,962.00 |
| Mayville State College | 142,679.00 |
| Valley City State College | 181,802.00 |
| Total | \$3,600,000.00" |

After line 194 insert the following new section:

"SECTION 7.) The board of higher education is hereby authorized to use operating funds in addition to appropriated plant improvement funds for the maintenance, repair, and improvement of buildings at the various institutions, with consent of the emergency commission during the biennium beginning July 1, 1969, and ending June 30, 1971."

And renumber the lines accordingly

For the Senate

Senator Longmire
 Senator Luick
 Senator Melland

For the House

Rep. Reimers
 Rep. Tweten
 Rep. O. Solberg

Rep. Reimers moved that the report be adopted.

Rep. Reimers moved that the amendments to Senate Bill No. 1, as shown in the Conference Committee Report, not be read, which motion prevailed.

The question then was on the motion of Rep. Reimers to adopt the Conference Committee Report on Senate Bill No. 1, which motion prevailed.

Rep. Reimers moved that the rules be suspended, Senate Bill No. 1 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 1. A Bill for an Act making an appropriation for the general operation, maintenance and plant improvements of the state institutions of higher learning of the State of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 76; nays, 17; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|------------|--------------|------------|-------------|
| Aafedt | Erickson, K. | Knudson | Sanstead |
| Aamoth | Freeman | Lang | Schaffer |
| Aas | Froelich | Larson, G. | Seibel |
| Anderson | Gackle | Larson, L. | Simonson |
| Atkinson | Ganser | Leibhan | Solberg, I. |
| Austin | Giffey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stone |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | McDonald | Strinden |
| Boyum | Haugland | Miedema | Swedlund |
| Bunker | Henning | Mueller | Thompson |
| Burke | Hensrud | Olienyk | Thorsgard |
| Dahl | Hentges | Opedahl | Tweten |

| | | | |
|-----------|----------|--------------|-------------|
| DeKrey | Hickle | Peterson, R. | Wagner |
| Dick | Hilleboe | Powers | Welder |
| Diehl | Hoffner | Register | Wells |
| Dornacker | Hougen | Reimers | White |
| Eagles | Jones | Rivinius | Wilkie |
| Emerson | Kelsch | Sandness | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------|--------------|-------------|-----------|
| Backes | Davis | Johnson, K. | Metzger |
| Belter | Erickson, W. | Kingsbury | Rundle |
| Berg | Hoghaug | Lillehaugen | Stoltenow |
| Bullis | Jenkins | Matheny | Weber |

Absent and not voting:

| | | | |
|---------|-------|---------|--------------|
| Dawson | Kuehn | Moquist | Peterson, J. |
| Glaspey | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 1 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 70

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 499

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 388

Which the Senate has amended as follows:

AMENDMENTS TO ENGROSSED HOUSE BILL NO. 388

In the seventh line of the title after the word "to" insert the words "county, city, and"

In line 3 after the numerals "54-52-02.1" delete the words "**NON-CERTIFIED EMPLOYEES OF SCHOOL DISTRICTS**" and insert in lieu thereof the words "**COUNTY, CITY, AND NON-CERTIFIED SCHOOL DISTRICT EMPLOYEES**"

Delete line 5 and insert in lieu thereof the following language:

"boards of county commissioners of the several counties and the governing bodies of any city or school district are hereby authorized on"

In line 6 after the word "**their**" insert the word "**permanent employees, and**" and also in line 6 after the word "**employees**" insert the words "**only in the case of school districts.**"

In line 7 delete the words "**an agreement**" and insert in lieu thereof the word "**agreements**"

In line 9 delete the word "**The**" and insert in lieu thereof the words "**Such an**"

In line 13 after the second word "the" insert the words "board of county commissioners or" and also in line 13 after the word "a" insert the words "city or a"

In line 16 after the word "The" insert the words "county, city, or"

In line 19 after the second word "the" insert the words "counties, cities, or"

In line 21 after the word "of" insert the words "county, city, or"

In line 22 after the word "a" insert the words "county, city, or"

In line 27 after the word "several" insert the words "counties, cities, or"

In line 28 after the word "benefits" insert the word "to county employees, city employees, and"

In line 30 after the word "The" insert the words "boards of county commissioners of a county or the" and also in line 30 after the word "a" insert the words "city or a"

In line 32 after the word "term" insert the words "county employees, city employees, or"

In line 33 after the word "certified" insert the words "school district"

In line 39 after the second word "the" insert the words "board of county commissioners or the"

In line 40 after the word "the" insert the words "city or"

In line 45 after the word "the" insert the words "permanent county or city employees or the"

In line 46 after the first word "the" insert the words "board of county commissioners or the" and also in line 46 after the second word "the" insert the words "city or"

In line 47 after the word "referendum" insert the words "of the permanent employees employed by that county or city or"

In line 51 after the second word "the" insert the words "board of county commissioners or the"

In line 52 after the word "a" insert the words "city or" and also in line 52 after the word "district" insert the words "notwithstanding anything to the contrary in chapter 40-46 of the North Dakota Century Code,"

In line 58 after the word and comma "Dakota," insert the words "or by county or city thereof,"

In line 61 after the word "state" insert the words "county, city,"

In line 63 after the word and comma "department," insert the words "county, city,"

In line 69 after the word "state" insert the words "county, city,"

In line 71 after the word and comma "state," insert the words "county, city,"

In line 75 after the word "or" insert the words "county, city, or"

Underline all of line 76 except the semicolon

In line 79 after the word "agency" insert the words "county, city"

In line 90 after the word "of" delete the words "a school district" and insert in lieu thereof the words "political subdivisions"

In line 148 after the word "state" insert the words "county, city,"

In line 155 after the word and comma "employees," insert the words "to the county administrative expense and benefit fund in the case of county employees, to the city administrative expense and benefit fund in the case of city employees,"

In line 158 after the word "state" insert the words "county, city,"

In line 169 after the word "agency" insert the words "county, city,"

In line 172 insert triple parentheses before and after the word "three"; and before the word "hundred" insert the word "five"

In line 173 after the word "agency" insert the words ", county, city,"

In line 180 after the word "AGENCY" insert the words ", COUNTY, CITY,"

In line 181 after the word "agency" insert the words ", county, city,"

In line 185 after the word "state" insert the words ", county, city,"

In line 186 after the word "district" insert the words "governing bodies," and also in line 186 after the word "boards" insert an underscored comma

In line 202 after the word "agency" insert the words ", county, city,"

After line 206 insert the following new subsections:

4. A "county administrative expense and benefit fund" consisting of one of each four dollars of county contributions;

5. A "city administrative expense and benefit fund", consisting of one of each four dollars of city contribution; and"

In line 207 delete the numeral "4" and insert in lieu thereof the numeral "6"

In line 212 after the numeral "3" delete the word and numeral "and 4" and insert in lieu thereof the words and numerals ", 4, 5, and 6"

In line 214 after the numeral "3" delete the word and numeral "and 4" and insert in lieu thereof the words and numerals ", 4, 5, and 6"

In line 228 after the word "AGENCY" insert the words ", COUNTY, CITY,"

In line 233 after the word "agency" insert the words ", county, city,"

In line 235 after the first word "state" insert the words ", county, city," and also in line 235 after the second word "state" insert the words ", county, city,"

In line 238 after the word "State" insert the words ", County, City,"

In line 263 after the word and comma "Dakota," insert the words "or any county, city,"

In line 264 after the first word "or" delete the word "any"

And renumber the lines and sections accordingly.

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 9 has had the same under consideration and recommends that the House concur with the Senate amendments.

For the Senate

Senator Robinson
Senator Wenstrom
Senator Schultz

For the House

Rep. Kingsbury
Rep. J. Peterson
Rep. Linderman

Rep. Kingsbury moved that the report be adopted, which motion prevailed.

Rep. Kingsbury moved that the rules be suspended, House Bill No. 9 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 9. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the Grafton state school at Grafton, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 78; nays, 6; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aamoth | Erickson, K. | Lang | Sandness |
| Aas | Freeman | Larson, G. | Sanstead |
| Anderson | Froelich | Larson, L. | Schaffer |
| Atkinson | Gackle | Leibhan | Seibel |
| Austin | Ganser | Lillehaugen | Simonson |
| Belter | Giffey | Linderman | Solberg, I. |
| Berg | Goodman | Link | Stoltenow |
| Bernabucci | Halcrow | Lundene | Stone |
| Bier | Henning | Matheny | Streibel |
| Bullis | Hensrud | McDonald | Strinden |
| Bunker | Hentges | Mueller | Swedlund |
| Burke | Hickle | Olienyk | Thompson |
| Connolly | Hilleboe | Opedahl | Tweten |
| Dahl | Hoffner | Peterson, J. | Wagner |
| Davis | Hoghaug | Peterson, R. | Weber |
| DeKrey | Jenkins | Register | Wells |
| Dick | Jones | Reimers | White |
| Diehl | Kelsch | Rivinius | Mr. Speaker |
| Eagles | Kingsbury | | |

Those voting in the negative were:

| | | | |
|--------------|-------------|---------|--------|
| Backes | Grant | Metzger | Wilkie |
| Erickson, W. | Johnson, K. | | |

Absent and not voting:

| | | | |
|-----------|----------|---------|-------------|
| Boustead | Glaspey | Miedema | Solberg, O. |
| Boyum | Haugland | Moquist | Thorsgard |
| Dawson | Hougen | Powers | Welder |
| Dornacker | Kuehn | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 9 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 432

Motion to reconsider by the Senate failed.

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 279 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate

Senator Sands

Senator Stroup
Senator Goldberg

For the House

Rep. Atkinson
Rep. Rivinius
Rep. Wm. Erickson

Rep. Atkinson moved that the report be adopted, which motion prevailed.

Rep. Atkinson moved that the rules be suspended, House Bill No. 279 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 279. A Bill for an Act to create and enact subsection 7 of section 38-03-07 of the North Dakota Century Code, relating to accident prevention programs; to amend and reenact sections 38-03-01, 38-03-02, 38-03-03, 38-03-05, 38-03-06, subsection 1 of section 38-03-07, subsection 5 of section 38-03-07, sections 38-03-14, 38-03-18, and 38-03-19 of the North Dakota Century Code, relating to the appointment, qualifications, bond, vacancy in office, powers and duties, assistants, removal and filling vacancy of state coal mine inspector; to amend and reenact sections 38-04-06 and 38-04-07 of the North Dakota Century Code, relating to the contents of records to be kept by each coal mine and report to coal mine inspector; and to amend and reenact section 38-05-07 of the North Dakota Century Code, relating to certificate of qualification as mine foreman.

Was read the second time.

Rep. Wm. Erickson requested that his remarks on House Bill No. 279 be printed in the Journal.

Rep. Wm. Erickson:

Mr. Speaker, My Colleagues in the House of Representatives:

"Although I did sign the committee report, I do rise in opposition to this bill.

"I understand that you must have one member for each house in opposition before you can bring in a minority report, so that is why this was not done. When we heard this bill in State and Federal House Committee we had testimony from both Public Service Commission — all three members were present — also from the Workmen's Compensation Committee. All three members were in complete accord with leaving this with the Workmen's Compensation.

"Looking over the amendment by the Senate, I find nothing there that requires the State Mine Inspector to report to the Workmen's Compensation Bureau pertaining to the safety of the mines. It only says he shall cooperate with them. I believe this will result in dual inspection. I feel the Senate could have extended the courtesy of having a Democratic N.P.L. member from the Senate on this committee, and then we could have brought in a minority report."

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 48; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|-----------|------------|-----------|
| Anderson | Dornacker | Jones | Rivinius |
| Atkinson | Eagles | Kelsch | Rundle |
| Austin | Froelich | Knudson | Schaffer |
| Boustead | Goodman | Lang | Seibel |
| Boyum | Halcrow | Larson, G. | Stoltenow |

| | | | |
|------------------------------------|--------------|--------------|-------------|
| Bullis | Hickle | Matheny | Stone |
| Burke | Hoghaug | Metzger | Streibel |
| Connolly | Hougen | Olienyk | Strinden |
| Davis | Jenkins | Peterson, R. | Tweten |
| Dick | Johnson, K. | Reimers | Wagner |
| Diehl | | | |
| Those voting in the negative were: | | | |
| Aafedt | Erickson, K. | Kingsbury | Sandness |
| Aamoth | Erickson, W. | Larson, L. | Sanstead |
| Aas | Freeman | Leibhan | Simonson |
| Backes | Gackle | Lillehaugen | Solberg, I. |
| Belter | Ganser | Linderman | Swedlund |
| Berg | Giffey | Link | Thompson |
| Bernabucci | Grant | Lundene | Thorsgard |
| Bier | Henning | McDonald | Weber |
| Bunker | Hensrud | Mueller | Wells |
| Dahl | Hentges | Opedahl | White |
| DeKrey | Hilleboe | Peterson, J. | Wilkie |
| Emerson | Hoffner | Register | Mr. Speaker |

Absent and not voting:

| | | | |
|----------|---------|---------|-------------|
| Dawson | Kuehn | Moquist | Solberg, O. |
| Glaspey | Miedema | Powers | Welder |
| Haugland | | | |

So the bill lost.

Rep. Streibel moved that the vote by which House Bill No. 279 was lost be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Rep. Stone requested that the following be printed in the Journal, as presented to her by Mr. Ernest Ames, Capitol Guide.

Rep. Stone:

"As we know, North Dakota along with our sister state, South Dakota, will reach a milestone this year. We will celebrate our 80th birthday of statehood on November 2, 1969.

"I think this poem would remind us of those days. Although the author is unknown, I believe this to be written by a lady of the territorial days. I also believe this poem to be in the original form as it was written many years ago.

"The words of this poem are as meaningful today as they were in the past."

"DAKOTA

"Where the wild wind sweeps the prairie
Stretching out into the west
Lies the region of Dakota
That's the place I love the best
Warm and bright Dakota's sunshine
And her skies are ever blue
Brave and strong her sons and daughters,
With their hearts so staunch and true.

"Tell me not of sunlit gardens
Lying in some tropic clime,
Tell me not of scenes of grandeur
Fashioned by the hands of time.
I prefer these rolling prairies,
Nature's riches, greatest boon
Give to me the scent of grasses
And the sweet wild roses bloom.

"There is this about Dakota,
And I've often wondered why,
You will love her when you see her
And you'll love her till you die.
For there's something in this country
Sets a person's soul aflame,
And it makes you feel like living
Every time you hear her name.

"Have you ever seen the sun set
Like a great, big, fiery ball,
Sinking lower, lower, lower
Till there's none of him at all?
Then he sends up gorgeous colors:
Blue and purple, red and green.
That's a sunset in Dakota
And a finer can't be seen.

"Have you ever heard the wind sigh
Soft and mournful, sweet and low,
Then it seems someone is calling
And you feel you've got to go?
Then it keeps on getting stronger
Like the Master at the bow,
Till it takes you straight to heaven
Where the joys supreme you'll know.

"Oh, Dakota, bright Dakota,
Queen of all the golden west,
Other places may be charming,
But you're fairer than the rest,
For your days are filled with sunshine,
And your skies are ever blue.
To a heart that's tired and lonesome
There's no other place like you!

Rep. Streibel moved that the House stand recessed to the call of the chair, which motion prevailed.

ROY GILBREATH, Chief Clerk



FIFTY-NINTH DAY AFTER RECESS AND
SIXTIETH DAY

Bismarck, March 18, 1969

The House reconvened, pursuant to the call of the Chair, with Speaker E. Johnson presiding.

REPORTS OF CONFERENCE COMMITTEES

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate
Senator Luick
Senator Lowe
Senator Wenstrom

For the House
Rep. Reimers
Rep. Diehl
Rep. Opedahl

Rep. Reimers moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 9 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate
Senator Litten
Senator Melland
Senator Schultz

For the House
Rep. Olienyk
Rep. Bullis
Rep. Grant

Rep. Olienyk moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 231 has had the same under consideration and recommends that the Senate do concur with the House amendments.

For the Senate
Senator Decker
Senator Butler
Senator Rait

For the House
Rep. Emerson
Rep. Wilkie
Rep. L. Larson

Rep. Emerson moved that the report be adopted, which motion prevailed.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 3 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate
 Senator Coughlin
 Senator Kelly
 Senator Lips

For the House
 Rep. J. Peterson
 Rep. Powers
 Rep. Linderman

Rep. J. Peterson moved that the report be adopted, which motion prevailed.

Rep. Powers moved that the rules be suspended, Senate Bill No. 3, be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 3. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation, maintenance, equipment, supplies, outfitting of patrolmen, travel and miscellaneous expenses for the highway patrol.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aas | Erickson, W. | Kingsbury | Register |
| Anderson | Freeman | Knudson | Rivinius |
| Atkinson | Froelich | Lang | Rundle |
| Austin | Gackle | Larson, G. | Sandness |
| Backes | Ganser | Larson, L. | Sanstead |
| Belter | Giffey | Leibhan | Schaffer |
| Bernabucci | Goodman | Lillehaugen | Seibel |
| Bier | Grant | Linderman | Simonson |
| Boustead | Halcrow | Link | Solberg, O. |
| Bullis | Haugland | Lundene | Stoltenow |
| Bunker | Henning | Matheny | Streibel |
| Burke | Hensrud | McDonald | Swedlund |
| Connolly | Hentges | Metzger | Thompson |
| DeKrey | Hickle | Miedema | Thorsgard |
| Dick | Hilleboe | Mueller | Tweten |
| Diehl | Hoffner | Olienyk | Wagner |
| Dornacker | Hoghaug | Opedahl | Weber |
| Eagles | Hougen | Peterson, J. | Welder |
| Emerson | Jenkins | Peterson, R. | Wilkie |
| Erickson, K. | Johnson, K. | Powers | Mr. Speaker |

Absent and not voting:

| | | | |
|--------|--------|-------------|----------|
| Aafedt | Davis | Kuehn | Stone |
| Aamoth | Dawson | Moquist | Strinden |
| Berg | Gaspey | Reimers | Wells |
| Boyum | Jones | Solberg, I. | White |
| Dahl | Kelsch | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 3 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 35 has had the same under consideration and rec-

ommends that the House recede from its amendments, and that Senate Bill No. 35 be amended as follows:

In line 1 of the title of the engrossed bill following the word "sections" insert the following numbers: "15-29-08,"

Following the enacting clause and before line 1 of the engrossed bill insert the following:

"SECTION 1. AMENDMENT.) Subsection 3 of section 15-29-08 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. To send pupils into another school district when, because of shorter distances and other conveniences, it is to the best interests of the school district to do so, and in such instances the board may pay the tuition of such pupils to the districts to which they are sent. The school board may make arrangements for the education of pupils in a federal ((Indian)) school and contract with ((the superintendent of the Indian agency for the payment of tuition for these pupils)) **federal officials for such education. Such contracts may be in the form of tuition charges mutually agreed upon, the sharing of education operational costs and facilities, or any other type of contract which will be agreeable to the school district.** The board may arrange, and when petitioned to do so by a majority of electors of the district shall arrange, with the school boards of other districts to send to such other districts pupils who can be taught conveniently therein, and for the payment of their tuition and for furnishing and paying for their transportation to and from the schools in such other districts. The admitting districts shall receive pupils only when schools of the admitting districts will not be injured or overcrowded and the board of the sending district and the board or boards of the receiving district or districts have entered into an agreement governing the attendance of such pupils as may be enrolled or when tuition will be paid by a parent or guardian in the manner provided in subsection 14 of this section. The school district in which a child resides at the time any court order or act of a juvenile commissioner ((or any other lawful authority which)) , **or placement by a county or state welfare agency with parental or guardian consent,** shall have been issued requiring such child to stay for any prescribed period at a foster home or a home maintained by any nonprofit corporation, shall be construed to be the residence district of such child for purposes of applying this subsection or section 15-40-17 relating to tuition payments, whenever such child shall attend any public schools. Such residence district shall be liable for tuition in the amount provided in such sections upon claim by the district in which such child is attending school ((.)), **except in the event of placement by a county or state welfare agency with parental or guardian consent, such determination of tuition may be subject to an appeal to the county superintendent of schools and a committee consisting of the county judge, states attorney and the county superintendent of schools who shall within fifteen days consult with the school board of the districts concerned and with the parent or guardian of the student concerned and render a decision in regard to the tuition charges."**

In line 16 place triple parentheses before the word "Indian"

In line 19 place triple parentheses after the word "pupils"

In line 19 before the period insert the following language:

"those pupils for whom federal agencies provide education"

In line 283 place triple parentheses before the word "Payment"

In line 286 place triple parentheses after the word "children" and

insert in lieu thereof the following: **"However no payment shall be made for those pupils for whom federal agencies provide education"**

Renumber the sections and lines accordingly.

For the Senate

Senator Strinden
Senator Redlin
Senator Berube

For the House

Rep. Eagles
Rep. R. Peterson
Rep. Swedlund

Rep. Eagles moved that the report be adopted, which motion prevailed.

Rep. Eagles moved that the rules be suspended, Senate Bill No. 35 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 35. A Bill for an Act to amend and reenact sections 15-29-08, 15-40-14, 15-40-16, 15-40-18, 15-40-19, and 15-40-24 of the North Dakota Century Code, relating to foundation aid payments to eligible school districts based upon current enrollments and subsequent adjustment of payments based upon average daily membership.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 83; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aas | Erickson, K. | Kingsbury | Rivinius |
| Anderson | Erickson, W. | Knudson | Rundle |
| Atkinson | Freeman | Lang | Sandness |
| Austin | Froelich | Larson, G. | Sanstead |
| Backes | Gackle | Larson, L. | Seibel |
| Belter | Ganser | Leibhan | Simonson |
| Bernabucci | Giffey | Lillehaugen | Solberg, I. |
| Bier | Goodman | Linderman | Solberg, O. |
| Boustead | Grant | Link | Stoltenow |
| Boyum | Halcrow | Lundene | Streibel |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | McDonald | Thompson |
| Burke | Hensrud | Metzger | Thorsgard |
| Connolly | Hentges | Miedema | Tweten |
| Davis | Hickle | Mueller | Wagner |
| DeKrey | Hilleboe | Olienyk | Weber |
| Dick | Hoffner | Opedahl | Welder |
| Diehl | Hougen | Peterson, J. | White |
| Dornacker | Jenkins | Peterson, R. | Wilkie |
| Eagles | Johnson, K. | Powers | Mr. Speaker |
| Emerson | Kelsch | Register | |

Absent and not voting:

| | | | |
|--------|---------|----------|----------|
| Aafedt | Dawson | Kuehn | Stone |
| Aamoth | Glaspey | Moquist | Strinden |
| Berg | Hoghaug | Reimers | Wells |
| Dahl | Jones | Schaffer | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 35 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 11 has had the same under consideration and recommends that the House recede from its amendments and that the bill be further amended as follows:

In the last line of the title following the word "mentioned" insert the following words "**and providing a statement of legislative intent**".

Following line 33 insert the following:

"(SECTION 3. LEGISLATIVE INTENT.) It is the intent of the legislative assembly in providing the appropriation contained in this Act that the state public welfare department shall take such action as may be necessary to limit the average monthly caseload during each year of the 1969-71 biennium to a minimum level of cases in the aid to families with dependent children program.

It is the further intent of the legislative assembly that adjustments be made in the caseload in all programs to remain within the appropriation."

Renumber the lines accordingly.

For the Senate

Senator Sorlie
Senator Melland
Senator Litten

For the House

Rep. Tweten
Rep. Linderman
Rep. Wagner

Rep. Tweten moved that the report be adopted, which motion prevailed.

Rep. Wagner moved that the rules be suspended, Senate Bill No. 11 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 11. A Bill for an Act making an appropriation for the disbursement by the public welfare board in providing public assistance to dependent children and to needy blind and providing child welfare services and services to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, medical aid to the aged, and for the necessary costs of administration of all the programs above mentioned and providing a statement of legislative intent.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 80; nays, 4; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|----------|-------------|-------------|
| Aas | Freeman | Knudson | Rundle |
| Anderson | Froelich | Lang | Sandness |
| Atkinson | Gackle | Larson, G. | Sanstead |
| Austin | Ganser | Larson, L. | Schaffer |
| Backes | Giffey | Lillehaugen | Seibel |
| Belter | Goodman | Linderman | Simonson |
| Bernabucci | Grant | Link | Solberg, I. |
| Bier | Halcrow | Lundene | Solberg, O. |
| Boustead | Haugland | Matheny | Stoltenow |
| Bullis | Henning | McDonald | Streibel |
| Bunker | Hensrud | Metzger | Strinden |
| Burke | Hentges | Mueller | Swedlund |

| | | | |
|------------------------------------|-------------|--------------|-------------|
| Dahl | Hickle | Olienyk | Thompson |
| DeKrey | Hilleboe | Opedahl | Thorsgard |
| Dick | Hoffner | Peterson, J. | Tweten |
| Diehl | Hougen | Peterson, R. | Wagner |
| Eagles | Jenkins | Powers | Weber |
| Emerson | Johnson, K. | Register | Welder |
| Erickson, K. | Kelsch | Reimers | Wilkie |
| Erickson, W. | Kingsbury | Rivinius | Mr. Speaker |
| Those voting in the negative were: | | | |
| Berg | Connolly | Davis | White |
| Absent and not voting: | | | |
| Aafedt | Dornacker | Kuehn | Moquist |
| Aamoth | Glaspey | Leibhan | Stone |
| Boyum | Hoghaug | Miedema | Wells |
| Dawson | Jones | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 11 (was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 110 has had the same under consideration and recommends that the House recede from its amendments and recommends that the bill be further amended as follows:

In line 2 of the title of the engrossed bill, after the word "association", delete the period and insert a comma and the following language: **"and declaring an emergency."**

Line 4 delete the sum \$342,605.00 and in lieu thereof insert the sum \$317,605.00.

Line 4 after the words "collections and" delete the sum \$50,000.00 and insert in lieu thereof the sum \$75,000.00.

Line 15 delete the sum \$291,605.00 and insert in lieu thereof the sum \$317,605.00.

Line 16 delete the sum \$101,000.00 and insert in lieu thereof the sum \$75,000.00.

In line 19 after the period add the following:

"It is the further intent of the legislature that \$25,000.00 of the general fund appropriation shall be used for the construction of a pole barn and a second pole barn may be constructed and the income from non-fair usage of the two buildings is to be used to amortize construction costs of the second pole barn."

Following Section 2 add a new section, as follows:

"SECTION 3. EMERGENCY.) This act is declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And renumber the lines accordingly.

For the Senate

Senator Robinson
 Senator Melland
 Senator Lowe

For the House

Rep. J. Peterson
 Rep. J. Connolly
 Rep. Sanstead

Rep. J. Peterson moved that the report be adopted, which motion prevailed.

Rep. J. Peterson moved that the rules be suspended, Senate Bill No. 110 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 110. A Bill for an Act making an appropriation to the North Dakota state fair association, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 70; nays, 12; absent and not voting, 16.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aas | Erickson, K. | Lang | Sandness |
| Anderson | Erickson, W. | Larson, G. | Sanstead |
| Atkinson | Freeman | Lillehaugen | Schaffer |
| Austin | Froelich | Linderman | Seibel |
| Backes | Ganser | Link | Simonson |
| Belter | Giffey | Lundene | Solberg, I. |
| Berg | Goodman | Matheny | Solberg, O. |
| Boustead | Grant | Miedema | Stoltenow |
| Bunker | Haugland | Mueller | Streibel |
| Connolly | Henning | Olienyk | Strinden |
| Dahl | Hensrud | Opedahl | Swedlund |
| Davis | Hentges | Peterson, J. | Thompson |
| DeKrey | Hickle | Peterson, R. | Tweten |
| Dick | Hoffner | Powers | Weber |
| Diehl | Hougen | Register | Welder |
| Dornacker | Johnson, K. | Rivinius | Wilkie |
| Eagles | Kelsch | Rundle | Mr. Speaker |
| Emerson | Kingsbury | | |

Those voting in the negative were:

| | | | |
|------------|----------|------------|-----------|
| Bernabucci | Gackle | Larson, L. | Thorsgard |
| Bier | Hilleboe | McDonald | Wagner |
| Burke | Knudson | Metzger | White |

Absent and not voting:

| | | | |
|--------|---------|---------|---------|
| Aafedt | Dawson | Jenkins | Moquist |
| Aamoth | Gaspey | Jones | Reimers |
| Boyum | Halcrow | Kuehn | Stone |
| Bullis | Hoghaug | Leibhan | Wells |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which Senate Bill No. 110 was passed be reconsidered and the motion to reconsider be laid on the table.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 166 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 166 be amended as follows:

In the first line of the title of the engrossed bill delete the comma after the word "equalization" and insert the word "and" in lieu thereof

In the second line of the title of the engrossed bill delete the word and comma "thereof," and insert the word "and" in lieu thereof; after the word "procedures" delete the following: ", and the self-listing taxable" and insert the word "thereof" in lieu thereof

In the third line of the title of the engrossed bill delete the word "property"

In the fourth line of the title of the engrossed bill delete the comma after the word "Code"

In the fifth line of the title of the engrossed bill after the word "studies" delete the comma and the remainder of the line

In the sixth line of the title of the engrossed bill delete the word "penalty"

Delete all of lines 38 through 48 in the engrossed bill

In line 49 of the engrossed bill delete the subsection numeral "2." and insert the subsection numeral "1." in lieu thereof

In line 70 of the engrossed bill after the word "assessments" delete the following: "furnish self-listing"

In line 71 of the engrossed bill delete, "forms as prescribed by the state tax department,"

In line 72 of the engrossed bill after the period delete the words "The clerk of the townships"

Delete all of lines 73, 74 and 75 of the engrossed bill

Delete all of lines 104 through 109 in the engrossed bill

Delete all of lines 153 through 268 in the engrossed bill.

And renumber the lines and sections accordingly.

For the Senate

Senator Becker
Senator Torgerson
Senator Rait

For the Home

Rep. Dornacker
Rep. Weber
Rep. DeKrey

Rep. Weber moved that the report be adopted, which motion prevailed.

Rep. Dornacker moved that the rules be suspended, Senate Bill No. 166 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 166. A Bill for an Act to provide for county directors of tax equalization and prescribing the duties and procedures thereof; to amend and reenact subsections 4 and 6 of section 57-01-05 and section 57-02-12 of the North Dakota Century Code, relating to sales ratio studies; and to repeal sections 4-01-04, 4-01-05, 4-01-08, 4-01-09, and 11-10-02.2 of the North Dakota Century Code, relating to the obtaining of statistical information by assessors and appointment of county directors of tax equalization.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Erickson, W. | Lang | Sanstead |
| Atkinson | Freeman | Larson, G. | Schaffer |
| Austin | Froelich | Larson, L. | Seibel |
| Backes | Gackle | Leibhan | Simonson |
| Belter | Ganser | Lillehaugen | Solberg, I. |
| Berg | Giffey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Streibel |
| Boustead | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |

| | | | |
|-----------|-------------|--------------|-------------|
| Burke | Hentges | Miedema | Thorsgard |
| Connolly | Hickle | Olienyk | Tweten |
| Dahl | Hilleboe | Opedahl | Wagner |
| Davis | Hoffner | Peterson, J. | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Dick | Hougen | Powers | Weils |
| Diehl | Johnson, K. | Register | White |
| Dornacker | Kelsch | Rivinius | Wilkie |
| Eagles | Kingsbury | Rundle | Mr. Speaker |
| Emerson | | | |

Absent and not voting:

| | | | |
|--------|---------|---------|---------|
| Aafedt | Glaspey | Jones | Mueller |
| Aamoth | Halcrow | Kuehn | Reimers |
| Boyum | Jenkins | Moquist | Stone |
| Dawson | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 166 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on

House Bill No. 34

House Bill No. 117

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on

Senate Bill No. 1: 76 yeas, 17 nays, 5 absent and not voting

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on

House Bill No. 279: Vote: 41 yeas, 48 nays, 9 absent and not voting

House Bill 279 failed

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 310 has had the same under consideration and recommends that the House recede from its amendments and Senate Bill No. 310 be amended as follows:

In line 3 of the title after the word "for" insert the following:

"dairy processing plants in the fields of"

In line 27 after the word "SUBSTITUTES" insert the following:
"IN DAIRY PROCESSING PLANTS"

In line 45 delete "It shall be unlawful for any person to" and insert in lieu thereof the following: **"Any dairy processing plant may"**

In line 47 after the word "diary" delete the word "product" and insert in lieu thereof the word **"products"**

In line 48 after the word "dairy" delete the word "product" and insert in lieu thereof the word **"products"** and after the comma delete "except pursuant to and" and insert in lieu thereof the following: **"provided they are"**

In line 51 after the word "promulgated" insert the following: **"for dairy processing plants"**

In line 66 after the word "wholesale" delete the comma and insert in lieu thereof the word "or" and delete the second comma and the words "or otherwise," and insert in lieu thereof the words "on a commercial basis"

Renumber the lines accordingly.

For the Senate
 Senator Morgan
 Senator Nasset
 Senator Berube

For the House
 Rep. L. Larson
 Rep. Jones
 Rep. Lundene

Rep. L. Larson moved that the report be adopted, which motion prevailed.

Rep. L. Larson moved that the rules be suspended, Senate Bill No. 310 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 310. A Bill for an Act to amend and reenact sections 4-30-36, 4-30-43 and 4-30-55 of the 1967 Supplement to the North Dakota Century Code, relating to minimum standards for dairy processing plants in the fields of grade A milk and milk products, filled milk, filled dairy products, imitation milk, imitation dairy products and substitutes therefor, providing for the regulation thereof and providing for pasteurization of milk and milk products.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 38; nays, 51; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|--------------|-------------|--------------|-------------|
| Aas | Froelich | Link | Rundle |
| Anderson | Giffey | Lundene | Sanstead |
| Backes | Grant | McDonald | Solberg, I. |
| Belter | Haugland | Miedema | Solberg, O. |
| Berg | Hensrud | Opedahl | Swedlund |
| Bullis | Hoffner | Peterson, J. | Thompson |
| Dahl | Jenkins | Peterson, R. | Thorsgard |
| Dornacker | Johnson, K. | Powers | Weber |
| Emerson | Jones | Rivinius | Wilkie |
| Erickson, K. | Linderman | | |

Those voting in the negative were:

| | | | |
|------------|----------|-------------|-------------|
| Aafedt | Diehl | Kingsbury | Schaffer |
| Atkinson | Eagles | Knudson | Seibel |
| Austin | Freeman | Lang | Simonson |
| Bernabucci | Gackle | Larson, G. | Stollenow |
| Bier | Ganser | Larson, L. | Streibel |
| Boustead | Goodman | Leibhan | Strinden |
| Boyum | Halcrow | Lillehaugen | Tweten |
| Bunker | Henning | Matheny | Wagner |
| Burke | Hentges | Metzger | Welder |
| Connolly | Hickle | Mueller | Wells |
| Davis | Hilleboe | Olienyk | White |
| DeKrey | Hoghaug | Register | Mr. Speaker |
| Dick | Kelsch | Sandness | |

Absent and not voting:

| | | | |
|--------|---------|-------|---------|
| Aamoth | Glaspey | Kuehn | Reimers |
|--------|---------|-------|---------|

Dawson
Erickson, W.

Hougen

Moquist

Stone

So the bill lost.

Rep. Streibel moved that the vote by which Senate Bill No. 310 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 371 has had the same under consideration and recommends that the Senate concur to the House amendments and the bill be further amended as follows:

In the sixth line of section 3 of the amendment before the word "board" insert "**state investment**"

In line 13 of section 3 of the amendment before the word "board" insert "**state investment**"

And renumber the lines accordingly.

For the Senate

Senator Jacobson
Senator Nasset
Senator Van Horn

For the House

Rep. Froelich
Rep. Miedema
Rep. Sanstead

Rep. Froelich moved that the report be adopted, which motion prevailed.

Rep. Froelich moved that the rules be suspended, Senate Bill No. 371 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 371. A Bill for an Act to create and enact section 15-39-37.1 of the North Dakota Century Code, relating to the counting of advanced training as teacher service under the teachers' insurance and retirement fund; to amend and reenact sections 15-39-01, 15-39-15, 15-39-26, 15-39-29, 15-39-36, 15-39-40 and 21-10-06 of the North Dakota Century Code, relating to definitions, crediting of teaching service, withdrawal and reinstatement, retirement and annuity credits, investment of moneys, selection of retirement options, credit for military service under the teachers' insurance and retirement fund and funds under the management of the state investment board.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 88; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Knudson | Rundle |
| Aas | Erickson, K. | Lang | Sandness |
| Anderson | Freeman | Larson, G. | Sanstead |
| Atkinson | Froelich | Larson, L. | Schaffer |
| Austin | Gackle | Leibhan | Seibel |
| Backes | Ganser | Lillehaugen | Simonson |
| Belter | Giffey | Linderman | Solberg, I. |
| Berg | Goodman | Link | Solberg, O. |
| Bernabucci | Grant | Lundene | Stoltenow |
| Bier | Halcrow | Matheny | Streibel |
| Boustead | Haugland | McDonald | Strinden |

| | | | |
|------------------------|--------------|--------------|-------------|
| Boyum | Henning | Metzger | Swedlund |
| Bullis | Hensrud | Miedema | Thompson |
| Bunker | Hentges | Mueller | Thorsgard |
| Burke | Hickle | Olienyk | Tweten |
| Connolly | Hilleboe | Opedahl | Wagner |
| Dahl | Hoffner | Peterson, J. | Weber |
| Davis | Hoghaug | Peterson, R. | Welder |
| DeKrey | Jenkins | Powers | Wells |
| Dick | Johnson, K. | Register | White |
| Diehl | Jones | Reimers | Wilkie |
| Eagles | Kingsbury | Rivinius | Mr. Speaker |
| Absent and not voting: | | | |
| Aamoth | Erickson, W. | Kelsch | Moquist |
| Dawson | Glaspey | Kuehn | Stone |
| Dornacker | Hougen | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 371 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 376 has had the same under consideration and recommends that the House recede from its amendments.

For the Senate
 Senator Holand
 Senator Lips
 Senator Wenstrom

For the House
 Rep. Reimers
 Rep. Powers
 Rep. Opedahl

Rep. Reimers moved that the report be adopted, which motion failed.

MOTION

Rep. Streibel moved that the Conference Committee Reports on House Bills Nos. 500 and 509 be placed at the foot of the calendar, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 1 has had the same under consideration and recommends that the House do concur with the Senate amendments and that House Bill No. 1 be further amended as follows:

In line 45 of the engrossed bill delete the sum \$75,000.00 and insert in lieu thereof the sum \$55,000.00.

Line 46 delete the sum \$76,500.00 and insert in lieu thereof the sum \$56,500.00.

Line 86 delete the sum \$395,750.00 and insert in lieu thereof the sum \$387,310.00.

After line 86 insert the following line 87 **"Job Classification"** and the sum **"\$8,440.00"**.

Line 95 delete the sum \$400,000.00 and insert in lieu thereof the sum \$300,000.00.

Line 98 delete the sum \$400,000.00 and insert in lieu thereof the sum \$300,000.00.

Line 103 delete the sum \$4,046,829.00 and insert in lieu thereof the sum \$3,926,829.00.

And renumber the lines accordingly.

For the Senate
 Senator Litten
 Senator Lowe
 Senator Schultz

For the House
 Rep. Bullis
 Rep. Opedahl
 Rep. Jenkins

Rep. Bullis moved that the report be adopted, which motion prevailed.

Rep. Bullis moved that the rules be suspended, House Bill No. 1 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 1. A Bill for an Act to appropriate money for the expenses of the executive department of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein, and declaring an emergency.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 84; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|--------------|--------------|--------------|-------------|
| Aafedt | Erickson, W. | Knudson | Rivinius |
| Aamoth | Freeman | Lang | Rundle |
| Aas | Froelich | Larson, G. | Sandness |
| Anderson | Gackle | Larson, L. | Sanstead |
| Austin | Ganser | Leibhan | Schaffer |
| Backes | Giffey | Lillehaugen | Seibel |
| Belter | Grant | Linderman | Simonson |
| Berg | Halcrow | Link | Solberg, O. |
| Boyum | Haugland | Lundene | Stoltenow |
| Bullis | Henning | Matheny | Streibel |
| Burke | Hensrud | McDonald | Swedlund |
| Connolly | Hentges | Metzger | Thompson |
| Dahl | Hickle | Miedema | Thorsgard |
| Davis | Hoffner | Mueller | Tweten |
| Dawson | Hoghaug | Olienyk | Wagner |
| DeKrey | Hougen | Opedahl | Weber |
| Dick | Jenkins | Peterson, J. | Welder |
| Diehl | Johnson, K. | Peterson, R. | Wells |
| Eagles | Jones | Powers | White |
| Emerson | Kelsch | Register | Wilkie |
| Erickson, K. | Kingsbury | Reimers | Mr. Speaker |

Absent and not voting:

| | | | |
|------------|-----------|----------|-------------|
| Atkinson | Bunker | Hilleboe | Solberg, I. |
| Bernabucci | Dornacker | Kuehn | Stone |
| Bier | Glaspey | Moquist | Strinden |
| Boustead | Goodman | | |

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Rep. Streibel moved that the vote by which House Bill No. 1 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Rep. Streibel moved that House Bill No. 5 be placed at the foot of the calendar, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 12 has had the same under consideration and recommends that the Senate recede from its amendments and the bill be further amended as follows:

In line 3 delete the figure "1,486,629.00" and insert in lieu thereof the figure "1,505,349.00"

In line 8 delete the figure "1,094,791.00" and insert in lieu thereof the figure "1,002,191.00"

In line 9 delete the figure "131, 052.00" and insert in lieu thereof the figure "149,772.00"

In line 16 delete the figure "1,486,629.00" and insert in lieu thereof the figure "1,505,349.00"

In line 18 delete the figure "1,298,361.00" and insert in lieu thereof the figure "1,317,081.00"

For the Senate

Senator Robinson
Senator Coughlin
Senator Luick

For the House

Rep. Powers
Rep. Connolly
Rep. Sanstead

Rep. Powers moved that the report be adopted, which motion prevailed on a division vote.

Rep. Powers moved that the rules be suspended, House Bill No. 12 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 12. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects for the state industrial school at Mandan, North Dakota.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 65; nays, 16; absent and not voting, 17.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Eagles | Kingsbury | Rivinius |
| Aas | Emerson | Knudson | Rundle |
| Austin | Erickson, K. | Lang | Sandness |
| Backes | Freeman | Larson, G. | Schaffer |
| Belter | Froelich | Larson, L. | Seibel |
| Berg | Gackle | Leibhan | Solberg, O. |
| Boyum | Ganser | Lillehaugen | Stoltenow |
| Bullis | Halcrow | Linderman | Streibel |
| Bunker | Henning | Link | Strinden |
| Burke | Hentges | McDonald | Swedlund |
| Connolly | Hickle | Metzger | Tweten |
| Dahl | Hilleboe | Miedema | Wagner |
| Davis | Hoffner | Mueller | Weber |
| Dawson | Jenkins | Peterson, R. | Welder |
| DeKrey | Jones | Powers | White |
| Dick | Kelsch | Register | Mr. Speaker |
| Diehl | | | |

Those voting in the negative were:

| | | | |
|--------------|---------|-------------|-----------|
| Erickson, W. | Hoghaug | Opedahl | Thompson |
| Giffey | Hougen | Sanstead | Thorsgard |
| Grant | Lundene | Simonson | Wells |
| Hensrud | Matheny | Solberg, I. | Wilkie |

Absent and not voting:

| | | | |
|------------|-----------|-------------|--------------|
| Aamoth | Boustead | Haugland | Olienyk |
| Anderson | Dornacker | Johnson, K. | Peterson, J. |
| Atkinson | Glaspey | Kuehn | Reimers |
| Bernabucci | Goodman | Moquist | Stone |
| Bier | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 12 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ANNOUNCEMENT

Speaker E. Johnson announced the appointment of the following Conference Committee to meet with a like committee from the Senate:

Senate Bill No. 376
Rep. Gackle
Rep. Bullis
Rep. Lundene

MESSAGES TO THE SENATE**House Chamber**

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on

Senate Bill No. 310: 38 yeas, 51 nays, 9 absent and not voting
(Bill failed)

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bills Nos. 2, 3, 9, 11, 35, 110, 166, 231, and 371.

Senate Bill No. 3: 80 yeas, 0 nays, 18 absent and not voting
Senate Bill No. 11: 80 yeas, 4 nays, 18 absent and not voting
Senate Bill No. 35: 83 yeas, 0 nays, 15 absent and not voting
Senate Bill No. 110: 70 yeas, 12 nays, 16 absent and not voting
Senate Bill No. 166: 85 yeas, 0 nays, 13 absent and not voting
Senate Bill No. 371: 88 yeas, 0 nays, 10 absent and not voting

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to adopt the Conference Committee report on

Senate Bill No. 376

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

Rep. Gackle
Rep. Bullis
Rep. Lundene

ROY GILBREATH, Chief Clerk

Rep. Wagner moved that the House proceed to a special order of business, which motion prevailed.

Rep. Boustead was called to the chair to preside.

Rep. Boustead called Rep. Bunker to the rostrum.

Rep. Bunker introduced Rep. Aas.

Rep. Aas:

"Mr. Speaker, Members of the Assembly:

"It is with great pleasure that I accept the assignment of making a presentation to the Minority Caucus Leader. It is especially a pleasure because I consider Rep. Backes a personal friend, since he is a farmer and business man in the Glenburn area only a few miles from Minot. I consider him a neighbor. In fact, his brother Orlin Backes has been my next-door neighbor for the past year or two.

"Rep. Backes and I both served on the Finance and Taxation Committee, and we have each presented the other side of the story on a number of occasions. Rep. Backes and I also served together on the Personal Property Tax Conference Committee. In differing — and often strenuously — we have found many common grounds, the most important of which is friendship and admiration.

"Rep. Backes and I may not be of the same political faith, but I am going to acquire a pair of cowboy boots so we can form an alliance.

"Rep. Backes has demonstrated that the minority can be responsible. I find it a sincere privilege to present this token of friendship from this body to Rep. Backes, the Minority Floor Leader."

Rep. Backes:

"Thank you, Rep. Aas, for your kind words.

"For a while I thought this gift was a present for being your chief adversary.

"This gift comes as a surprise to me, and I am very appreciative of it.

"It has been a pleasure to work with all of the members of this Forty-first Assembly.

"Rep. Aas and I are truly warm personal friends, as he has stated.

"I wish to thank you again."

Rep. Bunker:

"The first time I saw Rep. Hoffner was on television. He was saying "Mark Andrews doesn't like people." As a result of this I didn't like Rep. Hoffner.

"In partisan politics I suppose it is rather common to dislike a member of the "other" party. However, I have found that this feeling, at least with myself, dissipates itself when one becomes personally acquainted with an individual such as I have mentioned.

"I first met Rep. Hoffner two years ago when he was visiting the Capitol as he had interrupted service in the Legislature and was not then a member of the body. I found him to be a refreshing personality and a very pleasant individual.

"Then when he returned to the House this session I had the opportunity to work with him and observe his activity in the Legislature. We served together on the General Affairs Committee. We worked together on that committee to make no change as to who the official hostess for the State of North Dakota would be.

"As the assistant floor leader for the 'loyal opposition', Rep. Hoffner has demonstrated his affinity for leadership, cooperation, consideration, understanding and not the least, his ability to see the lighter side of the issue.

"'Buckshot', you are truly a credit to the North Dakota Legislature."

Rep. Hoffner:

"Mr. Speaker, Members of this Assembly:

"I thank you Rep. Bunker for your kind remarks and thank you members of the House for this gift. I have certainly enjoyed working with all of you. It has been a wonderful experience for me. I served in the minority party in the 1963 session and in the 1965

session I served in the majority. It took me a while to get adjusted to serving in the minority again. However, I consider it a valuable experience to serve both in the majority and in the minority. For those of you members who haven't served in the minority I would suggest that it might be a good idea to try it some time.

"I certainly want to thank Rep. Link and I have enjoyed working as his assistant, and I think Speaker Johnson has done a wonderful job as has Rep. Streibel and Rep. Strinden.

"I am certainly pleased that we don't have the political bickering this session as we have had in the past sessions. I am sure the state of North Dakota has benefitted. There is one thing that sort of disturbed me and that is that the people of North Dakota really have no idea of how many man-hours go into the legislative process.

"In closing I would like to say that I think the rapport between the Governor and the Legislature has been very good. Thanks again."

Rep. Lundene:

"It becomes my privilege to take part in this brief love fest, and I believe that the presentation I am about to make is something of a first in what I believe is a well-established and most commendable exercise which has become something of a legend in North Dakota Legislature.

"There is an individual in this assembly who is rather short on physical stature but long on political stature. He is also long on pronunciation of words such as appear in House Bill No. 274, commonly know as the Glue Sniffing Bill.

"In his position as caucus chairman of the majority party, I really have never been able to observe, in fact, they always neglected to invite me.

"However, as a close observer of the actions of the majority party, I am convinced the majority has been under expert leadership, and I am delighted to present this token of appreciation to you, Rep. Wagner, caucus chairman of the majority party, in behalf of the entire assembly."

Rep. Wagner:

"Mr. Speaker, Representative Lundene:

"Thank you very much. It is ironic to work for a couple of weeks in trying to arrange a program, and tell the people to get the gifts, make the arrangements so people who make the presentation have speeches prepared for the record, and then move in and find yourself put on the program without your knowing it. I did not know this was going to happen.

"This has been a great session, and you have been a wonderful group of people to work with — both in the Majority and the Minority, and I wish to thank you all very much."

Rep. Sanstead:

"The image of the state legislator as a person of high motivation, talent and ambition to excel is scarcely ever conveyed in the mass media or academic literature. There is a persistent public belief that legislators fail to engage themselves seriously in the important tasks of the legislature, preferring instead to devote their energies to less worthy functions and activities — running errands for constituents, celebrating the legislature before visiting school children or local civic groups, harrassing state agencies and dealing in patronage and local and state political problems.

"My purpose here is not to try to weigh the accuracy of the general indictment but I do want to say that if one member in this House has been the opposite example of these charges, it has been Rep. Earl Strinden. As assistant majority leader of this 41st Session,

Rep. Strinden has exhibited the highest qualities of leadership and diligence in his legislative role. It is a privilege to have served with him the past two sessions and now to formally recognize his competence and contribution to those of us who have had the privilege of recognizing him as Mr. Assistant Majority Leader. Representative Strinden."

Rep. Strinden:

"Thank you, Rep. Sanstead and Members of this 41st Assembly. The opportunity to serve in the State Legislature is a unique and wonderful experience. The friendships made, the fine associations for all of us will be cherished for a lifetime.

"I would like to pay special tribute to our Majority Floor Leader, Bryce Streibel, for the superb job he has done for all of us during the session; to Speaker Ernest Johnson for the dignified and orderly manner in which he conducted the assembly, and to the leaders of the opposition party, Minority Floor Leader Link and Assistant Minority Floor Leader Hoffner. It has been a real honor and privilege to be associated with and work with these fine dedicated gentlemen.

"I wish to thank all of you again for the privilege of serving with you, the Members of the House of Representatives in the 41st Legislative Assembly of the State of North Dakota."

Rep. Aamoth:

"Speaker Johnson, Chairman Carl, Ladies and Gentlemen of the Assembly:

"As we approach the twilight hours of this session and we come to the place where we drop the heavy obligations of the pressures and decisions momentarily, we join together to recognize the work of the leadership. The younger generation might well call this a "love-in", but it is really a necessary part of any session.

"It is a rare privilege to be asked by you members to speak on your behalf and to pay your respects to one of the leaders who has served you so ably during this, the Forty-first Session.

"To me, I am most grateful to have the opportunity to thank your Minority Leader, Rep. Link, who is serving his twelfth session in the House of Representatives. Even though his Party is not represented in the numbers that I would hope they would have in this and future sessions, Rep. Link has always presented the Minority viewpoint with character and dignity which are the mark of an able statesman and a gentleman. But more important and most impressive to me are his characteristics as a man and a friend. Art is gentle by nature but firm by resolution. He is forthright, dependable and at all times an extremely able individual. North Dakota is lucky to have this man who has dedicated his time, his determination, his energy and his mind to the matters of our great state.

"It is a privilege to serve with you and on behalf of the membership of this House, to pay you their respects for another job so ably and well done.

"Please accept this small gift as a token of our appreciation."

Rep. Link:

"Thank you so much, Gordie, and I use that term because that is the way we know one another, and that is the way I know so many of you in this Assembly, and I am sure if I had had the opportunity to know each of you and working as long with each of you as some of those with whom we have had so close an association, so we would have established the same first-name friendship with its fullest meaning. Abraham Lincoln said, 'There is something about a person that makes me want to know him better.'

"It was suggested that I prepare remarks for this biennial affair,

and I declined because I wanted to say what came to my mind, and I know the Desk Reporter will record whatever I say.

"I could not stand here before you this morning without paying special tribute to just a lot of people. Speaker Johnson has been an outstanding Speaker of this session, and his service will go down in history as one of the outstanding Speakers of the North Dakota House of Representatives. I must mention the able work of our Chief Clerk, Roy Gilbreath, our Chief Reporter, Barbara King — who is a neighbor of mine just across the river to the north of McKenzie County. She has distinguished herself and our community by her efficient service. My thanks to our amiable Sergeant-at-Arms.

"I wish to thank my personal friend and adversary, Bryce Streibel, as Majority Floor Leader, and his very able assistant, Earl Strinden. My personal commendation goes to my assistant, Buckshot Hoffner as Assistant Minority Floor Leader.

"I wonder if we realize how ineffective we would be without the small army that works around here, almost at our command — the bill book clerks, the pages, the committee clerks, the stenographers in the stenographic pool, and the services of the custodians and permanent employees of the capitol who take over custodial duties here when the Legislature moves in. The entire capitol takes on a new resurgence of activity when the Legislature arrives, and this even extends outside the capitol to the parking lot with its attendants who greet us every morning when we come to work. I know I can express the thanks and appreciation of this entire body for these many services. If there are any I have not mentioned, it is unintentional.

"The minority party and the leadership that it chooses to represent its views by its very nature does not have the opportunity to know in advance the decision of a question or what the outcome might be, and by the very nature of the minority position in the greatest functions of democracy, we are required, and I think we are expected to voice our opposition, make our position known, and on the basis of that, we solicit as much support as we are able.

"In this respect, this Legislature in many instances has been very kind and considerate to the minority. You have supported our viewpoint on occasions when perhaps if the issue had been decided strictly and purely on political grounds, you might have chosen to do otherwise. I take this less as a personal accomplishment for the leadership of either the Majority or Minority Party, but I share it with you as a commendation or responsible government. I feel that in this session of the Legislature, this entire body has decided more issues on their merit rather than on their strictly and purely political implications, and that is the message I want to leave with this entire body this morning.

"I commend the Majority, its leadership, and I particularly thank the Minority for their loyalty and cohesiveness and dedication to the principles that we have stood for, and while there have been some disappointments, I am sure when the record of this Legislative session is written, we will all agree that there have been many accomplishments, and there have been truly some major accomplishments that the state has been waiting for a long time.

"In receiving this gift, I thank each and every one of you as dear friends and neighbors, and citizens of North Dakota. We are about to go on our way, and let us hope that our paths may cross again, and if you come to the western part of North Dakota, almost to the Montana line, we have some picturesque scenery to show you, and if you go only four miles off Highway 85, the coffee pot will not be far off the burner. Come see us.

"Thank you very much."

Rep. Giffey:

"Mr. Speaker, Mr. Chairman, Members of the House of Representatives:

"During 1968 we members of the House of Representatives offered ourselves as candidates to represent our various legislative districts in this Forty-first Legislative Assembly. On November 5th, we were chosen by the electors to be their representatives. At that point we were all members elect to a new legislative assembly that would convene in early December to take our oath of office and organize into the functional body that we have all been a part of for these last several months.

"Have you ever given any thought as to what might happen to the legislative process if this organization of the assembly did not take place? What would the results be if we did not select someone to officially preside over the assembly? What would the chances be of the work load moving continuously and orderly through the necessary channels if we did not select floor leaders to be responsible for this? We all know that committee work produces most of the decisions. How could the process be successful without dedicated members who are willing to take additional responsibilities and conduct the committee hearings? How could the legislature accomplish and complete its duties without responsible employees?

"The answer to these questions is of course obvious. The legislature could not proceed properly and orderly without responsible leadership and employees. It is my privilege to specially recognize a member for his contribution as majority floor leader. Representative Streibel, it is my opinion, and I know the opinion of the membership that you have conducted yourself and your position as majority floor leader in a manner that has been proper and beneficial to the operation of this Forty-first Legislative Assembly.

"Representative Streibel, as a token of our appreciation for the contribution you have made to this session of the Legislature in your position as majority floor leader, I present you this gift on behalf of all the members of the House."

Rep. Bryce Streibel:

"Tradition has established that at this moment in the course of our biennial session we pause to reflect, to commend and to make amends.

"I would like to deviate from the pattern of reflection and look to the future. Before I do however, I would be remiss if I didn't note the attitude of dedication, to the task at hand, on the part of each of you.

"There were many highlights in the 41st Assembly not the least of which was the working relationship that I personally enjoyed with each of you and more especially with Speaker Johnson and Representative Strinden.

"I want to make special note of the outstanding working relationship that I have had with Representative Link. The cooperative effort and liaison that existed between Rep. Link and myself, the Governor and the Legislature set a tone that I hope continues in future Assemblies. The third House contributed in great measure to every aspect of our functioning as a legislative body. Their loyalty and efficiency left little to be desired.

"Now let's look ahead! The Federal System is crying out to Legislative bodies across this nation to be positive, not negative; constructive, not destructive; progressive, not regressive; farsighted, not nearsighted. If ever opportunity beckoned for state legislative bodies to fill the vacuum it will be the '70s.

"Many of you will return in 1971. Prepare yourselves now to think of the '80s and '90s. Position yourselves to lead rather than follow.

"My sentiments, in conclusion, are expressed very appropriately in an excerpt of Lincoln's Second Annual Message to Congress, when he admonished them of the judgment that generations to follow would deliver and I quote:

'Fellow-citizens, we cannot escape history. We of this Congress and this Administration will be remembered in spite of ourselves. No personal significance or insignificance can spare one or another of us. The fiery trial through which we pass will light us down in honor or dishonor to the latest generation.'

Rep. O. Solberg:

"The task that I have been asked to perform this afternoon is one that is of double enjoyment to me. First, I am honoring a personal friend that I have known and served with in this House for many sessions. During the past biennium it has been my pleasure to serve with Representative Ernest Johnson on the Legislative Research Committee and on the Canadian Centennial Commission. In every capacity he has served with dedication and sincerity.

"But my duty here is not to express my own sentiment, Mr. Speaker, but to speak for this Legislative Assembly that you have so ably presided over for the past sixty days.

"One of the first actions of any legislative session is to elect from the membership of the House, the man who is to act as Speaker. This is the highest honor that this body can confer on one of its members. This honor carries with it a great responsibility, for the Speaker must perform the duties of his office with fairness, finesse and patience, and must maintain the dignity and decorum that is so essential in our democratic process of government.

"This you have done, Mr. Speaker, and in the long and often tiresome days you have exhibited the good humor, patience and able leadership that has resulted in a successful session.

"Within a few hours, this House will adjourn sine die, and we will be returning to our homes, our jobs and our families, and the forty-first legislature will become part of North Dakota history. This beautiful House Chamber which is so live, so vibrant today will within a week become an empty house, with neatly placed chairs and empty desks.

"The part that we have played as individuals in this forty-first session may seem minor, but the unusual number of close votes cast will indicate to every one of us that we have had a part in decision-making as members of this assembly.

"And so, Mr. Speaker, it is with sincere pleasure, and a great sense of gratitude to the House for giving me the privilege to present you with the traditional gift to the Speaker, this beautifully engraved watch and as this timepiece ticks away the hours and the days, I hope you will have time to reflect on your experiences as Speaker of this assembly and hope that your remembrances will be pleasant ones.

"Mr. Speaker, I congratulate you on a job well done."

Speaker E. Johnson:

"I assure you this has been the greatest honor and privilege ever bestowed upon me. Nowhere but in a Great Republic such as ours, with the freedom of choice, and equal opportunity, could such a privilege fall to one not tried or tested.

"I have enjoyed serving in the chair as your Speaker. It has been an experience I shall never forget, nor shall I ever forget the many gestures of good will and courtesy shown me from all of you. I only hope that I have, to some small degree, returned the same courtesy you have given me.

"I want to thank you all for the great concern you have for our State, and its citizens. There is not a single Representative here who

hasn't honestly and deliberately labored for what he or she have desired as best for their State. Differences of opinion are not deterrent to good government. As Americans, all desirous to do our best, we recognize majority rule as that which must prevail.

"You have labored hard, you have proven yourselves worthy of your election to this body. The friendship attained in your labor will remain forever. As the days wear on your recognition to this fact will increase. The new acquaintances and contacts of this session shall never be forgotten by your Speaker.

"The work of this body can only be as successful as the assistance we all have had from our desk force, the committee clerks, the stenographers, pages and all of the other employees. Never in the six sessions of my work have I witnessed a more dedicated and working force than the group employed here.

"Personally, I want to thank the members of the desk force who have so ably and consistently helped me in the sixty days of this session. Your devotion to duty, your willingness to work and your loyalty to me are greater than words of mine can truly express. I have enjoyed working with you and even more important is the help you have given each and every member of this body. Thank you most sincerely.

"In closing may I again thank Representative Solberg for the complimentary statements and a sincere and lasting thank you to all assembled here.

"As we soon will part, each one to his area, may I wish God's richest blessings upon each and every one of you. Thank you all."

Rep. Aamoth was called to the rostrum.

Speaker E. Johnson:

"Admiration and respect for a job well done lives on, and now it is my privilege and honor to refer to one of our colleagues who so deservingly qualifies all the admiration and respect of the 40th Legislative Session as well as that of the 41st House membership.

"Those of us who served in the 40th Session will remember Representative Aamoth as a very able, conscientious and articulate speaker. We all recall Representative Aamoth's ability to cope with whatever situation presented itself. We recall his concern for fair play, we recall the times when he would inject a touch of humor in the proper time and place. Yes, a true humanitarian, devoted both to respect and duty.

"It has been said that man, by his actions, reflects the inner thoughts and state of his mind. You will recall that when Representative Aamoth was relaxed in the Speaker's Chair, great puffs of smoke from one of his many assortment of pipes would rise with rhythm to the rock of the chair, but when judge Rundle or cyclist Gackle took to the floor the great smudge at the desk would suddenly stop, and the pipe would immediately retire to the desk, the chair would cease to rock and Speaker Aamoth was at attention to take complete charge of the situation.

"Seriously, however, we, who had the privilege to serve in the 40th Legislative Session, will remember Gordy as a great and respected presiding officer.

"It is my privilege and honor to make a presentation at this time. On behalf of all assembled here and with the respect and admiration for your service to this body and the State of North Dakota, I am honored to present you with this gavel, the very one you used to rap order as Speaker of the 40th Legislative Assembly. May it always be a reminder of the friends you have gained here."

Rep. Wagner moved that the special order of business be dissolved and the House proceed with the regular business, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 84 has had the same under consideration and recommends that the Senate recede from its amendments and the Conference Committee amendments be as follows:

In line 3 delete the figure "112,573.00" and insert in lieu thereof the figure "93,573.00"

In line 5 delete the figure "37,000.00" and insert in lieu thereof the figure "18,000.00"

In line 8 delete the figure "98,233.00" and insert in lieu thereof the figure "79,233.00"

In line 12 delete the figure "112,573.00" and insert in lieu thereof the figure "93,573.00"

In line 14 delete the figure "37,000.00" and insert in lieu thereof the figure "18,000.00"

For the Senate
 Senator Luick
 Senator Kelly
 Senator Schultz

For the House
 Rep. Reimers
 Rep. Davis
 Rep. Opedahl

Rep. Reimers moved that the report be adopted, which motion prevailed.

Rep. Reimers moved that the rules be suspended, House Bill No. 84 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 84. A Bill for an Act making an appropriation for the purpose of paying salaries and other expenses of the upper great plains transportation institute.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 83; nays, 6; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Emerson | Kelsch | Sandness |
| Aas | Erickson, K. | Knudson | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Freeman | Larson, G. | Seibel |
| Austin | Froelich | Larson, L. | Somsonson |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Giffey | Lillehaugen | Stoltenow |
| Bernabucci | Goodman | Linderman | Streibel |
| Boustead | Grant | Link | Strinden |
| Bullis | Halcrow | Lundene | Swedlund |
| Bunker | Henning | Metzger | Thompson |
| Burke | Hensrud | Miedema | Thorsgard |
| Connolly | Hentges | Mueller | Tweten |
| Dahl | Hickle | Olienyk | Wagner |
| Davis | Hilleboe | Opedahl | Weber |
| Dawson | Hoffner | Peterson, J. | Welder |
| DeKrey | Hoghaug | Peterson, R. | Wells |
| Dick | Hougen | Powers | White |
| Diehl | Jenkins | Register | Wilkie |
| Dornacker | Johnson, K. | Reimers | Mr. Speaker |
| Eagles | Jones | Rivinius | |

Those voting in the negative were:

| | | | |
|--------|----------|--------|-------------|
| Aafedt | Matheny | Rundle | Solberg, O. |
| Boyum | McDonald | | |

Absent and not voting:

| | | | |
|------|----------|-----------|---------|
| Berg | Glaspey | Kingsbury | Moquist |
| Bier | Haugland | Kuehn | Stone |

Gackle

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 84 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bills Nos. 1, 2, 3, 9, 110, 166, 231, 310, 312, 371, 376 and 410.

House Bill No. 1; Vote: ayes, 39; nays, 0; absent, 10

House Bill No. 3; Vote: ayes, 43; nays, 3; absent, 3

House Bill No. 5; Vote: ayes, 39; nays, 4; absent, 6

House Bill No. 9

House Bill No. 12; Vote: ayes, 41; nays, 2; absent, 6

House Bill No. 19; Vote: ayes, 45; nays, 0; absent, 4

House Bill No. 34; Vote: ayes, 46; nays, 0; absent, 3

House Bill No. 84; Vote: ayes, 37; nays, 8; absent, 4

LEO LEIDHOLM, Secretary

Rep. Hilleboe moved that the House reconsider the action by which House Bill No. 279 lost, which motion prevailed.

Rep. Hilleboe moved that the House reconsider the action by which the Conference Committee on House Bill No. 279 was adopted, which motion prevailed.

Rep. Hilleboe moved a substitute motion that the House not adopt the Conference Committee Report on House Bill No. 279, which motion prevailed.

Rep. Hilleboe moved that the House not concur on Senate amendments to House Bill No. 279, and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

ANNOUNCEMENT

Speaker E. Johnson announced that the following Conference Committee was appointed to meet with a like committee from the Senate:

House Bill No. 279

Rep. Atkinson

Rep. Rivinius

Rep. Wm. Erickson

Rep. Streibel moved that the House stand recessed for forty-five minutes, which motion prevailed.

Rep. Streibel moved that the Conference Committee Report on House Bill No. 500 be considered at this time, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 500 has had the same under consideration and recommends that the Senate recede from its amendment, and that the engrossed bill be further amended as follows:

In the first line of the title following the word "Act" insert the following: "to provide for registration of soil and water conservation vehicles, and"

In the sixth line of the title delete the numerals "57-53-02" and the comma following

In the eighth line of the title after the word "tax" where it first appears, delete the comma following and the remainder of the line

In the ninth line of the title delete the following: "under chapter 57-52,"

Before line 1 insert the following new section:

"SECTION 1. REGISTRATION OF SOIL AND WATER CONSERVATION VEHICLES.) Trucks or combinations of trucks and trailers owned and operated by a bona fide resident of this state, but no more than one truck-tractor and lowboy trailer unit, of a gross weight of 24,001 pounds or more and used exclusively in soil and water conservation work or exclusively for township road construction work that results in direct benefits to agriculture, shall be furnished license plates upon the payment of one-half of the annual fees for such corresponding weight as provided in subdivision b of subsection 2 of section 39-04-19.

This section shall not be applicable to any trucks and trailers used in road construction work, the contract for which is in excess of three thousand dollars."

Delete lines 19 through 29, inclusive

And renumber the lines and sections accordingly.

For the Senate

Senator Decker
Senator Wilhite
Senator Rait

For the House

Rep. Goodman
Rep. Boustead
Rep. Hoffner

Rep. Goodman moved that the report be adopted, which motion prevailed.

Rep. Goodman moved that the rules be suspended, House Bill No. 500 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 500. A Bill for an Act to provide for registration of soil and water conservation vehicles, and levying additional highway users' taxes and related revenue to be used by the state, the counties and the cities to alleviate severe transportation problems in urban and rural areas and to assure that the state of North Dakota does not lose by default its share of federal highway users' revenue apportioned to it under existing and future acts of Congress, by amending and reenacting sections 57-52-04, 57-54-08, and 57-54-10 of the North Dakota Century Code, relating to special fuels tax and motor vehicle fuels tax.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 63; nays, 30; absent and not voting, 5.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aas | Erickson, W. | Leibhan | Schaffer |
| Anderson | Freeman | Lillehaugen | Seibel |
| Backes | Ganser | Linderman | Solberg, I. |
| Belter | Giffey | Link | Solberg, O. |
| Bier | Goodman | Lundene | Streibel |
| Boustead | Grant | McDonald | Strinden |
| Boyum | Haugland | Metzger | Swedlund |

| | | | |
|--------------|------------|--------------|-------------|
| Bullis | Henning | Miedema | Thompson |
| Bunker | Hickle | Olienyk | Thorsgard |
| Dahl | Hoffner | Opedahl | Tweten |
| DeKrey | Hougen | Peterson, J. | Wagner |
| Dick | Jones | Powers | Weber |
| Diehl | Kelsch | Reimers | Wells |
| Dornacker | Lang | Rivinius | Wilkie |
| Emerson | Larson, G. | Sandness | Mr. Speaker |
| Erickson, K. | Larson, L. | Sanstead | |

Those voting in the negative were:

| | | | |
|------------|----------|-------------|--------------|
| Aafedt | Davis | Hilleboe | Peterson, R. |
| Aamoth | Dawson | Hoghaug | Register |
| Atkinson | Eagles | Jenkins | Rundle |
| Austin | Froelich | Johnson, K. | Simonson |
| Berg | Gackle | Kingsbury | Stoltenow |
| Bernabucci | Halcrow | Knudson | Welder |
| Burke | Hensrud | Matheny | White |
| Cannolly | Hentges | | |

Absent and not voting:

| | | | |
|---------|---------|---------|-------|
| Glaspey | Moquist | Mueller | Stone |
| Kuehn | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 500 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered its action in adopting conference committee report on Senate Bill No. 376 and has appointed a conference committee to act with a like committee from the House.

Senator Holand
 Senator Wenstrom
 Senator Lips

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 393 has had the same under consideration and recommends that the Senate recede from its amendments and House Bill No. 393 be amended as follows:

Rep. Hensrud moved to dispense with the reading of the amendments to House Bill No. 393, which motion prevailed.

In line 5 after the word "misdemeanor" insert the following: ", violation or offense on the highways, roads or streets"

In line 8 after the period insert "No conviction for speeding shall be considered when the offense was less than ten miles per hour over the limit."

In line 181 insert triple parentheses before and after the word "and"

In line 185 insert triple parentheses before and after the period and insert "; and" and the following new subsection:

"(d) The child has completed at least six hours of behind-the-wheel instruction by an instructor acceptable to the commissioner; and, the parent or guardian, at all times, shall be responsible for any and all damages growing out of the negligent operation of a motor vehicle by any such child. The provisions of this section shall not authorize the child to drive a motorcycle, commercial truck, motor bus, or taxicab."

In line 229 after the word "misdemeanor" insert the words ", violation or offense on the highways, roads or streets"

In line 232 after the following: "negligent;" insert "provided said violations or offenses do not arise out of the same accident or occurrence; or a conviction for speeding when the offense was less than ten miles per hour over the limit."

In line 233 after the word "misdemeanor" insert the words ", violation or offense on the highways, roads or streets"

In line 237 after the "period" insert the following: "; provided said violations or offenses do not arise out of the same accident or occurrence or a conviction for speeding when the offense was less than ten miles per hour over the limit"

In line 244 delete the triple parentheses before and after the words "the licensee" and before the word "and"

In line 245 delete the triple parentheses after the word "his" and delete the following: "or in person. The notice of suspension to be de--"

Delete all of lines 246 through 249

In line 250 delete the following "accordance with the provisions of this title. Upon" and the word "the"

In line 251 delete the word "commissioner"

Renumber the lines accordingly.

For the Senate

Senator Forkner
Senator Mutch
Senator Unruh

For the House

Rep. Hensrud
Rep. Schaffer
Rep. Giffey

Rep. Hensrud moved that the rules be suspended, House Bill No. 393 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 393. A Bill for an Act to amend and reenact subsection 9 of section 39-06-03, sections 39-06-14, 39-06-16, 39-06-17, 39-06-30, subsection 3 and 7 of section 39-06-32, sections 39-06-33 and 39-06-43 of the North Dakota Century Code, relating to what persons shall not be licensed, classified drivers license, exhibiting license, minimum age for drivers license, meaning of conviction, defining an habitually reckless or negligent driver, the form and effect of notice of suspension, and the period of time for extending suspension or revocation of driving privileges, and to create and enact a new section 39-06-40.1 of the North Dakota Century Code, relating to a prohibition against reproducing a drivers license and to provide a penalty.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 82; nays, 4; absent and not voting 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Erickson, K. | Lang | Sanstead |
| Aas | Freeman | Larson, G. | Schaffer |
| Anderson | Froelich | Larson, L. | Seibel |
| Austin | Gackle | Leibhan | Simonson |
| Backes | Ganser | Lillehaugen | Solberg, I. |
| Belter | Giffey | Linderman | Solberg, O. |
| Bernabucci | Goodman | Link | Stoltenow |
| Bier | Grant | Lundene | Streibel |
| Boustead | Halcrow | Matheny | Strinden |

| | | | |
|-----------|-----------|--------------|-------------|
| Boyum | Haugland | McDonald | Swedlund |
| Bullis | Henning | Metzger | Thompson |
| Bunker | Hensrud | Miedema | Thorsgard |
| Burke | Hickle | Olienyk | Tweten |
| Connolly | Hilleboe | Opedahl | Wagner |
| Dawson | Hoffner | Peterson, J. | Weber |
| DeKrey | Hoghaug | Peterson, R. | Welder |
| Dick | Hougen | Powers | Wells |
| Diehl | Jones | Register | White |
| Dornacker | Kelsch | Reimers | Wilkie |
| Eagles | Kingsbury | Sandness | Mr. Speaker |
| Emerson | Knudson | | |

Those voting in the negative were:

| | | | |
|------|------|-------------|--------|
| Berg | Dahl | Johnson, K. | Rundle |
|------|------|-------------|--------|

Absent and not voting:

| | | | |
|----------|--------------|---------|----------|
| Aamoth | Erickson, W. | Jenkins | Mueller |
| Atkinson | Glaspey | Kuehn | Rivinius |
| Davis | Hentges | Moquist | Stone |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 393 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 376 has had the same under consideration and recommends that the House recede from its amendments and that Senate Bill No. 376 be amended as follows:

In line 2 of the title of the engrossed bill delete the period and insert in lieu thereof the following language “, without additional retirement benefits as provided by section 27-17-01.”

In line 4 of the engrossed bill after the word “judge” insert the following language “serving in such capacity on and after the effective date of this Act”

In line 6 of the engrossed bill following the period insert the following language “This Act shall not be construed to increase the benefits to which retired judges of the supreme court and district courts are entitled.”

And renumber the lines accordingly.

For the Senate
 Senator Holand
 Senator Wenstrom
 Senator Lips

For the House
 Rep. Gackle
 Rep. Bullis
 Rep. Lundene

Rep. Gackle moved that the report be adopted, which motion prevailed.

Rep. Gackle moved that the rules be suspended, Senate Bill No. 376 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 376. A Bill for an Act to provide for additional compensation for the supreme and district court judges of the state, without additional retirement benefits as provided by section 27-17-01.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 76; nays, 7; absent and not voting, 15.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Diehl | Jones | Reimers |
| Aas | Dornacker | Kelsch | Rivinius |
| Anderson | Emerson | Lang | Sandness |
| Austin | Erickson, K. | Larson, G. | Sanstead |
| Belter | Freeman | Larson, L. | Schaffer |
| Berg | Froelich | Leibhan | Seibel |
| Bernabucci | Gackle | Lillehaugen | Solberg, I. |
| Bier | Ganser | Linderman | Solberg, O. |
| Boustead | Giffey | Link | Stoltenow |
| Boyum | Goodman | Lundene | Streibel |
| Bullis | Grant | Metzger | Strinden |
| Bunker | Halcrow | Miedema | Swedlund |
| Burke | Haugland | Mueller | Thompson |
| Connolly | Henning | Olienyk | Twetn |
| Dahl | Hickle | Opedahl | Wagner |
| Davis | Hoffner | Peterson, J. | Weber |
| Dawson | Hoghaug | Peterson, R. | White |
| DeKrey | Hougen | Powers | Wilkie |
| Dick | Jenkins | Register | Mr. Speaker |

Those voting in the negative were:

| | | | |
|-------------|-----------|---------|----------|
| Hentges | Kingsbury | Matheny | Simonson |
| Johnson, K. | Knudson | Rundle | |

Absent and not voting:

| | | | |
|----------|--------------|----------|-----------|
| Aafedt | Erickson, W. | Kuehn | Thorsgard |
| Atkinson | Glaspay | McDonald | Welder |
| Backes | Hensrud | Moquist | Wells |
| Eagles | Hilleboe | Stone | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 376 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Mr. President: The House has reconsidered its action by which House Bill No. 279 lost. The House has also reconsidered its action by which it adopted the Conference Committee report and refused to adopt the Conference Committee report on House Bill No. 279.

The Speaker has appointed a Conference Committee to act with a like committee from the Senate:

Rep. Atkinson
Rep. Rivinius
Rep. Wm. Erickson

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 225 has had the same under consideration and recommends that the Senate recede from its amendments and that House Bill No. 225 be amended as follows:

In line 5 after the language "FUSAL" insert the word "NOT" and delete the triple parentheses before and after the word "WITHDRAWN" and delete the word "PRESUMED" and after the word "is" insert the word "dead."

In line 7 after the word "deemed" insert the word "not" and delete the triple parentheses before the word "withdrawn"

In line 9 insert triple parentheses before and after the word "not" and after the word "given" delete the triple parentheses and insert a period and delete the remainder of the line

Delete all of lines 10 and 11

In line 20 after the comma delete the words "which report shall be"
In line 21 after the word "days" insert the words "after the refusal" and after the comma insert the word "showing"

And renumber the lines accordingly.

For the Senate

Senator Meschke
Senator Freed
Senator Chesrown

For the House

Rep. Boustead
Rep. Giffey
Rep. Metzger

Rep. Metzger moved that the report be adopted, which motion prevailed.

Rep. Boustead moved that the rules be suspended, House Bill No. 225 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 225. A Bill for an Act to amend and reenact sections 39-20-03, 39-20-04, and 39-20-05 of the North Dakota Century Code, relating to the consent to a chemical test to determine the alcoholic content of blood, the filing of affidavits when there has been a refusal to submit to such chemical test, and the time for conducting administrative hearings.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 1; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Register |
| Aamoth | Emerson | Kelsch | Rivinius |
| Anderson | Erickson, K. | Kingsbury | Runde |
| Austin | Erickson, W. | Knudson | Sandness |
| Belter | Freeman | Lang | Sanstead |
| Berg | Froelich | Larson, G. | Schaffer |
| Bernabucci | Gackle | Larson, L. | Seibel |
| Bier | Ganser | Leibhan | Simonson |
| Boustead | Giffey | Lillehaugen | Solberg, I. |
| Boyum | Goodman | Linderman | Solberg, O. |
| Bullis | Grant | Link | Stoltenow |
| Bunker | Halcrow | Lundene | Streibel |
| Burke | Haugland | Matheny | Strinden |
| Connolly | Henning | McDonald | Swedlund |
| Dahl | Hentges | Metzger | Thompson |
| Davis | Hickle | Miedema | Thorsgard |
| Dawson | Hoffner | Mueller | Twetén |
| DeKrey | Hoghaug | Opedahl | Wagner |
| Dick | Hougen | Peterson, J. | White |
| Diehl | Jenkins | Peterson, R. | Wilkie |
| Dornacker | Johnson, K. | Powers | Mr. Speaker |

Those voting in the negative were:

Welder

Absent and not voting:

| | | | |
|----------|----------|---------|-------|
| Aas | Hensrud | Moquist | Stone |
| Atkinson | Hilleboe | Olienyk | Weber |
| Backes | Kuehn | Reimers | Wells |
| Glaspey | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 225 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE SENATE**Senate Chamber**

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered its action in adopting Conference Committee report on House Bill No. 279

And the President appointed as a new Conference Committee.

Senator Sands
Senator Stroup
Senator Van Horn

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 304 has had the same under consideration and recommends that the House do concur with the Senate amendments.

For the Senate

Senator Trenbeath
Senator Jacobson
Senator Berube

For the House

Rep. Jones
Rep. Wells
Rep. W. Erickson

Rep. Jones moved that the report be adopted, which motion prevailed.

Rep. Jones moved that the rules be suspended, House Bill No. 304 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 304. A Bill for an Act to levy a tax on the sale of flaxseed for the purpose of creating a fund to be used for flax utilization research, and appropriating money from the fund to the economic development commission to carry on such research.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, by the Senate, the roll was called and there were ayes, 85; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|-------------|-------------|
| Aafedt | Emerson | Kelsch | Register |
| Aamoth | Erickson, K. | Kingsbury | Rivinius |
| Anderson | Erickson, W. | Knudson | Rundle |
| Austin | Freeman | Lang | Sandness |
| Belter | Froelich | Larson, G. | Sanstead |
| Berg | Gackle | Larson, L. | Schaffer |
| Bernabucci | Ganser | Leibhan | Seibel |
| Bier | Giffey | Lillehaugen | Simonson |
| Boustead | Goodman | Linderman | Solberg, I. |

| | | | |
|-----------|-------------|--------------|-------------|
| Boyum | Grant | Link | Stoltenow |
| Bullis | Halcrow | Lundene | Streibel |
| Bunker | Haugland | Matheny | Strinden |
| Burke | Henning | McDonald | Swedlund |
| Connolly | Hentges | Metzger | Thompson |
| Dahl | Hickle | Miedema | Thorsgard |
| Davis | Hoffner | Mueller | Tweten |
| Dawson | Hoghaug | Olienyk | Wagner |
| DeKrey | Hougen | Opedahl | Welder |
| Dick | Jenkins | Peterson, J. | White |
| Diehl | Johnson, K. | Peterson, R. | Wilkie |
| Dornacker | Jones | Powers | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

Solberg, O.

Absent and not voting:

| | | | |
|----------|----------|---------|-------|
| Aas | Glaspey | Kuehn | Stone |
| Atkinson | Hensrud | Moquist | Weber |
| Backes | Hilleboe | Reimers | Wells |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 304 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Boustead moved that the House reconsider the action by which Senate Bill No. 27 was lost, which motion prevailed.

Rep. Boustead moved that the rules be suspended, Senate Bill No. 27 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 27. A Bill for an Act making an appropriation for salaries and expenses of the governor's council on human resources.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 72; nays, 16; absent and not voting, 10.

Those voting in the affirmative were:

| | | | |
|-----------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Sandness |
| Aamoth | Emerson | Lang | Sanstead |
| Anderson | Erickson, K. | Larson, L. | Schaffer |
| Austin | Erickson, W. | Leibhan | Seibel |
| Backes | Freeman | Lillehaugen | Solberg, I. |
| Belter | Froelich | Linderman | Solberg, O. |
| Berg | Gackle | Link | Stoltenow |
| Bier | Giffey | Lundene | Streibel |
| Boustead | Goodman | Metzger | Strinden |
| Bullis | Grant | Miedema | Swedlund |
| Bunker | Halcrow | Mueller | Thompson |
| Burke | Haugland | Olienyk | Thorsgard |
| Connolly | Henning | Opedahl | Tweten |
| Dahl | Hilleboe | Peterson, J. | Wagner |
| DeKrey | Hoffner | Peterson, R. | Weber |
| Dick | Hoghaug | Powers | Welder |
| Diehl | Hougen | Register | Wilkie |
| Dornacker | Jones | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|---------|------------|---------|
| Bernabucci | Hentges | Knudson | Reimers |
| Davis | Hickle | Larson, G. | Rundle |

| | | | |
|-------------------------------|-------------|----------|----------|
| Dawson | Johnson, K. | Matheny | Simonson |
| Ganser | Kingsbury | McDonald | White |
| Absent and not voting: | | | |
| Aas | Glaspey | Kuehn | Stone |
| Atkinson | Hensrud | Moquist | Wells |
| Boyum | Jenkins | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 27 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on

House Bill No. 509: Vote: Ayes, 21; nays, 22; absent, 6
(Failed to pass)

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on

Senate Bill No. 14
House Bill No. 225: Vote: Ayes, 38; nays, 5; absent, 6
House Bill No. 368: Vote: Ayes, 42; nays, 0; absent, 7
House Bill No. 341: Vote: Ayes, 42; nays, 0; absent, 7
House Bill No. 393: Vote: Ayes, 41; nays, 0; absent, 8
House Bill No. 500: Vote: Ayes, 32; nays, 13; absent, 4

LEO LEIDHOLM, Secretary

Rep. Reimers moved that House Bill No. 5 be placed at the head of the calendar, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 5 has had the same under consideration and recommends that the Senate recede from its amendments and the Conference Committee amendments be as follows:

In line 15 delete the figure "350,234.00" and insert in lieu thereof the figure "370,234.00"

In line 19 delete the figure "367,734.00" and insert in lieu thereof the figure "387,734.00"

In line 24 delete the figure "19,000.00" and insert in lieu thereof the figure "22,000.00"

In line 26 delete the figure "50,680.00" and insert in lieu thereof the figure "53,680.00"

In line 29 delete the figure "632,070.00" and insert in lieu thereof the figure "708,070.00"

In line 31 delete the figure "107,900.00" and insert in lieu thereof the figure "122,560.00"

In line 32 delete the figure "789,970.00" and insert in lieu thereof the figure "880,630.00"

In line 33 delete the figure "1,208,384.00" and insert in lieu thereof the figure "1,322,044.00"

For the Senate
Senator Holand
Senator Lips
Senator Wenstrom

For the House

Rep. Reimers
Rep. Powers
Rep. Opedahl

Rep. Reimers moved that the report be adopted.

Rep. Reimers requested unanimous consent of the House to further amend House Bill No. 5, which request was granted.

Rep. Reimers moved that the following amendments to the Conference Committee Report on House Bill No. 5 be adopted:

Delete lines 17 and 18 from the Conference Committee Report which states:

"In line 31 delete the figure '107,900.00' and insert in lieu thereof the figure '122,560.00'"

In line 22 of the Conference Committee Report, delete the figure "1,322,044.00" and insert in lieu thereof "1,307,384.00"

Rep. Reimers motion prevailed.

Rep. Reimers then moved that the amended Conference Committee Report on House Bill No. 5 be adopted, which motion prevailed.

Rep. Reimers moved that the rules be suspended, House Bill No. 5 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 5. A Bill for an Act to appropriate money for the expenses of the judicial branch of government, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 84; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|--------------|--------------|-------------|
| Aafedt | Dornacker | Kelsch | Rivinius |
| Aarnoth | Eagles | Knudson | Sandness |
| Aas | Emerson | Lang | Sanstead |
| Anderson | Erickson, K. | Larson, G. | Schaffer |
| Austin | Freeman | Larson, L. | Seibel |
| Backes | Froehlich | Leibhan | Solberg, I. |
| Belter | Gackle | Lillehaugen | Solberg, O. |
| Berg | Ganser | Linderman | Stoltenow |
| Bier | Giffey | Link | Streibel |
| Boustead | Goodman | Lundene | Strinden |
| Boyum | Grant | McDonald | Swedlund |
| Bullis | Halcrow | Metzger | Thompson |
| Bunker | Henning | Miedema | Thorsgard |
| Burke | Hentges | Mueller | Tweten |
| Connolly | Hickle | Olienyk | Wagner |
| Dahl | Hoffner | Opedahl | Weber |
| Davis | Hoghaug | Peterson, J. | Welder |
| Dawson | Hougen | Peterson, R. | Wells |
| DeKrey | Jenkins | Powers | White |
| Dick | Johnson, K. | Register | Wilkie |
| Diehl | Jones | Reimers | Mr. Speaker |

Those voting in the negative were:

| | | | |
|--------------|---------|--------|----------|
| Erickson, W. | Matheny | Rundle | Simonson |
| Kingsbury | | | |

Absent and not voting:

| | | | |
|------------|----------|----------|---------|
| Atkinson | Haugland | Hilleboe | Moquist |
| Bernabucci | Hensrud | Kuehn | Stone |
| Glaspey | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that House Bill No. 5 be messaged to the Senate immediately, which motion prevailed.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House stand adjourned, which motion prevailed.

ROY GILBREATH, Chief Clerk

SIXTIETH DAY

Bismarck, March 18, 1969

The House convened at 2:00 P.M., with Speaker E. Johnson presiding.

Prayer was offered by Rep. Dick.

Roll was called and all members were present except Reps. Atkinson, Glaspey, Haugland, Hensrud, Kuehn, Moquist, and Stone.

A quorum was declared by Speaker E. Johnson.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-eighth Day After Recess and Fifty-ninth Day and the Fifty-ninth Day After Recess and recommends that the same be corrected as follows:

Page 1440, delete lines 52, 53, 54 and 55, and on Page 1441 delete lines 2 and 3, and insert in lieu thereof "House Bill No. 25" and the proper title for House Bill No. 25

Page 1453, line 58, delete "as printed on"

Page 1453, line 59, delete "page 953 of the Senate Journal"

In the Journal of the Fifty-sixth Day After Recess and Fifty-seventh Day, correct as follows:

Pages 1253, delete the last four lines.

Page 1254, delete line 2.

And when so corrected recommends that the same be approved.

REP. STONE, Chairman

Rep. Belter moved that the report be adopted, which motion prevailed.

MOTIONS

Rep. Bier moved that the House concur in the Senate amendments to House Bill No. 388, which motion prevailed.

Rep. Bier moved that the rules be suspended, and House Bill No. 388 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 388. A Bill for an Act to create and enact sections 54-52-02.1 and 54-52-02.2 of the North Dakota Century Code; to amend and reenact subsections 3, 6, 7 and 11 of section 54-52-01, section 54-52-03, subsection 6 of section 54-52-04, sections 54-52-05, 54-52-06, 54-52-07, 54-52-10, 54-52-11, and 54-52-22; and to repeal section 54-52-24 of the North Dakota Century Code, relating to the employees retirement system, extending the membership therein to county, city, and non-certified school district employees.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 88; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Reimers |
| Aas | Erickson, K. | Kingsbury | Rivinius |
| Anderson | Erickson, W. | Knudson | Rundle |
| Austin | Freeman | Lang | Sandness |
| Backes | Froelich | Larson, G. | Sanstead |
| Belter | Gackle | Larson, L. | Schaffer |
| Berg | Ganser | Leibhan | Seibel |
| Bernabucci | Giffey | Lillehaugen | Simonson |
| Bier | Goodman | Linderman | Solberg, O. |
| Boustead | Grant | Link | Streibel |
| Boyum | Halcrow | Lundene | Strinden |
| Bullis | Haugland | Matheny | Swedlund |
| Bunker | Henning | McDonald | Thompson |
| Burke | Hentges | Metzger | Thorsgard |
| Connolly | Hickle | Miedema | Tweten |
| Dahl | Hilleboe | Mueller | Wagner |
| Davis | Hoffner | Olienyk | Weber |
| Dawson | Hoghaug | Opedahl | Welder |
| DeKrey | Hougen | Peterson, J. | Wells |
| Dick | Jenkins | Peterson, R. | White |
| Diehl | Johnson, K. | Powers | Wilkie |
| Eagles | Jones | Register | Mr. Speaker |

Those voting in the negative were:

Stoltenow

Absent and not voting:

| | | | |
|-----------|---------|---------|-------------|
| Aamoth | Glaspay | Kuehn | Solberg, I. |
| Atkinson | Hensrud | Moquist | Stone |
| Dornacker | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 388 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Rundle moved that House Concurrent Resolution No. 46 be printed in its entirety in the Journal, which motion prevailed.

HOUSE CONCURRENT RESOLUTION No. 46

(Rundle, K. Johnson)

A concurrent resolution paying tribute to North Dakota men who have died in Vietnam.

WHEREAS, since the adjournment of the Fortieth Legislative Assembly, many of North Dakota's finest young men have been called upon to fight those forces which would engulf the world and this Country in slavery; and

WHEREAS, it is the intention of the members of the Forty-first Legislative Assembly, acting as the representatives of all of the people of the state of North Dakota, not to let those brave, courageous, and valorous men go unrecognized who, in performing their duty, made that supreme sacrifice which men of their stature have been called down through our country's history to make for the right to be free;

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

That the Forty-first Legislative Assembly of the state of North Dakota hereby pays solemn tribute to;

PFC ROGER D. ALBERTS, Ft. Totten
CAPT THOMAS E. ALDERSON, Grand Forks
PFC DALE H. AMUNDSON, Finley
PFC WILLIAM P. BACKER, Mandan
CAPT ERNEST E. BARTOLINA, JR., Bismarck
PFC KENYON E. BEAN, Williston
SGT ELROY E. BEIER, Langdon
LT GLENN BELCHER, Fessenden
PFC PETER BINSTOCK, JR., New England
MAJ RONALD D. BOND, Fargo
SGT CURTIS E. BOOTS, Watford City
PFC RICHARD L. BORGMAN, Minot
PFC WESLEY C. BRENNON, Larson
WO JOHN W. BRINKMEYER, New England
CPL LAWRENCE D. BROWNOTTER, Bullhead
CAPT DAVID A. BUJALSKI, Carrington
MAJ ROBERT H. CARROLL, Carrington
HM1 LESLIE L. CARTER, Jamestown
SFC PAUL F. CHARNETZKI, Valley City
ADJ2 CHESTER L. COONS, Bismarck
SP4 CHRISTOPHER W. DAVIS, Belcourt
SP4 DAVID R. DE PRIEST, Rugby
SMAJ FRANCIS E. DOWLING, Cooperstown
HM3 KURT W. DUNCAN, Fargo
DONALD D. DURANT, Bismarck
JO1 WILLIAM C. ECKES, Beach
LCPL STEPHEN J. EICHELBERGER, Fargo
SGT JEROME W. ELLENSEN, Walcott
YN2 JOEL A. ELLINGTON, Rolette
SGT WARD C. EVANS, Fargo
SN MICHAEL A. EVENSON, Lakota
SSGT ZLATKO M. FAKIN, Cogswell
PFC JAMES C. FREIDT, Grand Forks
CPL NORBERT L. FROEHLICH, Belfield
SP4 RAPHEAL J. FROST, Hunter
SGT ARLAN D. GABLE, Rolette
CPL RICHARD J. GAFFANEY, JR., Fargo
CAPT FRANCIS E. GEIGER, Dickinson
PFC RONALD C. GOODIRON, Shields
MAJ VIRGIL R. GREANY, Rugby
A1C ROBERT G. GREENE, Williston
SP4 STEPHEN J. GROTH, JR., Enderlin
SP4 DAVID P. HAEGELE, Napoleon
SEAMAN MITCHELL C. HANSEY, Scranton
PFC DALE G. HELGESSON, Grand Forks
LT MICHAEL F. HENDRICKSON, Fargo
SP4 DAN L. HERDEBU, Baldwin
1LT RODGER R. HERTEL, Portal
SFC LOUIS HILLYER, Monango
CAPT ROBERT J. HIMLER, Williston
HN MICHAEL D. HIMMERICK, Valley City
SGT GENE E. HONCHAROFF, Max
SP4 RICHARD D. HOVLAND, Williston
CPL GERALD A. IVERSON, Oakes
PFC FRED W. JANSONIUS, Jamestown
PVT KENNETH L. JOHNER, Noonan
BULCN MELVIN JOHNSON, Minot
SFC GERHARDT JUST, Wishek
LCPL DOUGLAS M. KELLY, Dickinson
PFC DAVID L. KIRKEBY, Drayton
PFC GARRY D. KLEIN, Mott
SGT GERALD D. KLEIN, Raleigh
PFC TERRANCE P. KLEIN, Dickinson

PFC DAVID B. KLINE, Hurdsfield
 SP4 DOUGLAS C. KLOSE, Jamestown
 1LT ROGER D. KNUDTSON, Fairfield
 PFC RAYMOND E. DRAMER, New Salem
 PFC FLORIAN H. KUSS, Strasburg
 SP4 DAVID J. LATRAILLE, Grafton
 1LT MELVIN D. LEMBKE, Grand Forks
 SGT JAMES M. LEVINGS, Newtown
 PVT EUGENE L. LAVOY, JR., Grand Forks
 LCPL GARY W. LINDSAY, Grand Forks
 PFC LEON L. LOCHTHOWE, Minot
 CAPT GARY D. LOKKEN, Bowman
 CPL GREGORY H. LUNDE, Westhope
 WO JAMES MC ALEER III, Steele
 MSGT PATRICK J. MC CABE, Bismarck
 PFC RALPH C. MC COWAN, Trenton
 PFC MICHAEL F. MEYHOFF, Center
 PFC GARY F. MYERS, Ft. Yates
 1LT DAVID J. NESSET, Fargo
 PFC DAN L. NEUENSCHWANDER, Fessenden
 CMDR DELBERT A. OLSON, Casselton
 PFC LARRY R. OLSON, McHenry
 PFC RICHARD J. OLSON, Grand Forks
 SP4 RICHARD W. ORSUND, Grafton
 MAJ CHESTER M. OVNAND, Devils Lake
 PFC ALLEN W. PORTER, Carson
 SP5 JOHN V. RAAUM, LaMoure
 PFC DEWAYNE M. SELBY, Bismarck
 PFC THOMAS A. SENNE, Valley City
 LCPL LARRY J. SIKORSKI, Fairmount
 1LT ROBERT J. SIME, Tolna
 PFC DONALD J. SOBY, Rugby
 PFC RONALD G. STOLTENOW, Hankinson
 WO ROBERT L. STOREY, Grand Forks
 SP4 JOHN R. TAGUE, Burlington
 SGT JOHN C. TINGLEY, Kathryn
 PFC GEORGE E. TONGEN, Walhalla
 SGT RICHARD F. TRISKE, Grand Forks
 SGT ARLEN TUTTLE, Valley City
 SP4 GEORGE E. VALKER III, Minot
 DURWOOD W. VERRETT, Bismarck
 PFC MURRAY D. VIDLER, Fargo
 SP4 MICHAEL VILLAREAL, Grand Forks
 SP4 ROY C. WAGNER, Bismarck
 SGT WARD G. WALTER, Minot
 PFC LARRY L. WARBIS, Haynes
 SSGT THOMAS A. WELKER, Minot
 SP4 CHARLES D. WENDT, Dickinson
 SP4 VERNON E. WHETHAM, Cando
 CPL NORMAN P. WILLIAMS, Maddock
 LCPL MICHAEL F. WOLF, Beulah
 PFC PAUL H. WOLOS, Fargo
 SMAJ LAURENCE C. ZIETLOW, New Salem

for their sacrifice in helping to keep the United States of America and other freedom-loving countries of this world from becoming slaves of those forces which would strip the human race of its God-given right to be free men; and

BE IT FURTHER RESOLVED, that the people of the state of North Dakota hereby join together to express their deepest sympathy to the parents and relatives of these brave men and to express to them their fervent belief that these men did not die in vain; and

BE IT FURTHER RESOLVED, that the Secretary of State send enrolled copies of this resolution to the parents and wives of these men to whom the people of this state owe so much.

ERNEST E. JOHNSON, Speaker of the House
ROY GILBREATH, Chief Clerk of the House
RICHARD LARSEN, President of the Senate
LEO LEIDHOLM, Secretary of the Senate

POINT OF PERSONAL PRIVILEGE

Rep. Dahl stated that at this time in Gwinner, North Dakota, funeral services are being conducted for Daniel Hanson, a Viet Nam War casualty. Rep. Dahl had requested that this name be added to House Concurrent Resolution No. 46, which was not possible at this time.

MOTIONS

Rep. Halcrow moved the House reconsider the action by which House Bill No. 3 was passed, which motion prevailed.

Rep. Halcrow moved that the House reconsider the action by which the Conference Committee on House Bill No. 3 was adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 3 has had the same under consideration and recommends that the Senate recede from its amendments as printed on page 901 of the Senate Journal and that the engrossed bill be further amended as follows:

In line 32 delete the figure "22,000.00" and insert in lieu thereof the figure "24,000.00"

In line 39 delete the figure "619,457.00" and insert in lieu thereof the figure "629,457.00"

In line 43 delete the figure "775,160.00" and insert in lieu thereof the figure "785,160.00"

In line 57 delete the figure "364,463.00" and insert in lieu thereof the figure "331,463.00"

In line 60 delete the figure "96,000.00" and insert in lieu thereof the figure "94,272.00"

In line 63 delete the figure "472,463.00" and insert in lieu thereof the figure "437,735.00"

In line 73 delete the figure "553,634.00" and insert in lieu thereof the figure "453,634.00"

In line 76 delete the figure "100,000.00" and insert in lieu thereof the figure "94,200.00"

In line 77 delete the figure "42,000.00" and insert in lieu thereof the figure "40,400.00"

In line 78 delete the figure "10,000.00" and insert in lieu thereof the figure "7,000.00"

In line 80 delete the figure "716,134.00" and insert in lieu thereof the figure "605,734.00"

In line 100 delete the figure "264,541.00" and insert in lieu thereof the figure "253,946.00"

In line 101 delete the figure "96,666.00" and insert in lieu thereof the figure "69,666.00"

In line 103 delete the underline below the figure "2,000.00"

After line 103 add the following new line:

"103A Data Processing10,595.00"

In line 104 delete the figure "371,207.00" and insert in lieu thereof the figure "344,207.00"

In line 112 delete the figure "2,997,434.00" and insert in lieu thereof the figure "2,835,306.00"

Delete all of lines 128 through 141, inclusive, and insert in lieu thereof the following:

"SECTION 6.) It is the intent of the legislature that the \$110,400.00 deleted from the budget of the state laboratories department be for reducing inspections and regulatory activities relating to petroleum and petroleum products under the provisions of chapter 19-10 of the North Dakota Century Code or any other provision of law."

And renumber the lines accordingly.

For the Senate
 Senator Luick
 Senator Melland
 Senator Coughlin

For the House
 Rep. Halcrow
 Rep. Reimers
 Rep. Opedahl

Rep. Halcrow moved that the report be adopted, which motion prevailed.

Rep. Halcrow moved that the rules be suspended, House Bill No. 3 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 3. A Bill for an Act to appropriate money for the expenses of the regulatory departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 85; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Kelsch | Rivinius |
| Aamoth | Emerson | Kingsbury | Rundle |
| Aas | Erickson, K. | Knudson | Sandness |
| Anderson | Erickson, W. | Lang | Sanstead |
| Atkinson | Freeman | Larson, G. | Schaffer |
| Austin | Froelich | Larson, L. | Seibel |
| Backes | Gackle | Leibhan | Simonson |
| Belter | Ganser | Lillehaugen | Solberg, I. |
| Berg | Giffey | Linderman | Solberg, O. |
| Bernabucci | Grant | Link | Stoltenow |
| Boustead | Halcrow | Lundene | Streibel |
| Boyum | Haugland | Matheny | Strinden |
| Bullis | Henning | McDonald | Swedlund |
| Bunker | Hensrud | Metzger | Thompson |
| Burke | Hentges | Miedema | Tweten |
| Connolly | Hickle | Mueller | Wagner |
| Dahl | Hilleboe | Olienyk | Weber |
| Davis | Hoffner | Opedahl | Welder |
| Dawson | Hougen | Peterson, J. | White |
| DeKrey | Johnson, K. | Powers | Wilkie |
| Diehl | Jones | Register | Mr. Speaker |
| Dornacker | | | |

Absent and not voting:

| | | | |
|---------|---------|--------------|-----------|
| Bier | Hoghaug | Moquist | Stone |
| Dick | Jenkins | Peterson, R. | Thorsgard |
| Glaspay | Kuehn | Reimers | Wells |
| Goodman | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 3 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 368 has had the same under consideration and recommends:

Rep. Leibhan moved to dispense with the reading of the amendments to House Bill No. 368, which motion prevailed.

That the House concur with the Senate amendments and further amends as follows:

In line 26 insert triple parentheses before the word "not" and after the word "exceed" and insert in lieu thereof the word "equal".

In line 28 insert triple parentheses before the word "not" and after the word "exceed" and insert in lieu thereof the word "equal"

In line 33 after the word "fund" delete the comma and insert in lieu thereof the word "and"

In line 34 after the words "funds" insert a period and delete the following language: "double the annual expenditures of"

In line 35 delete the triple parentheses after the first word "and" and delete the following language: "double the"

In line 36 delete the word "tax" and insert triple parentheses after the period

In line 36 before the word "Districts" insert the following:

"To such average current operating expense in the county shall be added double the statewide total of all school districts' annual expenditures from sinking and interest funds plus double the statewide total of all school districts' annual tax receipts to the building funds divided by the average daily membership of the state which shall be the average cost per pupil for tuition purposes in the county."

In line 73 delete the triple parentheses before and after the word "shall" and delete the word "may"

Delete all of lines 74 through 75

In line 77 delete the triple parentheses before and after the word "shall" and delete the word "may"

In line 78 delete the triple parentheses before and after the word "shall" and delete the word "may"

In line 80 after the period insert the following language:

"It is the intent of the legislative assembly that school districts educating pupils in other school districts shall pay the full cost of education."

In line 81 delete the triple parentheses before and after the word "shall"; delete the word "may" and insert in lieu thereof the following language: "be determined on the basis of average daily membership and shall"; after the word "include" and before the word "expenditures" insert the word "annual"; and after the word "general" insert the following language:

"fund and annual education expenditures from all special funds. To such average current operating expense in the county shall be added double the statewide total of all school districts' annual

expenditures from sinking and interest funds plus double the state-wide total of all school districts' annual tax receipts to the building funds divided by the average daily membership of the state which shall be the average cost per pupil for tuition purposes in the county."

In line 82 insert triple parentheses before the first word "and" and after the word "building"

In line 83 place triple parentheses before the word "fund" and after the period.

In line 83 delete the following language: **"It is the intent of the legislative assembly that school"**

Delete lines 84 through 88

In line 89 delete the following language: **"of the building fund."** and after the word "charges" delete the following language: **“, if any,”**

In line 104 delete the word **“school”** and after the word **“education”** delete the following language: **“, but which”**

Delete line 105

In line 106 delete the following language: **“15-41-24 and 15-41-25 of the North Dakota Century Code”**

In line 107 delete the triple parentheses before the second word **“the”**

In line 108 delete the triple parentheses after the word **“student”** and delete the following language: **“such school district”**

Delete line 111

In line 112 delete the following: **“15-41-24 and 15-41-25 of the North Dakota Century Code”**

In line 128 delete the following language: **“, not”**

Delete line 129

In line 130 delete the following language: **“the North Dakota Century Code,”**

In line 153 delete the following language: **“A student from a high school district”**

Delete lines 154 through 158

And renumber the lines accordingly.

For the Senate
 Senator Ruemmele
 Senator G. Larson
 Senator Jacobson

For the House
 Rep. Liebhan
 Rep. Swedlund
 Rep. Hougen

Rep. Leibhan moved that the report be adopted, which motion prevailed.

Rep. Leibhan moved that the rules be suspended, House Bill No. 368 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 368. A Bill for an Act to amend and reenact subsection 14 of section 15-29-08 and section 15-40-17 of the North Dakota Century Code, relating to payment of tuition.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 75; nays, 12; absent and not voting, 11.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Eagles | Jones | Rundle |
| Aamoth | Emerson | Kelsch | Sandness |
| Aas | Erickson, K. | Knudson | Sanstead |
| Anderson | Erickson, W. | Lang | Schaffer |
| Atkinson | Freeman | Larson, G. | Solberg, I. |
| Austin | Froelich | Leibhan | Solberg, O. |
| Backes | Gackle | Lillehaugen | Stoltenow |
| Belter | Ganser | Linderman | Streibel |
| Bernabucci | Giffey | Link | Swedlund |
| Bier | Grant | Matheny | Thompson |
| Boyum | Halcrow | McDonald | Thorsgard |
| Bullis | Haugland | Metzger | Twetten |
| Bunker | Henning | Olienyk | Wagner |
| Burke | Hensrud | Opedahl | Weber |
| Dahl | Hentges | Peterson, J. | Welder |
| Dawson | Hilleboe | Powers | White |
| DeKrey | Hoffner | Register | Wilkie |
| Diehl | Hoghaug | Reimers | Mr. Speaker |
| Dornacker | Hougen | Rivinius | |

Those voting in the negative were:

| | | | |
|----------|-------------|--------------|----------|
| Berg | Goodman | Kingsbury | Simonson |
| Connolly | Hickle | Peterson, R. | Strinden |
| Davis | Johnson, K. | Seibel | Wells |

Absent and not voting:

| | | | |
|----------|------------|---------|---------|
| Boustead | Jenkins | Lundene | Mueller |
| Dick | Kuehn | Miedema | Stone |
| Glaspey | Larson, L. | Moquist | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 368 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Rep. Reimers moved to reconsider the action by which House Bill No. 5 was passed, which motion prevailed.

Rep. Reimers moved to reconsider the action by which the Conference Committee Report on House Bill No. 5 was adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 5 has had the same under consideration and recommends that the Senate recede from its amendments and the Conference Committee amendments be as follows:

In line 15 delete the figure \$350,234.00 and insert in lieu thereof the figure \$370,234.00.

In line 19 delete the figure \$367,734.00 and insert in lieu thereof the figure \$387,734.00.

In line 24 delete the figure \$19,000.00 and insert in lieu thereof the figure \$22,000.00.

In line 26 delete the figure \$50,680.00 and insert in lieu thereof the figure \$53,680.00.

In line 29 delete the figure \$632,070.00 and insert in lieu thereof the figure \$708,070.00.

In line 32 delete the figure \$789,970.00 and insert in lieu thereof the figure \$880,630.00.

In line 33 delete the figure \$1,208,384.00 and insert in lieu thereof the figure \$1,307,384.00.

For the Senate
 Senator Holand
 Senator Lips
 Senator Wenstrom

For the House
Rep. Reimers
Rep. Powers
Rep. Opedahl

Rep. Reimers moved that the report be adopted, which motion prevailed.

Rep. Reimers moved that the rules be suspended, House Bill No. 5 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 5. A Bill for an Act to appropriate money for the expenses of the judicial branch of government, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 82; nays, 4; absent and not voting, 12.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aamoth | Eagles | Johnson, K. | Register |
| Anderson | Emerson | Jones | Reimers |
| Atkinson | Erickson, K. | Knudson | Rivinius |
| Austin | Erickson, W. | Lang | Schaffer |
| Backes | Freeman | Larson, G. | Seibel |
| Belter | Froelich | Larson, L. | Solberg, I. |
| Berg | Gackle | Leibhan | Solberg, O. |
| Bernabucci | Ganser | Lillehaugen | Stoltenow |
| Bier | Giffey | Linderman | Streibel |
| Boustead | Goodman | Link | Strinden |
| Boyum | Grant | Lundene | Swedlund |
| Bullis | Halcrow | McDonald | Thompson |
| Bunker | Haugland | Metzger | Thorsgard |
| Burke | Henning | Miedema | Tweten |
| Connolly | Hensrud | Mueller | Wagner |
| Dahl | Hentges | Olienyk | Weber |
| Davis | Hickle | Opedahl | Welder |
| Dawson | Hilleboe | Peterson, J. | Wells |
| DeKrey | Hoffner | Peterson, R. | Wilkie |
| Diehl | Hoghaug | Powers | Mr. Speaker |
| Dornacker | Hougen | | |

Those voting in the negative were:

| | | | |
|------------------------|---------|----------|----------|
| Kingsbury | Matheny | Rundle | Simonson |
| Absent and not voting: | | | |
| Aafedt | Glaspey | Kuehn | Sanstead |
| Aas | Jenkins | Moquist | Stone |
| Dick | Kelsch | Sandness | White |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 5 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 341 has had the same under consideration and recommends that the House recede from its amendments and that the House concur with the Senate amendments.

For the Senate
 Senator Butler
 Senator Thoreson
 Senator Rait

For the House
 Rep. Goodman
 Rep. Dahl
 Rep. Wilkie

Rep. Goodman moved that the report be adopted.

Rep. Goodman moved that House Bill No. 341 be laid on the table, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 460 has had the same under consideration and recommends that the House concur with the Senate amendments.

For the Senate
 Senator Forkner
 Senator Kautzmann
 Senator Mutch

For the House
 Rep. Hentges
 Rep. Matheny
 Rep. I. Solberg

Rep. Hentges moved that the report be adopted, which motion prevailed.

Rep. Hentges moved that the rules be suspended, House Bill No. 460 be considered properly engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 460. A Bill for an Act to amend and reenact section 46-02-19 of the North Dakota Century Code, relating to the placing of names on public documents by public officials.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 69; nays, 15; absent and not voting, 14.

Those voting in the affirmative were:

| | | | |
|------------|-------------|-------------|-------------|
| Aafedt | Gackle | Lang | Sandness |
| Aamoth | Ganser | Larson, G. | Sanstead |
| Aas | Goodman | Larson, L. | Schaffer |
| Anderson | Grant | Leibhan | Seibel |
| Austin | Haugland | Lillehaugen | Solberg, I. |
| Backes | Henning | Linderman | Stoltenow |
| Belter | Hensrud | Link | Streibel |
| Bernabucci | Hentges | Matheny | Strinden |
| Boustead | Hickle | McDonald | Swedlund |
| Bullis | Hilleboe | Metzger | Thompson |
| Connolly | Hoffner | Miedema | Thorsgard |
| Davis | Hoghaug | Mueller | Tweten |
| Dawson | Hougen | Olienyk | Wagner |
| DeKrey | Johnson, K. | Powers | Weber |
| Diehl | Jones | Register | Wells |
| Emerson | Kingsbury | Rivinius | White |
| Freeman | Knudson | Rundle | Mr. Speaker |
| Froelich | | | |

Those voting in the negative were:

| | | | |
|-------|--------------|--------------|-------------|
| Berg | Erickson, W. | Opedahl | Solberg, O. |
| Boyum | Giffey | Peterson, J. | Welder |

| | | | |
|-------------------------------|-----------|--------------|---------|
| Burke | Halcrow | Peterson, R. | Wilkie |
| Erickson, K. | Lundene | Simonson | |
| Absent and not voting: | | | |
| Atkinson | Dick | Jenkins | Moquist |
| Bier | Dornacker | Kelsch | Reimers |
| Bunker | Eagles | Kuehn | Stone |
| Dahl | Glaspey | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 460 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 14 has had the same under consideration and recommends that the House recede from its amendments and the Conference Committee amendments be as follows:

In line 4 delete the figure "105,391,184.00" and insert in lieu thereof the figure "113,453,982.00"

In line 10 delete the figure "21,385,964.00" and insert in lieu thereof the figure "21,465,866.00"

In line 13 delete the figure "3,238,960.00" and insert in lieu thereof the figure "3,303,223.00"

In line 14 delete the figure "69,847,200.00" and insert in lieu thereof the figure "77,515,833.00"

In line 18 delete the figure "3,215,880.00" and insert in lieu thereof the figure "3,465,880.00"

In line 27 delete the figure "105,391,184.00" and insert in lieu thereof the figure "113,453,982.00"

For the Senate

Senator Luick
Senator Wenstrom
Senator Schultz

For the House

Rep. Davis
Rep. Jenkins
Rep. Opedahl

Rep. Davis moved that the report be adopted, which motion prevailed.

Rep. Davis moved that the rules be suspended, Senate Bill No. 14 be placed on final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 14. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state highway department and to authorize expenditures for highway project construction costs.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 72; nays, 17; absent and not voting, 9.

Those voting in the affirmative were:

| | | | |
|----------|--------------|-------------|-------------|
| Aamoth | Emerson | Larson, G. | Sandness |
| Aas | Erickson, K. | Larson, L. | Sanstead |
| Anderson | Erickson, W. | Leibhan | Seibel |
| Atkinson | Freeman | Lillehaugen | Solberg, I. |
| Austin | Froelich | Linderman | Solberg, O. |

| | | | |
|-----------|----------|--------------|-------------|
| Backes | Ganser | Link | Stoltenow |
| Belter | Giffey | Lundene | Streibel |
| Boustead | Goodman | McDonald | Strinden |
| Boyum | Grant | Metzger | Swedlund |
| Bullis | Halcrow | Miedema | Thompson |
| Bunker | Haugland | Mueller | Thorsgard |
| Burke | Hensrud | Olienyk | Tweten |
| Connolly | Hickle | Opedahl | Wagner |
| Dahl | Hilleboe | Peterson, J. | Weber |
| Davis | Hoffner | Powers | Welder |
| DeKrey | Hougen | Register | Wells |
| Dornacker | Kelsch | Reimers | Wilkie |
| Eagles | Lang | Rivinius | Mr. Speaker |

Those voting in the negative were:

| | | | |
|------------|-------------|--------------|----------|
| Aafedt | Hentges | Kingsbury | Rundle |
| Berg | Hoghaug | Knudson | Schaffer |
| Bernabucci | Johnson, K. | Matheny | Simonson |
| Dawson | Jones | Peterson, R. | White |
| Gackle | | | |

Absent and not voting:

| | | | |
|-------|---------|---------|---------|
| Bier | Glaspey | Jenkins | Moquist |
| Dick | Henning | Kuehn | Stone |
| Diehl | | | |

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which Senate Bill No. 14 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

**PRESENTATION OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA**

Executive Office

Bismarck, March 19, 1969

The Honorable Ernest Johnson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota

Dear Mr. Speaker:

This is to inform you that on March 18 I signed the following bills:

House Bill No. 7
House Bill No. 8
House Bill No. 13
House Bill No. 168
House Bill No. 174
House Bill No. 190
House Bill No. 198
House Bill No. 201
House Bill No. 223
House Bill No. 226
House Bill No. 261
House Bill No. 280
House Bill No. 440

Sincerely,
WILLIAM L. GUY
Governor

North Dakota

LEGISLATIVE RESEARCH COMMITTEE

State Capitol

Bismarck, March 18, 1969

MEMO TO: Speaker Ernest Johnson
 FROM: C. Emerson Murry
 SUBJECT: Interim Appointments

The following is a brief summary of the statutory provisions relating to interim appointments in the House of Representatives:

Legislative Council — Chapter 54-35

Three members from the Majority Party and three members from the Minority Party are appointed by the Speaker from a list of nine names submitted by each party. The Speaker is automatically one of the three members from the Majority Party, leaving two appointments to be made by the Speaker. The Majority and the Minority Floor Leaders are automatically full members by virtue of their position.

Legislative Audit and Fiscal Review Committee — Chapter 54-35.1

Two members are appointed from the majority faction and two from the minority faction by the Speaker from lists of names submitted by the Majority and Minority Parties. One of the appointees must be a member of the House Appropriations Committee.

Capitol Grounds Planning Commission — Chapter 48-10

Three members are appointed by the Speaker, and although specific party representation is not provided for in the law, past practice has been to appoint two members from the Majority Party and one from the Minority Party.

Heritage Commission — Section 55-09-01

One member is appointed by the membership of the House. No party affiliation provisions are contained in the law.

Combined Law Enforcement Council — Section 12-61-01

One member is appointed by the Speaker. No party affiliation is designated in the law.

Education Commission of the States — Section 15-64-01

One member is chosen by the House. No party affiliation is designated in the law.

Yellowstone-Missouri-Fort Union Commission — Section 55-06-01

The Speaker is automatically a member of this Commission

Natural Resources Council — Section 54-49-03

The Chairman of the Natural Resources Committee is automatically a member of this Council.

Legislative Council

Rep. Bryce Streibel
 Rep. Ernest N. Johnson
 Rep. Gordon Aamoth
 Rep. Vernon Wagner
 Rep. Art Link
 Rep. Oscar Solberg
 Rep. Richard Backes
 Rep. S. F. Hoffner

Audit and Fiscal Review

Rep. Lynn Aas
 Rep. Peter Hilleboe
 Rep. Donald Giffey
 Rep. Olaf Opedahl

Capitol Grounds Planning Commission

Rep. Carl Boustead
 Rep. Mike Olienyk
 Rep. Donald Giffey

Heritage Commission

Rep. Wayne Sanstead

Law Enforcement Council

Rep. William Kelsch

Education Commission of the States

Rep. Oscar Solberg

REPORT OF CONFERENCE COMMITTEE

Mr. Speaker: Your Conference Committee to whom was referred House Bill No. 279 has had the same under consideration and recommends that the House do concur with the Senate amendments and that House Bill No. 279 be further amended as follows:

Rep. Streibel moved to dispense with the reading of the amendments to House Bill No. 279, which motion prevailed.

In line 3 of the title of the Engrossed Bill delete the numeral "38-03-01,"

In line 4 of the title of the Engrossed Bill delete the numeral "38-03-06,"

In line 5 of the title of the Engrossed Bill delete the words "sections" and insert in lieu thereof "and section"; also in line 5 of the title of the Engrossed Bill after the numeral "38-03-14" delete the following: ", 38-03-18, and 38-03-19"

In line 6 of the title delete "appointment," and the word "vacancy"

In line 7 of the title of the Engrossed Bill delete the words "in office," and also after the word "assistants" delete the following: ", removal and filling vacancy"

Delete lines 1 through 6

Delete lines 49 through 62

In line 94 before the word "commissioner" delete the triple parentheses

In line 95 after the word "bureau" delete the triple parentheses and "governor"

Delete lines 103 through 138

And renumber the sections and lines accordingly.

For the Senate

Senator Sands

Senator Van Horn

Senator Stroup

For the House

Rep. Atkinson

Rep. Rivinius

Rep. Wm. Erickson

Rep. Atkinson moved that the report be adopted, which motion prevailed.

Rep. Atkinson moved that the rules be suspended, House Bill No. 279 be considered properly re-engrossed and placed on final passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 279. A Bill for an Act to create and enact subsection 7 of section 38-03-07 of the North Dakota Century Code, relating to accident prevention programs, to amend and reenact sections 38-03-02, 38-03-03, 38-03-05, subsection 1 of section 38-03-07, subsection 5 of section 38-03-07, and section 38-03-14 of the North Dakota Century Code, relating to the qualifications, bond, powers, and duties, assistants of state coal mine inspector; to amend and reenact sections 38-04-06 and 38-04-07 of the North Dakota Century Code, relating to the contents of records to be kept by each coal mine and

report to coal mine inspector; and to amend and reenact section 38-05-07 of the North Dakota Century Code, relating to certificate of qualifications as mine foreman.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, **as amended**, the roll was called and there were ayes, 89; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

| | | | |
|------------|--------------|--------------|-------------|
| Aafedt | Emerson | Kelsch | Rivinius |
| Aamoth | Erickson, K. | Kingsbury | Rundle |
| Aas | Erickson, W. | Knudson | Sandness |
| Anderson | Freeman | Lang | Sanstead |
| Atkinson | Froelich | Larson, G. | Schaffer |
| Austin | Gackle | Larson, L. | Seibel |
| Backes | Ganser | Leibhan | Solberg, I. |
| Belter | Giffey | Lillehaugen | Solberg, O. |
| Berg | Goodman | Linderman | Stoltenow |
| Bernabucci | Grant | Link | Streibel |
| Bier | Halcrow | Lundene | Strinden |
| Boustead | Haugland | Matheny | Swedlund |
| Boyum | Henning | McDonald | Thompson |
| Bullis | Hensrud | Metzger | Thorsgard |
| Bunker | Hentges | Miedema | Tweten |
| Burke | Hickle | Mueller | Wagner |
| Connolly | Hilleboe | Olienyk | Weber |
| Dahl | Hoffner | Opedahl | Welder |
| Davis | Hoghaug | Peterson, J. | Wells |
| Dawson | Hougen | Peterson, R. | White |
| Diehl | Johnson, K. | Register | Wilkie |
| Dornacker | Jones | Reimers | Mr. Speaker |
| Eagles | | | |

Those voting in the negative were:

DeKrey Simonson

Absent and not voting:

Dick Jenkins Moquist Stone
Glaspey Kuehn Powers

So the bill passed and the title was agreed to.

Rep. Streibel moved that the vote by which House Bill No. 279 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Rep. Sanstead requested that the following information be printed in the Journal, which request was granted:

"During the 1969 Legislative Session the State Capitol was host to 232 schools, making a total of 9,993 students, as compared to 205 schools and 8,581 students in 1967.

"The first group to register was Washburn, with 31 students, and the last was Rhame, with 23 students.

On February 19th, 768 students registered, making this the largest group for a single day.

"Drayton, North Dakota came the longest distance of 320 miles. There were no out of state schools registering this session.

"A total of 19 bands or choirs were scheduled, with 4 cancellations due to stormy weather.

EHNEST AMES
Guide"

FIRST READING OF HOUSE RESOLUTION

House Resolution No. 6. A resolution commending the North Dakota Senate.

Was read the first time.

Rep. Streibel moved that the rules be suspended, that House Resolution No. 6 be not referred to committee, not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

HOUSE RESOLUTION NO. 6

Introduced by Delayed Bills Committee

A resolution commending the North Dakota Senate.

1 WHEREAS, the North Dakota Legislative Assembly is about
 1a to
 2 complete its busiest session in its history, having considered and
 3 acted upon almost twelve hundred bills and resolutions; and
 4 WHEREAS, it would have been impossible for the Legislative
 5 Assembly to meet its responsibilities without the dedication and
 6 cooperation of both Houses and all members of the Legislative
 7 Assembly;
 8 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE
 9 OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA:
 10 That the House of Representatives and all its members express
 11 their appreciation to the North Dakota Senate and all its members
 12 for their exceedingly fine cooperation with the House of Repre-
 13 sentatives and its members, for their dedication and concern in
 14 working in the best interests of the State, and for the personal
 15 friendliness of all its members; and
 16 BE IT FURTHER RESOLVED, that this resolution be messaged
 17 to the Senate and read upon the floor of the Senate by a member
 18 of the House of Representatives.

SECOND READING OF HOUSE RESOLUTION

House Resolution No. 6. A resolution commending the North Dakota Senate.

Was read the second time.

Rep. Streibel moved the adoption of House Resolution No. 6, so House Resolution No. 6 was adopted on a voice vote.

Rep. Streibel moved that Rep. Strinden be delegated the responsibility of reading House Resolution No. 6 to the Senate, which motion prevailed.

Speaker E. Johnson excused the four floor leaders to deliver the House Resolution No. 6 to the Senate.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on

House Bill No. 1
 House Bill No. 5
 House Bill No. 12
 House Bill No. 84
 House Bill No. 225
 House Bill No. 304
 House Bill No. 368
 House Bill No. 500

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

House Concurrent Resolution No. 20

House Concurrent Resolution No. 29
And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

ROY GILBREATH, Chief Clerk

MESSAGES TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on

Senate Bill No. 14: 72 yeas; 17 nays; 9 absent and not voting

Senate Bill No. 376: 76 yeas; 7 nays; 15 absent and not voting

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on

House Bill No. 3

House Bill No. 279

House Bill No. 393

House Bill No. 400

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 388

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on

Senate Bill No. 27: 72 yeas; 16 nays; 10 absent and not voting

Senate Bill No. 22: No vote needed

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate reconsidered the action by which the Conference Committee on House Bill No. 5 was adopted, and with unanimous consent of the Senate, a new Conference Report on House Bill No. 5 was adopted, and House Bill No. 5 was passed with a vote of 44 yeas, 0 nays, 5 absent and not voting.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on

House Bill No. 279: Vote: Yeas, 44; nays, 0; absent, 5

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 160

No action taken by the Senate.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 454

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

Rep. Streibel moved that a committee of three be appointed to notify the Senate that the House has completed its business and was about to adjourn sine die, which motion prevailed, and the Speaker appointed as such committee Rep. Hilleboe, Rep. Austin and Rep. Wm. Erickson.

Rep. Streibel moved that a committee of three be appointed to notify the Governor that the House had completed its business and is about to adjourn sine die, which motion prevailed, and the Speaker appointed Rep. Haugland, Rep. Eagles, and Rep. Weber.

Rep. Hilleboe announced that the committee to notify the Senate that the House had completed its business and was about to adjourn sine die had completed their business and asked to be discharged, which request was granted.

Rep. Haugland announced that the committee to notify the Governor that the House was about to adjourn sine die, reported that they had completed their business and asked to be discharged, which request was granted.

A committee from the Senate was received who announced that the Senate had completed its business and was about to adjourn sine die.

Rep. Streibel moved that the absent members be excused, which motion prevailed.

Rep. Streibel moved that the House be on the fifteenth and sixteenth orders of business and that on the completion thereof, the House adjourn sine die, which motion prevailed.

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 5
 Senate Bill No. 8
 Senate Bill No. 13
 Senate Bill No. 15
 Senate Bill No. 23
 Senate Bill No. 25
 Senate Bill No. 26
 Senate Bill No. 34
 Senate Bill No. 41
 Senate Bill No. 45
 Senate Bill No. 51
 Senate Bill No. 54
 Senate Bill No. 57
 Senate Bill No. 58
 Senate Bill No. 75
 Senate Bill No. 76
 Senate Bill No. 95
 Senate Bill No. 97
 Senate Bill No. 115
 Senate Bill No. 116
 Senate Bill No. 121
 Senate Bill No. 154
 Senate Bill No. 176
 Senate Bill No. 193
 Senate Bill No. 200
 Senate Bill No. 241
 Senate Bill No. 242
 Senate Bill No. 250
 Senate Bill No. 251

Senate Bill No. 266
Senate Bill No. 274
Senate Bill No. 284
Senate Bill No. 314
Senate Bill No. 323
Senate Bill No. 335
Senate Bill No. 347
Senate Bill No. 349
Senate Bill No. 350
Senate Bill No. 364
Senate Bill No. 373
Senate Bill No. 396
Senate Bill No. 402
Senate Bill No. 412
Senate Bill No. 418
Senate Bill No. 427
Senate Bill No. 435
Senate Bill No. 440
Senate Bill No. 444
Senate Bill No. 445
Senate Bill No. 447
Senate Bill No. 467
Senate Bill No. 473

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 5
Senate Bill No. 8
Senate Bill No. 13
Senate Bill No. 15
Senate Bill No. 23
Senate Bill No. 25
Senate Bill No. 26
Senate Bill No. 34
Senate Bill No. 41
Senate Bill No. 45
Senate Bill No. 51
Senate Bill No. 54
Senate Bill No. 57
Senate Bill No. 58
Senate Bill No. 75
Senate Bill No. 76
Senate Bill No. 95
Senate Bill No. 97
Senate Bill No. 115
Senate Bill No. 116
Senate Bill No. 121
Senate Bill No. 154
Senate Bill No. 176
Senate Bill No. 193
Senate Bill No. 200
Senate Bill No. 241
Senate Bill No. 242
Senate Bill No. 250
Senate Bill No. 251
Senate Bill No. 266
Senate Bill No. 274
Senate Bill No. 284

Senate Bill No. 314
Senate Bill No. 323
Senate Bill No. 335
Senate Bill No. 347
Senate Bill No. 349
Senate Bill No. 350
Senate Bill No. 364
Senate Bill No. 373
Senate Bill No. 396
Senate Bill No. 402
Senate Bill No. 412
Senate Bill No. 418
Senate Bill No. 427
Senate Bill No. 435
Senate Bill No. 440
Senate Bill No. 444
Senate Bill No. 445
Senate Bill No. 447
Senate Bill No. 467
Senate Bill No. 473

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 5
Senate Bill No. 8
Senate Bill No. 13
Senate Bill No. 15
Senate Bill No. 23
Senate Bill No. 25
Senate Bill No. 26
Senate Bill No. 34
Senate Bill No. 41
Senate Bill No. 45
Senate Bill No. 51
Senate Bill No. 54
Senate Bill No. 57
Senate Bill No. 58
Senate Bill No. 75
Senate Bill No. 76
Senate Bill No. 95
Senate Bill No. 97
Senate Bill No. 115
Senate Bill No. 116
Senate Bill No. 121
Senate Bill No. 154
Senate Bill No. 176
Senate Bill No. 193
Senate Bill No. 200
Senate Bill No. 241
Senate Bill No. 242
Senate Bill No. 250
Senate Bill No. 251
Senate Bill No. 266
Senate Bill No. 274
Senate Bill No. 284
Senate Bill No. 314
Senate Bill No. 323
Senate Bill No. 335

Senate Bill No. 347
 Senate Bill No. 349
 Senate Bill No. 350
 Senate Bill No. 364
 Senate Bill No. 373
 Senate Bill No. 396
 Senate Bill No. 402
 Senate Bill No. 412
 Senate Bill No. 418
 Senate Bill No. 427
 Senate Bill No. 435
 Senate Bill No. 440
 Senate Bill No. 444
 Senate Bill No. 445
 Senate Bill No. 447
 Senate Bill No. 467
 Senate Bill No. 473

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and House Concurrent Resolution:

House Bill No. 2
 House Bill No. 6
 House Bill No. 10
 House Bill No. 18
 House Bill No. 20
 House Bill No. 26
 House Bill No. 28
 House Bill No. 82
 House Bill No. 83
 House Bill No. 105
 House Bill No. 109
 House Bill No. 213
 House Bill No. 218
 House Bill No. 249
 House Bill No. 275
 House Bill No. 318
 House Bill No. 359
 House Bill No. 362
 House Bill No. 385
 House Bill No. 413
 House Bill No. 419
 House Bill No. 469
 House Concurrent Resolution No. 16

And find the same correctly Engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 22
 House Bill No. 35
 House Bill No. 85
 House Bill No. 94
 House Bill No. 207
 House Bill No. 208
 House Bill No. 209

House Bill No. 210
 House Bill No. 233
 House Bill No. 238
 House Bill No. 250
 House Bill No. 282
 House Bill No. 283
 House Bill No. 297
 House Bill No. 308
 House Bill No. 321
 House Bill No. 333
 House Bill No. 335
 House Bill No. 350
 House Bill No. 355
 House Bill No. 361
 House Bill No. 372
 House Bill No. 382
 House Bill No. 387
 House Bill No. 397
 House Bill No. 399
 House Bill No. 402
 House Bill No. 404
 House Bill No. 405
 House Bill No. 407
 House Bill No. 412
 House Bill No. 422
 House Bill No. 425
 House Bill No. 427
 House Bill No. 429
 House Bill No. 447
 House Bill No. 450
 House Bill No. 455
 House Bill No. 458
 House Bill No. 463
 House Bill No. 464
 House Bill No. 467
 House Bill No. 468
 House Bill No. 481
 House Bill No. 482
 House Bill No. 494
 House Bill No. 511

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 11
 House Bill No. 17
 House Bill No. 185
 House Bill No. 292

And find the same correctly Re-engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 2
 House Bill No. 6
 House Bill No. 10

House Bill No. 11
House Bill No. 17
House Bill No. 18
House Bill No. 20
House Bill No. 22
House Bill No. 26
House Bill No. 28
House Bill No. 35
House Bill No. 82
House Bill No. 83
House Bill No. 85
House Bill No. 94
House Bill No. 105
House Bill No. 109
House Bill No. 185
House Bill No. 207
House Bill No. 208
House Bill No. 209
House Bill No. 210
House Bill No. 213
House Bill No. 218
House Bill No. 233
House Bill No. 238
House Bill No. 249
House Bill No. 250
House Bill No. 275
House Bill No. 282
House Bill No. 283
House Bill No. 292
House Bill No. 297
House Bill No. 308
House Bill No. 318
House Bill No. 321
House Bill No. 333
House Bill No. 335
House Bill No. 350
House Bill No. 355
House Bill No. 359
House Bill No. 361
House Bill No. 362
House Bill No. 372
House Bill No. 382
House Bill No. 385
House Bill No. 387
House Bill No. 397
House Bill No. 399
House Bill No. 402
House Bill No. 404
House Bill No. 405
House Bill No. 407
House Bill No. 412
House Bill No. 413
House Bill No. 419
House Bill No. 422
House Bill No. 425
House Bill No. 427
House Bill No. 429
House Bill No. 447
House Bill No. 450
House Bill No. 455
House Bill No. 458
House Bill No. 463

House Bill No. 464
House Bill No. 467
House Bill No. 468
House Bill No. 469
House Bill No. 481
House Bill No. 482
House Bill No. 494
House Bill No. 511
House Concurrent Resolution No. 16
House Concurrent Resolution No. 20
House Concurrent Resolution No. 29
House Concurrent Resolution No. 73
House Concurrent Resolution No. 74

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 2
House Bill No. 6
House Bill No. 10
House Bill No. 11
House Bill No. 17
House Bill No. 18
House Bill No. 20
House Bill No. 22
House Bill No. 26
House Bill No. 28
House Bill No. 35
House Bill No. 82
House Bill No. 83
House Bill No. 85
House Bill No. 94
House Bill No. 105
House Bill No. 109
House Bill No. 185
House Bill No. 207
House Bill No. 208
House Bill No. 209
House Bill No. 210
House Bill No. 213
House Bill No. 218
House Bill No. 233
House Bill No. 238
House Bill No. 249
House Bill No. 250
House Bill No. 275
House Bill No. 282
House Bill No. 283
House Bill No. 292
House Bill No. 297
House Bill No. 308
House Bill No. 318
House Bill No. 321
House Bill No. 333
House Bill No. 335
House Bill No. 350
House Bill No. 355
House Bill No. 359
House Bill No. 361

House Bill No. 362 ~
 House Bill No. 372
 House Bill No. 382
 House Bill No. 385
 House Bill No. 387
 House Bill No. 397
 House Bill No. 399
 House Bill No. 402
 House Bill No. 404
 House Bill No. 405
 House Bill No. 407
 House Bill No. 412
 House Bill No. 413
 House Bill No. 419
 House Bill No. 422
 House Bill No. 425
 House Bill No. 427
 House Bill No. 429
 House Bill No. 447
 House Bill No. 450
 House Bill No. 455
 House Bill No. 458
 House Bill No. 463
 House Bill No. 464
 House Bill No. 467
 House Bill No. 468
 House Bill No. 469
 House Bill No. 481
 House Bill No. 482
 House Bill No. 494
 House Bill No. 511
 House Concurrent Resolution No. 16
 House Concurrent Resolution No. 20
 House Concurrent Resolution No. 29
 House Concurrent Resolution No. 73
 House Concurrent Resolution No. 74

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 2
 House Bill No. 6
 House Bill No. 10
 House Bill No. 11
 House Bill No. 17
 House Bill No. 18
 House Bill No. 20
 House Bill No. 22
 House Bill No. 26
 House Bill No. 28
 House Bill No. 35
 House Bill No. 82
 House Bill No. 83
 House Bill No. 85
 House Bill No. 94
 House Bill No. 105
 House Bill No. 109
 House Bill No. 185

House Bill No. 207
House Bill No. 208
House Bill No. 209
House Bill No. 210
House Bill No. 213
House Bill No. 218
House Bill No. 233
House Bill No. 238
House Bill No. 249
House Bill No. 250
House Bill No. 275
House Bill No. 282
House Bill No. 283
House Bill No. 292
House Bill No. 297
House Bill No. 308
House Bill No. 318
House Bill No. 321
House Bill No. 333
House Bill No. 335
House Bill No. 350
House Bill No. 355
House Bill No. 359
House Bill No. 361
House Bill No. 362
House Bill No. 372
House Bill No. 382
House Bill No. 385
House Bill No. 387
House Bill No. 397
House Bill No. 399
House Bill No. 402
House Bill No. 404
House Bill No. 405
House Bill No. 407
House Bill No. 412
House Bill No. 413
House Bill No. 419
House Bill No. 422
House Bill No. 425
House Bill No. 427
House Bill No. 429
House Bill No. 447
House Bill No. 450
House Bill No. 455
House Bill No. 458
House Bill No. 463
House Bill No. 464
House Bill No. 467
House Bill No. 468
House Bill No. 469
House Bill No. 481
House Bill No. 482
House Bill No. 494
House Bill No. 511
House Concurrent Resolution No. 16
House Concurrent Resolution No. 20
House Concurrent Resolution No. 29
House Concurrent Resolution No. 73
House Concurrent Resolution No. 74

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 2
House Bill No. 6
House Bill No. 10
House Bill No. 11
House Bill No. 17
House Bill No. 18
House Bill No. 20
House Bill No. 22
House Bill No. 26
House Bill No. 28
House Bill No. 35
House Bill No. 82
House Bill No. 83
House Bill No. 85
House Bill No. 94

Were delivered to the Governor for his approval.

REP. GANSER, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 105
House Bill No. 109
House Bill No. 185
House Bill No. 207
House Bill No. 208
House Bill No. 209
House Bill No. 210
House Bill No. 213
House Bill No. 218
House Bill No. 233
House Bill No. 238
House Bill No. 249
House Bill No. 250
House Bill No. 275

Were delivered to the Governor for his approval.

REP. GANSER, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 282
House Bill No. 283
House Bill No. 297
House Bill No. 333
House Bill No. 335
House Bill No. 350
House Bill No. 355
House Bill No. 359
House Bill No. 361
House Bill No. 362
House Bill No. 372
House Bill No. 382
House Bill No. 385
House Bill No. 387
House Bill No. 397
House Bill No. 399
House Bill No. 402
House Bill No. 404
House Bill No. 405

House Bill No. 407
 House Bill No. 412
 House Bill No. 413

Were delivered to the Governor for his approval.

REP. GANSER, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 292
 House Bill No. 308
 House Bill No. 318
 House Bill No. 321
 House Bill No. 419
 House Bill No. 422
 House Bill No. 425
 House Bill No. 427
 House Bill No. 429
 House Bill No. 447
 House Bill No. 450
 House Bill No. 455
 House Bill No. 458
 House Bill No. 463
 House Bill No. 464
 House Bill No. 467
 House Bill No. 468
 House Bill No. 469
 House Bill No. 481
 House Bill No. 482
 House Bill No. 494
 House Bill No. 511

Were delivered to the Governor for his approval.

REP. GANSER, Chairman

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

House Concurrent Resolution No. 41
 House Concurrent Resolution No. 48
 House Concurrent Resolution No. 65

And find the same correctly Enrolled.

REP. GANSER, Chairman

Representative Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following House Concurrent Resolutions:

House Concurrent Resolutions No. 22
 House Concurrent Resolution No. 44

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign

House Concurrent Resolution No. 22
 House Concurrent Resolution No. 41
 House Concurrent Resolution No. 44
 House Concurrent Resolution No. 48
 House Concurrent Resolution No. 65

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 22
 House Concurrent Resolution No. 41
 House Concurrent Resolution No. 44
 House Concurrent Resolution No. 48
 House Concurrent Resolution No. 65

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 1
 House Bill No. 3
 House Bill No. 4
 House Bill No. 5
 House Bill No. 9
 House Bill No. 12
 House Bill No. 19
 House Bill No. 25
 House Bill No. 34
 House Bill No. 88
 House Bill No. 125
 House Bill No. 163
 House Bill No. 175
 House Bill No. 271
 House Bill No. 279
 House Bill No. 368
 House Bill No. 485
 House Bill No. 500

And find the same correctly Re-engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Hensrud moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 84
 House Bill No. 86
 House Bill No. 117
 House Bill No. 151
 House Bill No. 216
 House Bill No. 224
 House Bill No. 225
 House Bill No. 265
 House Bill No. 304
 House Bill No. 322
 House Bill No. 371
 House Bill No. 388
 House Bill No. 393
 House Bill No. 453
 House Bill No. 457
 House Bill No. 460
 House Bill No. 474
 House Bill No. 480
 House Bill No. 507

And find the same correctly Engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

House Bill No. 106
House Bill No. 169
House Bill No. 232
House Bill No. 351
House Bill No. 365
House Bill No. 465
House Bill No. 496
House Bill No. 515
House Bill No. 516

And find the same correctly Enrolled.

REP. GANSER, Chairman

Representative Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

House Bill No. 1
House Bill No. 3
House Bill No. 4
House Bill No. 5
House Bill No. 9
House Bill No. 12
House Bill No. 19
House Bill No. 25
House Bill No. 34
House Bill No. 84
House Bill No. 86
House Bill No. 88
House Bill No. 106
House Bill No. 117
House Bill No. 125
House Bill No. 151
House Bill No. 163
House Bill No. 169
House Bill No. 175
House Bill No. 216
House Bill No. 224
House Bill No. 225
House Bill No. 232
House Bill No. 265
House Bill No. 271
House Bill No. 279
House Bill No. 304
House Bill No. 322
House Bill No. 351
House Bill No. 365
House Bill No. 368
House Bill No. 371
House Bill No. 388
House Bill No. 393
House Bill No. 453
House Bill No. 457
House Bill No. 460
House Bill No. 465
House Bill No. 474
House Bill No. 480
House Bill No. 485

House Bill No. 496
 House Bill No. 500
 House Bill No. 507
 House Bill No. 515
 House Bill No. 516

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Bill No. 1
 House Bill No. 3
 House Bill No. 4
 House Bill No. 5
 House Bill No. 9
 House Bill No. 12
 House Bill No. 19
 House Bill No. 25
 House Bill No. 34
 House Bill No. 84
 House Bill No. 86
 House Bill No. 88
 House Bill No. 106
 House Bill No. 117
 House Bill No. 125
 House Bill No. 151
 House Bill No. 163
 House Bill No. 169
 House Bill No. 175
 House Bill No. 216
 House Bill No. 224
 House Bill No. 225
 House Bill No. 232
 House Bill No. 265
 House Bill No. 271
 House Bill No. 279
 House Bill No. 304
 House Bill No. 322
 House Bill No. 351
 House Bill No. 365
 House Bill No. 368
 House Bill No. 371
 House Bill No. 388
 House Bill No. 393
 House Bill No. 453
 House Bill No. 457
 House Bill No. 460
 House Bill No. 465
 House Bill No. 474
 House Bill No. 480
 House Bill No. 485
 House Bill No. 496
 House Bill No. 500
 House Bill No. 507
 House Bill No. 515
 House Bill No. 516

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 22
House Concurrent Resolution No. 41
House Concurrent Resolution No. 44
House Concurrent Resolution No. 48
House Concurrent Resolution No. 65

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 1
House Bill No. 3
House Bill No. 4
House Bill No. 5
House Bill No. 9
House Bill No. 12
House Bill No. 19
House Bill No. 25
House Bill No. 34
House Bill No. 84
House Bill No. 86
House Bill No. 88
House Bill No. 106
House Bill No. 117
House Bill No. 125
House Bill No. 151
House Bill No. 163
House Bill No. 169
House Bill No. 175
House Bill No. 216
House Bill No. 224
House Bill No. 225
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House Bill No. 322
House Bill No. 351
House Bill No. 365
House Bill No. 368
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House Bill No. 453
House Bill No. 457
House Bill No. 460
House Bill No. 465
House Bill No. 474
House Bill No. 480
House Bill No. 485
House Bill No. 496
House Bill No. 500
House Bill No. 507
House Bill No. 515
House Bill No. 516

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Concurrent Resolution No. 1
 Senate Concurrent Resolution No. 5
 Senate Concurrent Resolution No. 6
 Senate Concurrent Resolution No. 9
 Senate Concurrent Resolution No. 10
 Senate Concurrent Resolution No. 12
 Senate Concurrent Resolution No. 15
 Senate Concurrent Resolution No. 19
 Senate Concurrent Resolution No. 24
 Senate Concurrent Resolution No. 25
 Senate Concurrent Resolution No. 34
 Senate Concurrent Resolution No. 37
 Senate Concurrent Resolution No. 41
 Senate Concurrent Resolution No. 42
 Senate Concurrent Resolution No. 44
 Senate Concurrent Resolution No. 45
 Senate Concurrent Resolution No. 47
 Senate Concurrent Resolution No. 50
 Senate Concurrent Resolution No. 51
 Senate Concurrent Resolution No. 53
 Senate Concurrent Resolution No. 58
 Senate Concurrent Resolution No. 61
 Senate Concurrent Resolution No. 62
 Senate Concurrent Resolution No. 67
 Senate Concurrent Resolution No. 69
 Senate Concurrent Resolution No. 70
 Senate Concurrent Resolution No. 72
 Senate Concurrent Resolution No. 73
 Senate Concurrent Resolution No. 74
 Senate Concurrent Resolution No. 75
 Senate Concurrent Resolution No. 76
 Senate Concurrent Resolution No. 77
 Senate Concurrent Resolution No. 78

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 1
 Senate Bill No. 2
 Senate Bill No. 3
 Senate Bill No. 6
 Senate Bill No. 9
 Senate Bill No. 10
 Senate Bill No. 11
 Senate Bill No. 14
 Senate Bill No. 20
 Senate Bill No. 22
 Senate Bill No. 24
 Senate Bill No. 27
 Senate Bill No. 29
 Senate Bill No. 30
 Senate Bill No. 35
 Senate Bill No. 46
 Senate Bill No. 78
 Senate Bill No. 92
 Senate Bill No. 99
 Senate Bill No. 110

Senate Bill No. 113
 Senate Bill No. 124
 Senate Bill No. 137
 Senate Bill No. 138
 Senate Bill No. 146
 Senate Bill No. 148
 Senate Bill No. 150
 Senate Bill No. 161
 Senate Bill No. 163
 Senate Bill No. 166
 Senate Bill No. 178
 Senate Bill No. 201
 Senate Bill No. 212
 Senate Bill No. 231
 Senate Bill No. 258
 Senate Bill No. 286
 Senate Bill No. 300
 Senate Bill No. 307
 Senate Bill No. 312
 Senate Bill No. 313
 Senate Bill No. 344
 Senate Bill No. 371
 Senate Bill No. 374
 Senate Bill No. 376
 Senate Bill No. 383
 Senate Bill No. 403
 Senate Bill No. 410
 Senate Bill No. 416
 Senate Bill No. 419
 Senate Bill No. 425
 Senate Bill No. 429
 Senate Bill No. 432
 Senate Bill No. 452.
 Senate Bill No. 459
 Senate Bill No. 461
 Senate Bill No. 462
 Senate Bill No. 465
 Senate Bill No. 469
 Senate Bill No. 470
 Senate Bill No. 479
 Senate Bill No. 482
 Senate Bill No. 483
 Senate Bill No. 484

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign

Senate Concurrent Resolution No. 1
 Senate Concurrent Resolution No. 5
 Senate Concurrent Resolution No. 6
 Senate Concurrent Resolution No. 9
 Senate Concurrent Resolution No. 10
 Senate Concurrent Resolution No. 12
 Senate Concurrent Resolution No. 15
 Senate Concurrent Resolution No. 19
 Senate Concurrent Resolution No. 24
 Senate Concurrent Resolution No. 25
 Senate Concurrent Resolution No. 34
 Senate Concurrent Resolution No. 37
 Senate Concurrent Resolution No. 41

| | |
|----------------------------------|----|
| Senate Concurrent Resolution No. | 42 |
| Senate Concurrent Resolution No. | 44 |
| Senate Concurrent Resolution No. | 45 |
| Senate Concurrent Resolution No. | 47 |
| Senate Concurrent Resolution No. | 50 |
| Senate Concurrent Resolution No. | 51 |
| Senate Concurrent Resolution No. | 53 |
| Senate Concurrent Resolution No. | 58 |
| Senate Concurrent Resolution No. | 61 |
| Senate Concurrent Resolution No. | 62 |
| Senate Concurrent Resolution No. | 67 |
| Senate Concurrent Resolution No. | 69 |
| Senate Concurrent Resolution No. | 70 |
| Senate Concurrent Resolution No. | 72 |
| Senate Concurrent Resolution No. | 73 |
| Senate Concurrent Resolution No. | 74 |
| Senate Concurrent Resolution No. | 75 |
| Senate Concurrent Resolution No. | 76 |
| Senate Concurrent Resolution No. | 77 |
| Senate Concurrent Resolution No. | 78 |

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

| | |
|----------------------------------|----|
| Senate Concurrent Resolution No. | 1 |
| Senate Concurrent Resolution No. | 5 |
| Senate Concurrent Resolution No. | 6 |
| Senate Concurrent Resolution No. | 9 |
| Senate Concurrent Resolution No. | 10 |
| Senate Concurrent Resolution No. | 12 |
| Senate Concurrent Resolution No. | 15 |
| Senate Concurrent Resolution No. | 19 |
| Senate Concurrent Resolution No. | 24 |
| Senate Concurrent Resolution No. | 25 |
| Senate Concurrent Resolution No. | 34 |
| Senate Concurrent Resolution No. | 37 |
| Senate Concurrent Resolution No. | 41 |
| Senate Concurrent Resolution No. | 42 |
| Senate Concurrent Resolution No. | 44 |
| Senate Concurrent Resolution No. | 45 |
| Senate Concurrent Resolution No. | 47 |
| Senate Concurrent Resolution No. | 50 |
| Senate Concurrent Resolution No. | 51 |
| Senate Concurrent Resolution No. | 53 |
| Senate Concurrent Resolution No. | 58 |
| Senate Concurrent Resolution No. | 61 |
| Senate Concurrent Resolution No. | 62 |
| Senate Concurrent Resolution No. | 67 |
| Senate Concurrent Resolution No. | 69 |
| Senate Concurrent Resolution No. | 70 |
| Senate Concurrent Resolution No. | 72 |
| Senate Concurrent Resolution No. | 73 |
| Senate Concurrent Resolution No. | 74 |
| Senate Concurrent Resolution No. | 75 |
| Senate Concurrent Resolution No. | 76 |
| Senate Concurrent Resolution No. | 77 |
| Senate Concurrent Resolution No. | 78 |

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS

The Chief Clerk announced that the Speaker was about to sign

Senate Bill No. 1
Senate Bill No. 2
Senate Bill No. 3
Senate Bill No. 6
Senate Bill No. 9
Senate Bill No. 10
Senate Bill No. 11
Senate Bill No. 14
Senate Bill No. 20
Senate Bill No. 22
Senate Bill No. 24
Senate Bill No. 27
Senate Bill No. 29
Senate Bill No. 30
Senate Bill No. 35
Senate Bill No. 46
Senate Bill No. 78
Senate Bill No. 92
Senate Bill No. 99
Senate Bill No. 110
Senate Bill No. 113
Senate Bill No. 124
Senate Bill No. 137
Senate Bill No. 138
Senate Bill No. 146
Senate Bill No. 148
Senate Bill No. 150
Senate Bill No. 161
Senate Bill No. 163
Senate Bill No. 166
Senate Bill No. 178
Senate Bill No. 201
Senate Bill No. 212
Senate Bill No. 231
Senate Bill No. 258
Senate Bill No. 286
Senate Bill No. 300
Senate Bill No. 307
Senate Bill No. 312
Senate Bill No. 313
Senate Bill No. 344
Senate Bill No. 371
Senate Bill No. 374
Senate Bill No. 376
Senate Bill No. 383
Senate Bill No. 403
Senate Bill No. 410
Senate Bill No. 416
Senate Bill No. 419
Senate Bill No. 425
Senate Bill No. 429
Senate Bill No. 432
Senate Bill No. 452.
Senate Bill No. 459
Senate Bill No. 461
Senate Bill No. 462
Senate Bill No. 465
Senate Bill No. 469
Senate Bill No. 470
Senate Bill No. 479
Senate Bill No. 482

Senate Bill No. 483
Senate Bill No. 484

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 1
Senate Bill No. 2
Senate Bill No. 3
Senate Bill No. 6
Senate Bill No. 9
Senate Bill No. 10
Senate Bill No. 11
Senate Bill No. 14
Senate Bill No. 20
Senate Bill No. 22
Senate Bill No. 24
Senate Bill No. 27
Senate Bill No. 29
Senate Bill No. 30
Senate Bill No. 35
Senate Bill No. 46
Senate Bill No. 78
Senate Bill No. 92
Senate Bill No. 99
Senate Bill No. 110
Senate Bill No. 113
Senate Bill No. 124
Senate Bill No. 137
Senate Bill No. 138
Senate Bill No. 146
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Senate Bill No. 150
Senate Bill No. 161
Senate Bill No. 163
Senate Bill No. 166
Senate Bill No. 178
Senate Bill No. 201
Senate Bill No. 212
Senate Bill No. 231
Senate Bill No. 258
Senate Bill No. 286
Senate Bill No. 300
Senate Bill No. 307
Senate Bill No. 312
Senate Bill No. 313
Senate Bill No. 344
Senate Bill No. 371
Senate Bill No. 374
Senate Bill No. 376
Senate Bill No. 383
Senate Bill No. 403
Senate Bill No. 410
Senate Bill No. 416
Senate Bill No. 419
Senate Bill No. 425
Senate Bill No. 429
Senate Bill No. 432
Senate Bill No. 452
Senate Bill No. 459

Senate Bill No. 461
 Senate Bill No. 462
 Senate Bill No. 465
 Senate Bill No. 469
 Senate Bill No. 470
 Senate Bill No. 479
 Senate Bill No. 482
 Senate Bill No. 483
 Senate Bill No. 484

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORTS OF PROCEDURAL COMMITTEE

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

House Concurrent Resolution No. 2
 House Concurrent Resolution No. 4
 House Concurrent Resolution No. 6
 House Concurrent Resolution No. 7
 House Concurrent Resolution No. 9
 House Concurrent Resolution No. 13
 House Concurrent Resolution No. 15
 House Concurrent Resolution No. 17
 House Concurrent Resolution No. 18
 House Concurrent Resolution No. 19
 House Concurrent Resolution No. 21
 House Concurrent Resolution No. 30
 House Concurrent Resolution No. 34
 House Concurrent Resolution No. 40
 House Concurrent Resolution No. 43
 House Concurrent Resolution No. 45
 House Concurrent Resolution No. 46
 House Concurrent Resolution No. 47
 House Concurrent Resolution No. 50
 House Concurrent Resolution No. 51
 House Concurrent Resolution No. 54
 House Concurrent Resolution No. 56
 House Concurrent Resolution No. 70
 House Concurrent Resolution No. 71

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

House Concurrent Resolution No. 72
 House Concurrent Resolution No. 75
 House Concurrent Resolution No. 76
 House Concurrent Resolution No. 77

And find the same correctly Enrolled.

REP. GANSER, Chairman

Rep. Aafedt moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

House Concurrent Resolution No. 55

And find the same correctly Engrossed and Enrolled.

REP. GANSER, Chairman

Rep. Eagles moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. Speaker: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:
House Resolution No. 6

And find the same correctly Enrolled.

REP GANSER, Chairman

Rep. Swedlund moved that the report be adopted, which motion prevailed, and the report was adopted.

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign

House Concurrent Resolution No. 2
House Concurrent Resolution No. 4
House Concurrent Resolution No. 6
House Concurrent Resolution No. 7
House Concurrent Resolution No. 9
House Concurrent Resolution No. 13
House Concurrent Resolution No. 15
House Concurrent Resolution No. 17
House Concurrent Resolution No. 18
House Concurrent Resolution No. 19
House Concurrent Resolution No. 21
House Concurrent Resolution No. 30
House Concurrent Resolution No. 34
House Concurrent Resolution No. 40
House Concurrent Resolution No. 43
House Concurrent Resolution No. 45
House Concurrent Resolution No. 46
House Concurrent Resolution No. 47
House Concurrent Resolution No. 50
House Concurrent Resolution No. 51
House Concurrent Resolution No. 54
House Concurrent Resolution No. 55
House Concurrent Resolution No. 56
House Concurrent Resolution No. 70
House Concurrent Resolution No. 71
House Concurrent Resolution No. 72
House Concurrent Resolution No. 75
House Concurrent Resolution No. 76
House Concurrent Resolution No. 77
House Resolution No. 6

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to transmit:

House Concurrent Resolution No. 2
House Concurrent Resolution No. 4
House Concurrent Resolution No. 6
House Concurrent Resolution No. 7
House Concurrent Resolution No. 9
House Concurrent Resolution No. 13
House Concurrent Resolution No. 15
House Concurrent Resolution No. 17
House Concurrent Resolution No. 18
House Concurrent Resolution No. 19
House Concurrent Resolution No. 21
House Concurrent Resolution No. 30

House Concurrent Resolution No. 34
 House Concurrent Resolution No. 40
 House Concurrent Resolution No. 43
 House Concurrent Resolution No. 45
 House Concurrent Resolution No. 46
 House Concurrent Resolution No. 47
 House Concurrent Resolution No. 50
 House Concurrent Resolution No. 51
 House Concurrent Resolution No. 54
 House Concurrent Resolution No. 55
 House Concurrent Resolution No. 56
 House Concurrent Resolution No. 70
 House Concurrent Resolution No. 71
 House Concurrent Resolution No. 72
 House Concurrent Resolution No. 75
 House Concurrent Resolution No. 76
 House Concurrent Resolution No. 77

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 2
 House Concurrent Resolution No. 4
 House Concurrent Resolution No. 6
 House Concurrent Resolution No. 7
 House Concurrent Resolution No. 9
 House Concurrent Resolution No. 13
 House Concurrent Resolution No. 15
 House Concurrent Resolution No. 17
 House Concurrent Resolution No. 18
 House Concurrent Resolution No. 19
 House Concurrent Resolution No. 21
 House Concurrent Resolution No. 30
 House Concurrent Resolution No. 34
 House Concurrent Resolution No. 40
 House Concurrent Resolution No. 43
 House Concurrent Resolution No. 45
 House Concurrent Resolution No. 46
 House Concurrent Resolution No. 47
 House Concurrent Resolution No. 50
 House Concurrent Resolution No. 51
 House Concurrent Resolution No. 54
 House Concurrent Resolution No. 55
 House Concurrent Resolution No. 56
 House Concurrent Resolution No. 70
 House Concurrent Resolution No. 71
 House Concurrent Resolution No. 72
 House Concurrent Resolution No. 75
 House Concurrent Resolution No. 76
 House Concurrent Resolution No. 77

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 2
 House Concurrent Resolution No. 4

House Concurrent Resolution No. 6
 House Concurrent Resolution No. 7
 House Concurrent Resolution No. 9
 House Concurrent Resolution No. 13
 House Concurrent Resolution No. 15
 House Concurrent Resolution No. 17
 House Concurrent Resolution No. 18
 House Concurrent Resolution No. 19
 House Concurrent Resolution No. 21
 House Concurrent Resolution No. 30
 House Concurrent Resolution No. 34
 House Concurrent Resolution No. 40
 House Concurrent Resolution No. 43

Were delivered to the Secretary of State.

REP. GANSER, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 45
 House Concurrent Resolution No. 46
 House Concurrent Resolution No. 47
 House Concurrent Resolution No. 50
 House Concurrent Resolution No. 51
 House Concurrent Resolution No. 54
 House Concurrent Resolution No. 55
 House Concurrent Resolution No. 56
 House Concurrent Resolution No. 70
 House Concurrent Resolution No. 71
 House Concurrent Resolution No. 72
 House Concurrent Resolution No. 75
 House Concurrent Resolution No. 76
 House Concurrent Resolution No. 77

Were delivered to the Secretary of State.

REP. GANSER, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Concurrent Resolution No. 16
 House Concurrent Resolution No. 20
 House Concurrent Resolution No. 22
 House Concurrent Resolution No. 29
 House Concurrent Resolution No. 41
 House Concurrent Resolution No. 44
 House Concurrent Resolution No. 48
 House Concurrent Resolution No. 65
 House Concurrent Resolution No. 73
 House Concurrent Resolution No. 74
 House Resolution No. 6

Were delivered to the Secretary of State.

REP. GANSER, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 1
 House Bill No. 3
 House Bill No. 4
 House Bill No. 5
 House Bill No. 9
 House Bill No. 12
 House Bill No. 19
 House Bill No. 25
 House Bill No. 34
 House Bill No. 84

House Bill No. 86
House Bill No. 88
House Bill No. 106
House Bill No. 117
House Bill No. 125
House Bill No. 151

Were delivered to the Governor for his approval.

REP. GANSER, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 163
House Bill No. 169
House Bill No. 175
House Bill No. 216
House Bill No. 224
House Bill No. 225
House Bill No. 232
House Bill No. 265
House Bill No. 271
House Bill No. 279
House Bill No. 304
House Bill No. 322
House Bill No. 351
House Bill No. 365
House Bill No. 368
House Bill No. 371

Were delivered to the Governor for his approval.

REP. GANSER, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

House Bill No. 388
House Bill No. 393
House Bill No. 453
House Bill No. 457
House Bill No. 460
House Bill No. 465
House Bill No. 474
House Bill No. 480
House Bill No. 485
House Bill No. 496
House Bill No. 500
House Bill No. 507
House Bill No. 515
House Bill No. 516

Were delivered to the Governor for his approval.

REP. GANSER, Chairman

SIGNING OF RESOLUTIONS

The Chief Clerk announced that the Speaker was about to sign:

Senate Concurrent Resolution No. 16.

Senate Concurrent Resolution No. 22.

Senate Concurrent Resolution No. 65.

And the Speaker signed the same in the presence of the House of Representatives.

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return:
Senate Concurrent Resolution No. 16.

Senate Concurrent Resolution No. 22.

Senate Concurrent Resolution No. 65.

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

And the House stood adjourned sine die pursuant to the motion of
Rep. Streibel.

ROY GILBREATH, Chief Clerk

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LILLEHAUGEN

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OPEDAHL

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RUNDLE

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SOLBERG, OSCAR

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STONE

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 Bills, 48 (2), 49, 107, 108, 131, 153, 224, 232, 233, 243, 251.
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STRINDEN

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 403, 925, 926, 1046, 1279 (2).
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 Motions, 43, 86, 95, 112, 129, 140, 185, 221, 281, 282 (2), 296, 299,
 300, 338 (3), 350, 352, 360, 376, 377 (2), 402, 431, 448, 458 (2),
 502, 521, 522, 584, 585, 627, 653 (2), 692, 768, 822 (2), 854, 945,
 1044, 1130, 1169, 1400, 1455, 1508.
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SWEDLUND

Standing Committees, 29, 30, 31.
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 Committee Reports, 1460.
 Bills, 152 (2), 153 (2), 225, 247.
 House Concurrent Resolutions, 378, 633, 665 (3).
 Motions, 147, 217, 300, 311, 333, 427, 479 (3), 517, 521, 689, 708 (2),
 710, 712, 833 (2), 835, 844, 994 (2), 1104, 1161, 1185, 1236, 1317,
 1585, 1591, 1601, 1602.

THOMPSON

Standing Committees, 29, 30, 31.
Conference Committees, 930, 1210, 1286, 1466, 1476.
Committee Reports, 1463.
Bills, 102, 121, 141, 211, 225, 227, 237, 238 (3), 240, 247, 249.
House Concurrent Resolutions, 633, 664, 665 (3).
Motions, 140, 360, 361, 656, 851, 924, 1045, 1085, 1106 (2).
Requests, 470, 515.

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Standing Committees, 29, 29, 32.
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Motions, 197, 336, 375, 632, 745, 748, 835, 851 (2), 924 (2), 1250.
Requests, 436, 675.
Personal Privilege, 1513.

TWETEN

Standing Committees, Vice Chairman, 28, 31.
Select Committees, 173, Chairman, 887.
Conference Committees, 1094, 1097, 1467, 1476.
Bills, 48 (3), 50 (2), 54, 102, 131, 153 (2), 225, 234, 247, 251.
House Concurrent Resolutions, 54 (2).
Motions, 217, 355, 357, 436 (3), 456, 489, 498, 534, 612 627 (2),
641, 666 (2), 786, 852 (2), 890, 1092, 1107, 1153 (2), 1154 (2),
1155 (4), 1156 (4), 1202 (2), 1203 (2), 1280 (4), 1281 (2), 1282 (4),
1283 (4), 1312 (4), 1370 (4), 1371 (4), 1372 (3), 1373 (2), 1375,
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WAGNER

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Procedural Committees, 33.
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Conference Committees, 1094, 1097, 1285, 1476.
Committee Reports, 62.
Bills, 48 (3), 50, 51 (6), 53 (2), 54, 94, 107, 108 (2), 154, 207, 224,
226 (2), 227, 228, 233, 234, 242.
House Concurrent Resolutions, 54 (2), 55 (2), 361, 403, 633 (2), 663.
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Motions, 64, 69, 109 (3), 169 170, 267, 335, 355, 373, 468, 492, 498,
515, 517, 522, 600, 614, 639, 667, 694, 762, 979, 1045, 1136, 1185,
1434, 1533, 1543, 1550.
Remarks, 62, 1545.

WEBER

Standing Committees, 28, 30, 31.
Procedural Committees, 17, 32.
Select Committees, 17.
Conference Committees, 1285, 1422, 1423, 1475.
Committee Reports, 1434, 1443, 1453.
Bills, 50 (3), 53, 54, 94, 121, 122, 132, 151, 154, 155 (2), 163, 164 (2),
180, 208, 232, 240, 245, 246 247.
House Concurrent Resolutions 664.
Motions, 255, 455, 656, 687, 690, 787, 1536.
Announcements, 527.

WELDER

Standing Committees, 28, 29, 32, Vice Chairman.
Bills, 153, 206, 233, 240, 247.

Motions, 376, 411, 713.
Request, 455.

WELLS

Standing Committees, 29, 29, 31.
Conference Committees, 1212, 1467.
Committee Reports, 1457.
Bills, 50 (2), 54, 210, 226, 233, 237, 240, 245, 247.
House Concurrent Resolutions, 54, 142, 282, 662, 663.
Motions, 113, 186, 199, 283, 605, 748 (2), 1302, 1304, 1309, 1457 (2).

WHITE

Standing Committees, 29, 30, 31.
Bills, 67, 94, 107, 108, 121 (2), 153, 171, 211 (2), 224, 233, 251.
House Concurrent Resolutions, 122, 633, 655, 663.
Motions, 337, 377, 687, 751, 893, 925, 1238.

WILKIE

Standing Committees, 28, 30, 32, 67.
Procedural Committees, 127.
Select Committees, 17.
Conference Committees, 1079, 1094, 1097, 1210, 1285, 1466, 1476.
Committee Reports, 1446, 1461.
Bills, 48, 131, 153 (4), 182 (2), 225, 232, 233, 240, 242, 247.
House Concurrent Resolutions, 654.
Motions, 196, 499, 523, 525, 853, 883, 1036, 1106, 1207, 1264.
Announcements, 1173.

RECORD OF HOUSE BILLS IN THE HOUSE

House Bill No. 1 — (Committee on Appropriations)

House Bill No. 1. A Bill for an Act to appropriate money for the expenses of the executive department of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriations shall be available, and repealing all Acts or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters

Introduction, first reading, 44.
Referred to Committee on Appropriations, 44.
Reported back, amended, 684-685, 1540.
Statement of Purpose of Amendment, 685.
Motion to dispense with reading amendments, 707.
Amendments adopted, 707.
Engrossed 743.
Second reading, 755, 1541.
Final passage, 755, 1541.
To Senate, 806.
Returned to House, 1378.
Amended, 1378.
House does not concur, 1414.
Conference Committee, Senate, 1450.
Conference Committee, House, 1467.
Conference Committee report, House adopts, 1540.
Rules suspended, properly re-engrossed, placed on final passage, 1541.
Clincher, 1541.
Emergency clause carried, 1541.
Conference Committee report, Senate adopts, 1552.
Enrolled, 1592.
Re-engrossed, 1592.
Signed by Speaker, 1593.
To Senate, 1594.
Returned to House, 1595.
Sent to Governor, 1604.

House Bill No. 2 — (Committee on Appropriations)

House Bill No. 2. A Bill for an Act to appropriate money for the expenses of the educational departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Introduction, first reading, 44.
Referred to Committee on appropriations, 44.
Reported back, amended, 596-597.
Statement of Purpose of Amendment, 596.
Motion to dispense with reading amendments, 613.
Amendments adopted, 613.
Engrossed, 631, 1584.
Second reading, 640, 1280.
Final passage, 640-641, 1281.
To Senate, 703.
Returned to House, 1218.
Amended, 1219.
House concurs, 1280.
Re-engrossed, 1280.

Enrolled, 1584.
Signed by Speaker, 1585.
To Senate, 1587.
Returned to House, 1588.
Sent to Governor, 1590.

House Bill No. 3 — (Committee on Appropriations)

House Bill No. 3. A Bill for an Act to appropriate money for the expenses of the regulatory departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Introduction, first reading, 44-45.
Referred to Committee on Appropriations, 44-45.
Reported back, amended, 597, 1568.
Statement of Purpose of Amendment, 597.
Motion to dispense with reading amendments, 613.
Amendments adopted, 613.
Engrossed, 631.
Second reading, 641, 1437, 1568.
Final passage, 641, 1437, 1568.
To Senate, 703.
Returned to House, amended, 1218.
House does not concur, 1280.
Conference Committee, House 1285.
Conference Committee, Senate, 1303.
Conference Committee report, House adopts, 1436.
Clincher, 1437, 1569.
Rules suspended, properly Re-engrossed, placed on final passage, 1429.
Conference Committee report, Senate adopts, 1552.
Reconsidered, 1567.
Motion to reconsider action by which Conference Committee report was adopted prevailed, 1567.
House adopts, 1568.
Enrolled, 1592.
Re-engrossed, 1592.
Signed by Speaker, 1593.
To Senate, 1594.
Returned to House, 1595.
Sent to Governor, 1604.

House Bill No. 4 — (Committee on Appropriations)

House Bill No. 4. A Bill for an Act to appropriate money for the expenses of departments of state government, and for the subdivisions thereof, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Introduction, first reading, 45.
Referred to Committee on Appropriations, 45.
Reported back, amended, 598, 1438.
Statement of Purpose of Amendment, 599.
Motion to dispense with reading amendments, 613.
Amendments adopted, 613.
Engrossed, 631.
Second reading, 642, 1439.
Final passage, 642, 1439.
To Senate, 703.

Returned to House, amended, 1220.
 House does not concur, 1280.
 Conference Committee, House, 1285.
 Conference Committee, Senate, 1303.
 Conference Committee report, Senate adopts, 1398.
 Conference Committee report, House adopts, 1438.
 Rules suspended, properly Re-engrossed, placed on final passage, 1439.
 Clincher, 1439.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1604.

House Bill No. 5 — (Committee on Appropriations)

House Bill No. 5. A Bill for an Act to appropriate money for the expenses of the judicial branch of government, specifying the amount and time for which such appropriation shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein.

Introduction, first reading, 45.
 Referred to Committee on Appropriations, 45.
 Reported back, amended, 334-335, 1562, 1571.
 Dispense with reading amendments, 355.
 Amendments adopted, 355.
 Engrossed, 373.
 Second reading, 380, 1562, 1572.
 Final passage, 380, 1562, 1572.
 To Senate, 439.
 Returned to House, amended, 1320.
 House does not concur, 1371.
 Conference Committee, House, 1392.
 Conference Committee, Senate 1500.
 Motion to place at Foot of Calendar prevailed, 1542.
 Conference Committee report, Senate adopts, 1552.
 Conference Committee report, House adopts, 1561-1562.
 Motion to place at Head of Calendar, prevailed, 1561.
 Rules suspended, properly Re-engrossed, placed on final passage, 1562, 1572.
 Re-engrossed, 1562.
 Request to further amend granted, 1562.
 Amended Conference Report adopted, 1562.
 Motion to message to Senate immediately prevailed, 1563.
 Committee report as adopted, prevailed, 1571.
 Clincher, 1572.
 House adopts, 1572.
 Senate reconsiders action by which Conference Committee Report was adopted, 1580.
 Senate adopts new Conference Committee Report.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1604.

House Bill No. 6 — (Committee on Appropriations)

House Bill No. 6. A Bill for an Act to appropriate money for the expenses of the legislative branch of government, specifying the amount and time for which such appropriation shall be available,

and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same matters or purposes provided for herein, and declaring an emergency.

Introduction, first reading, 45.
 Referred to Committee on Appropriations, 45.
 Second reading, 725, 1406.
 Final passage, 725-726, 1406.
 To Senate, 806.
 Returned to House, 1378.
 Amended, 1378, 1380.
 Moved to Head of Calendar, 1406.
 House concurs, 1406.
 Rules suspended, properly Engrossed, placed on final passage, 1406.
 Clincher, 1407.
 Enrolled, 1584.
 Engrossed, 1584.
 Signed by Speaker, 1585.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 7 — (Committee on Appropriations)

House Bill No. 7. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, and miscellaneous items of the school for the blind at Grand Forks, North Dakota.

Introduction, first reading, 45.
 Referred to Committee on Appropriations, 45.
 Reported back, amended, 679.
 Statement of Purpose of Amendment, 679.
 Motion to dispense with reading amendment, 692.
 Amendments adopted, 692.
 Engrossed, 708.
 Placed at Head of Calendar, 734.
 Second reading, 734, 1153.
 Final passage, 734, 1153-1154.
 To Senate, 806.
 Returned to House, 1109.
 Amended, 1109, 1110.
 House concurs, 1153.
 Re-engrossed, 1153.
 Enrolled, 1237.
 Signed by Speaker, 1314.
 To Senate, 1325.
 Returned to House, 1338.
 Sent to Governor, 1427.
 Approved by Governor, 1575.

House Bill No. 8 — (Committee on Appropriations)

House Bill No. 8. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment of the school for the deaf at Devils Lake, North Dakota.

Introduction, first reading, 45.
 Referred to Committee on Appropriations, 45.
 Reported back, amended, 412-413.
 Statement of Purpose of the Amendment, 413.
 Dispense with reading amendments, 434.
 Amendments adopted, 434.

Engrossed, 451.
 Second reading 463, 1154.
 Final passage, 464, 1154-1155.
 To Senate, 516.
 Returned to House, 1109.
 Amended, 1109, 1110.
 House concurs, 1154.
 Re-engrossed, 1154.
 Enrolled, 1237.
 Signed by Speaker, 1314.
 To Senate, 1325.
 Returned to House, 1338.
 Sent to Governor, 1427.
 Approved by Governor, 1575.

House Bill No. 9 — (Committee on Appropriations)

House Bill No. 9. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the Grafton state school at Grafton, North Dakota.

Introduction, first reading, 45.
 Referred to Committee on Appropriations, 45.
 Reported back, amended, 541, 1523.
 Statement of Purpose of the Amendment, 541.
 Amendments adopted, 585.
 Second reading, 617, 1524.
 Final passage, 617-618, 1524.
 To Senate, 681.
 Returned to House, amended, 1320.
 House does not concur, 1371.
 Conference Committee, House, 1392.
 Conference Committee, Senate, 1523.
 Conference Committee Report, House adopts, 1523.
 Rules suspended, properly Engrossed, placed on final passage, 1523.
 Clincher, 1524.
 Conference Committee Report, Senate adopts, 1552.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1604.

House Bill No. 10 — (Committee on Appropriations)

House Bill No. 10. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, and equipment for the tuberculosis sanatorium at San Haven, North Dakota.

Introduction, first reading, 45.
 Referred to Committee on Appropriations, 45.
 Reported back, amended, 680.
 Statement of Purpose of Amendment, 680.
 Motion to dispense with reading amendments, 692.
 Amendments adopted, 692.
 Engrossed, 708.
 Paced at Head of Calendar, 734.
 Second reading, 734, 1202.
 Final passage, 734-735, 1203.
 To Senate, 806.
 Returned to House, 1109.
 Amended, 1109, 1110.
 Motion to concur in Senate amendments withdrawn, 1155.

Laid over one Legislative Day, 1155.
 House concurs, 1202.
 Enrolled, 1584.
 Signed by Speaker, 1585.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 11 — (Committee on Appropriations)

House Bill No. 11. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous items and special projects for the state hospital at Jamestown, North Dakota.

Introduction, first reading, 46.
 Referred to Committee on Appropriations.
 Reported back, amended, 541-542.
 Statement of Purpose, 542.
 Motion to dispense with reading amendments, prevailed, 585.
 Amendments adopted, 585.
 Second reading, 618.
 Final passage, 618-619, 1371.
 To Senate, 681.
 Returned to House, amended, 1320.
 House concurs, 1371.
 Rules suspended, properly Engrossed, placed on final passage, 1371.
 Clincher, 1372.
 Enrolled, 1585.
 Re-engrossed, 1585.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 12 — (Committee on Appropriations)

House Bill No. 12. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects for the state industrial school at Mandan, North Dakota.

Introduction, first reading, 46.
 Referred to Committee on Appropriations, 46.
 Reported back, amended, 427-428, 1542.
 Statement of Purpose of Amendment, 428.
 Dispense with reading of amendments, 453.
 Amendments adopted, 453.
 Engrossed, 479.
 Second reading, 482.
 Final passage, 482, 1542.
 Returned to House, amended, 1327.
 House does not concur, 1372.
 Conference Committee, House, 1392.
 Conference Committee, Senate, 1500.
 Re-engrossed, 1542.
 Rules suspended, properly Re-engrossed, placed on final passage, 1542.
 Clincher, 1543.
 Conference Committee Report, House adopts, 1542.
 Conference Committee Report, Senate adopts, 1552.
 Enrolled, 1592.
 To Senate, 1594.

Returned to House, 1595.
Sent to Governor, 1604.

House Bill No. 13 — (Committee on Appropriations)

House Bill No. 13. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment, miscellaneous, and special projects, of the state penitentiary and state farm.

Introduction, first reading, 46.
Referred to Committee on Appropriations, 46.
Reported back, do pass, 520.
Second reading, 562, 1155.
Final passage, 563, 1155.
To Senate, 630.
Returned to House, 1109.
Amended, 1109, 1110.
House concurs, 1155.
Engrossed, 1155.
Enrolled, 1237.
Signed by Speaker, 1315.
To Senate, 1325.
Returned to House, 1338.
Sent to Governor, 1427.
Approved by Governor, 1575.

House Bill No. 14 — (Committee on Appropriations)

House Bill No. 14. A Bill for an Act making an appropriation for the general maintenance and operation of the tag and sign plant at the state penitentiary.

Introduction, first reading, 46.
Referred to Committee on Appropriations, 46.
Reported back, do pass, 428.
Second reading, 457.
Final passage, 457.
To Senate, 516.
Returned to House, 1109.
Enrolled, 1160.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1293.
Approved by Governor, 1360.

House Bill No. 15 — (Committee on Appropriations)

House Bill No. 15. A Bill for an Act making an appropriation for the general maintenance, improvements and repairs, equipment and miscellaneous expenses of the North Dakota twine and cordage plant at the state penitentiary.

Introduction, first reading, 46.
Referred to Committee on Appropriations, 46.
Reported back, amended, 399.
Statement of Purpose of Amendment, 399.
Amendments adopted, 433.
Engrossed, 451.
Second reading, 464.
Final passage, 464-465.
To Senate, 516.
Returned to House, 1109.

Enrolled, 1160.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.
Approved by Governor, 1360.

House Bill No. 16 — (Committee on Appropriations)

House Bill No. 16. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the gasoline tax division in the office of the state tax commissioner.

Introduction, first reading, 46.
Referred to Committee on Appropriations, 46.
Reported back, amended, 639.
Motion prevailed to dispense with reading of amendments, 668.
Amendments adopted, 668.
Engrossed, 683.
Second reading, 697.
Final passage, 697.
To Senate, 772.
Returned to House, indefinitely postponed, 1109.

House Bill No. 17 — (Committee on Appropriations)

House Bill No. 17. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state fire and tornado fund.

Introduction, first reading, 46.
Referred to Committee on Appropriations, 46.
Reported back amended, 400.
Purpose of amendment, 400.
Motion to dispense with reading of amendments, 434.
Amendments adopted, 434.
Engrossed, 451.
Second reading, 465, 1372.
Final passage, 465, 1372.
To Senate, 516.
Returned to House, amended, 1289.
House concurs, 1372.
Re-engrossed, 1372.
Clincher, 1373.
Enrolled, 1585.
Signed by Speaker, 1586.
To Senate, 1587.
Returned to House, 1588.
Sent to Governor, 1590.

House Bill No. 18 — (Committee on Appropriations)

House Bill No. 18. A Bill for an Act making an appropriation for the purpose of operating and maintaining the state bonding fund.

Introduction, first reading, 46.
Referred to Committee on Appropriations, 46.
Reported back, amended, 640.
Motion prevailed to dispense with reading amendments, 668.
Amendments adopted, 668.
Engrossed, 683.
Second reading, 697, 1281.

Final passage, 698, 1281.
 To Senate, 772.
 Returned to House, amended, 1218.
 House concurs, 1281.
 Re-engrossed, 1281.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 19 — (Committee on Appropriations)

House Bill No. 19. A Bill for an Act making an appropriation to the state board of public school education for the administration and supervision of grants for vocational agriculture, office and distributive education, vocational home economics, trade and industrial education, manpower development and training, rural area redevelopment, and work study.

Introduction, first reading, 46.
 Referred to Committee on Appropriations, 46.
 Reported back, amended, 542-543, 1502.
 Statement of Purpose of Amendment, 543.
 Amendments adopted, 585.
 Second reading, 619, 1502.
 Final passage, 619, 1503.
 To Senate, 681.
 Returned to House, amended, 1218.
 House concurs, 1282.
 Substitute motion that House does not concur prevailed, 1282.
 Conference Committee, House, 1392.
 Conference Committee, Senate, 1470.
 Conference Committee Report, House adopts, 1502.
 Rules suspended, properly Re-engrossed, placed on final passage, 1502.
 Re-engrossed, 1502.
 Clincher, 1503.
 Conference Committee Report, Senate adopts, 1552.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1604.

House Bill No. 20 — (Committee on Appropriations)

House Bill No. 20. A Bill for an Act making an appropriation for salaries and expenses of the division of vocational rehabilitation for rehabilitating disabled persons.

Introduction, first reading, 47.
 Referred to Committee on Appropriations.
 Reported back, amended, 711.
 Statement of Purpose of Amendment, 711.
 Motion to dispense with reading of amendments, 744.
 Amendments adopted, 744.
 Engrossed, 777.
 Second reading, 778, 1282.
 Final passage, 778-779, 1282.
 To Senate, 814.
 Returned to House, amended, 1218.
 House concurs, 1282.
 Rules suspended, placed on second reading, final passage, 1282.

Re-engrossed, 1282.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 21 — (Committee on Appropriations)

House Bill No. 21. A Bill for an Act making an appropriation to the department of public instruction for the purpose of paying salaries and other expenses of the director of surplus property.

Introduction, first reading, 47.
 Referred to Committee on Appropriations, 47.
 Reported back, amended, 520.
 Statement of Purpose of Amendment, 520.
 Amendments adopted, 544.
 Engrossed, 586.
 Second reading, 588.
 Final passage, 589.
 To Senate, 651.
 Returned to House, 1109.
 Enrolled, 1160.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1360.

House Bill No. 22 — (Committee on Appropriations)

House Bill No. 22. A Bill for an Act making an appropriation for the salaries and miscellaneous expenses of the division of supervised correspondence study.

Introduction, first reading, 47.
 Referred to Committee on Appropriations, 47.
 Reported back, amended, 400.
 Statement of Purpose of Amendment, 400.
 Amendments adopted, 434.
 Engrossed, 451.
 Second reading, 465.
 Final passage, 466.
 To Senate, 516.
 Returned to House, 1288.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 23 — (Committee on Appropriations)

House Bill No. 23. A Bill for an Act making an appropriation to pay for the education of children, who are deaf as well as blind, at any school or institution, outside the state of North Dakota, for which there are no facilities in the state.

Introduction, first reading, 47.
 Referred to Committee on Appropriations, 47.
 Reported back, do pass, 279.
 Second reading, 303, 666.

Final passage, 303, 666.
 To Senate, 350.
 Returned to House, amended, 609.
 House concurs, 666.
 Engrossed, 666.
 Enrolled, 693.
 Re-engrossed, 693.
 Signed by Speaker, 693.
 To Senate, 704.
 Returned to House, 714.
 Sent to Governor, 740.
 Approved by Governor, 785.

House Bill No. 24 — (Committee on Appropriations)

House Bill No. 24. A Bill for an Act making an appropriation for salaries and expenses for the state seed department.

Introduction, first reading, 47.
 Referred to Committee on Appropriations, 47.
 Reported back, amended, 497-498.
 Statement of Purpose of Amendment, 498.
 Amendments adopted, 528.
 Engrossed, 544.
 Second reading, 571.
 Final passage, 571.
 To Senate, 630.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1062.
 Sent to Governor, 1080.
 Approved by Governor, 1137.

House Bill No. 25 — (Committee on Appropriations)

House Bill No. 25. A Bill for an Act making an appropriation for the maintenance of the North Dakota national guard as provided for by title 37 of the North Dakota Century Code.

Introduction, first reading, 47.
 Referred to Committee on Appropriations, 47.
 Reported back, amended, 522, 1440.
 Amendments adopted, 544.
 Engrossed, 586.
 Second reading, 589, 1283, 1440.
 Final passage, 589-590, 1283, 1441.
 Returned to House, 1218.
 Amended, 1218, 1220.
 House concurs, 1283.
 Rules suspended, placed on second reading, final passage, 1283, 1440.
 Reconsidered, 1312.
 House does not concur, 1312.
 Conference Committee, House, 1312.
 Conference Committee, Senate, 1355.
 Conference Committee Report, Senate adopts, 1361.
 Conference Committee Report, House adopts, 1440.
 Clincher, 1441.
 Re-engrossed, 1592.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.

Returned to House, 1595.
Sent to Governor, 1604.

House Bill No. 26 — (Committee on Appropriations)

House Bill No. 26. A Bill for an Act making an appropriation for salaries and expenses of the state library commission.

Introduction, first reading, 47.
Referred to Committee on Appropriations, 47.
Reported back, do pass, 522.
Second reading, 563, 1373.
Final passage, 563-564, 1373.
To Senate, 630.
Returned to House, 1290.
Amended, 1290, 1291.
House concurs, 1373.
Clincher, 1373.
Engrossed, 1373.
Enrolled, 1584.
Signed by Speaker, 1586.
To Senate, 1587.
Returned to House, 1588.
Sent to Governor, 1590.

House Bill No. 27 — (Committee on Appropriations)

House Bill No. 27. A Bill for an Act making an appropriation to pay expenses and costs of legal research and education and supervision and improvement of the judicial system of the state of North Dakota activities of the state bar association.

Introduction, first reading, 47.
Referred to Committee on Appropriations, 47.
Reported back, amended, 498.
Statement of Purpose of Amendment, 498.
Amendments adopted, 528.
Engrossed, 544.
Second reading, 571.
Final passage, 571-572.
To Senate, 630.
Returned to House, 957.
Enrolled, 1029.
Signed by Speaker, 1039.
To Senate, 1041.
Returned to House, 1062.
Sent to Governor, 1080.
Approved by Governor, 1137.

House Bill No. 28 — (Committee on Appropriations)

House Bill No. 28. A Bill for an Act making an appropriation for salaries and other expenses for administering the provisions of Chapter 39-17 of the North Dakota Century Code.

Introduction, first reading, 47-48.
Referred to Committee on Appropriations, 48.
Reported back, do pass, 373.
Second reading, 405, 1284.
Final passage, 405, 1284.
To Senate, 475.
Returned to House, 1218.
Amended, 1218, 1221.
House concurs, 1283.

Rules suspended, placed on final passage, 1284.
 Engrossed, 1284.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 29 — (Committee on Appropriations)

House Bill No. 29. A Bill for an Act making an appropriation for salaries and expenses for predatory animal control to the commissioner of agriculture.

Introduction, first reading, 48.
 Referred to Committee on Appropriations, 48.
 Reported back, do pass, 373.
 Second reading, 405.
 Final passage, 405-406.
 To Senate, 475.
 Returned to House, 1109.
 Enrolled, 1160.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1360.

House Bill No. 30 — (Committee on Appropriations)

House Bill No. 30. A Bill for an Act making an appropriation to the state outdoor recreation agency for funding the planning, acquisition and development of outdoor recreation agencies and activities.

Introduction, first reading, 48.
 Referred to Committee on Appropriations, 48.
 Reported back, do pass, 546.
 Second reading, 590.
 Final passage, 590.
 To Senate, 651.
 Returned to House, 1109.
 Enrolled, 1160.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1360.

House Bill No. 31 — (Committee on Appropriations)

House Bill No. 31. A Bill for an Act making an appropriation to the North Dakota trade commission in accordance with North Dakota Century Code 51-10.

Introduction, first reading, 48.
 Referred to Committee on Appropriations, 48.
 Indefinitely postponed, 522.

House Bill No. 32 — (Connolly, Davis, Dick, Glaspey, Johnson, Mueller, J. Peterson, Reimers, Streibel, Tweten, Wagner)

House Bill No. 32. A Bill for an Act providing coordination by the board of administration of institution farm activities, providing for transfer of products between institutions, and requiring a biennial report to the governor and legislature.

Introduction, first reading, 48.
 Referred to Committee on Agriculture, 48.
 Reported back, amended, 197.
 Amendments adopted, 220.
 Engrossed, 231.
 Second reading, 256.
 Final passage, 257.
 To Senate, 277.
 Returned to House, 875.
 Enrolled, 921.
 Signed by Speaker, 923.
 To Senate, 937.
 Returned to House, 939.
 Sent to Governor, 939.
 Approved by Governor, 1006.

House Bill No. 33 — (Connolly, Davis, Dick, Jenkins, Mueller, J. Peterson, Reimers, Streibel, Tweten, Wagner)

House Bill No. 33. A Bill for an Act directing the board of administration to sell, convey, and transfer certain real property owned by the state of North Dakota for the use and benefit of the state industrial school, and declaring an emergency.

Introduction, first reading, 48.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 217.
 Re-referred to Committee on Agriculture, 217.
 Substitute motion to place on Calendar prevailed, 217.
 Reported back, amended, 312.
 Amendments not adopted, 338. (Failed on division vote.)—
 Laid over one Legislative Day, 362, 389.
 Second reading, 420.
 Final passage, 420.
 Emergency clause lost, 421.
 To Senate, 475.
 Returned to House indefinitely postponed, 1159.

House Bill No. 34 — (Connolly, Davis, Dick, Glaspey, Jenkins, Mueller, J. Peterson, Reimers, O. Solberg, Streibel, Tweten, Wagner, Wilkie.)

House Bill No. 34. A Bill for an Act authorizing the board of administration to sell and transfer certain real property owned by the state for the benefit of the state penitentiary and authorizing the state health department to exchange certain property owned by the state for the benefit of the state hospital, and declaring an emergency.

Introduction, first reading, 48.
 Referred to Committee on Agriculture, 48.
 Amended, 312-313, 362, 1515.
 Reported back, do pass, 313.
 Motion to dispense with reading of amendments, 338.
 Amendments adopted, 338.
 Engrossed, 353.
 Re-engrossed, 362, 1516.
 Motion to re-refer to Committee on Agriculture lost, 362.
 Second reading, 363, 1414, 1516.

Final passage, 363, 1415, 1516.
 Emergency clause carried, 363, 1415, 1516.
 To Senate, 425.
 Returned to House, amended, 1378.
 House concurs, 1414.
 Clincher, 1415, 1517.
 Motion not to concur with Senate amendments prevailed, 1501.
 Motion to appoint Conference Committee prevailed, 1501.
 Conference Committee, House, 1501.
 Conference Committee, Senate, 1512.
 Conference Committee Report, House adopts, 1515.
 Rules suspended, properly Re-engrossed, placed on final passage, 1516.
 Conference Committee Report, Senate adopts, 1552.
 Reconsidered, 1561.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1594.
 Sent to Governor, 1604.

House Bill No. 35 — (Bier, W. Erickson, Giffey, E. Johnson, Jones, Lang, Link, R. Peterson, Stone)

House Bill No. 35. A Bill for an Act making an appropriation to the state board for vocational education for the purpose of implementing and supplementing training programs in basic occupational and trade skills at the community colleges at Bismarck, Devils Lake and Williston.

Introduction, first reading, 48.
 Referred to Committee on Education.
 Re-referred to Committee on Appropriations, 279.
 Reported back, do pass, 279.
 Substitute motion to place on Calendar prevailed, 603.
 Laid over one Legislative Day, 634.
 Second reading, 668.
 Final passage, 668-669.
 To Senate, 740.
 Returned to House, 1357.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 36 — (Bier, Giffey, E. Johnson, Lang, R. Peterson, Sanstead, Stone)

House Bill No. 36. A Bill for an Act to create and enact sections 15-53-05.1, 15-53-06.2, and 15-53-10.1; and to amend and reenact sections 15-27-04, 15-27-05, subsection 2 of section 15-53-02, and sections 15-53-07, 15-53-08, 15-53-09, 15-53-10, 15-53-11, 15-53-12, 15-53-13, 15-53-16, 15-53-21, 15-53-22, 15-53-23, and 15-53-25 of the North Dakota Century Code, relating to creating a regional committee system for school district reorganization.

Introduction, first reading, 49.
 Referred to Committee on Education.
 Re-referred to Committee on Appropriations, 453.
 Reported back, amended, 428-429.
 Motion to dispense with reading of amendments, 453.
 Amendments adopted, 453.
 Engrossed, 479.

Returned to House without recommendation, 660.
 Second reading, 693, 736, 1374.
 Final passage, lost, 693, 736, 1374.
 Reconsidered, 713.
 Placed at Head of Calendar, 734.
 Clincher, 736, 1374.
 To Senate, 806.
 Returned to House, 1218.
 Amended, 1218, 1221.
 Rules suspended, properly Re-engrossed, placed on final passage,
 1374.
 House concurs, 1374.

House Bill No. 37 — (Bier, Belter, W. Erickson, Giffey, E. Johnson,
 Lang, R. Peterson, Sanstead, Stone.)

House Bill No. 37. A Bill for an Act relating to school district reorganization and the effect thereon of new construction by school districts, and temporarily providing the superintendent of public instruction and, in case of appeal, the board of public school education with authority to limit certain school construction projects.

Introduction, first reading, 49.
 Referred to Committee on Education, 49.
 Reported back, do pass, 119.
 Second reading, 134.
 Final passage, 134.
 To Senate, 146.
 Returned to House, 1052.
 Enrolled, 1160.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1360.

House Bill No. 38 — (Backes, Boustead, Dornacker, Gackle, K. Johnson, Powers)

House Bill No. 38. A Bill for an Act to amend and reenact section 12-45-07 of the North Dakota Century Code, relating to the disposal of effects of deceased persons by the warden of the penitentiary and the superintendent of the state training school.

Introduction, first reading, 49.
 Referred to Committee on General Affairs, 49.
 Reported back, do pass on Consent Calendar, 103.
 Off Consent Calendar, 114.
 Second reading, 114.
 Final passage, 114.
 To Senate, 126.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1038.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1137.

House Bill No. 39 — (Backes, Boustead, Dornacker, Gackle, K. Johnson)

House Bill No. 39. A Bill for an Act to amend and reenact sections 57-28-17 and 57-28-21 of the North Dakota Century Code,

relating to the removal of general taxes, hail indemnity taxes, and special assessments of record when tax delinquent land is sold by the county.

Introduction, first reading, 49.
 Referred to Committee on Finance and Taxation, 49.
 Reported back, do pass, 111.
 Engrossed, 953.
 Second reading, 124, 953.
 Final passage, 124, 953.
 To Senate, 137.
 Returned to House, 936.
 Amended, 936.
 House concurs, 953.
 Enrolled, 1029.
 Signed by Speaker, 1038.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1138.

House Bill No. 40 — (Backes, Bernabucci, Bunker, Burke, Dahl, Froelich, Halcrow, Hoghaug, Kingsbury, McDonald, Strinden)

House Bill No. 40. A Bill for an Act to amend and reenact section 40-57-17 of the North Dakota Century Code, relating to exemption from taxation of projects under the Municipal Industrial Development Act.

Introduction, first reading, 49.
 Referred to Committee on Industry and Business, 49.
 Reported back, do pass, 95.
 Second reading, 104, 974.
 Final passage, 104, 975.
 To Senate, 106.
 Returned to House, amended, 955.
 House concurs, 974.
 Engrossed, 974.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1112.
 Returned to House, 1118.
 Sent to Governor, 1120.
 Approved by Governor, 1257.

House Bill No. 41 — (Aamoth, Bullis, Eagles, Freeman, Kelsch, Sanstead, Strinden)

House Bill No. 41. A Bill for an Act to provide for the establishment of home rule in cities under section 130, Constitution of the state of North Dakota.

Introduction, first reading, 49.
 Referred to Committee on Political Subdivisions, 49.
 Reported back, do pass, 119.
 Second reading, 134.
 Final passage, 134-135.
 To Senate, 146.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.

Sent to Governor, 1080.
Approved by Governor, 1138.

House Bill No. 42 — (Aamoth, Link, Streibel)

House Bill No. 42. A Bill for an Act relating to the disposal of surplus chairs from the house and senate chambers and declaring an emergency.

Introduction, first reading, 49.
Referred to Committee on General Affairs, 49.
Reported back, amended, 161.
Amendments adopted, 174.
Engrossed, 179.
Second reading, 192, 1093.
Final passage, 192, 1093.
To Senate, 206, 1008.
Returned to House, 957, 1059.
Senate requests return, 1007.
Amended, 1059.
House concurs, 1093.
Rules suspended, properly Re-engrossed and placed on final passage, 1093.
Re-engrossed, 1161.
Enrolled, 1161.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.
Approved by Governor, 1360.

House Bill No. 43 — (Aamoth, Link, Streibel)

House Bill No. 43. A Bill for an Act to provide a code of fair procedure to be followed by legislative investigating committees, and providing a penalty.

Introduction, first reading, 50.
Referred to Committee on Judiciary.
Reported back, amended, 161, 279.
Amendments not adopted, 174.
Re-referred to Judiciary Committee, 174.
Motion to substitute minority report for majority report lost, 280.
Amendments adopted, 302.
Engrossed, 311.
Second reading, 324.
Final passage, 324.
To Senate, 363.
Returned to House, 902.
Enrolled, 994.
Signed by Speaker, 995.
To Senate, 1016.
Returned to House, 1039.
Sent to Governor, 1040.
Approved by Governor, 1182.

House Bill No. 44 — (Aamoth, Link, Streibel)

House Bill No. 44. A Bill for an Act to create and enact sections 54-03-02.1 and 54-03-20.1 of the North Dakota Century Code, to amend and reenact sections 54-03-02, 54-03-03, 54-03-04, 54-03-20, 54-03.1-02, and 54-03.1-03 of the North Dakota Century Code, and to repeal sections 54-03.1-01 and 54-03.1-04 of the North Dakota

Century Code, all relating to the legislative assembly, and declaring an emergency.

Introduction, first reading, 50.
 Referred to Committee on Judiciary, 50.
 Reported back, amended, 111-112.
 Amendments adopted, 119.
 Engrossed, 133.
 Second reading, 135, 883.
 Final passage, 135-136, 883-884.
 Emergency clause carried, 136.
 To Senate, 146.
 Returned to House, amended, 813.
 House concurs, 883.
 Re-engrossed, 883.
 Enrolled, 994.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1039.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bill No. 45 — (Aamoth, Ganser, Haugland, Hilleboe, Leibhan, Opedahl, Rundle, I. Solberg, Stoltenow, Tweten, Welk)

House Bill No. 45. A Bill for an Act to provide for a state youth authority for the placement, treatment and rehabilitation of delinquent and unruly children committed to its custody to provide for an advisory board and for contracting with other states.

Introduction, first reading, 50.
 Referred to Committee on Judiciary, 50.
 Reported back, amended, 558-559-560-561.
 Amendments adopted, 588.
 Motion to dispense with reading of amendments, 588.
 Moved to Head of Calendar, 628.
 Second reading, 628, 1091.
 Final passage, 628, 1091.
 To Senate, 681.
 Returned to House, amended, 1059.
 House concurs, 1091.
 Rules suspended, properly Re-engrossed, and placed on final passage, 1091.
 Re-engrossed, 1091.
 Enrolled, 1161.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1360.

House Bill No. 46 — (Aamoth, Ganser, Hilleboe, Leibhan, Opedahl Rundle, I. Solberg, Stoltenow, Tweten, Wells)

House Bill No. 46. A Bill for an Act to amend and reenact sections 12-06-13, 12-30-17, 12-30-09, 12-46-13, and subsection 1 of section 12-51-07 of the North Dakota Century Code, relating to incarceration of 18 to 21-year-old criminal offenders.

Introduction, first reading, 50.
 Referred to Committee on Social Welfare, 50.
 Reported back, do pass, 112.
 Second reading, 124.
 Final passage, 124-125.

To Senate, 137.
Returned to House, indefinitely postponed, 1357.

House Bill No. 47 — (Bernabucci, Boyum, Giffey, Hensrud, Moquist, Schaffer, Weber)

House Bill No. 47. A Bill for an Act to amend and reenact section 39-21-48 of the North Dakota Century Code, relating to requiring eye protection for operators of motorcycles.

Introduction, first reading, 50.
Referred to Committee on Transportation, 50.
Reported back, indefinitely postponed, 97.

House Bill No. 48 — (Bernabucci, Boyum, DeKrey, Giffey, Hensrud, Moquist, Schaffer, Weber)

House Bill No. 48. A Bill for an Act relating to the supervision of commercial driver training schools, and providing a penalty.

Introduction, first reading, 50.
Referred to Committee on Transportation, 50.
Reported back, amended, 98.
Amendments adopted, 104.
Engrossed, 111.
Second reading, 115.
Final passage, 115.
To Senate, 126.
Returned to House, 1007.
Enrolled, 1103.
Signed by Speaker, 1104.
To Senate, 1125.
Returned to House, 1127.
Sent to Governor, 1128.
Approved by Governor, 1360.

House Bill No. 49 — (Bernabucci, Boyum, DeKrey, Giffey, Hensrud, Moquist, Schaffer, Weber)

House Bill No. 49. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07 of the North Dakota Century Code, requiring a birth certificate or other acceptable evidence of birth date with applications for motor vehicle operators' licenses.

Introduction, first reading, 50.
Referred to Committee on Transportation, 50.
Reported back, do pass, 98.
Second reading, 104.
Final passage, 104.
To Senate, 106.
Returned to House, indefinitely postponed, 1159.

House Bill No. 50 — (Davis, Giffey, Opedahl, Wagner)

House Bill No. 50. A Bill for an Act to amend and reenact subsection 2 of section 54-10-01 of the North Dakota Century Code, relating to the powers of the state auditor.

Introduction, first reading, 50.
Referred to Committee on State and Federal Government, 50.
Reported back, do pass, 112.
Second reading, 125.
Final passage, 125-330.
To Senate, 137.

Returned to House, amended, 302.
 House concurs, 329.
 Enrolled, 353.
 Signed by Speaker, 363.
 To Senate, 364.
 Returned to House, 397.
 Sent to Governor, 397.
 Approved by Governor, 843.

House Bill No. 51 — (Davis, Giffey, Opedahl, Wagner)

House Bill No. 51. A Bill for an Act to provide a method for paying counties amounts equal to taxes canceled upon university and school lands, and to amend sections 15-07-18, 15-08-13, and 15-08-18.3 of the North Dakota Century Code, relating to the assignment of contracts and to the cancellation of taxes, and providing an appropriation for the "in lieu" payments of canceled taxes.

Introduction, first reading, 51.
 Referred to Committee on Political Subdivisions, 51.
 Reported back, do pass on Consent Calendar, 112.
 Off Consent Calendar, 123.
 Second reading, 127.
 Final passage, 127.
 To Senate, 137.
 Returned to House, indefinitely postponed, 1357.

House Bill No. 52 — (Davis, Giffey, Wagner)

House Bill No. 52. A Bill for an Act to provide all departments, agencies, boards, commissions, and institutions in state government with authority to withhold from the compensation of state employees amounts as required by law.

Introduction, first reading, 52.
 Referred to State and Federal Government.
 Reported back, indefinitely postponed, 179.
 Re-referred to State and Federal Government, 179.
 Reported back, amended, 195.
 Amendments adopted, 218.
 Engrossed, 231.
 Second reading, 257.
 Final passage, 257-258.
 To Senate, 277.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1042.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1138.

House Bill No. 53 — (Giffey, Wagner)

House Bill No. 53. A Bill for an Act to amend and reenact section 15-61-05 of the North Dakota Century Code, relating to the disposition or exchange of state surplus property.

Introduction, first reading, 51.
 Referred to Committee on State and Federal Government, 51.
 Reported back, do pass, 119.
 Second reading, 136, 308.
 Final passage, 136, 308.
 To Senate, 146.

Returned to House, amended, 285.
 House concurs, 307.
 Enrolled, 353.
 Signed by Speaker, 363.
 Returned to House, 397.
 Sent to Governor, 397.
 Approved by Governor, 843.

House Bill No. 54 — (Davis, Giffey, Opedahl, Wagner)

House Bill No. 54. A Bill for an Act to amend and reenact section 4-02.1-15 of the North Dakota Century Code, relating to the state fair operating fund.

Introduction, first reading, 51.
 Referred to Committee on State and Federal Government, 51.
 Reported back, do pass, 112.
 Second reading, 125.
 Final passage, 126.
 To Senate, 137.
 Returned to House, 276.
 Enrolled, 311.
 Signed by Speaker, 311.
 To Senate, 330.
 Returned to House, 331.
 Sent to Governor, 333.
 Approved by Governor, 843.

House Bill No. 55 — (Davis, Giffey, Opedahl, Wagner)

House Bill No. 55. A Bill for an Act to amend and reenact sections 54-21-19 and 54-21-24 of the North Dakota Century Code, relating to the maintaining of state offices.

Introduction, first reading, 51.
 Referred to Committee on State and Federal Government, 51.
 Reported back, do pass, 169.
 Second reading, 187.
 Final passage, 187.
 To Senate, 206.
 Returned to House, 439.
 Enrolled, 680.
 Signed by Speaker, 683.
 To Senate, 704.
 Returned to House, 714.
 Sent to Governor, 740.
 Approved by Governor, 785.

House Bill No. 56 — (Davis, Giffey, Wagner)

House Bill No. 56. A Bill for an Act to amend and reenact section 6-05-04 of the North Dakota Century Code, relating to required deposits to be made before entering into or engaging in the activities of an annuity, safe deposit, surety, and trust company, and to provide for a right of action against the deposits.

Introduction, first reading, 51.
 Referred to Committee on Industry and Business, 51.
 Reported back, amended, 129.
 Amendments adopted, 140.
 Engrossed, 147.
 Second reading, 155, 975.
 Final passage, 156, 975.
 To Senate, 178.

Returned to House, amended, 955.
 House concurs, 975.
 Enrolled, 1104.
 Re-engrossed, 1104.
 Signed by Speaker, 1104.
 To Senate, 1112.
 Returned to House, 1118.
 Sent to Governor, 1120.
 Approved by Governor, 1257.

House Bill No. 57 — (Aamoth)

House Bill No. 57. A Bill for an Act to amend and reenact subsection 2 of section 54-27-19 of the North Dakota Century Code, relating to the eligibility of cities for their share of the highway tax distribution fund.

Introduction, first reading, 51.
 Referred to Committee on Transportation, 51.
 Motion to return bill to House prevailed, 205.
 Withdrawn, 206.

House Bill No. 58 — (Aamoth)

House Bill No. 58. A Bill for an Act to repeal section 27-11-22 of the North Dakota Century Code, relating to annual licenses to practice law — requirement — issuance — fees.

Introduction, first reading, 51.
 Referred to Committee on Judiciary, 51.
 Reported back, do pass, 335.
 Amended, 335.
 Amendments adopted, 355.
 Engrossed, 373.
 Second reading, 380, 911.
 Final passage, 381, 911.
 To Senate, 439.
 Returned to House, amended, 902.
 Revision and correction, 910.
 House concurs, 911.
 Re-engrossed, 911.
 Conference Committee, 974.
 Enrolled, 994.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1039.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bill No. 59 — (Aamoth)

House Bill No. 59. A Bill for an Act to amend and reenact section 35-20-08 of the North Dakota Century Code, relating to attorneys' liens.

Introduction, first reading, 51-52.
 Referred to Committee on Judiciary, 52.
 Reported back, indefinitely postponed, 129.

House Bill No. 60 — (Aamoth)

House Bill No. 60. A Bill for an Act to create and enact subsection 4 of section 57-37-29 of the North Dakota Century Code, relating

to the transfer of securities to certain trust companies acting as an executor or administrator of an estate.

Introduction, first reading, 52.
 Referred to Committee on Judiciary, 52.
 Reported back, do pass, 129.
 Engrossed, 887.
 Second reading, 144, 852.
 Final passage, 144, 852.
 To Senate, 160.
 Returned to House, amended, 838.
 House concurs, 852.
 Enrolled, 887.
 Signed by Speaker, 905.
 To Senate, 919.
 Returned to House, 935.
 Sent to Governor, 939.
 Approved by Governor, 1050.

House Bill No. 61 — (Aas)

House Bill No. 61. A Bill for an Act to amend and reenact section 15-52-20 of the North Dakota Century Code, relating to scholarship loan conditions and repayment terms.

Introduction, first reading, 52.
 Referred to Committee on Education, 52.
 Reported back, amended, 183, 195.
 Re-referred to Committee on Education, 193.
 Do pass, 195.
 Amendments adopted, 218.
 Re-referred to Committee on Education, 219.
 Indefinitely postponed, 382.

House Bill No. 62 — (Bernabucci)

House Bill No. 62. A Bill for an Act to repeal sections 57-38-58, 57-38-59, 57-38-60, 57-38-61, 57-38-62, 57-38-63, 57-38-64, and 57-38-65 of the North Dakota Century Code, relating to the withholding of income taxes from nonresidents.

Introduction, first reading, 52.
 Referred to Committee on Finance and Taxation, 52.
 Reported back, indefinitely postponed, 119.

House Bill No. 63 — (Bernabucci)

House Bill No. 63. A Bill for an Act to provide for the registration of passenger motor vehicles according to market value; to provide a method for the determination of market value; to amend and reenact subsection 2 of section 39-04-19 and section 39-04-24 of the North Dakota Century Code; to provide a special classification and rate for passenger motor vehicles; and to exclude passenger motor vehicles for which an ad valorem registration fee applies.

Introduction, first reading, 52.
 Referred to Committee on Transportation, 52.
 Reported back, indefinitely postponed, 455, 749.
 Motion to reconsider action, 460.
 Re-referred to Committee on Finance and Taxation, 460.
 Reported back, amended, 749.
 Minority report substituted for majority report prevailed, 749.

House Bill No. 64 — (Bernabucci, Rundle)

House Bill No. 64. A Bill for an Act to amend and reenact section 51-10-06 of the North Dakota Century Code, relating to injunctive relief in unfair trade practices; and to repeal sections 51-10-09, 51-10-10, 51-10-11, 51-10-12, 51-10-13, 51-10-14, and 51-10-15 of the North Dakota Century Code, relating to the North Dakota trade commission.

Introduction, first reading, 52.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 147.
Reported back, do pass, 149.
Motion for minority report substituted for majority report pre-
-vailed, 149.
Second reading, 175.
Final passage, lost, 175.
Clincher, 175.

House Bill No. 65 — (Bernabucci)

House Bill No. 65. A Bill for an Act to prohibit state agencies from purchasing, leasing, or accepting by gift, any aircraft.

Introduction, first reading, 52.
Referred to Committee on State and Federal Government, 52.
Reported back, do pass, 183.
Amended, 183.
Amendments adopted, 199.
Engrossed, 217.
Second reading, 221.
Final passage, 221.
To Senate, 277.
Returned to House, indefinitely postponed, 1159.

House Bill No. 66 — (Bernabucci)

House Bill No. 66. A Bill for an Act to amend and reenact section 39-10-19 of the North Dakota Century Code, relating to driving on divided highways, and providing a penalty.

Introduction, first reading, 52.
Referred to Committee on Transportation, 52.
Reported back, indefinitely postponed, 98, 120.
Rep. Streibel made substitute motion that action on House Bill No.
66 be laid over until Bernabucci returns.

House Bill No. 67 — (Connolly)

House Bill No. 67. A Bill for an Act to amend and reenact sub-section 2 of section 50-22-01 of the North Dakota Century Code, relating to the definition of charitable organizations.

Introduction, first reading, 53.
Referred to Committee on Social Welfare, 53.
Reported back, do pass, on Consent Calendar, 112.
Off Consent Calendar, 123.
Second reading, 123.
Final passage, 123.
To Senate, 137.
Returned to House, indefinitely postponed, 936.

House Bill No. 68 — (Hilleboe)

House Bill No. 68. A Bill for an Act to amend and reenact section 16-20-04 of the North Dakota Century Code, relating to limitation on campaign expenses, and to repeal section 16-20-20 of the North Dakota Century Code.

Introduction, first reading, 53.
Referred to Committee on Judiciary.
Reported back, amended, 253-254, 149.
Amendments adopted, 173, 269.
Re-referred to Committee on Judiciary, 191.
Motion to dispense with reading amendments, 269.
Second reading, 285.
Final passage, 285.
To Senate, 331.
Returned to House, 902.
Enrolled, 921.
Signed by Speaker, 923.
To Senate, 937.
Returned to House, 938.
Sent to Governor, 939.
Approved by Governor, 1050.

House Bill No. 69 — (Link)

House Bill No. 69. A Bill for an Act to amend and reenact section 16-18-06 of the North Dakota Century Code, relating to the application for absentee ballots.

Introduction, first reading, 53.
Referred to Committee on Judiciary, 53.
Reported back, do pass, 95.
Second reading, 105, 945.
Final passage, 105, 945-946.
To Senate, 106.
Returned to House, amended, 936.
House concurs, 945.
Engrossed, 945.
Enrolled, 1029.
Signed by Speaker, 1039.
To Senate, 1042.
Returned to House, 1063.
Sent to Governor, 1080.
Approved by Governor, 1138.

House Bill 70 — (Stoltenow, Bullis)

House Bill No. 70. A Bill for an Act to authorize the state board of higher education to construct a stadium on the campus of the North Dakota state school of science with private or federal funds.

Introduction, first reading, 53.
Referred to Committee on Appropriations, 53.
Reported back, do pass, 410.
Second reading, 443.
Final passage, 443.
To Senate, 497.
Returned to House, 875.
Enrolled, 887.
Signed by Speaker, 905.
To Senate, 919.
Returned to House, 935.
Sent to Governor, 939.
Approved by Governor, 1006.

House Bill No. 71 — (Wagner)

House Bill No. 71. A Bill for an Act to amend and reenact section 14-03-17 of the North Dakota Century Code, relating to the examination of persons upon oath when making application for a marriage license.

Introduction, first reading, 53.
Referred to Committee on Social Welfare, 53.
Reported back, do pass, 169.
Amended, 169.
Amendments adopted, 179.
Second reading, 201.
Final passage, 201.
To Senate, 223.
Returned to House, 957.
Enrolled, 1029.
Signed by Speaker, 1039.
To Senate, 1041.
Returned to House, 1063.
Sent to Governor, 1080.
Approved by Governor, 1138.

House Bill No. 72 — (Weber)

House Bill No. 72. A Bill for an Act to provide for redistricting of counties, and to repeal chapter 11-07 of the North Dakota Century Code, relating to the redistricting of counties.

Introduction, first reading, 53.
Referred to Committee on Political Subdivisions, 53.
Reported back, indefinitely postponed, 374.

House Bill No. 73 — (Boustead, Kelsch)

House Bill No. 73. A Bill for an Act to amend and reenact section 43-12-13 of the 1967 Supplement to the North Dakota Century Code, relating to examination of professional nursing applicants.

Introduction, first reading, 53.
Referred to Committee on Social Welfare, 53.
Reported back, do pass on Consent Calendar, 113.
Off Consent Calendar, 123.
Second reading, 127.
Final passage, 127-128.
To Senate, 137.
Returned to House, 957.
Enrolled, 1029.
Signed by Speaker, 1039.
To Senate, 1041.
Returned to House, 1063.
Sent to Governor, 1080.
Approved by Governor, 1138.

House Bill No. 74 — (Wagner)

House Bill No. 74. A Bill for an Act to repeal chapter 4-18.1 of the North Dakota Century Code, relating to the milk stabilization board.

Introduction, first reading, 53.
Referred to Committee on Agriculture, 53.
Reported back, indefinitely postponed, 295.

House Bill No. 75 — (Dornacker)

House Bill No. 75. A Bill for an Act to amend and reenact section 57-02-21 of the North Dakota Century Code, relating to personal property tax exemption for certain persons with minimum income, and declaring an emergency.

Introduction, first reading, 53.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 129-136, 169-170, 280.
 Amendments adopted, 140, 179, 302.
 Re-referred to Finance and Taxation Committee, 156, 202.
 Engrossed, 197.
 Re-engrossed, 311, 1104.
 Second reading, 325, 979.
 Final passage, 325, 977.
 Emergency clause carried, 325, 977.
 To Senate, 363.
 Returned to House, 955.
 Amended, 955, 956.
 House concurs, 977.
 Enrolled, 1104.
 Signed by Speaker, 1104.
 To Senate, 1112.
 Returned to House, 1118.
 Sent to Governor, 1120.
 Approval by Governor, 1257.

House Bill No. 76 — (Dornacker)

House Bill No. 76. A Bill for an Act to amend and reenact subsection 19 of section 57-02-08 of the North Dakota Century Code, relating to property exempt from taxation.

Introduction, first reading, 53-54.
 Referred to Committee on Finance and Taxation, 54.
 Reported back, do pass, 650.
 Second reading, 675.
 Final passage, 676.
 To Senate, 741.
 Returned to House, indefinitely postponed, 1007.

House Bill No. 77 — (Stoltenow, Bullis)

House Bill No. 77. A Bill for an Act to permit the destruction or removal of certain buildings at the North Dakota state school of science and providing for the cost of removal or the disposition of any proceeds from the sale thereof.

Introduction, first reading, 54.
 Reported back, do pass, 410.
 Second reading, 443.
 Final passage, 443.
 To Senate, 497.
 Returned to House, 875.
 Enrolled, 994.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1039.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bill No. 78 — (Bunker, White)

House Bill No. 78. A Bill for an Act to amend and reenact section 32-29-01 of the North Dakota Century Code, relating to the submission of controversies to arbitration.

Introduction, first reading, 54.
Referred to Committee on Labor, 54.
Withdrawn, 89.

House Bill No. 79 — (Weber)

House Bill No. 79. A Bill for an Act to amend and reenact section 63-03-06 of the North Dakota Century Code, relating to the amount charged for failure to destroy weeds.

Introduction, first reading, 54.
Referred to Committee on Agriculture, 54.
Reported back, do pass, 139.
Second reading, 156.
Final passage, 156.
To Senate, 178.
Returned to House, 330.
Enrolled, 353.
Signed by Speaker, 363.
To Senate, 364.
Returned to House, 397.
Sent to Governor, 398.
Approved by Governor, 843.

House Bill No. 80 — (E. Johnson)

House Bill No. 80. A Bill for an Act to amend and reenact sections 15-18-07 and 15-18-08 of the North Dakota Century Code, limiting state aid to only those junior colleges eligible to receive such aid on July 1, 1969.

Introduction, first reading, 54.
Referred to Committee on Education, 54.
Reported back, do pass, 119.
Second reading, 136.
Final passage, 136.
To Senate, 146.
Returned to House, 957.
Enrolled, 1029.
Signed by Speaker, 1039.
To Senate, 1041.
Returned to House, 1063.
Sent to Governor, 1080.
Approved by Governor, 1138.

House Bill No. 81 — (Bunker, Aamoth, Eagles, Hentges, Jenkins, White)

House Bill No. 81. A Bill for an Act to amend and reenact sections 15-51-01 and 15-51-02 of the North Dakota Century Code, relating to the holding of school district elections in conjunction with city elections in the city of Fargo.

Introduction, first reading, 67.
Referred to Committee on Political Subdivisions, 81.
Reported back, do pass on Consent Calendar, 119.
Off Consent Calendar,
Second reading, 133.

Final passage, 133.
 To Senate, 146.
 Returned to House, indefinitely postponed, 957.

House Bill No. 82 — (Committee on Appropriations)

House Bill No. 82. A Bill for an Act making an appropriation for paying the salaries and other expenses of the state tax commissioner and for making an appropriation of motor vehicle fuel tax revenues to the general fund to cover the cost of administering the motor fuel

Introduction, first reading, 67.
 Referred to Committee on Appropriations, 67.
 Reported back, amended, 546.
 Amendments adopted, 585.
 Motion prevailed to dispense with reading amendments, 585.
 Second reading, 619, 1203.
 Final passage, 619, 620, 1203-1204.
 To Senate, 681.
 Returned to House, 1163.
 Amended, 1163-1164.
 House concurs, 1203.
 Rules suspended, properly Re-engrossed, placed on final passage, 1203.
 Re-engrossed, 1203.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 83 — (Committee on Appropriations)

House Bill No. 83. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of public instruction.

Introduction, first reading, 68.
 Referred to Committee on Appropriations, 68.
 Reported back, amended, 599, 641.
 Statement of Purpose of Amendment, 599.
 Motion to dispense with reading amendments, 613.
 Amendments adopted, 613.
 Engrossed, 631.
 Placed on Calendar, 642.
 Re-engrossed, 642, 1403.
 Second reading, 642, 1403.
 Final passage, 642-643, 1403.
 To Senate, 703.
 Returned to House, amended, 1321.
 House concurs, 1403.
 Clincher, 1404.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 84 — (Committee on Appropriations)

House Bill No. 84. A Bill for an Act making an appropriation for the purpose of paying salaries and other expenses of the upper great plains transportation institute.

Introduction, first reading, 68.
 Referred to Committee on Appropriations, 68.
 Reported back, do pass, 429.
 Second reading, 457, 1442, 1551.
 Final passage, 457-458, 1442, 1552.
 To Senate, 516.
 Returned to House, 1109.
 Amended, 1109, 1111.
 Conference Committee, House, 1157, 1508.
 Conference Committee, Senate, 1217, 1506.
 Conference Committee Report, House adopts, 1441, 1551.
 Rules suspended, properly Engrossed, placed on final passage, 1442, 1552.
 Clincher, 1442, 1552.
 Senate refused to adopt Conference Committee Report. New committee appointed, 1506.
 Motion to reconsider action by which Conference Committee Report was adopted, 1507.
 Motion to appoint new Conference Committee prevailed, 1507.
 Conference Committee Report, Senate adopts, 1552.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1594.
 Sent to Governor, 1604.

House Bill No. 85 — (Committee on Appropriations)

House Bill No. 85. A Bill for an Act making an appropriation for the expenses of the operation of the centralized data processing system.

Introduction, first reading, 68.
 Referred to Committee on Appropriations, 68.
 Reported back, amended, 543-544.
 Statement of Purpose of Amendment, 543.
 Motion prevailed to dispense with reading of amendments, 585.
 Amendments adopted, 585.
 Second reading, 620.
 Final passage, 620.
 To Senate, 681.
 Returned to House, 1288.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 86 — (Committee on Appropriations)

House Bill No. 86. A Bill for an Act making an appropriation for the operation of the public employees' retirement program.

Introduction, first reading, 68.
 Referred to Committee on Appropriations, 68.
 Reported back, do pass, 374.
 Second reading, 406, 1509.
 Final passage, 406, 1509.
 To Senate, 476.
 Returned to House, 1320.
 Amended, 1320, 1321.
 House does not concur, 1404.
 Conference Committee, House, 1422.
 Conference Committee, Senate, 1470.

Rules suspended, properly Engrossed, placed on final passage, 1508.
 Conference Committee Report, House adopts, 1508.
 Clincher, 1509.
 Conference Committee Report, Senate adopts, 1518.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 87 — (Committee on Appropriations)

House Bill No. 87. A Bill for an Act making an appropriation for paying the salaries and other expenses of the milk stabilization board.

Introduction, first reading, 68.
 Referred to Committee on Appropriations, 68.
 Reported back, do pass, 498.
 Second reading, 530.
 Final passage, 530.
 To Senate, 601.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1138.

House Bill No. 88 — (Aamoth)

House Bill No. 88. A Bill for an Act to provide a deadline for re-districting and to amend and reenact sections 11-07-01, 11-07-02, 11-07-03, and 11-07-04 of the North Dakota Century Code, relating to the re-districting of counties and the election of county commissioners.

Introduction, first reading, 68.
 Referred to Committee on Political Subdivisions, 68.
 Reported back, amended, 295-296, 1443.
 Reading of amendments dispensed with, 314.
 Amendments adopted, 314.
 Engrossed, 333.
 Second reading, 340, 1443.
 Final passage, 340-341, 1443.
 To Senate, 364.
 Returned to House, 1218.
 Amended, 1218, 1231.
 House does not concur, 1280.
 Conference Committee, House, 1285.
 Conference Committee, Senate, 1303.
 Conference Committee Report, Senate adopts, 1361.
 Conference Committee Report, House adopts, 1443.
 Rules suspended, properly Re-engrossed, placed on final passage, 1443.
 Re-engrossed, 1443.
 Clincher, 1444.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 89 — (Aas, Backes)

House Bill No. 89. A Bill for an Act to amend and reenact sections 11-13-12, 11-18-02, 11-18-03, 57-20-25, 57-21-09, 57-22-01, 57-22-02.1, 57-22-03, 57-22-04, 57-22-07, 57-22-09, 57-22-11, 57-22-16, 57-22-21, 57-22-21.2, 57-22-32, 57-22-33, 57-24-02, 57-24-03, 57-24-04, 57-24-06, 57-24-07, 57-24-09, 57-24-12, 57-24-13, 57-24-14, 57-24-19, 57-24-20, 57-24-21, 57-24-22, 57-24-23, 57-24-24, 57-24-25, 57-24-26, 57-24-27, 57-24-28, 57-25-05, 57-26-02, 57-26-06, 57-27-01, 57-27-07, 57-27-10, 57-28-01, 57-29-05, 57-55-01, 57-55-02, 57-55-03, 57-55-04, 57-55-06, and 57-55-08 of the North Dakota Century Code, relating to the procedures for the collection of real estate, personal property, and mobile home taxes; to repeal sections 57-22-02, 57-22-08, and 57-22-12 of the North Dakota Century Code, relating to the collection of delinquent personal property taxes; and to provide an effective date thereof.

Introduction, first reading, 68.

Referred to Committee on Finance and Taxation, 68.

Reported back, indefinitely postponed, 374.

House Bill No. 90 — (Jones)

House Bill No. 90. A Bill for an Act to amend and reenact section 15-39-15 of the North Dakota Century Code, relating to crediting of out-of-state teaching years for teachers' insurance and retirement benefits.

Introduction, first reading 68-69.

Referred to Committee on Education, 69.

Reported back, do pass, 183.

Second reading, 203.

Final passage, 203.

To Senate, 224.

Returned to House, indefinitely postponed, 1504.

House Bill No. 91 — (W. Erickson, Lundene)

House Bill No. 91. A Bill for an Act to amend and reenact section 16-13-02 of the North Dakota Century Code, relating to the location of the precinct vote canvass.

Introduction, first reading, 69.

Referred to Committee on General Affairs, 69.

Reported back, do pass, 335.

Second reading, 365.

Final passage, 365.

To Senate, 425.

Returned to House, 875.

Enrolled, 887.

Signed by Speaker, 905.

To Senate, 919.

Returned to House, 936.

Sent to Governor, 939.

Approved by Governor, 1006.

House Bill No. 92 — (Goodman)

House Bill No. 92. A Bill for an Act to amend and reenact section 15-60-04 of the North Dakota Century Code, relating to limitations of purposes and amount expended in the state school construction fund.

Introduction, first reading, 93.
 Referred to Committee on Education.
 Reported back, do pass, 184.
 Second reading, 203.
 Final passage, 203-204.
 To Senate, 224.
 Returned to House, indefinitely postponed, 1007.

House Bill No. 93 — (J. Peterson, Haugland, Sanstead, Aas, Anderson, Emerson, Backes.)

House Bill No. 93. A Bill for an Act authorizing the state board of higher education to construct an outdoor amphitheater on the campus of Minot state college with private funds and student fees and declaring an emergency.

Introduction, first reading, 93.
 Referred to Committee on Appropriations.
 Reported back, do pass, 410.
 Second reading, 444.
 Final passage, 444.
 Emergency clause carried, 444.
 To Senate, 497.
 Returned to House, 875.
 Enrolled, 921.
 Signed by Speaker, 923.
 To Senate, 937.
 Returned to House, 939.
 Sent to Governor, 939.
 Approved by Governor, 1006.

House Bill No. 94 — (Dawson)

House Bill No. 94. A Bill for an Act to provide the designation in a petition for adoption of the person to be adopted.

Introduction, first reading, 93.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 170.
 Re-referred to Social Welfare Committee, 172.
 Amended, 267.
 Amendments adopted, 282.
 Engrossed, 300.
 Second reading, 304.
 Final passage, 304.
 To Senate, 350.
 Returned to House, 1288.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 95 — (Aamoth)

House Bill No. 95. A Bill for an Act to provide a method of valuation of assets distributed by a fiduciary to a surviving spouse in satisfaction of a bequest or transfer within the meaning of the marital deduction provisions of the federal internal revenue code.

Introduction, first reading, 93.
 Referred to Committee on Judiciary.
 Reported back, 139, 196.
 Amendments adopted, 150, 219.

Re-referred to Committee on Judiciary, 175.
 Second reading, 258.
 Final passage, 258.
 To Senate, 277.
 Returned to House, 838.
 Enrolled, 876.
 Signed by Speaker, 923.
 To Senate, 937.
 Returned to House, 939.
 Sent to Governor, 939.
 Approved by Governor, 1006.

House Bill No. 96 — (Dornacker)

House Bill No. 96. A Bill for an Act to amend and reenact subsection 4 of section 57-02-01 of the North Dakota Century Code, relating to the definition of "true and full value".

Introduction, first reading, 93.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, amended, 170.
 Amendments adopted, 179.
 Second reading, 202, 1093.
 Final passage, 202-203, 1094.
 To Senate, 224.
 Returned to House, 1059.
 Amended, 1059-1060.
 House concurs, 1093.
 Rules suspended, properly Re-engrossed, placed on final passage, 1093.
 Enrolled, 1161.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1360.

House Bill No. 97 — (Dornacker)

House Bill No. 97. A Bill for an Act to create and enact subsection 25 of section 57-02-08 of the North Dakota Century Code, relating to the elimination of personal property taxes on personal property not required to be assessed by the state board of equalization; to provide for the levying and collection of an adjusted gross income tax on individual, business, and corporation income in lieu of personal property taxes; to provide exemptions for persons sixty-five years of age or older; to allocate moneys to counties and their political subdivisions; to amend and reenact section 15-40-02, 57-39.2-02, subdivision 10 of section 57-39.2-04, subdivision a of subsection 6 of section 57-40.2-01, subsection 4 of section 57-40.2-04, and sections 57-55-03 and 57-55-04 of the North Dakota Century Code, relating to broadening the sales and use tax base, excluding certain items from the exemptions, and deleting references to the per capita school tax; and to repeal sections 18-03-09, 37-01-27, 57-15-23, and 57-39.2-03 and chapter 57-03 of the North Dakota Century Code; and providing for an appropriation.

Introduction, first reading, 94.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 503-506.
 Motion to substitute minority report for majority report, 506.
 Minority report withdrawn, 506.
 Motion to dispense with reading of amendments, 528.
 Amendments adopted, 528.

Engrossed, 544.
 Moved to Head of Calendar, 550.
 Second reading, 550.
 Final passage, 557.
 To Senate, 630.
 Returned to House, indefinitely postponed, 1260.

House Bill No. 98 — (Eagles, Boyum, Dick, Goodman, K. Johnson, McDonald, Boustead, Aafedt)

House Bill No. 98. A Bill for an Act to amend and reenact section 20-08-02 of the North Dakota Century Code, relating to bag limit on upland game and migratory waterfowl.

Introduction, first reading, 94.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 150.
 Second reading, 175.
 Final passage, 176.
 To Senate, 193.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1138.

House Bill No. 99 — (Aamoth, Wagner, White, Bier, E. Johnson, Halcrow, Bunker, Register, Strinden, Davis, Reimers, Giffey, Opedahl)

House Bill No. 99. A Bill for an Act relating to the authority of the board of higher education to maintain law and order at and to regulate the use of the facilities of the state colleges and universities, and declaring an emergency.

Introduction, first reading, 94.
 Referred to Committee on Education.
 Reported back, amended, 296-297.
 Motion to dispense with reading of amendments, 315.
 Amendments adopted, 315.
 Engrossed, 333.
 Second reading, 341, 1112.
 Final passage, 341, 1113.
 Emergency clause carried, 341, 1113.
 To Senate, 364.
 Returned to House, 1110.
 Amended, 1110, 1111.
 House concurs, 1112.
 Enrolled, 1126.
 Signed by Speaker, 1126.
 To Senate, 1126.
 Returned to House, 1126.
 Sent to Governor, 1126.
 Approved by Governor, 1360.

House Bill No. 100 — (Hoghaug)

House Bill No. 100. A Bill for an Act to amend and reenact section 6-03-04 of the North Dakota Century Code, relating to bank director's oath of office and filing.

Introduction, first reading, 94.
 Referred to Committee on Industry and Business.
 Reported back, do pass, on Consent Calendar, 130.
 Off Consent Calendar, 143.
 Second reading, 143.
 Final passage, 143.
 To Senate, 160.
 Returned to House, 875.
 Enrolled, 887.
 Signed by Speaker, 905.
 To Senate, 919.
 Returned to House, 936.
 Sent to Governor, 939.
 Approved by Governor, 1006.

House Bill No. 101 — (Hoghaug)

House Bill No. 101. A Bill for an Act to amend and reenact section 6-03-15 of the North Dakota Century Code, relating to application to state banking board to establish stations.

Introduction, first reading, 94.
 Referred to Committee on Industry and Business.
 Reported back, do pass, on Consent Calendar, 130.
 Off Consent Calendar, 143.
 Second reading, 143.
 Final passage, 143.
 To Senate, 160.
 Returned to House, 875.
 Enrolled, 887.
 Signed by Speaker, 905.
 To Senate, 919.
 Returned to House, 936.
 Sent to Governor, 939.
 Approved by Governor, 1006.

House Bill No. 102 — (Hoghaug)

House Bill No. 102. A Bill for an Act to amend and reenact section 6-03-46 of the North Dakota Century Code, relating to exchange of preferred stock for capital notes or debentures.

Introduction, first reading, 94.
 Referred to Committee on Industry and Business.
 Reported back, do pass, on Consent Calendar, 130.
 Off Consent Calendar, 143.
 Second reading, 143.
 Final passage, 143.
 To Senate, 160.
 Returned to House, 875.
 Enrolled, 887.
 Signed by Speaker, 905.
 To Senate, 919.
 Returned to House, 936.
 Sent to Governor, 939.
 Approved by Governor, 1006.

House Bill No. 103 — (Bier, Halcrow, Weber)

House Bill No. 103. A Bill for an Act to amend and reenact sections 40-38-01 and 40-38-02 of the North Dakota Century Code, relating to the establishment and discontinuance of local library service.

Introduction, first reading, 94.
 Referred to Committee on Political Subdivisions.
 Amendments adopted, 199, 302.
 Engrossed, 217.
 Re-referred to Committee on Political Subdivisions, 221.
 Motion to read amendments dispensed with, 302.
 Re-engrossed, 311.
 Second reading, 325.
 Final passage, 326.
 To Senate, 363, 1046.
 Returned to House, indefinitely postponed, 1007, 1109.
 Senate requests return of bill, 1013.

House Bill No. 104 — (Sanstead, Hentges, G. Larson)

House Bill No. 104. A Bill for an Act to amend and reenact subsection 5 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Introduction, first reading, 101.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 170.
 Second reading, 187.
 Final passage, 188.
 To Senate, 206.
 Returned to House, indefinitely postponed, 1007.

House Bill No. 105 — (Jenkins, Eagles, Bunker, Giffey, Freeman, Bullis, Strinden)

House Bill No. 105. A Bill for an Act authorizing the state board of higher education to enter into agreements with institutions of higher education within this state and in contiguous states, governing the education and admission of certain students on a reciprocal basis.

Introduction, first reading, 101.
 Referred to Committee on Education.
 Reported back, do pass, 297.
 Second reading, 319, 1415.
 Final passage, 320, 1416.
 To Senate, 363, 1314.
 Returned to House, 1052, 1378.
 Enrolled, 1160, 1584.
 Signed by Speaker, 1165, 1586.
 To Senate, 1216, 1587.
 Returned to House, 1261, 1588.
 Sent to Governor, 1264, 1590.
 Motion that Governor return bill No. 105 to House prevailed, 1296.
 Senate requests return, 1312.
 Returned to House, 1314.
 Amended, 1378, 1381.
 House concurs, 1415.
 Rules suspended, properly Engrossed, placed on final passage, 1415.
 Engrossed, 1415.
 Clincher, 1416.

House Bill No. 106 — (Giffey)

House Bill No. 106. A Bill for an Act to amend and reenact sections 58-02-14, 58-02-21, 58-04-01, and 58-04-19 of the North Dakota Century Code, relating to the places in which township meetings and elections may be held.

Introduction, first reading, 101.
Referred to Committee on Political Subdivisions.
Placed on Consent Calendar, 184.
Off Consent Calendar, 200.
Second reading, 200.
Final passage, 200.
To Senate, 224.
Returned to House, 1471.
Enrolled, 1593.
Signed by Speaker, 1593.
To Senate, 1594.
Returned to House, 1595.
Sent to Governor, 1605.

House Bill No. 107 — (Tweten, Haugland, O. Solberg)

House Bill No. 107. A Bill for an Act to appropriate moneys to the public welfare board of North Dakota to supplement its budget for the 1967-1969 biennium to pay reasonable costs to hospitals and nursing homes for services rendered to welfare recipients and declaring an emergency.

Introduction, first reading, 102.
Referred to Committee on Appropriations.
Reported back, do pass, 482.
Second reading, 508.
Final passage, 508.
Emergency clause carried, 509.
To Senate, 577.
Returned to House, indefinitely postponed, 919.

House Bill No. 108 — (Aamoth)

House Bill No. 108. A Bill for an Act to amend and reenact section 6-03-42 of the North Dakota Century Code, relating to capital notes or debentures included in capital - retirement of banking associations.

Introduction, first reading, 102.
Referred to Committee on Business and Industry.
Reported back, amended, 139.
Reported back, do pass, on Consent Calendar, 150.
Engrossed, 166.
Second reading, 174.
Final passage, 174.
To Senate, 193.
Returned to House, 875.
Enrolled, 921.
Signed by Speaker, 923.
To Senate, 937.
Returned to House, 939.
Sent to Governor, 939.
Approved by Governor, 1050.

House Bill No. 109 — (Hoghaug)

House Bill No. 109. A Bill for an Act to provide for motor vehicle excise tax refunds, for a procedure for refunding, and making an appropriation.

Introduction, first reading, 102.
Referred to Committee on Transportation.
Reported back, do pass, 196.
Second reading, 220, 1205.

Final passage, 220-221, 1206.
To Senate, 277.
Returned to House, 1163.
Amended, 1164.
House concurs, 1205.
Rules suspended, properly Engrossed, placed on final passage, 1205.
Enrolled, 1584.
Signed by Speaker, 1586.
To Senate, 1587.
Returned to House, 1588.
Sent to Governor, 1590.

House Bill No. 110 — (Hoghaug)

House Bill No. 110. A Bill for an Act to provide for the refund of such amount of motor vehicle excise tax paid by James L. Schiele that may have been paid in error, and providing an appropriation.

Introduction, first reading, 102.
Referred to Committee on Appropriations.
Reported back, indefinitely postponed 581.

House Bill No. 111 — (Bunker, Hilleboe, Thompson, Lang)

House Bill No. 111. A Bill for an Act to repeal chapter 6-04 of the North Dakota Century Code, relating to savings banks.

Introduction, first reading, 102.
Referred to Committee on Industry and Business.
Reported back, do pass, 131.
Second reading, 111.
Final passage, 145.
To Senate, 160.
Returned to House, 875.
Enrolled, 887.
Signed by Speaker, 905.
To Senate, 919.
Returned to House, 936.
Sent to Governor, 939.
Approved by Governor, 1006.

House Bill No. 112 — (J. Peterson)

House Bill No. 112. A Bill for an Act to amend and reenact sections 43-07-02, 43-07-04, 43-07-07, 43-07-10, 43-07-13, and section 43-07-11 of the North Dakota Century Code, relating to the licensing of contractors and enforcement of the chapter.

Introduction, first reading, 102.
Referred to Committee on General Affairs.
Amended, 356-357.
Reported back, do pass, 357.
Motion passed not to read amendments, 383.
Amendments adopted, 383.
Engrossed, 399.
Second reading, 421.
Final passage, 421.
To Senate, 476.
Returned to House, 992.
Enrolled, 1160.
Signed by Speaker, 1165.
To Senate, 1216.
Returned to House, 1261.
Sent to Governor, 1264.
Approved by Governor, 1360.

House Bill No. 113 — (Dahl)

House Bill No. 113. A Bill for an Act to amend and reenact section 6-03-13 of the North Dakota Century Code, relating to conversion to national bank, sale of bank, and removal to new location.

Introduction, first reading, 102.
Referred to Committee on Industry and Business.
Reported back, amended, 139.
Amendments adopted, 150.
Engrossed, 166.
Second reading, 176.
Final passage, 176.
To Senate, 193.
Returned to House, 876.
Enrolled, 995.
Signed by Speaker, 995.
To Senate, 1016.
Returned to House, 1039.
Sent to Governor, 1040.
Approved by Governor, 1138.

House Bill No. 114 — (Dahl)

House Bill No. 114. A Bill for an Act to amend and reenact subsection 5 of section 6-03-02 of the North Dakota Century Code, relating to powers of banking associations.

Introduction, first reading, 102.
Referred to Committee on Industry and Business.
Reported back, do pass, on Consent Calendar, 131.
Off Consent Calendar, 143.
Second reading, 143.
Final passage, 143.
To Senate, 160.
Returned to House, 876.
Enrolled, 887.
Signed by Speaker, 905.
To Senate, 919.
Returned to House, 936.
Sent to Governor, 939.
Approved by Governor, 1006.

House Bill No. 115 — (Davis, Kelsch)

House Bill No. 115. A Bill for an Act to amend and reenact section 18-10-04 of the North Dakota Century Code, relating to the board of directors and officers of rural fire protection districts.

Introduction, first reading, 102.
Referred to Committee on Political Subdivisions.
Placed on Consent Calendar, 170.
Off Consent Calendar, 186.
Second reading, 186.
Final passage, 186.
To Senate, 206.
Returned to House, 957.
Conference Committee, 973.
Enrolled, 1029.
Signed by Speaker, 1039.
To Senate, 1041.
Returned to House, 1063.
Sent to Governor, 1080.
Approved by Governor, 1138.

House Bill No. 116 — (Kingsbury, Berg)

House Bill No. 116. A Bill for an Act making an appropriation to reimburse Miss Cora Dahl, Walsh County, North Dakota, in the sum of \$1,200.00 for a barn which was destroyed by inmates of the Grafton state school, and declaring an emergency.

Introduction, first reading, 103.
 Referred to Committee on Appropriations.
 Reported back, do pass, 297.
 Second reading, 320.
 Final passage, 320.
 Emergency clause carried, 320.
 To Senate, 363.
 Returned to House, indefinitely postponed, 875.

House Bill No. 117 — (Hoghaug, Jones)

House Bill No. 117. A Bill for an Act to provide for the sale of lands managed and controlled by the school for the deaf and dumb of North Dakota to the Devils Lake public school district number one for the use of the Lake Region Junior College.

Introduction, first reading, 103.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 171.
 Second reading, 188, 1514.
 Final passage, 188-189, 1514.
 To Senate, 206.
 Returned to House, 1320.
 Amended, 1320, 1321.
 House does not concur, 1404.
 Conference Committee, House, 1422.
 Conference Committee, Senate, 1470.
 Conference Committee Report, House adopts, 1514.
 Rules suspended, properly Engrossed, placed on final passage, 1514.
 Engrossed, 1514.
 Clincher, 1515.
 Conference Committee Report, Senate adopts, 1518.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 118 — (Eagles, Boyum, Goodman, Hensrud, Aafedt, Dick)

House Bill No. 118. A Bill for an Act to amend and reenact section 20-07-02 of the North Dakota Century Code, relating to the protected list of fur-bearing animals.

Introduction, first reading, 103.
 Referred to Committee on Natural Resources.
 Reported back, amended, 150.
 Amendments, adopted, 173.
 Engrossed, 166.
 Second reading, 191.
 Final passage, 191-192.
 To Senate, 206.
 Returned to House, 601.
 Enrolled, 680.

Signed by Speaker, 683.
 To Senate, 704.
 Returned to House, 714.
 Sent to Governor, 740.
 Approved by Governor, 785.

House Bill No. 119 — (Kingsbury, Berg, Lillehaugen, Lundene)

House Bill No. 119. A Bill for an Act authorizing the board of administration to lease certain property owned by the state and currently a part of the Grafton state school properties.

Introduction, first reading, 103.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 120.
 Amendments adopted, 131.
 Engrossed, 144.
 Second reading, 145, 771.
 Final passage, 145-146, 771.
 Emergency clause carried, 146.
 To Senate, 160.
 Returned to House, 600, 740.
 Amended, 600, 740.
 Senate requests return, 674.
 Return granted, 675.
 House concurs, 771.
 Re-engrossed, 777.
 Enrolled, 833.
 Signed by Speaker, 844.
 To Senate, 1016.
 Returned to House, 1039.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bill No. 120 — (Backes, Sanstead, J. Peterson)

House Bill No. 120. A Bill for an Act to amend and reenact section 6-01-12 of the North Dakota Century Code, relating to bonds of state examiner and deputies.

Introduction, first reading, 103.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 140.
 Amended, 140.
 Amendments adopted, 150.
 Engrossed, 166.
 Second reading, 177.
 Final passage, 177.
 To Senate, 193.
 Returned to House, 876.
 Enrolled, 921.
 Signed by Speaker, 923.
 To Senate, 937.
 Returned to House, 939.
 Sent to Governor, 939.
 Approved by Governor, 1006.

House Bill No. 121 — (Aamoth)

House Bill No. 121. A Bill for an Act to provide for the financing of parking projects and facilities by municipal parking authorities; to amend and reenact sections 40-61-01, 40-61-02, 40-61-03, 40-61-09, 40-61-10, and 40-61-12, and subsection 1 of section 40-61-14 of the

North Dakota Century Code, relating to definitions, powers, and financing procedures of municipal parking authorities; and to repeal section 40-61-18 of the North Dakota Century Code, relating to termination of municipal parking authorities; and declaring an emergency.

Introduction, first reading, 103.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 281.
 Reading of amendments dispensed with, 302.
 Amendments adopted, 302.
 Engrossed, 311.
 Second reading, 326, 1075.
 Final passage, 326-327, 1076.
 Emergency clause carried, 327, 1076.
 To Senate, 363.
 Returned to House, amended, 992.
 House concurs, 1075.
 Re-engrossed, 1075.
 Motion prevailed, rules suspended, Re-engrossed and placed on final passage, 1075.
 Enrolled, 1161.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1481.

House Bill 122 — (Backes, Sanstead, J. Peterson)

House Bill No. 122. A Bill for an Act to amend and reenact section 6-01-13 of the North Dakota Century Code, relating to state examiner and appointment of deputies.

Introduction, first reading, 103.
 Referred to Committee on Industry and Business.
 Reported back, amended, 140.
 Amendments adopted, 150.
 Engrossed, 166.
 Re-engrossed, 911.
 Second reading, 177, 912.
 Final passage, 177-178, 912.
 To Senate, 193.
 Returned to House, amended, 902.
 Revision and correction, 910.
 House concurs, 911.
 Enrolled, 994.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1039.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bil No. 123 — (Kelsch)

House Bill No. 123. A Bill for an Act to provide for release of medical records on patient approval.

Introduction, first reading, 107.
 Referred to Committee on General Affairs.
 Reported back, indefinitely postponed, 489.

House Bill No. 124 — (Aas)

House Bill No. 124. A Bill for an Act to amend and reenact section 54-24-01 of the North Dakota Century Code, relating to the appointment, compensation, and terms of office of members of the state library commission.

Introduction, first reading, 107.

Referred to Committee on State and Federal Government.

Motion to substitute minority report for majority report failed, 184.

Reported back, indefinitely postponed, 184.

House Bill No. 125 — (Haugland, Backes, Strinden, Aas, Wagner, Emerson, Bullis, Boyum, O. Solberg, J. Peterson, Freeman, Aamoth, Opedahl, Dornacker, Kingsbury.

House Bill No. 125. A Bill for an Act making a deficiency appropriation to the public welfare department for the purpose of making payments to nursing homes and the state hospital, and declaring an emergency.

Introduction, first reading, 107.

Referred to Committee on Appropriations.

Reported back, amended, 498, 1501.

Statement of Purpose of Amendment, 498.

Rules suspended, placed on Calendar, 502.

Second reading, 509, 1501.

Final passage, 509, 1501.

Engrossed, 517.

To Senate, 577.

Returned to House, 1059.

Amended, 1059, 1060.

Conference Committee, House, 1094.

Conference Committee, Senate, 1100.

Conference Committee Report, House adopts, 1501.

Rules suspended, properly Re-engrossed, placed on final passage, 1501.

Re-engrossed, 1501.

Clincher, 1502.

Conference Committee Report, Senate adopts, 1518.

Enrolled, 1592.

Signed by Speaker, 1593.

To Senate, 1594.

Returned to House, 1595.

Sent to Governor, 1605.

House Bill No. 126 — (Kelsch, Kuehn)

House Bill No. 126. A Bill for an Act to amend and reenact section 18-10-10 of the North Dakota Century Code, relating to rural fire departments.

Introduction, first reading, 107.

Referred to Committee on Political Subdivisions.

Placed on Consent Calendar, 171.

Off Consent Calendar, 186.

Second reading, 186.

Final passage, 186.

To Senate, 206.

Returned to House, 1007.

Enrolled, 1103.

Signed by Speaker, 1104.

To Senate, 1125.

Returned to House, 1127.
Sent to Governor, 1128.
Approved by Governor, 1360.

House Bill No. 127 — (Hilleboe)

House Bill No. 127. A Bill for an Act to repeal sections 19-05-05, 19-05-06, 19-05-07, 19-05-08, 19-05-09, 19-05-10, 19-05-11, 19-05-13, 19-05-14, 19-05-15, 19-05-18, and 19-05-19 of the North Dakota Century Code, requiring licenses of persons dealing with the product oleo-margarine and imposing a tax upon oleomargarine.

Introduction, first reading, 107.
Referred to Committee on Finance and Taxation.
Motion to substitute the minority for majority report failed, 196.
Reported back, indefinitely postponed, 196.

House Bill No. 128 — (Hilleboe)

House Bill No. 128. A Bill for an Act to repeal chapter 54-25 of the North Dakota Century Code, relating to the regulation as to sale and use of dairy products by state institutions.

Introduction, first reading, 108.
Referred to Committee on Agriculture.
Reported back, do pass, 218.
Second reading, 258.
Final passage, 258.
To Senate, 277.
Returned to House, 992.
Enrolled, 1103.
Signed by Speaker, 1104.
To Senate, 1125.
Returned to House, 1127.
Sent to Governor, 1128.
Approved by Governor, 1360.

House Bill No. 129 — (Dornacker)

House Bill No. 129. A Bill for an Act to amend and reenact section 57-05-08 of the North Dakota Century Code, relating to report by railroad corporations to the state tax commissioner.

Introduction, first reading, 108.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 171.
Second reading, 189.
Final passage, 189.
To Senate, 206.
Returned to House, 935.
Enrolled, 959.
Signed by Speaker, 995.
To Senate, 1016.
Returned to House, 1039.
Sent to Governor, 1040.
Approved by Governor, 1138.

House Bill No. 130 — (Burke, Metzger, Atkinson, Boustead, Wagner, Lang)

House Bill No. 130. A Bill for an Act to authorize the director of the department of accounts and purchases to withhold or deduct from compensation to state employees such amounts as the employer

and employee may determine to participate in those tax-favored or tax-sheltered annuities authorized by the internal revenue code.

Introduction, first reading, 108.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 268.
 Second reading, 286.
 Final passage, 286.
 To Senate, 331.
 Returned to House, 1052.
 Enrolled, 1160.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.

House Bill No. 131 — (Dornacker)

House Bill No. 131. A Bill for an Act to create and enact section 16-04-01.1 of the North Dakota Century Code, providing for a presidential preference primary election; and to amend and reenact sections 16-04-01, 16-04-02, 16-04-11, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to primary elections.

Introduction, first reading, 108.
 Referred to Committee on Judiciary.
 Reported back, amended, 661.
 Motion to substitute minority report for majority prevailed, 662.
 Indefinitely postponed, 662.

House Bill No. 132 — (Dornacker)

House Bill No. 132. A Bill for an Act to provide for a homestead credit for persons sixty-five years of age or older with a limited income, and providing a penalty.

Introduction, first reading, 108.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 197, 198, 281.
 Amendments adopted, 220, 302.
 Engrossed, 231.
 Re-referred to Committee on Finance and Taxation, 259.
 Re-engrossed, 311, 1104.
 Second reading, 327, 978.
 Final passage, 327, 978.
 To Senate, 364.
 Returned to House, 955.
 Amended, 956.
 House concurs, 977.
 Enrolled, 1104.
 Signed by Speaker, 1104.
 To Senate, 1112.
 Returned to House, 1119.
 Sent to Governor, 1120.
 Approved by Governor, 1360.

House Bill No. 133 — (Dornacker)

House Bill No. 133. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to maximum contract rates of interest and usury, and declaring an emergency.

Introduction, first reading, 108.
 Referred to Committee on Industry and Business.

Reported back, amended, 583-584, 714.
Motion to dispense with reading of amendments prevailed, 613, 744.
Amendments adopted, 613, 744.
Motion to re-refer bill to Committee on Industry and Business,
lost, 626.
Re-referred to Committee on Industry and Business, 627.
Intent changed by amendment, 626.
Engrossed, 626.
Placed at Head of Calendar, 626.
Second reading, 626, 779, 1030.
Lost, 627, 779, 1030-1031.
Reconsidered, 627.
Re-engrossed, 777, 1049.
Emergency clause carried, 780, 1031.
Clincher, 780.
To Senate, 814.
Returned to House, 1012.
Amended, 1012, 1013.
House concurs, 1030.
Enrolled, 1049.
To Senate, 1049.
Signed by Speaker, 1049.
Returned to House, 1052.
Sent to Governor, 1057.
Approved by Governor, 1138.

House Bill No. 134 — (Dornacker)

House Bill No. 134. A Bill for an Act to amend and reenact section 57-32-03 of the North Dakota Century Code, relating to the due date, delinquency, penalties and certification to state treasurer of taxes assessed against car line, express and air transportation companies.

Introduction, first reading, 108.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 171.
Second reading, 189, 978.
Final passage, 189, 979.
To Senate, 206.
Returned to House, 955.
Amended, 956.
House concurs, 978.
Engrossed, 978.
Enrolled, 1160.
Signed by Speaker, 1165.
To Senate, 1216.
Returned to House, 1261.
Sent to Governor, 1264.
Approved by Governor, 1360.

House Bill No. 135 — (Dornacker)

House Bill No. 135. A Bill for an Act to amend and reenact subsection 2 of section 19-05-05 and subsection 1 of section 19-05-08 of the North Dakota Century Code, relating to the definition of doing business in this state for the purposes of licensing oleomargarine wholesalers and relating to the size of bulk containers in which oleomargarine may be sold.

Introduction, first reading, 108.
Referred to Committee on Agriculture.
Reported back, do pass, 218.
Second reading, 259.

Final passage, 259.
 To Senate, 277.
 Returned to House, 601.
 Enrolled, 680.
 Signed by Speaker, 683.
 To Senate, 704.
 Returned to House, 714.
 Sent to Governor, 740.
 Approved by Governor, 785.

House Bill No. 136 — (Hilleboe)

House Bill No. 136. A Bill for an Act to repeal chapter 54-30, 54-31, and 54-32 of the North Dakota Century Code, relating to real estate bonds of North Dakota, mill and elevator bonds, and mill and elevator refunding bonds.

Introduction, first reading, 113.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 283.

House Bill No. 137 — (Freeman)

House Bill No. 137. A Bill for an Act to amend and reenact subsection 1 of section 21-03-06 of the North Dakota Century Code, relating to the bonding limitations of counties.

Introduction, first reading, 113.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 185.
 Amendments adopted, 199.
 Engrossed, 217.
 Re-referred to Committee on Political Subdivisions, 221.
 Indefinitely postponed, 282.

House Bill No. 138 — (Freeman, Hoghaug)

House Bill No. 138. A Bill for an Act to amend and reenact section 35-01-05.1 of the 1967 Supplement, relating to security interests in motor vehicles, and sections 41-09-05 (9-105), 41-09-10 (9-110), 41-09-23 (9-302), 41-09-34 (9-313), 41-09-40 (9-401), 41-09-41 (9-402), 41-09-42 (9-403), and 41-09-44 (9-405), of the North Dakota Century Code, relating to security interests in certain personal property under the Uniform Commercial Code.

Introduction, first reading, 113.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 198.
 Second reading, 221, 780.
 Final passage, 221, 780.
 To Senate, 277, 814.
 Request return, 588.
 Returned to House, 594, 992.
 Reconsidered, 594.
 Re-referred to Committee on Industry and Business, 594.
 Amended, 715-725.
 Motion to dispense with reading amendments, 744.
 Amendments adopted, 744.
 Engrossed, 777.
 Clincher, 780.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1125.
 Returned to House, 1127.

Sent to Governor, 1128.
Approved by Governor, 1360.

House Bill No. 139 — (Bunker, Atkinson, Ganser, Kelsch, Bullis, Aas, Register)

House Bill No. 139. A Bill for an Act to amend and reenact section 27-06-02 of the North Dakota Century Code, relating to salary and expenses of court reporter.

Introduction, first reading, 113.
Referred to Committee on General Affairs.
Reported back, amended, 357.
Amendments adopted, 383.
Engrossed, 399.
Second reading, 421.
Final passage, 421, 422.
To Senate, 476.
Returned to House, 876.
Enrolled, 921.
Signed by Speaker, 923.
To Senate, 937.
Returned to House, 939.
Sent to Governor, 939.
Approved by Governor, 1006.

House Bill No. 140 — (Lang, Metzger)

House Bill No. 140. A Bill for an Act to amend and reenact section 26-02-35 of the North Dakota Century Code, relating to non-liability of parties for disclosure of reasons for cancellation or nonrenewal of insurance policies.

Introduction, first reading, 113.
Referred to Committee on Industry and Business.
Reported back, do pass, on Consent Calendar, 140.
Off Consent Calendar, 146.
Second reading, 157.
Final passage, 157, 902.
To Senate, 178.
Returned to House, 902.
Enrolled, 994.
Signed by Speaker, 995.
To Senate, 1016.
Returned to House, 1039.
Sent to Governor, 1040.
Approved by Governor, 1138.

House Bill No. 141 — (Bier)

House Bill No. 141. A Bill for an Act to amend and reenact sections 15-29-14, 21-06-05, and 21-06-06 of the North Dakota Century Code, relating to the destruction of school district warrants and documents.

Introduction, first reading, 114.
Referred to Committee on Education.
Reported back, amended, 198.
Placed on Consent Calendar, 198-220.
Amendments adopted, 220.
Engrossed, 231.
Off Consent Calendar, 256.
Second reading, 256.
Final passage, 256.
To Senate, 277.

Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1138.

House Bill No. 142 — (Bier)

House Bill No. 142. A Bill for an Act to amend and reenact section 15-47-15 of the North Dakota Century Code, relating to school contracts.

Introduction, first reading, 114.
 Referred to Committee on Education.
 Reported back, do pass, on Consent Calendar, 185.
 Off Consent Calendar, 199.
 Second reading, 200.
 Final passage, 200.
 To Senate, 224.
 Returned to House, 957.
 Enrolled, 1030.
 Signed by Speaker, 1039.
 To Senate, 1042.
 Returned to House, 1062.
 Sent to Governor, 1080.
 Approved by Governor, 1138.

House Bill No. 143 — (Olienyk, Freeman)

House Bill No. 143. A Bill for an Act to amend and reenact section 37-14-07 of the North Dakota Century Code, relating to repayments of loans to the veterans' aid fund and forgiveness due to death.

Introduction, first reading, 114.
 Referred to Committee on Veterans' Affairs.
 Reported back, amended, 254, 335.
 Amendments adopted, 269, 355.
 Re-referred to Committee on Veterans' Affairs, 287.
 Engrossed, 287.
 Re-engrossed, 373.
 Second reading, 384.
 Final passage, 384.
 To Senate, 439.
 Returned to House, indefinitely postponed, 1213.

House Bill No. 144 — (Strinden, Froelich, Emerson)

House Bill No. 144. A Bill for an Act to amend and reenact section 48-09-03 of the North Dakota Century Code, relating to security requirements of a successful bidder for a concession on public buildings and grounds.

Introduction, first reading, 120.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 171.
 Second reading, 190.
 Final passage, 190.
 To Senate, 208.
 Returned to House, 1052.
 Enrolled, 1103.
 Signed by Speaker, 1104.

To Senate, 1125.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Returned to House, 1127.
 Approved by Governor, 1360.

House Bill No. 145 — (Strinden, Froelich, Emerson)

House Bill No. 145. A Bill for an Act to amend and reenact section 40-01-12 of the North Dakota Century Code, relating to audit of claims and accounts against municipalities.

Introduction, first reading, 120.
 Referred to Committee on Political Subdivisions.
 Placed on Consent Calendar, 185.
 Off Consent Calendar, 200.
 Second reading, 200.
 Final passage, 200.
 To Senate, 224.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1138.

House Bill No. 146 — (Strinden, Froelich, Emerson)

House Bill No. 146. A Bill for an Act to amend and reenact sections 21-04-13 and 21-04-14 of the North Dakota Century Code, relating to designation and proposals for deposit of depositories of public funds.

Introduction, first reading, 120.
 Referred to Committee on Political Subdivisions.
 Placed on Consent Calendar, 185.
 Off Consent Calendar, 199.
 Second reading, 201.
 Final passage, 201.
 To Senate, 224.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1182.

House Bill No. 147 — (Aamoth)

House Bill No. 147. A Bill for an Act to amend and reenact section 32-15-23 of the North Dakota Century Code, relating to the time when the right to damages accrues in eminent domain cases.

Introduction, first reading, 121.
 Referred to Committee on Judiciary.
 Reported back, amended, 198.
 Amendments adopted, 220.
 Engrossed, 231.
 Second reading, 260.
 Final passage, 260.
 To Senate, 277.
 Returned to House, 838.

Enrolled, 876.
Signed by Speaker, 923.
To Senate, 937.
Returned to House, 939.
Sent to Governor, 939.
Approved by Governor, 1006.

House Bill No. 149 — (Aamoth)

House Bill No. 148. A Bill for an Act to amend and reenact subsection 5 of section 28-26-06 of the North Dakota Century Code, relating to expert witness fees and to permit fees for initial appraisals in eminent domain cases.

Introduction, first reading, 121.
Referred to Committee on Judiciary.
Reported back, amended, 198.
Amendments adopted, 220.
Engrossed, 231.
Second reading, 260.
Final passage, 260.
To Senate, 277.
Returned to House, 838.
Enrolled, 876.
Signed by Speaker, 923.
To Senate, 937.
Returned to House, 939.
Sent to Governor, 939.
Approved by Governor, 1006.

House Bill No. 149 — (Metzger, Kuehn, Burke, Atkinson, Gackle, Weber)

House Bill No. 149. A Bill for an Act to amend and reenact sections 39-18-03 and 57-55-01 of the North Dakota Century Code, relating to the exemption of certain sleeping trailers from personal property and mobile homes taxes.

Introduction, first reading, 121.
Referred to Committee on Finance and Taxation.
Reported back, amended, 650, 651.
Motion prevailed to dispense with reading amendments, 668.
Amendments adopted, 668.
Engrossed, 683.
Second reading, 698.
Final passage, 698.
To Senate, 772.
Returned to House, indefinitely postponed, 1260.

House Bill No. 150 — (Hilleboe)

House Bill No. 150. A Bill for an Act to create and enact subsection 11 of section 10-04-06 of the North Dakota Century Code, relating to exempt transactions in the securities act; and to amend and reenact subsections 8, 9, and 10 of section 10-04-06, subsection 1, 2, 3, and 5 of section 10-04-10 of the North Dakota Century Code, relating to division designations and to require certain applicants to be twenty-one years or older.

Introduction, first reading, 121.
Referred to Committee on Industry and Business.
Reported back, amended, 315.
Amendments adopted, 338.
Engrossed, 353.

Second reading, 365.
 Final passage, 365-366.
 To Senate, 426.
 Returned to House, 992.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1125.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1360.

House Bill No. 151 — (Sanstead, Haugen, R. Peterson, Sandness)

House Bill No. 151. A Bill for an Act to amend and reenact section 21-03-07 and to create and enact subsection 6 of section 21-03-07 of the North Dakota Century Code, relating to bond authorization for school districts.

Introduction, first reading, 121.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 336, 1444.
 Amendments adopted, 355.
 Engrossed, 353.
 Second reading, 385, 1445.
 Final passage, 385, 1445.
 To Senate, 439.
 Returned to House, 1110.
 Amended, 1110, 1111.
 House does not concur, 1155.
 Conference Committee, House, 1157.
 Conference Committee, Senate, 1268.
 Conference Committee Report, Senate adopts, 1361.
 Conference Committee Report, House adopts, 1444.
 Rules suspended, properly Re-engrossed, placed on final passage, 1445.
 Clincher, 1445.
 Re-engrossed, 1445.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 152 — (Knudson, Olienyk, Froelich)

House Bill No. 152. A Bill for an Act to repeal section 15-28-11 of the 1967 Supplement to the North Dakota Century Code, relating to the publication of school board proceedings.

Introduction, first reading, 121.
 Referred to Committee on Education.
 Reported back, amended, 297.
 Amendments adopted, 315.
 Engrossed, 333.
 Second reading 341.
 Final passage, 341-342.
 Lost, 342.

House Bill No. 153 — (Aamoth, Hentges, White)

House Bill No. 153. A Bill for an Act to amend and reenact section 18-11-14 and section 18-11-20 of the North Dakota Century Code, relating to benefits under alternate firemen's relief association plan.

Introduction, first reading, 121.
Referred to Committee on State and Federal Government.
Reported back, do pass, 171.
Second reading, 190.
Final passage, 191.
To Senate, 206.
Returned to House, 1052.
Enrolled, 1103.
Signed by Speaker, 1104.
To Senate, 1125.
Returned to House, 1177.
Sent to Governor, 1128.
Approved by Governor, 1360.

House Bill No. 154 — (Hilleboe, White, Burke, Aas, Aamoth, Strinden Seibel, Simonson, Hentges)

House Bill No. 154. A Bill for an Act to amend and reenact sections 15-02-01 and 15-02-02 of the North Dakota Century Code, relating to the commissioner of university and school lands, his appointment, qualifications, and term of office.

Introduction, first reading, 121.
Referred to Committee on State and Federal Government.
Reported back, do pass, 656.
Motion to substitute the minority report for majority report prevailed, 656.
Indefinitely postponed, 656.
Second reading, 694.
Final passage, 694.
Lost, 694.

House Bill No. 155 — (Freeman, Thompson, O. Solberg)

House Bill No. 155. A Bill for an Act to permit the board of higher education to exchange lands with the United States.

Introduction, first reading, 122.
Referred to Committee on Agriculture.
Reported back, do pass, 297.
Second reading, 320.
Final passage, 321.
To Senate, 364.
Returned to House, 601.
Enrolled, 681.
Signed by Speaker, 683.
To Senate, 704.
Returned to House, 714.
Sent to Governor, 740.
Approved by Governor, 785.

House Bill No. 156 — (Weber, Gackle, Dick, Jenkins)

House Bill No. 156. A Bill for and Act to amend and reenact subsection 6 of section 20-01-01 of the North Dakota Century Code, relating to definitions of game birds, to include mourning doves and eliminate sage hens.

Introduction, first reading, 122.
Referred to Committee on Natural Resources.
Reported back, without recommendation, 254.
Second reading, 273-274.
Final passage, 274.

For lack of a constitutional majority, the bill was declared lost, 274
Motion to reconsider, lost, 295.

House Bill No. 157 — (Butler, Aas, Atkinson)

House Bill No. 157. A Bill for an Act to amend and reenact section 27-12-02 of the North Dakota Century Code, relating to membership of bar association.

Introduction, first reading, 122.
Referred to Committee on Judiciary.
Reported back, do pass, 313.
Second reading, 342.
Final passage, 342.
To Senate, 364.
Returned to House, indefinitely postponed, 838.

House Bill No. 158 — (Bullis, Aas, Atkinson)

House Bill No. 158. A Bill for an Act to amend and reenact sections 27-11-25 and 27-11-26 of the North Dakota Century Code, relating to the practice of law in North Dakota.

Introduction, first reading, 122.
Referred to Committee on Judiciary.
Reported back, do pass, 297.
Second reading, 321.
Final passage, 321.
To Senate, 364.
Returned to House, indefinitely postponed, 993.

House Bill No. 159 — (Bullis, Atkinson, Aas)

House Bill No. 159. A Bill for an Act to amend and reenact section 27-12-04 of the North Dakota Century Code, relating to monies payable from the state bar fund to the state bar association.

Introduction, first reading, 122.
Referred to Committee on Judiciary.
Reported back, do pass, 313.
Second reading, 343.
Final passage, 343.
To Senate, 364.
Returned to Senate, 876.
Enrolled, 887.
Signed by Speaker, 905.
To Senate, 919.
Returned to House, 936.
Sent to Governor, 939.
Approved by Governor, 1006.

House Bill No. 160 — (Bunker, Bier, Davis, Mueller, Aamoth, Strinden, Metzger, Aas)

House Bill No. 160. A Bill for and Act to amend and reenact section 26-24-09 of the North Dakota Century Code, relating to insurance on public buildings.

Introduction, first reading, 122.
Referred to Committee on Industry and Business.
Reported back, amended, 429-430.
Amendments adopted, 453.
Engrossed, 479.
Second reading, 482, 1078.

Final passage, 483, 1078.
 To Senate, 529, 1440.
 Returned to House, 1059, 1580.
 Amended, 1060.
 Rules suspended, Re-engrossed and placed on final passage, 1075.
 Re-engrossed, 1078.
 House concurs, 1083.
 Enrolled, 1096
 Signed by Speaker, 1096.
 To Senate, 1096.
 Returned to House, 1096.
 Sent to Governor, 1097.
 Vetoed by Governor, 1260.
 Reconsideration after Governor's veto message, 1260.
 Motion to place on Calendar prevailed, 1260.
 Motion to place at foot of Calendar, prevailed 1310.
 Motion to lay over one legislative day prevailed, 1338.
 Motion to place at foot of Calendar prevailed, 1341, 1400.
 Passed over Governor's veto, 1429.
 Clincher, 1430.
 No action taken by Senate, 1580.

House Bill No. 161 — (Register, Sanstead, Aas, J. Peterson)

House Bill No. 161. A Bill for an Act to amend and reenact section 16-01-15 of the 1967 Supplement to the North Dakota Century Code, relating to requirement for an interval between elections.

Introduction, first reading, 131.
 Referred to Committee on Judiciary.
 Reported back, amended, 431-432.
 Amendments adopted, 453.
 Engrossed, 479.
 Second reading, 483.
 Final passage, lost, 484, 531.
 Laid over one legislative day, 503.
 Reconsidered, 503.
 Emergency clause lost, 531.
 To Senate, 601.
 Returned to House, 992.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1125.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1360.

House Bill No. 162 — (Register, Sanstead, Stone, Grant)

House Bill No. 162. A Bill for an Act to amend and reenact sections 57-15-14 and 57-16-04 of the North Dakota Century Code relating to referral elections in school districts, and declaring an emergency.

Introduction, first reading, 131.
 Reported back, amended, 357.
 Amendments adopted, 384.
 Engrossed, 399
 Second reading, 422.
 Final passage, 422.
 Emergency clause carried, 422.
 To Senate, 476.
 Returned to House, indefinitely postponed, 1480.

House Bill No. 163 — (Giffey, Boustead)

House Bill No. 163. A Bill for an Act to provide for the regulation of the use of snowmobiles; providing a penalty; and providing an appropriation; and declaring an emergency.

Introduction, first reading, 131.
Referred to Committee on Transportation.
Reported back, amended, 480-481, 667.
Motion to dispense with reading of amendments, 502, 692.
Amendments adopted, 502, 692.
Engrossed, 517.
Referred to Committee on Appropriations, 531.
Re-engrossed, 708, 1426.
Placed at Head of Calendar, 734.
Second reading, 735, 1726.
Final passage, 735, 1726.
Emergency clause carried, 736, 1427.
To Senate, 806.
Returned to House, 1378.
Amended, 1378, 1382.
House concurs, 1426.
Rules suspended, properly Re-engrossed, placed on final passage, 1426.
Clincher, 1427.
Enrolled, 1592.
Signed by Speaker, 1593.
To Senate, 1594.
Returned to House, 1595.
Sent to Governor, 1605.

House Bill No. 164 — (Giffey)

House Bill No. 164. A Bill for an Act to amend and reenact section 27-18-02 of the North Dakota Century Code, extending the term of county justice to four (4) years.

Introduction, first reading, 131.
Referred to Committee on Judiciary.
Reported back, do pass, 297.
Second reading, 322.
Final passage, 322.
To Senate, 364.
Returned to House, 902.
Enrolled, 921.
Signed by Speaker, 923.
To Senate, 937.
Returned to House, 938.
Sent to Governor, 939.
Approved by Governor, 1006.

House Bill No. 165 — (Dick, Lang, Boustead, J. Peterson, Wilkie, Metzger)

House Bill No. 165. A Bill for an Act to create and enact section 20-03-01.2 of the North Dakota Century Code, and to create and enact subsection 12 of section 20-03-12 of the North Dakota Century Code, relating to a trout stamp.

Introduction, first reading, 131.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 254.
Substitute motion to place on Calendar, failed, 255.

House Bill No. 166 — (Sanstead, Dick, Giffey, Olienyk, Strinden, Haugland, Aamoth, Tweten, J. Peterson, Aas, Diehl, Bier)

House Bill No. 166. A Bill for an Act authorizing cooperative agreements for student teaching and establishing the status and authority of student teachers.

Introduction, first reading, 131.
Referred to Committee on Education.
Reported back, amended, 298.
Amendments adopted, 315.
Engrossed, 333.
Second reading, 343.
Final passage, 343.
To Senate, 364.
Returned to House, 1052.
Enrolled, 1103.
Signed by Speaker, 1104.
To Senate, 1125.
Returned to House, 1127.
Sent to Governor, 1128.
Approved by Governor, 1360.

House Bill No. 167 — (Kuehn, Simonson)

House Bill No. 167. A Bill for an Act to provide for the inspection of certain boilers.

Introduction, first reading, 132.
Referred to Committee on General Affairs.
Reported back, do pass, on Consent Calendar, 338.
Off Consent Calendar, 362.
Second reading, 362.
Final Passage, 362.
To Senate, 426.
Returned to House, 1007.
Enrolled, 1103.
Signed by Speaker, 1104.
To Senate, 1125.
Returned to House, 1127.
Sent to Governor, 1128.
Approved by Governor, 1360.

House Bill No. 168 — (Sanstead, Glaspey)

House Bill No. 168. A Bill for an Act directing the board of higher education to reduce the amount due on loans made to veterinary medicine students during the 1963-1965 biennium, providing for a refund and making an appropriation.

Introduction, first reading, 132.
Referred to Committee on Education.
Reported back, amended, 688.
Motion to dispense with reading of amendments, 707.
Amendments adopted, 707.
Re-referred to Committee on Appropriations, 707.
Engrossed, 743.
Returned to House without recommendation, 746.
Second reading, 780.
Final passage, 781.
Clincher, 781.
To Senate, 814.
Returned to House, 1160.
Enrolled, 1236.

Signed by Speaker, 1314.
 To Senate, 1325.
 Returned to House, 1338.
 Sent to Governor, 1427.
 Approved by Governor, 1575.

House Bill No. 169 — (Aas)

House Bill No. 169. A Bill for an Act to amend and reenact section 40-14-02 of the North Dakota Century Code, extending the term of elected officials in a city operating under the council form of government to four (4) years.

Introduction, first reading, 132.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 185.
 Amendments adopted, 199.
 Engrossed, 217.
 Second reading, 222.
 Final passage, 222.
 To Senate, 277.
 Returned to House, 1471.
 Enrolled, 1593.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 170 — (Hentges)

House Bill No. 170. A Bill for an Act to amend and reenact section 5-02-05 of the North Dakota Century Code, relating to the permitted hours of operation of licensed premises for sale of alcoholic beverages.

Introduction, first reading, 132.
 Referred to Committee on Social Welfare.
 Reported back, indefinitely postponed, 410.

House Bill No. 171 — (Gackle, Burke, Weber, Jones, Matheny, Rivinius)

House Bill No. 171. A Bill for an Act to amend and reenact section 36-01-12 of the North Dakota Century Code, relating to quarantining of domestic animals, areas, and premises in relation to contagious and infectious diseases.

Introduction, first reading, 132.
 Referred to Committee on Agriculture.
 Reported back, do pass, 313.
 Second reading, 344.
 Final passage, 344.
 To Senate, 364.
 Returned to House, 876.
 Enrolled, 887.
 Signed by Speaker, 905.
 To Senate, 919.
 Returned to House, 936.
 Sent to Governor, 939.
 Approved by Governor, 1006.

House Bill No. 172 — (Eagles, Giffey, R. Peterson, Aas)

House Bill No. 172. A Bill for an Act to amend and reenact subsection 16 of section 15-29-08 and 15-47-13 of the North Dakota Cen-

tury Code, relating to the enumeration in school districts, and declaring an emergency.

Introduction, first reading, 132.
 Referred to Committee on Education.
 Reported back, amended, 298.
 Amendments adopted, 298.
 Placed on Consent Calendar, 315.
 Engrossed, 333.
 Off Consent Calendar, 339.
 Second reading, 339.
 Final passage, 339.
 Emergency clause carried, 340.
 To Senate, 364.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1183.

House Bill No. 173 — (Lundene, Metzger)

House Bill No. 173. A Bill for an Act to amend and reenact section 52-12-04 of the North Dakota Century Code, relating to a group hospitalization and medical plan and group life insurance for employees of the state of North Dakota, and authorizing a contribution not in excess of fifteen dollars per month toward such coverage; and providing an effective date of the Act.

Introduction, first reading, 132.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 185.

House Bill No. 174 — (Bier, Diehl, Thorsgard)

House Bill No. 174. A Bill for an Act to amend and reenact chapter 156 of the 1967 Session Laws, authorizing the state board of higher education to enter into an agreement with the North Dakota 4-H club foundation, incorporated, to allow such foundation to build a 4-H center on lands of the the North Dakota state university of agriculture and applied science, with title to such center passing to the state upon completion of the construction of the building.

Introduction, first reading, 132.
 Referred to Committee on General Affairs.
 Reported back, do pass, 609.
 Motion to lay over one legislative day, failed, 634.
 Second reading, 634.
 Final passage, 634.
 To Senate, 703.
 Returned to House, 1160.
 Enrolled, 1236.
 Signed by Speaker, 1315.
 To Senate, 1325.
 Returned to House, 1338.
 Sent to Governor, 1427.
 Approved by Governor, 1575.

House Bill No. 175 — (Knudson)

House Bill No. 175. A Bill for an Act to provide procedures for representative organizations of public school teachers to negotiate

with school boards with reference to employer-employee relations; to establish procedures to be used in the event of disagreement; and to establish an education fact finding commission.

Introduction, first reading, 140.
 Referred to Committee on Education.
 Reported back, amended, 581-582, 1483.
 Motion to dispense with reading of amendments, 613.
 Amendments adopted, 613.
 Engrossed, 631.
 Second reading, 643, 1494.
 Final passage, 643, 1484.
 To Senate, 703.
 Returned to House, 1290.
 Amended, 1290, 1292.
 House does not concur, 1404.
 Conference Committee, House, 1422.
 Conference Committee, Senate, 1480.
 Conference Committee Report, House adopts, 1483.
 Rules suspended, properly Re-engrossed, placed on final passage, 1484.
 Re-engrossed, 1484.
 Clincher, 1485.
 Conference Committee Report, Senate adopts, 1504.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 176 — (Hensrud, DeKrey, Sanstead, Lang)

House Bill No. 176. A Bill for an Act to amend and reenact section 26-03-39.1 of the North Dakota Century Code, relating to accident or sickness insurance policies.

Introduction, first reading, 140.
 Referred to Committee on Industry and Business.
 Reported back, amended, 218.
 Amendments adopted, 253.
 Engrossed, 270.
 Second reading, 274.
 Final passage, 274.
 To Senate, 308.
 Returned to House, indefinitely postponed, 875.

House Bill No. 177 — (Rundle, Johnson)

House Bill No. 177. A Bill for an Act to amend and reenact section 15-22-25 of the North Dakota Century Code, relating to common county superintendents of schools, to provide for a salary, apportionment of salary, costs, and expenses among participating counties, and use of the federal census for population determination of participating counties.

Introduction, first reading, 140.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 520.

House Bill No. 178 — (Rundle, Boyum, K. Johnson, Lillehaugen)

House Bill No. 178. A Bill for an Act to amend and reenact sections 16-10-01 and 16-10-08 of the North Dakota Century Code, relating to precinct committeemen serving as judges of election.

Introduction, first reading, 141.
 Referred to Committee on Judiciary|
 Reported back, amended, 313-314.
 Amendments adopted, 338.
 Engrossed, 353.
 Second reading, 366, 976.
 Final passage, 366, 976.
 To Senate, 426.
 Returned to House, 955.
 Amended, 956.
 House concurs, 976.
 Re-engrossed, 1104.
 Enrolled, 1104.
 Signed by Speaker, 1104.
 To Senate, 1112.
 Returned to House, 1119.
 Sent to Governor, 1120.
 Approved by Governor, 1183.

House Bill No. 179 — (Jenkins, Reimers)

House Bill No. 179. A Bill for an Act to amend and reenact subsection 8 of section 57-39.2-04 of the North Dakota Century Code, and to amend and reenact section 57-40.2-04 (misnumbered as section 59-40.2-04) of the North Dakota Century Code by creating a new subsection thereto, relating to exemptions from sales and use tax.

Introduction, first reading, 141.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 686.
 Motion to dispense with reading of amendments, 707.
 Amendments adopted, 708.
 Engrossed, 743.
 Second reading, 755, 761.
 Lost, 756, 761.
 Reconsidered, 761.
 To Senate, 806.
 Returned to House, 1052.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1125.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1360.

House Bill No. 180 — (Metzger, Kuehn, Sanstead, Bunker)

House Bill No. 180. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 of the North Dakota Century Code, relating to the definition of employer.

Introduction, first reading, 141.
 Referred to Committee on Labor.
 Reported back, indefinitely postponed, 374

House Bill No. 181 — (Bunker, Seibel, Sandness, Aamoth)

House Bill No. 181. A Bill for an Act to provide for a limitation of actions against abstractors; to amend and reenact section 43-01-18 of the North Dakota Century Code, relating to the fees of abstractors; and to amend and reenact section 43-01-11 of the North Dakota Century Code, relating to bonds or liability policies of abstractors.

Introduction, first reading, 141.
 Referred to Committee on General Affairs.
 Reported back, amended, 631, 632.
 Motion to dispense reading amendments, 654.
 Amendments adopted, 654.
 Engrossed, 683.
 Second reading, 694.
 Final passage, 694, 695.
 To Senate, 772.
 Returned to House, 1007.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1125.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1360.

House Bill No. 182 — (R. Peterson)

House Bill No. 182. A Bill for an Act to amend and reenact section 15-40-17 of the North Dakota Century Code, relating to high school tuition.

Introduction, first reading, 141.
 Referred to Committee on Education.
 Reported back, amended, 744.
 Motion to dispense with reading of amendments, 777.
 Amendments adopted, 777.
 Engrossed, 796.
 Second reading, 797.
 Final passage, 797.
 Clincher, 797.
 To Senate, 815.
 Returned to House, indefinitely postponed, 1301.

House Bill No. 183 — (Gackle, Hensrud, Kingsbury, Berg, Metzger)

House Bill No. 183. A Bill for an Act to repeal section 39-21-48 of the North Dakota Century Code, relating to the requirement that motorcycle operators and passenger wear protective helmets.

Introduction, first reading, 141.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 455.
 Substitute motion to place on Calendar failed, 455.
 Motion to reconsider action failed, 489.

House Bill No. 184 — (Thompson, Anderson)

House Bill No. 184. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01, subsection 9 of section 57-40.3-01 and section 57-40.3-05 of the North Dakota Century Code, relating to the acceptance of trade-ins for sales tax and motor vehicle excise tax purposes.

Introduction, first reading, 141.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 268.
 Second reading, 287.
 Final passage, 287.
 To Senate, 331.
 Returned to House, 902.
 Enrolled, 994.
 Signed by Speaker, 995.

To Senate, 1016.
 Returned to House, 1039.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bill 185 — (Hensrud, Boustead)

House Bill No. 185. A Bill for an Act to amend and reenact Section 39-04-19, Subsection 5 of the North Dakota Century Code, relating to the registration of farm vehicles.

Introduction, first reading, 141.
 Referred to Committee on Transportation.
 Reported back, do pass, 410.
 Re-referred to Committee on Transportation, 444.
 Amended, 749-750.
 Motion to dispense with reading of amendments prevailed, 777.
 Amendments adopted, 777.
 Engrossed, 796.
 Second reading, 797, 1404.
 Final passage, 797, 798, 1404.
 Clincher, 798, 1405.
 To Senate, 815.
 Returned to House, 1290.
 Amended, 1290, 1292.
 House concurs, 1404.
 Rules suspended, properly Re-engrossed, placed on final passage, 1404.
 Re-engrossed, 1404.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1588.
 Sent to Governor, 1590.

House Bill No. 186 — (Hensrud, Boustead)

House Bill No. 186. A Bill for an Act to amend and reenact subdivisions a. and c. of subsection 2 of Section 39-04-18 of the North Dakota Century Code, relating to motor vehicles.

Introduction, first reading, 142.
 Referred to Committee on Transportation.
 Reported back, do pass, 315.
 Placed on Consent Calendar, 315.
 Taken off Consent Calendar, 339.
 Second reading, 339.
 Final passage, 339.
 To Senate, 364.
 Returned to House, 1052.
 Enrolled, 1160.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1360.

House Bill No. 187 — (Hensrud, Boustead)

House Bill No. 187. A Bill for an Act to amend and reenact subsection 21.1 of Section 39-01-01 of the North Dakota Century Code, relating to the definition of a house car.

Introduction, first reading, 142.
Referred to Committee on Transportation.
Reported back, placed on Consent Calendar, 315.
Taken off Consent Calendar, 339.
Second reading, 339.
Final passage, 339-340.
To Senate, 364.
Returned to House, 1052.
Enrolled, 1160.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.
Approved by Governor, 1360.

House Bill No. 188 — (Hensrud, Emerson)

House Bill No. 188. A Bill for an Act to amend and reenact section 39-18-01 of the 1967 Supplement to the North Dakota Century Code, relating to the licensing of mobile home dealers.

Introduction, first reading, 142.
Referred to Committee on Transportation.
Reported back, amended, 336, 385.
Amendments adopted, 355, 385.
Engrossed, 373.
Re-engrossed, 385.
Second reading, 385.
Final passage, 386.
To Senate, 439.
Returned to House, indefinitely postponed, 993.

House Bill No. 189 — (Hensrud, Emerson)

House Bill No. 189. A Bill for an Act to amend and reenact section 39-18-02 of the North Dakota Century Code, relating to mobile home dealer's bonds.

Introduction, first reading, 142.
Referred to Committee on Transportation.
Placed on Consent Calendar, 316.
Off Consent Calendar, 339.
Second reading, 339.
Final passage, 339.
To Senate, 364.
Returned to House, 1052.
Enrolled, 1160.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.
Approved by Governor, 1456.

House Bill No. 190 — (Hensrud, Emerson)

House Bill No. 190. A Bill for an Act to amend and reenact section 39-22-05 of the North Dakota Century Code, relating to motor vehicle dealer's bonds.

Introduction, first reading, 142.
Referred to Committee on Transportation.
Reported back, do pass, 316.
Placed on Consent Calendar, 316.

Off Consent Calendar, 339.
 Second reading, 339.
 Final passage, 339.
 To Senate, 364.
 Returned to House, 1160.
 Enrolled, 1236.
 Signed by Speaker, 1315.
 To Senate, 1325.
 Returned to House, 1338.
 Sent to Governor, 1427.
 Approved by Governor, 1575.

House Bill No. 191 — (Sanstead, Emerson, Giffey)

House Bill No. 191. A Bill for an Act to amend and reenact sections 6-06-04, subsection 5a of section 6-06-06 and 6-06-14 of the North Dakota Century Code, relating to certificate of organization and bylaw amendments, investment of surplus funds, and loan limitations of credit unions.

Introduction, first reading, 142.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 199.
 Second reading, 223.
 Final passage, 223.
 To Senate, 277.
 Returned to House, 902.
 Enrolled, 921.
 Signed by Speaker, 923.
 To Senate, 937.
 Returned to House, 939.
 Sent to Governor, 939.
 Approved by Governor, 1050.

House Bill No. 192 — (Moquist)

House Bill No. 192. A Bill for an Act to amend and reenact section 57-02-14.1 of the North Dakota Century Code, providing that only those persons, corporations, associations, or organizations which own income producing property must file a tax exemption certificate.

Introduction, first reading, 142.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 268.

House Bill No. 193 — (Eagles, Belter)

House Bill No. 193. A Bill for an Act to amend and reenact sections 16-18-09 and 16-18-16 of the North Dakota Century Code, relating to the delivery of absent voters' ballots to the voter and to the inspector of elections.

Introduction, first reading, 151.
 Referred to Committee on General Affairs.
 Reported back, do pass,, 336.
 Second reading, 366.
 Final passage, 367.
 To Senate, 426.
 Returned to House, 902.
 Enrolled, 994.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1040.

Sent to Governor, 1040.
Approved by Governor, 1138.

House Bill No. 194 — (Eagles, Freeman)

House Bill No. 194. A Bill for an Act to amend and reenact section 16-18-14 of the North Dakota Century Code, relating to the canvassing of mailed absent voters' ballots received too late to be forwarded to the proper voting precinct.

Introduction, first reading, 151.
Re-referred to Committee on General Affairs.
Reported back, do pass, 336.
Engrossed, 974.
Second reading, 367, 974.
Final passage, 367, 974.
To Senate, 426.
Returned to House, 955.
Amended, 956.
House concurs, 974.
Enrolled, 1103.
Signed by Speaker, 1105.
To Senate, 1112.
Returned to House, 1119.
Sent to Governor, 1120.
Approved by Governor, 1183.

House Bill No. 195 — (Dornacker)

House Bill No. 195. A Bill for an Act to amend and reenact section 57-02-14.1 of the North Dakota Century Code, relating to filing of tax exemption certificates for real estate.

Introduction, first reading, 151.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 268.

House Bill No. 196 — (Dornacker)

House Bill No. 196. A Bill for an Act to amend and reenact sections 15-40-18, 15-40-19, and 57-15-24 of the North Dakota Century Code, relating to sums due county equalization funds and county mill levies, and to repeal section 57-01-08 of the North Dakota Century Code, relating to the sales ratio study.

Introduction, first reading, 151.
Referred to Committee on Education.
Re-referred to Committee on Appropriations, 688.
Reported back, indefinitely postponed, 688, 748.
Motion to indefinitely postpone failed, 688.

House Bill No. 197 — (Sanstead)

House Bill No. 197. A Bill for an Act to repeal section 15-27-06 of the North Dakota Century Code, relating to limitations in school district annexation.

Introduction, first reading, 151.
Referred to Committee on Education.
Reported back, do pass, 521.
Second reading, 564.
Final passage, 564.
To Senate, 630.
Returned to House, 1052.

Enrolled, 1160.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.
Approved by Governor, 1360.

House Bill No. 198 — (Belter, Weber)

House Bill No. 198. A Bill for an Act to amend and reenact section 23-11-05 of the North Dakota Century Code, providing for the compensation of commissioners of housing authorities.

Introduction, first reading, 151.
Referred to Committee on Social Welfare.
Reported back, amended, 354.
Amendments adopted, 378.
Engrossed, 399.
Second reading, 406.
Final passage, 407.
To Senate, 476.
Returned to House, 1160.
Enrolled, 1236.
Signed by Speaker, 1315.
To Senate, 1325.
Returned to House, 1338.
Sent to Governor, 1427.
Approved by Governor, 1575.

House Bill No. 199 — (Atkinson, Kelsch, Burke, Lang)

House Bill No. 199. A Bill for an Act to amend and reenact section 28-21-19 of the 1967 Supplement to the North Dakota Century Code, relating to the amercement of a sheriff.

Introduction, first reading, 151.
Referred to Committee on Judiciary.
Reported back, do pass, 298.
Second reading, 322.
Final passage, 322.
To Senate, 364.
Returned to House, 902.
Enrolled, 994.
Signed by Speaker, 995.
To Senate, 1016.
Returned to House, 1040.
Sent to Governor, 1040.
Approved by Governor, 1138.

House Bill No. 200 — (Glaspey, Freeman, Olienyk, Backes)

House Bill No. 200. A Bill for an Act to prohibit the use of open pits for salt water disposal and providing a penalty.

Introduction, first reading, 151.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 651.

House Bill No. 201 — (DeKrey, Sanstead, Glaspey, Hickie, Simonson)

House Bill No. 201. A Bill for an Act to create and enact section 43-17-39 of the North Dakota Century Code, providing that doctors of osteopathy may elect to come under the jurisdiction of the state

board of medical examiners; and to amend and reenact sections 43-17-01, 43-17-02, 43-17-03, 43-17-04, subsections 1 and 2 of section 43-17-18, and section 43-17-31 of the North Dakota Century Code, providing that osteopathic physicians may engage in the practice of medicine, that one osteopathic physician shall be appointed to an expanded state board of medical examiners, and that the state board of medical examiners may refuse to grant a license to practice medicine to an osteopathic physician who fails to designate his osteopathic school of practice, and to repeal Chapter 43-14 of the North Dakota Century Code, relating to the practice of osteopathy.

Introduction, first reading, 152.
 Referred to Committee on Social Welfare.
 Reported back, amended, 499.
 Motion to dispense with reading of motions, 529.
 Amendments adopted, 529.
 Engrossed, 544.
 Second reading, 572.
 Final passage, 572-573.
 To Senate, 630.
 Returned to House, 1160.
 Enrolled, 1236.
 Signed by Speaker, 1315.
 To Senate, 1325.
 Returned to House, 1338.
 Sent to Governor, 1427.
 Approved by Governor, 1575.

House Bill No. 202 — (Gackle, Mueller)

House Bill No. 202. A Bill for an Act to amend and reenact section 57-16-03 of the North Dakota Century Code, relating to school district elections to authorize excess levies.

Introduction, first reading, 152.
 Referred to Committee on Education.
 Reported back, placed on Consent Calendar, 298.
 Taken off Consent Calendar, 319.
 Second reading, 319.
 Final passage, 319.
 To Senate, 364.
 Returned to House, 935.
 Enrolled, 959.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1040.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bill No. 203 — (Hilleboe, Aamoth, Powers, Miedema)

House Bill No. 203. A Bill for an Act to amend and reenact subsection 1, 2, and 3 of section 54-17-10, subsection 1, 2, and 5 of section 54-18-04, and section 54-18-17 of the North Dakota Century Code, relating to the powers and duties of the industrial commission and providing that certain actions taken by the industrial commission shall be subject to legislative appropriation.

Introduction, first reading, 152.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 186.
 Second reading, 204.
 Final passage, 204.
 Clincher, 205.

Lost, 205.

Motion to reconsider lost and motion to reconsider be laid on the table. Motion prevailed, 205.

House Bill No. 204 — (Moquist)

House Bill No. 204. A Bill for an Act to provide for the licensing of commodity brokers; for the denial and revocation of such licenses and for certain remedies and penalties for noncompliance with its provisions.

Introduction, first reading, 152.

Referred to Committee on Industry and Business.

Reported back, amended, 298.

Amendments adopted, 315.

Engrossed, 333.

Second reading, 344.

Final passage, 344.

To Senate, 364.

Returned to House, failed to pass, 1324.

House Bill No. 205 — (Leibhan)

House Bill No. 205. A Bill for an Act to amend and reenact sections 15-34-09 and 15-34-09.1 of the North Dakota Century Code, relating to transportation and maintenance of pupils and authorizing a levy.

Introduction, first reading, 152.

Referred to Committee on Education.

Reported back, amended, 383.

Amendments adopted, 413.

Engrossed, 427.

Second reading, 444.

Final passage, 444.

Lost, 445.

House Bill No. 206 — (E. Johnson, Anderson, Aafedt, Schaffer, J. Peterson)

House Bill No. 206. A Bill for an Act to create and enact a new subsection to sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code, relating to sales and use tax exemptions.

Introduction, first reading, 152.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 268.

House Bill No. 207 — (Jones, Swedlund)

House Bill No. 207. A Bill for an Act to amend and reenact section 15-20-06 of the 1967 Supplement to the North Dakota Century Code, relating to provide for an expansion of activities as provided in the vocational education amendments of 1968.

Introduction, first reading, 152.

Referred to Committee on Education.

Reported back, placed on Consent Calendar, 382.

Off Consent Calendar, 413.

Moved to Head of Calendar, 414.

Second reading, 414.

Final passage, 414.

To Senate, 476.

Returned to House, 1288.

Enrolled, 1584.
Signed by Speaker, 1586.
To Senate, 1587.
Returned to House, 1589.
Sent to Governor, 1590.

House Bill No. 208 — (Jones, Swedlund)

House Bill No. 208. A Bill for an Act to amend and reenact section 15-20-01 of the North Dakota Century Code, relating to include the provisions and benefits of all acts adopted by the United States Congress for vocational education.

Introduction, first reading, Education.
Placed on Consent Calendar, 382.
Off Consent Calendar, 413.
Moved to Head of Calendar, 414.
Second reading, 415.
Final passage, 415.
To Senate, 476.
Returned to House, 1288.
Enrolled, 1584.
Signed by Speaker, 1586.
To Senate, 1587.
Returned to House, 1589.
Sent to Governor, 1590.

House Bill No. 209 — (Jones, Swedlund)

House Bill No. 209. A Bill for an Act to amend and reenact section 15-20-08 of the North Dakota Century Code, relating to increase the federal percentage of funds that may be used for reimbursements of salaries of vocational education teachers to conform with provisions of recently enacted federal legislation.

Introduction, first reading, 153.
Referred to Committee on Education.
Placed on Consent Calendar, 382.
Off Consent Calendar, 413.
Moved to Head of Calendar, 414.
Second reading, 416.
Final passage, 416.
To Senate, 476.
Returned to House, 1288.
Enrolled, 1584.
Signed by Speaker, 1586.
To Senate, 1587.
Returned to House, 1589.
Sent to Governor, 1590.

House Bill No. 210 — (Jones, Swedlund)

House Bill No. 210. A Bill for an Act to amend and reenact section 15-20-02 of the North Dakota Century Code, relating to provide for the state treasurer to be the custodian of funds received under all acts of the United States Congress for vocational education.

Introduction, first reading, 153.
Referred to Committee on Education.
Placed on Consent Calendar, 382.
Off Consent Calendar, 414.
Second reading, 413.
Final passage, 414.
To Senate, 476.

Returned to House, 1288.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 211 — (Wilkie, Seibel, W. Erickson, Lang, Grant, Welder)

House Bill No. 211. A Bill for an Act to amend and reenact section 20-01-07 of the North Dakota Century Code, relating to aerial hunting.

Introduction, first reading, 153.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 603.

House Bill No. 212 — (W. Erickson, Grant, Wilkie, Aas, Anderson)

House Bill No. 212. A Bill for an Act to amend and reenact section 65-05-13 of the North Dakota Century Code, as amended, relating to compensation for scheduled injuries.

Introduction, first reading, 153.
 Referred to Committee on Labor.
 Reported back, amended, 255.
 Placed on Consent Calendar, 269.
 Amendments adopted, 269.
 Off Consent Calendar, 284.
 Second reading, 284.
 Final passage, 284.
 To Senate, 331.
 Returned to House, 1007.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1125.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1360.

House Bill No. 213 — (W. Erickson, Grant, Wilkie, Aas, Anderson)

House Bill No. 213. A Bill for an Act to amend and reenact section 65-05-12 of the North Dakota Century Code, as amended, relating to compensation for permanent partial disability.

Introduction, first reading, 153.
 Referred to Committee on Labor.
 Reported back, amended, 1211.
 Placed on Consent Calendar, 255.
 Off Consent Calendar, 284.
 Second reading, 284, 1212.
 Final passage, 284, 1212.
 To Senate, 331.
 Returned to House, 1059.
 Amended, 1059, 1060.
 House does not concur, 1092.
 Conference Committee, House, 1094.
 Conference Committee, Senate, 1100.
 House concurs, 1211.
 Rules suspended, properly Re-engrossed, placed on final passage, 1212.
 Re-engrossed, 1212.

Conference Committee Report, House adopts, 1212.
 Conference Committee Report, Senate adopts, 1218.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 214 — (W. Erickson, Grant, Wilkie, Aas, Anderson)

House Bill No. 214. A Bill for an Act to amend and reenact section 65-05-14 of the North Dakota Century Code, as amended, relating to compensation for permanent partial loss of use of members.

Introduction, first reading, 153.
 Referred to Committee on Labor.
 Reported back, amended, 255.
 Placed on Consent Calendar, 269.
 Amendments adopted, 269.
 Off Consent Calendar, 284.
 Second reading, 284.
 Final passage, 284.
 To Senate, 331.
 Returned to House, 1007.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1125.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1360.

House Bill No. 215 — (Aas)

House Bill No. 215. A Bill for an Act to amend and reenact subsection A of section 11-18-05 of the 1967 Supplement to the North Dakota Century Code, relating to fees of register of deeds.

Introduction, first reading, 153.
 Referred to Committee on Political Subdivisions.
 Withdrawn, 303.

House Bill No. 216 — (Davis, Wagner, Connolly)

House Bill No. 216. A Bill for an Act to amend and reenact section 54-21-17 of the North Dakota Century Code, relating to the construction superintendent.

Introduction, first reading, 153.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 299.
 Amendments adopted, 315.
 Engrossed, 333.
 Second reading, 345, 1467.
 Final passage, 345-346, 1468.
 To Senate, 364.
 Returned to House, 1320.
 Amended, 1320, 1322.
 House does not concur, 1405.
 Conference Committee, House, 1422.
 Conference Committee, Senate, 1467.
 Rules suspended, properly Re-engrossed, placed on final passage, 1467.
 Conference Committee Report, House adopts, 1467.

Re-engrossed, 1467.
 Clincher, 1468.
 Conference Committee Report, Senate adopts, 1504.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 217 — (Eagles, J. Peterson, Stone, Haugland, Backes, Sandness, Aafedt, Dick, Dornacker, Wagner, Aas, Jones, R. Peterson, Mueller, White, Goodman, Emerson, Seibel, Leibhan, Freeman, Henning, Hensrud, Opedahl, McDonald, Anderson)

House Bill No. 217. A Bill for an Act making an appropriation to provide for the preparation, printing, and distribution of the North Dakota Blue Book, and declaring an emergency.

Introduction, first reading, 153-154.
 Referred to Committee on Appropriations.
 Reported back, do pass, 357.
 Second reading, 390.
 Final passage, 390.
 Emergency clause carried, 390.
 To Senate, 439.
 Returned to House, indefinitely postponed, 838.

House Bill No. 218 — (Halcrow, Connolly)

House Bill No. 218. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to the width of vehicles and authorizing passenger buses of a width not exceeding one hundred two inches to be operated on highways designated by the commissioner.

Introduction, first reading, 154.
 Referred to Committee on Transportation.
 Reported back, do pass, 456.
 Second reading, 484, 1405.
 Final passage, 484, 1405.
 To Senate, 529.
 Returned to House, 1320.
 Amended, 1320, 1322.
 House concurs, 1405.
 Rules suspended, properly Engrossed, placed on final passage, 1405.
 Engrossed, 1405.
 Clincher, 1406.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 219 — (Ganser, Kuehn)

House Bill No. 219. A Bill for an Act to amend and reenact section 16-04-13 and section 16-06-02 of the North Dakota Century Code, relating to the publication of the sample primary election ballot and notice of election.

Introduction, first reading, 154.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 268.
 Second reading, 287.

Final passage, 287.
 To Senate, 331.
 Returned to House, 992.
 Enrolled, 1160.
 Signed by Speaker, 1165.
 To Senate, 1216.
 Returned to House, 1261.
 Sent to Governor, 1264.
 Approved by Governor, 1360.

House Bill No. 220 — (Boustead, Wagner, Aamoth)

House Bill No. 220. A Bill for an Act to create and enact a new section to chapters 57-52, 57-53 and 57-54 of the North Dakota Century Code, relating to a credit for refund for taxes paid on worthless accounts.

Introduction, first reading, 154.
 Referred to Committee on Finance and Taxation.
 Without recommendation, 400.
 Lost, 436.

House Bill No. 221 — (Boustead, Boyum, Hentges, Weber, Berg)

House Bill No. 221. A Bill for an Act to amend and reenact section 39-16.1-03, subsection 1 of section 39-16.1-04, subsection 2 of section 39-16.1-07, and subdivision a. of subsection 1 and subsection 3 of 39-16.1-19 of the North Dakota Century Code, relating to the type of notice of an unsatisfied judgment under financial responsibility law, to clarify the law relating to the effect of failure to maintain proof of financial responsibility, to reduce the period that proof of financial responsibility is required to be maintained from five to three years and to require the payment of an additional fee for re-issuing a license after proof of financial responsibility has been allowed to lapse and is subsequently reestablished.

Introduction, first reading, 154.
 Referred to Committee on Transportation.
 Reported back, amended, 336.
 Amendments adopted, 355.
 Engrossed, 373.
 Second reading, 386.
 Final passage, 386.
 To Senate, 439.
 Returned to House, 1052.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1125.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1360.

House Bill No. 222 — (Boustead, Boyum, Kuehn, Berg)

House Bill No. 222. A Bill for an Act to amend and reenact subsection 3 of section 39-10-05 of the North Dakota Century Code, relating to traffic control signal legend to permit right turns on red under certain circumstances and to amend and reenact subsection 45 of section 24-01-01.1, subsection 64 of section 39-01-01, and section 24-01-15 of the North Dakota Century Code, relating to the definition and designation of through highways.

Introduction, first reading, 154.
 Referred to Committee on Transportation.

Reported back, do pass, 316.
 Second reading, 346.
 Final passage, 346.
 To Senate, 364.
 Returned to House, 1052.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1125.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1360.

House Bill No. 223 — (Boustead, Boyum, Kuehn)

House Bill No. 223. A Bill for an Act to create and enact section 24-01-41.1 of the North Dakota Century Code, relating to the expenditure of highway funds for state participation in relocating property as necessitated in accordance with Ch. 5 of title 23 of the Federal-Aid Highway Act of 1968.

Introduction, first reading, 154-155.
 Referred to Committee on Transportation.
 Reported back, do pass, 750.
 Second reading, 781.
 Final passage, 781.
 Clincher, 782.
 To Senate, 814.
 Returned to House, 1160.
 Enrolled, 1236.
 Signed by Speaker, 1315.
 To Senate, 1325.
 Returned to House, 1338.
 Sent to Governor, 1427.
 Approved by Governor, 1575.

House Bill No. 224 — (Boustead, Boyum, Hentges, Weber, Berg)

House Bill No. 224. A Bill for an Act to create and enact section 23-02-32.1 of the North Dakota Century Code, relating to reporting deaths to the highway commissioner; to create and enact section 23-07-01.1 of the North Dakota Century Code, relating to reporting certain physical or mental disorders to the highway commissioner; to create and enact section 50-08-27.1 of the North Dakota Century Code, relating to reporting names of recipient of aid to the blind to the highway commissioner.

Introduction, first reading, 155.
 Referred to Committee on Transportation.
 Reported back, amended, 357-358.
 Amendments not read as motion prevailed, 384.
 Amendments adopted, 384.
 Engrossed, 399.
 Second reading, 423, 1481.
 Final passage, 423, 1482.
 To Senate, 476.
 Returned to House, 1218.
 Amended, 1218, 1235.
 House does not concur, 1406.
 Conference Committee, House, 1422.
 Conference Committee, Senate, 1471.
 Conference Committee Report, House adopts, 1481.
 Rules suspended, properly Re-engrossed, placed on final passage, 1481.
 Re-engrossed, 1481.

Clincher, 1482.
 Conference Committee Report, Senate adopts, 1504.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 225 — (Boustead, Boyum, Berg, Kuehn)

House Bill No. 225. A Bill for an Act to amend and reenact sections 39-20-03, 39-20-04, and 39-20-05 of the North Dakota Century Code, relating to the consent to a chemical test to determine the alcoholic content of blood, the filing of affidavits when there has been a refusal to submit to such chemical test, and the time for conducting administrative hearings.

Introduction, first reading, 155.
 Referred to Committee on Transportation.
 Reported back, do pass, 316.
 Second reading, 346, 1558.
 Final passage, 346, 1558.
 To Senate, 364.
 Returned to House, 1320.
 Amended, 1320, 1323.
 House concurs, 1406.
 Motion to concur withdrawn, 1406.
 House does not concur, 1406.
 Conference Committee, House, 1422.
 Conference Committee, Senate, 1480.
 Rules suspended, properly Engrossed; placed on final passage, 1558.
 Engrossed, 1558.
 Conference Committee Report, House adopts, 1558.
 Clincher, 1559.
 Conference Committee Report, Senate adopts, 1561.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 226 — (Boustead, Boyum, Hentges)

House Bill No. 226. A Bill for an Act to amend and re-enact section 24-03-07 of the North Dakota Century Code, relating to agreements to construct and maintain drains and irrigation ditches across public roads and railroads and to repeal sections 61-07-04, 61-16-46, 61-16-47, 61-21-31 and 61-21-32 of the North Dakota Century Code.

Introduction, first reading, 155.
 Referred to Committee on Agriculture.
 Reported back indefinitely postponed, 410.
 Approved by Governor, 1575.

House Bill No. 227 — (Boustead, Boyum, Hentges, Weber)

House Bill No. 227. A Bill for an Act to amend and reenact section 24-02-02 of the North Dakota Century Code, relating to the salary of the highway commissioner for the purpose of eliminating the requirement that the commissioner's salary be a line item in the highway department appropriation and to declare an emergency.

Introduction, first reading, 155.
 Referred to Committee on Transportation.
 Withdrawn, 449.

House Bill No. 228 — (Boustead, Lang)

House Bill No. 228. A Bill for an Act to amend and reenact section 12-45-06 of the North Dakota Century Code to increase the amount allowed for burial expenses of deceased inmates of penal institutions.

Introduction, first reading, 155.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 268.
 Second reading, 288.
 Final passage, 288.
 To Senate, 331.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1138.

House Bill No. 229 — (Dornacker)

House Bill No. 229. A Bill for an Act to amend and reenact sections 57-12-01, 57-12-01.1, 57-12-02, 57-12-06, and 57-31-03 of the North Dakota Century Code, relating to increasing the membership of the county board of equalization.

Introduction, first reading, 162.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 411.
 Amendments adopted, 434.
 Engrossed, 451.
 Second reading, 466.
 Final passage, 466.
 Lost, 467.

House Bill No. 230 — (Aamoth)

House Bill No. 230. A Bill for an Act to amend and reenact subsection 2 of section 54-27-19 of the 1967 Supplement to the North Dakota Century Code, relating to the expenditure by cities of their portion of the highway tax distribution fund.

Introduction, first reading, 162.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 316.

House Bill No. 231 — (Dawson, K. Johnson)

House Bill No. 231. A Bill for an Act to create and enact subsections 20, 21 and 22 of section 20-01-01 of the North Dakota Century Code, relating to the definition of a motor-driven vehicle, and to create and enact section 20-01-04.2 of the North Dakota Century Code, to prohibit the use of motor-driven vehicles in running, driving, molesting, flushing or harassing big game and to restrict the use of motor-driven vehicles in the process of hunting big game.

Introduction, first reading, 162.
 Referred to Committee on Natural Resources.

Reported back, do pas, 336.
 Second reading, 368.
 Final passage, 368.
 To Senate, 426.
 Returned to House, 957.
 Enrolled, 1028.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1138.

House Bill No. 232 — (Leibhan, Boustead, Olienyk)

House Bill No. 232. A Bill for an Act making an appropriation for the veterans' aid commission revolving loan fund; providing that all funds outstanding from loans made to veterans shall be deposited in the veterans' aid fund; and declaring an emergency.

Introduction, first reading, 162.
 Referred to Committee on Veterans Affairs.
 Amended, 337, 451.
 Re-referred to Committee on Veterans Affairs, 355.
 Amendments adopted, 481.
 Re-referred to Committee on Appropriations, 481.
 Engrossed, 497.
 Reported back, do pass, 522.
 Second reading, 564.
 Final passage, 564-565.
 Emergency clause carried, 565.
 To Senate, 630.
 Returned to House, 1288.
 Enrolled, 1593.
 Signed by Speaker, 1593.
 To Senate, 1593.
 Returned to House, 1594.
 Sent to Governor, 1605.

House Bill No. 233 — (Opedahl, I. Solberg, Hickie, Gackle)

House Bill No. 233. A Bill for an Act to amend and reenact section 65-06-04 of the North Dakota Century Code, relating to the assessment of workmen's compensation premiums against municipalities with volunteer firemen and volunteer civil defense trainees.

Introduction, first reading, 162.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 186.
 Second reading, 205.
 Final passage, 205.
 To Senate, 224.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1587.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 234 — (Anderson, Leibhan, Emerson, Sanstead, Olienyk, Glaspey, Haugland)

House Bill No. 234. A Bill for an Act for the preservation of public health through the regulation of the business of water well drilling, creating a state board of water well contractors, licensing

of water well contractors, providing for bonds, empowering the board to adopt rules and regulations governing the practice of water well drilling, and fixing penalties.

Introduction, first reading, 162.

Referred to Committee on Social Welfare.

Reported back, do pass, 268.

Motion to re-refer to Committee on Social Welfare failed, 289.

Motion to re-refer to Committee on Industry and Business, failed, 289.

Second reading, 289.

Final passage, 289.

Lost, 289.

House Bill No. 235 — (Aamoth)

House Bill No. 235. A Bill for an Act to repeal section 27-05-18 of the North Dakota Century Code, relating to a prohibition on holding consecutive jury terms of district court.

Introduction, first reading, 162.

Referred to Committee on Judiciary.

Reported back, indefinitely postponed, 299.

House Bill No. 236 — (Strinden, Hensrud)

House Bill No. 236. A Bill for an Act to amend and reenact sections 40-18-07 and 40-18-08 of the North Dakota Century Code, relating to the service of warrants of arrest issued by municipal judges.

Introduction, first reading, 163.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 268.

Second reading, 289.

Final passage, 290.

To Senate, 331.

Returned to House, indefinitely postponed, 957.

House Bill No. 237 — (Strinden, Hensrud)

House Bill No. 237. A Bill for an Act to amend and reenact section 40-18-09 of the North Dakota Century Code, relating to subpoena of witnesses, continuance of trial, verbal notice to witnesses to attend; and providing a penalty.

Introduction, first reading, 163.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 269.

Second reading, 290.

Final passage, 290-291.

To Senate, 331.

Returned to House, indefinitely postponed, 957.

House Bill No. 238 — (Dornacker)

House Bill No. 238. A Bill for an Act to provide that cities may provide for the uniform application of a percentage of the assessed valuation of the residential real property in which personal property is located and to give county boards of equalization the authority to adjust such percentages; and to amend and reenact subsection 2 of section 57-02-11 of the North Dakota Century Code, providing an exception to the requirement that personal property be assessed annually.

Introduction, first reading, 163.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 499.
Second reading, 531.
Final passage, 531.
To Senate, 601.
Returned to House, 1288.
Enrolled, 1585.
Signed by Speaker, 1586.
To Senate, 1587.
Returned to House, 1589.
Sent to Governor, 1590.

House Bill No. 239 — (Dornacker)

House Bill No. 239. A Bill for an Act to amend and reenact section 57-13-04 of the North Dakota Century Code by creating a new subsection thereto, providing that the state board of equalization shall not make an adjustment in the assessed valuation of property in an amount exceeding ten percent in any one year.

Introduction, first reading, 163.
Referred to Committee on Finance and Taxation.
Reported back, amended, 500.
Amendments adopted, 529.
Engrossed, 544.
Second reading, 573.
Final passage, 573.
To Senate, 630.
Returned to House, indefinitely postponed, 1007.

House Bill No. 240 — (Opedahl, Halcrow, Giffey, Metzger, Sanstead)

House Bill No. 240. A Bill for an Act to amend and reenact section 65-05-25 of the North Dakota Century Code, as amended, relating to the payment of lump sums in certain workmen's compensation claims.

Introduction, first reading, 163.
Referred to Committee on Labor.
Reported back, amended, 255.
Amendments adopted, 269.
Second reading, 291.
Final passage, 291.
To Senate, 331.
Returned to House, 1007.
Enrolled, 1103.
Signed by Speaker, 1104.
To Senate, 1125.
Returned to House, 1127.
Sent to Governor, 1128.

House Bill No. 241 — (Opedahl, Halcrow, Giffey, Metzger, Sanstead)

House Bill No. 241. A Bill for an Act to amend and reenact section 65-09-02 of the North Dakota Century Code, relating to application for compensation in lieu of civil action against an employer.

Introduction, first reading, 163.
Referred to Committee on Labor.
Reported back, amended, 255.
Amendments adopted, 269.
Placed on Consent Calendar, 269.

Off Consent Calendar, 284.
 Second reading, 284.
 Final passage, 284.
 To Senate, 331.
 Returned to House, 1007.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1125.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1257.

House Bill No. 242 — (Weber, Dick, K. Erickson, Glaspey)

House Bill No. 242. A Bill for an Act to create and enact subsection 20 of section 20-01-01 of the North Dakota Century Code, relating to the definition of wildlife.

Introduction, first reading, 163.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 256.
 Second reading, 275.
 Final passage, 275.
 Lost, 275.

House Bill No. 243 — (Dawson, K. Johnson)

House Bill No. 243. A Bill for an Act to amend and reenact sections 36-04-03 and 36-04-05 of the North Dakota Century Code, relating to licensure of corporate officers acting for corporate livestock dealer licenses, and to the filing of surety bonds by livestock dealers and agents, and providing an effective date.

Introduction, first reading, 163.
 Referred to Committee on Agriculture.
 Reported back, amended, 314.
 Amendments adopted, 338.
 Engrossed, 353.
 Second reading, 368.
 Final passage, 369.
 To Senate, 426.
 Returned to House, 992.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1125.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1360.

House Bill No. 244 — (Metzger, Haugland, Hensrud, Weber, W. Erickson, Grant)

House Bill No. 244. A Bill for an Act to create and enact section 49-13-24.1 of the North Dakota Century Code, relating to the appointment of director of railroad safety to examine into wrecks, accidents and casualties on railroads, and making an appropriation to pay the costs thereof.

Introduction, first reading, 164.
 Referred to Committee on Labor.
 Reported back, indefinitely postponed, 499.
 Substitute motion to place bill on calendar, lost, 499.

House Bill No. 245 — (Weber, Dick, K. Erickson, Glaspey, Leibhan, Hoghaug)

House Bill No. 245. A Bill for an Act to create and enact subsection 20 of section 20-01-01 of the North Dakota Century Code, defining furbearing animals; and to amend and reenact section 20-07-02 of the North Dakota Century Code, relating to the taking of furbearing animals.

Introduction, first reading, 164.
 Referred to Committee on Natural Resources.
 Reported back, amended, 656.
 Dispense with reading of amendments, 684.
 Amendments adopted, 684.
 Engrossed, 708.
 Second reading, 726.
 Final passage, 726.
 To Senate, 806
 Returned to House, indefinitely postponed, 1109.

House Bill No. 246 — (White)

House Bill No. 246. A Bill for an Act to amend and reenact section 23-02-05 of the North Dakota Century Code, to raise the fees collected by the state registrar for birth and death certificates to two dollars.

Introduction, first reading, 171.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 269.
 Second reading, 291.
 Final passage, 291-292.
 Lost for want of a constitutional majority, 292.

House Bill No. 247 — (Hentges)

House Bill No. 247. A Bill for an Act to amend and reenact section 40-38-03 of the North Dakota Century Code, relating to the appointment, organization, and term of office of members of the board of directors of public libraries.

Introduction, first reading, 171.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 269.
 Second reading, 292.
 Final passage, 292.
 To Senate, 331.
 Returned to House, 1052.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1126.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1360.

House Bill No. 248 — (Rundle, Backes, Dawson, Boyum, Bernabucci, Lillehaugen, K. Johnson, Rivinius, Gackle, Kuehn)

House Bill No. 248. A Bill for an Act to amend and reenact section 57-15-03 of the North Dakota Century Code, relating to the authority of the state board of equalization to levy the four-mill state property tax.

Introduction, first reading, 172.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 299.

House Bill No. 249 — (Connolly)

House Bill No. 249. A Bill for an Act to amend and reenact subsection 1 of section 43-22-01 of the North Dakota Century Code, relating to the definition of an oil, gas, or mineral broker.

Introduction, first reading, 172.
 Referred to Committee on Natural Resources.
 Reported back, amended, 456.
 Amendments adopted, 481.
 Engrossed, 497.
 Motion to place bill at Head of Calendar, 506.
 Second reading, 506, 1423.
 Final passage, 506-507, 1423.
 To Senate, 577.
 Returned to House, 1378.
 Amended, 1378, 1382.
 House concurs, 1423.
 Clincher, 1423.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 250 — (Boustead, J. Peterson, O. Solberg)

House Bill No. 250. A Bill for an Act reappropriating to the adjutant general for the microfilming of military records a portion of the unexpended funds previously appropriated for the compilation of records of military service.

Introduction, first reading, 172.
 Referred to Committee on Appropriations.
 Reported back, do pass, 546.
 Second reading, 590.
 Final passage, 590.
 To Senate, 652.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 251 — (Sanstead, J. Peterson)

House Bill No. 251. A Bill for an Act to provide for the payment of a judgment entered against the State of North Dakota, in the District Court of Burleigh County, Fourth Judicial District of the State of North Dakota, on behalf of one Arnold Luht; providing an appropriation and declaring an emergency.

Introduction, first reading, 172.
 Referred to Committee on Transportation.
 Returned to House, withdrawn, 707.

House Bill No. 252 — (Bier, Link, Jones, R. Peterson)

House Bill No. 252. A Bill for an Act to amend and reenact section 15-27-07 of the 1965 Supplement to the North Dakota Century Code, relating to transportation in annexed districts.

Introduction, first reading, 172.
Referred to Committee on Education.
Reported back, indefinitely postponed, 382.

House Bill No. 253 — (Knudson)

House Bill No. 253. A Bill for an Act to amend and reenact sections 4-12-03.1 and 4-12-03.2 of the North Dakota Century Code, to provide that noncommercial beekeepers shall have the same protections and limitations as to the establishment of locations as commercial beekeepers.

Introduction, first reading, 172.
Referred to Committee on Agriculture.
Reported back, do pass, 299.
Second reading, 323.
Final passage, 323.
To Senate, 364.
Returned to House, indefinitely postponed, 1213.

House Bill No. 254 — (Ganser, Bernabucci, G. Larson)

House Bill No. 254. A Bill for an Act to amend and reenact section 54-06-14 of the North Dakota Century Code, relating to annual leave and sick leave for state employees.

Introduction, first reading, 180.
Referred to Committee on State and Federal Government.
Reported back, amended, 582-583.
Motion to dispense with reading amendments, 613.
Amendments adopted, 613.
Engrossed, 631.
Second reading, 644.
Final passage, 644.
To Senate, 703.
Returned to House, indefinitely postponed, 1159.

House Bill No. 255 — (Bernabucci, Goodman, Aas, McDonald, Dahl, Dornacker)

House Bill No. 255. A Bill for an Act to amend and reenact section 57-38-59 of the North Dakota Century Code, relating to the withholding of wages of nonresident employees.

Introduction, first reading, 180.
Referred to Committee on Finance and Taxation.
Returned to House, withdrawn, 485.

House Bill No. 256 — (R. Peterson, Strinden, Seibel)

House Bill No. 256. A Bill for an Act to create a legislative compensation commission, appointed by the governor, with authority to recommend the rate of legislative expense allowance and interim per diem.

Introduction, first reading, 180.
Referred to Committee on State and Federal Government.
Reported back, amended, 374.
Amendments adopted, 402.
Engrossed, 427.
Second reading, 436.
Final passage, 437.
To Senate, 497.
Returned to House, 1109.

Enrolled, 1160.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.

House Bill No. 257 — (Bullis)

House Bill No. 257. A Bill for an Act to amend and reenact section 27-18-03 of the North Dakota Century Code, relating to the salary of county justices.

Introduction, first reading, 180.
Referred to Committee on Judiciary.
Reported back, do pass, 584.
Second reading, 621.
Final passage, 621.
To Senate, 681.
Returned to House, 1052.
Enrolled, 1103.
Signed by Speaker, 1104.
To Senate, 1126.
Returned to House, 1127.
Sent to Governor, 1128.
Approved by Governor, 1360.

House Bill No. 258 — (Hentges, Hoffner, Jenkins)

House Bill No. 258. A Bill for an Act to establish a plumbing fixture inspection fee, and providing a penalty; to amend and reenact subsection 3 and 4 of section 43-18-01, sections 43-18-02, 43-18-03, 43-18-05, and 43-18-21 of the North Dakota Century Code, relating to definitions of plumbing and plumbers, membership, appointment, qualifications, term of indenture, and fees for plumbing apprentices; and to repeal section 43-18-15 of the North Dakota Century Code, relating to temporary licenses for plumbers.

Introduction, first reading, 180.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 299.

House Bill No. 259 — (Halcrow, Moquist, DeKrey, Connolly, Aafedt, Ganser, Dahl)

House Bill No. 259. A Bill for an Act authorizing the highway commissioner to permit the use of vehicles or combination of vehicles whose gross weights exceed the limitations imposed by section 39-02-05 of the North Dakota Century Code, on designated highways when consistent with federally established standards.

Introduction, first reading, 180.
Referred to Committee on Transportation.
Reported back, amended, 657.
Motion to dispense with reading of amendments, 684.
Amendments adopted, 684.
Engrossed, 708.
Second reading, 726.
Final passage, 726-727.
Clincher failed on division vote, 727.
To Senate, 806.
Returned to House, indefinitely postponed, 1213.

House Bill No. 260 — (Atkinson, Jenkins)

House Bill No. 260. A Bill for an Act to amend and reenact section 41-09-10 of the North Dakota Century Code, relating to sufficiency of real estate description under the Uniform Commercial Code.

Introduction, first reading, 180.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 725.

House Bill No. 261 — (Atkinson, Jenkins)

House Bill No. 261. A Bill for an Act to amend and reenact sections 39-05-09 and 39-05-17 of the North Dakota Century Code, relating to the transfer and contents of motor vehicle certificates of title.

Introduction, first reading, 181.
Referred to Committee on Transportation.
Reported back, amended, 490-491.
Amendments adopted, 502.
Motion to dispense with reading of amendments, 502.
Engrossed, 517.
Second reading, 532.
Final passage, 532.
To Senate, 601.
Returned to House, 1160.
Enrolled, 1236.
Signed by Speaker, 1315.
To Senate, 1325.
Returned to House, 1338.
Sent to Governor, 1427.
Approved by Governor, 1575.

House Bill No. 262 — (Moquist)

House Bill No. 262. A Bill for an Act to amend and reenact section 24-01-08.1 of the North Dakota Century Code, to require the highway department to locate certain signs at specified points.

Introduction, first reading, 181.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 411.

House Bill No. 263 — (Kingsbury, Berg, Moquist)

House Bill No. 263. A Bill for an Act to amend and reenact section 4-10.1-09 of the North Dakota Century Code, relating to the potato tax levy and the investment of the proceeds thereof.

Introduction, first reading, 181.
Referred to Committee on Agriculture.
Reported back, do pass, 411.
Second reading, 445.
Final passage, 445.
To Senate, 497.
Returned to House, indefinitely postponed, 993.

House Bill No. 264 — (Kingsbury, Weber, Diehl, Berg)

House Bill No. 264. A Bill for an Act to amend and reenact section 4-28-08 of the North Dakota Century Code, relating to the wheat tax levy and the investment of the proceeds thereof.

Introduction, first reading, 181.
 Referred to Committee on Agriculture.
 Reported back, do pass, 411.
 Second reading, 446.
 Final passage, 446.
 To Senate, 497.
 Returned to House, indefinitely postponed, 993.

House Bill No. 265 — (Kuehn, Metzger, Kelsch)

House Bill No. 265. A Bill for an Act to amend and reenact section 65-02-08 of the North Dakota Century Code, relating to attorneys' fees in proceedings before the workmen's compensation bureau, and to amend and reenact section 65-10-03 of the North Dakota Century Code, relating to attorneys' fees in appeals from the bureau, and declaring an emergency.

Introduction, first reading, 181.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 283.
 Second reading, 304, 1482.
 Final passage, 304, 1482.
 Emergency clause carried, 305.
 To Senate, 350.
 Returned to House, 1378.
 Amended, 1378, 1383.
 House does not concur, 1424.
 Conference Committee, House, 1466.
 Conference Committee, Senate, 1480.
 Conference Committee Report, House adopts, 1482.
 Engrossed, 1482.
 Rules suspended, properly Engrossed, placed on final passage, 1482.
 Clincher, 1483.
 Conference Committee Report, Senate adopts, 1504.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 266 — (Atkinson, Bullis)

House Bill No. 266. A Bill for an Act to provide for the issuance of warrants to conduct administrative and other inspections authorized by law.

Introduction, first reading, 181.
 Referred to Committee on Judiciary.
 Reported back, do pass, 411.
 Second reading, 446, 1150.
 Final passage, 446, 1150.
 To Senate, 497.
 Returned to House, 1110.
 Amended, 1110, 1111.
 House concurs, 1150.
 Engrossed, 1150.
 Enrolled, 1237.
 Signed by Speaker, 1315.
 To Senate, 1325.
 Returned to House, 1338.
 Sent to Governor, 1427.

House Bill No. 267 — (Metzer, Kuehn, Sanstead)

House Bill No. 267. A Bill for an Act to create and enact section 34-12-01.1 of the North Dakota Century Code, relating to policy and purposes of the North Dakota Labor-Management Relations Act.

Introduction, first reading, 181.
 Referred to Committee on Labor.
 Returned to House, withdrawn, 293.

House Bill No. 268 — (Kelsch, R. Peterson, Kuehn)

House Bill No. 268. A Bill for an Act to provide for construction, operation and supervision of jails and correctional facilities; to require a jail register in all city and county jails; to allow the Law Enforcement Council to prescribe rules for all city and county jails; to provide a penalty for violation of rules prescribed by the Law Enforcement Council; to provide for inspection and licensing of all city and county jails and allow appeals therefrom; to amend and reenact Section 40-18-12 of the North Dakota Century Code, relating to sentences for violation of city ordinances; to amend and reenact sections 33-12-28 and 33-12-31 of the North Dakota Century Code, relating to conviction of defendant and executing judgment; to amend and reenact section 29-26-21 of the North Dakota Century Code, relating to judgment and sentence limitation and to repeal Chapter 12-44, relating to county jails, and sections 40-05-06 and 40-11-12, relating to penalties for violating city ordinances, and 12-61-05, relating to jail standards, of the North Dakota Century Code.

Introduction, first reading, 181.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 374.
 Second reading, 407.
 Final passage, 407.
 To Senate, 476.
 Returned to House, indefinitely postponed, 993.

House Bill No. 269 — (Metzger, Burke, Kuehn, Sanstead)

House Bill No. 269. A Bill for an Act to amend and reenact section 65-05-19 of the North Dakota Century Code, relating to payment of nondependency payments in certain workmen's compensation claims; and to repeal section 65-05-20 of the North Dakota Century Code, relating to nondependency payments in lieu of dependency compensation.

Introduction, first reading, 182.
 Referred to Committee on Labor.
 Reported back, amended, 452.
 Amendments adopted, 481.
 Engrossed, 497.
 Placed at Head of Calendar, 507.
 Second reading, 507.
 Final passage, 507.
 To Senate, 577.
 Returned to House, 1052.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1126.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved to Governor, 1257.

House Bill No. 270 — (Metzger, Kuehn, Sanstead)

House Bill No. 270. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 of the North Dakota Century Code, relating to the definition of employer.

Introduction, first reading, 182.

Referred to Committee on Labor.

Reported back, indefinitely postponed, 374.

Substitute motion to place bill on calendar jailed, 374.

House Bill No. 271 — (Kelsch, Aamoth)

House Bill No. 271. A Bill for an Act to create and enact sections 30-17-07 and 30-17-08 of the North Dakota Century Code, relating to summary administration by affidavit, and to amend and reenact sections 30-16-06, 30-17-01, 30-17-03, 30-17-04, and 30-17-05 of the North Dakota Century Code, relating to personal property exemptions and the summary administration of small estates.

Introduction, first reading, 182.

Referred to Committee Judiciary.

Reported back, amended, 500-501, 1447.

Amendments adopted, 529.

Motion to dispense with reading of amendments, 529.

Engrossed, 544.

Second reading, 573, 1447.

Final passage, 574, 1448.

To Senate, 630.

Returned to House, 1110.

Amended, 1110, 1111.

House does not concur, 1151.

Conference Committee, House, 1157.

Conference Committee, Senate, 1269.

Conference Committee Report, Senate adopts, 1361.

Conference Committee Report, House adopts, 1447.

Rules suspended, properly Re-engrossed, placed on final passage, 1447.

Re-engrossed, 1447.

Clincher, 1448.

Enrolled, 1592.

Signed by Speaker, 1593.

To Senate, 1594.

Returned to House, 1595.

Sent to Governor, 1605.

House Bill No. 272 — (Olienyk, Bernabucci, Ganser, Kuehn, Hoffner)

House Bill No. 272. A Bill for an Act authorizing railroad corporations to provide less than carload motor vehicle freight service to, from and between stations it presently serves and establishing the conditions for such service.

Introduction, first reading, 182.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 583.

House Bill No. 273 — (Wilkie, Goodman, Ganser, Gackle)

House Bill No. 273. A Bill for an Act to amend and reenact section 57-20-06 of the North Dakota Century Code, relating to the delivery of tax lists to county treasurers.

Introduction, first reading, 182.

Referred to Committee on General Affairs.

Reported back, do pass, 489.
 Second reading, 509.
 Final passage, 510.
 To Senate, 577.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1138.

House Bill No. 274 — (Eagles, Hentges, Hensrud)

House Bill No. 274. A Bill for an Act prohibiting the inhaling, breathing or drinking of any compound liquid or chemical containing toluol, hexane, trichloroethylene, acetone, toluene, ethyl acetate, methyl ethyl ketone, trichoroathane, isopropanol, methyl isobutyl, ketone, methyl cellosolve acetate, cyclohexanone, or any other substance for the purpose of inducing symptoms of intoxication, elation, dizziness, paralysis, irrational behavior, regulating the sale thereof and providing a penalty.

Introduction, first reading, 182.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 490.
 Second reading, 510.
 Final passage, 510-511.
 To Senate, 577.
 Returned to House, indefinitely postponed, 1213.

House Bill No. 275 — (K. Johnson, Wilkie, Rivinius, Rundle, Dick, Dawson, Backes)

House Bill No. 275. A Bill for an Act to amend and reenact section 20-03-37 of the North Dakota Century Code, relating to hunting licenses and providing that any person who has his hunting license revoked shall be ineligible to have his hunting privileges restored for two years; and providing a penalty for purchasing or attempting to purchase a hunting license or permit within two years after a revocation.

Introduction, first reading, 182-183.
 Referred to Committee on Natural Resources.
 Reported back, amended, 337.
 Second reading, 369, 1407.
 Final passage, 369-370, 1407.
 To Senate, 426, 1046.
 Returned to House, 957, 1163.
 Senate requests return of bill, 993.
 Amended, 1164.
 House concurs, 1407.
 Rules suspended, properly Engrossed, placed on final passage, 1407.
 Engrossed, 1407.
 Clincher, 1408.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 276 — (W. Erickson, Anderson, Haugland)

House Bill No. 276. A Bill for an Act to amend and reenact section 50-01-08 of the North Dakota Century Code, relating to county welfare board members, term, oath and compensation.

Introduction, first reading, 206.
 Referred to Committee on Social Welfare.
 Reported back, indefinitely postponed, 354.

House Bill No. 277 — (Welder, Kelsch, Aamoth, Schaffer)

House Bill No. 277. A Bill for an Act to provide that a defendant in a criminal case must give notice of the defense of alibi.

Introduction, first reading, 206.
 Referred to Committee on Judiciary.
 Reported back, do pass, 432.
 Second reading, 480.
 Final passage, 460.
 To Senate, 516.
 Returned to House, 1052.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1126.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1361.

House Bill No. 278 — (Bullis, Kelsch)

House Bill No. 278. A Bill for an Act to repeal section 6-08-04 of the North Dakota Century Code, relating to penalties and liabilities of bank employees paying overdrafts.

Introduction, first reading, 206.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 299.
 Second reading, 324.
 Final passage, 324.
 To Senate, 364.
 Returned to House, 902.
 Enrolled, 994.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1040.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bill No. 279 — (Boustead, Olienyk, Glaspey)

House Bill No. 279. A Bill for an Act to create and enact subsection 7 of section 38-03-07 of the North Dakota Century Code, relating to accident prevention programs; to amend and reenact sections 38-03-02, 38-03-03, 38-03-05, subsection 1 of section 38-03-07, subsection 5 of section 38-03-07, and section 38-03-14 of the North Dakota Century Code, relating to the qualifications, bond, powers and duties, assistants of state coal mine inspector; to amend and reenact sections 38-04-06 and 38-04-07 of the North Dakota Century Code, relating to the contents of records to be kept by each coal mine and report to coal mine inspector; and to amend and reenact section 38-05-07 of the North Dakota Century Code, relating to certificate of qualification as mine foreman.

Introduction, first reading, 206.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 603-605, 1577.
 Amendments adopted, 623.
 Motion to dispense with reading of amendments, 632.
 Substitute motion to place on Calendar with amendments ruled
 out of order, 633.
 Engrossed, 653.
 Second reading, 669, 1525, 1577.
 Lost, 669, 1525, 1579.
 To Senate, 741.
 Returned to House, 1378.
 Amended, 1378, 1383, 1387.
 House does not concur, 1424.
 Conference Committee, House, 1467, 1552.
 Conference Committee, Senate, 1480, 1559.
 Conference Committee Report, Senate adopts, 1504, 1580.
 Conference Committee Report, House adopts, 1524, 1577.
 Rules suspended, properly Re-engrossed, placed on final passage,
 1525, 1577.
 Re-engrossed, 1525, 1577.
 Clincher, 1526, 1578.
 Reconsidered, 1552.
 Motion to reconsider action by which Conference Committee Re-
 port was adopted, 1552.
 Substitute motion not to adopt Conference Committee Report
 prevailed, 1552.
 Motion prevailed that the House not concur and Conference Com-
 mittee appointed, 1552.
 Senate reconsiders action by which Conference Committee Report
 was adopted, 1559.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 280 — (Powers, Miedema, E. Johnson)

House Bill No. 280. A Bill for an Act to provide that school districts may levy to equip school buses with two-way communications and central station equipment and to provide for the installation and maintenance of such equipment.

Introduction, first reading, 207.
 Referred to Committee on Education.
 Reported back, do pass, 381.
 Second reading, 423, 1151.
 Final passage, 423-424, 1151.
 To Senate, 476.
 Returned to House, 1110.
 Amended, 1112.
 House concurs, 1151.
 Engrossed, 1151.
 Enrolled, 1237.
 Signed by Speaker, 1315.
 To Senate, 1325.
 Returned to House, 1338.
 Sent to Governor, 1427.
 Approved by Governor, 1575.

House Bill No. 281 — (Gackle, Sandness, Stoltenow)

House Bill No. 281. A Bill for an Act to amend and reenact section 57-16-04 of the North Dakota Century Code, requiring that the duration of excess property tax levies be specified.

Introduction, first reading, 207.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 411.

House Bill No. 282 — (Knudson)

House Bill No. 282. A Bill for an Act to create and enact sections 15-50-09, 15-50-10, and 15-50-11 of the North Dakota Century Code, relating to cancellations, refund of tuition payments, and negotiation of promissory instrument by private trade and correspondence schools.

Introduction, first reading, 207.
 Referred to Committee on Education.
 Reported back, amended, 688.
 Motion to dispense with reading amendments, 707.
 Amendments adopted, 708.
 Engrossed, 743.
 Second reading, 756.
 Final passage, 756.
 To Senate, 806.
 Returned to House, 1357.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 283 — (Moquist, Hensrud)

House Bill No. 283. A Bill for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to driver's license examinations.

Introduction, first reading, 207.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 411.
 Substitute motion to place on Calendar prevailed, 411.
 Second reading, 447.
 Final passage, 447.
 To Senate, 497.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 284 — (Gackle, Kingsbury, Bullis, Stoltenow)

House Bill No. 284. A Bill for an Act to amend and reenact section 16-04-20 of the North Dakota Century Code to eliminate the requirement that columns be inverted on primary election ballots.

Introduction, first reading, 207.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 432.

House Bill No. 285 — (Wagner, Atkinson)

House Bill No. 285. A Bill for an Act to authorize domestic life insurance companies to establish separate accounts for amounts paid to such companies which are to be applied to provide benefits payable in fixed or in variable dollar amounts, or in both, and to regulate the use of such separate accounts and to provide for certain standards for domestic life insurance companies and foreign life insurance companies who issue and deliver contracts within this state relating to such separate accounts.

Introduction, first reading, 207.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 411.

House Bill No. 286 — (Boyum, Olienyk)

House Bill No. 286. A Bill for an Act to amend and reenact section 57-20-07 of the North Dakota Century Code, to provide for giving notice of amount of real estate taxes due.

Introduction, first reading, 207.
 Referred to Committee on General Affairs.
 Reported back, indefinitely postponed, 456.

House Bill No. 287 — (Aamoth)

House Bill No. 287. A Bill for an Act to amend and reenact section 57-38-59 of the North Dakota Century Code, relating to the withholding from wages of nonresident employees, and providing a penalty, and declaring an emergency.

Introduction, first reading, 207.
 Referred to Committee on Industry and Business.
 Reported back, amended, 316-317, 430.
 Amendments, 338, 453.
 Engrossed, 353.
 Re-referred to Committee on Industry and Business, 376.
 Re-engrossed, 479.
 Second reading, 484.
 Final passage, 485.
 Emergency, clause carried, 485.
 To Senate, 529.
 Returned to House, 992.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1126.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1361.

House Bill No. 288 — (I. Solberg, Opedahl)

House Bill No. 288. A Bill for an Act to require railroads to have covers on journal boxes on all railroad cars used in North Dakota; and providing a penalty.

Introduction, first reading, 208.
 Referred to Committee on Labor.
 Reported back, indefinitely postponed, 337.

House Bill No. 289 — (Sanstead, Metzger, Emerson)

House Bill No. 289. A Bill for an Act to allow state agencies to pay actual moving expenses for employees required to relocate because of their duties.

Introduction, first reading, 208.
 Referred to Committee on Labor.
 Reported back, amended, 452.
 Amendments adopted, 481.
 Engrossed, 497.
 Second reading, 511.
 Lost, 512, 519.
 Reconsidered, 519.
 Amended from the floor, 519.
 Rules suspended, properly Re-engrossed, placed on final passage,
 519.
 Re-engrossed, 519.
 To Senate, 601.
 Returned to House, failed to pass, 1324.

House Bill No. 290 — (Eagles, Aamoth, Aas, Dawson, Boustead)

House Bill No. 290. A Bill for an Act to provide for the licensing, regulation, maintenance, operation, and inspection of dog kennels; and providing a penalty.

Introduction, first reading, 208.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 605.

House Bill No. 291 — (Sanstead, Moquist)

House Bill No. 291. A Bill for an Act to amend and reenact section 15-40-15 of the North Dakota Century Code, relating to tuition payments for students attending in a bordering state.

Introduction, first reading, 208.
 Referred to Committee on Education.
 Bill returned to House, withdrawn, 546.

House Bill No. 292 — (Glaspey, Lillehaugen, Simonson, Diehl, Matheny, Link, Haugland, Anderson, G. Larson, I. Solberg, Leibhan, O. Solberg, Ganser, Lundene, Backes, Bier, Sandness, Knudson, E. Johnson, Weber, Gackle, Rivinius)

House Bill No. 292. A Bill for an Act to create and enact sections 4-18.1-22, and 4-18.1-23 of the North Dakota Century Code and to amend and reenact subsections 4, 6, 8, 9, 10, 11, 12 and 13 of section 4-18.1-01, sections 4-18.1-02, 4-18.1-03, 4-18.1-04, 4-18.1-05, 4-18.1-06, 4-18.1-07, 4-18.1-08, 4-18.1-09, 4-18.1-10, 4-18.1-11, 4-18.1-12, 4-18.1-13, 4-18.1-14, 4-18.1-15, 4-18.1-16, 4-18.1-17, 4-18.1-18, 4-18.1-19, 4-18.1-20, 4-18.1-21 of the North Dakota Century Code, relating to regulation of prices and trade practices within the milk industry by the Milk Stabilization Board which regulation is declared to be within the police power and providing for administrative and civil procedures for enforcement thereof.

Introduction, first reading, 208.
 House Bill No. 292 not printed as a Bill — 300 copies made for House.
 Referred to Committee on Agriculture.
 Reported back, amended, 632.
 Motion to dispense with reading amendments, 654.
 Amendments adopted, 654.
 Engrossed, 683.
 Second reading, 695, 1408.
 Final passage, 695, 696, 1408.
 Emergency clause lost, 696.
 Re-engrossed, 777, 1408.

To Senate, 806.
 Returned to House, 1290.
 Amended, 1290, 1292.
 House concurs, 1408.
 Rules suspended, properly Re-engrossed, placed on final passage, 1408.
 Clincher, 1408.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 293 — (Bullis)

House Bill No. 293. A Bill for an Act to amend and reenact sections 57-15-14 and 57-16-04 of the North Dakota Century Code, relating to mill levy elections in reorganized districts.

Introduction, first reading, 208.
 Referred to Committee of Education.
 Reported back, indefinitely postponed, 358.

House Bill No. 294 — (Kelsch, Atkinson, Aamoth)

House Bill No. 294. A Bill for an Act to amend and reenact section 27-11-05 of the North Dakota Century Code, relating to the admission to the practice of law, upon motion, graduates of the University of North Dakota School of Law.

Introduction, first reading, 208-209.
 Referred to Committee on Judiciary.
 Reported back, amended, 411-412.
 Amendments adopted, 434.
 Engrossed, 451.
 Second reading, 467.
 Final passage, 467.
 To Senate, 516.
 Returned to House, indefinitely postponed, 957.

House Bill No. 295 — (Streibel, Hilleboe, Backes, Sanstead)

House Bill No. 295. A Bill for an Act to amend and reenact section 54-35-10 of the North Dakota Century Code, relating to legislative compensation.

Introduction, first reading, 209.
 Referred to Committee of General Affairs.
 Reported back, do pass, 490.
 Second reading, 512.
 Final passage, 512.
 To Senate, 577.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.

House Bill No. 296 — (Dornacker)

House Bill No. 296. A Bill for an Act to amend and reenact section 57-39.2-02, subsection 10 of section 57-39.2-04, subdivision a of subsection 6 of section 57-40.2-01, section 57-40.2-02, and subsection

4 of section 57-40.2-04 of the North Dakota Century Code, relating to the sales and use tax and broadening the tax base to include liquor, beer, wine, tobacco, cigars, cigarettes, cigarette papers, snuff, and oleomargarine, and to repeal sections 57-39.2-03 and 57-40.2-03 of the North Dakota Century Code, relating to a separate and additional tax on retail sales and a separate and additional use tax.

Introduction, first reading, 209.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 750.

Motion to substitute minority report for majority report, failed, 750.

House Bill No. 297 — (Atkinson, Hentges, Dahl)

House Bill No. 297. A Bill for an Act relating to recording of a master mortgage.

Introduction, first reading, 209.

Referred to Committee on Industry and Business.

Reported back, amended, 337.

Amendments adopted, 355.

Engrossed, 373.

Second reading, 387.

Final passage, 387.

To Senate, 439.

Returned to House, 1236.

Enrolled, 1585.

Signed by Speaker, 1586.

To Senate, 1587.

Returned to House, 1589.

Sent to Governor, 1590.

House Bill No. 298 — (Ganser)

House Bill No. 298. A Bill for an Act to amend and reenact subsection 6 of section 11-11-14 and section 16-09-01 of the North Dakota Century Code, relating to the combination of city and township voting precincts under certain conditions.

Introduction, first reading, 209.

Referred to Committee on Political Subdivisions.

Reported back, amended, 546, 547.

Motion prevailed to dispense with reading of amendments, 585.

Amendments adopted, 585.

Second reading, 621.

Final passage, 621.

To Senate, 681.

Returned to House, 1052.

Enrolled, 1103.

Signed by Speaker, 1104.

To Senate, 1126.

Returned to House, 1127.

Sent to Governor, 1128.

Approved by Governor, 1360.

House Bill No. 299 — (Metzger, Gackle, Kuehn)

House Bill No. 299. A Bill for an Act to create and enact sections 34-14-11, 34-14-12, and 34-14-13 of the North Dakota Century Code, relating to reciprocal agreements for the collection of wages.

Introduction, first reading, 209.

Referred to Committee on Labor.

Reported back, amended, 337.

Engrossed, 373.
Motion that amendments not be adopted, bill remains on Calendar in original form, 387.
Second reading, 388.
Final passage, 388.
To Senate, 439.
Returned to House, 1052.
Enrolled, 1160.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.
Approved by Governor, 1361.

House Bill No. 300 — (Metzger, Boyum, Kuehn, Schaffer, Halcrow, Belter, Dahl)

House Bill No. 300. A Bill for an Act to amend and reenact section 51-06-01 of the North Dakota Century Code, to require retailers electing to furnish trading stamps or similar devices to grant discounts to purchasers who may so elect.

Introduction, first reading, 209.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 317.
Substitute motion to place on Calendar prevailed, 317.
Second reading, 347.
Lost, 347.

House Bill No. 301 — (Boyum)

House Bill No. 301. A Bill for an Act to create and enact subsection 16 of section 50-06-06 of the North Dakota Century Code, relating to the powers and duties of the public welfare board.

Introduction, first reading, 209.
Referred to Committee on Social Welfare.
Reported back, indefinitely postponed, 354.

House Bill No. 302 — (R. Peterson, Aafedt, Sanstead)

House Bill No. 302. A Bill for an Act to create and enact section 15-39-42 of the North Dakota Century Code, relating to freezing of certain rights and obligations under the teachers' insurance and retirement fund; and to amend and reenact section 15-39-14, subsection 1 of section 15-39-28, and section 15-39-28.1 of the North Dakota Century Code, relating to amount of assessment, amount of annuity, and annuity minimums under the teachers' insurance and retirement fund.

Introduction, first reading, 210.
Referred to Committee on Education.
Reported back, indefinitely postponed, 713.

House Bill No. 303 — (Lundene, DeKrey)

House Bill No. 303. A Bill for an Act to create and enact section 20-01-07.1 of the North Dakota Century Code, prohibiting hunting from snowmobiles; and to amend and reenact section 20-01-07 of the North Dakota Century Code, relating to aerial hunting.

Introduction, first reading, 210.
Referred to Committee on Natural Resources.
Reported back without recommendation, 456.

Second reading, 485.

Lost, 486.

Motion to reconsider action by which bill lost, failed on a division vote, 519.

House Bill No. 304 — (Reimers, Boyum, Jones, Anderson, Goodman)

House Bill No. 304. A Bill for an Act to levy a tax on the sale of flaxseed for the purpose of creating a fund to be used for flax utilization research, and appropriating money from the fund to the economic development commission to carry on such research.

Introduction, first reading, 210.

Referred to Committee on Agriculture.

Amended, 452.

Amendments adopted, 481.

Engrossed, 497.

Re-referred to Committee on Appropriations, 513.

Reported back, do pass, 522.

Second reading, 565, 1559.

Final passage, 565, 1559.

To Senate, 630.

Returned to House, 1394.

Amended, 1394.

House concurs, 1425.

Senate amendments reconsidered, 1425.

House does not concur, 1425.

Conference Committee, House, 1467.

Conference Committee, Senate, 1480.

Conference Committee Report, Senate adopts, 1504.

Conference Committee Report, House adopts, 1559.

Rules suspended, properly Re-engrossed, placed on final passage, 1559.

Re-engrossed, 1559.

Clincher, 1560.

Enrolled, 1592.

Signed by Speaker, 1593.

To Senate, 1594.

Returned to House, 1595.

Sent to Governor, 1605.

House Bill No. 305 — (Register, Hensrud, Leibhan)

House Bill No. 305. A Bill for an Act to amend and reenact section 15-40-12 of the North Dakota Century Code, relating to foundation program payments.

Introduction, first reading, 210.

Referred to Committee on Education.

Reported back, do pass, 689.

Re-referred to Committee on Appropriations, 689.

Indefinitely postponed, 748.

House Bill No. 306 — (Kingsbury, Berg, Wells, Haugland, J. Peterson, Sanstead, Backes)

House Bill No. 306. A Bill for an Act making an appropriation for the purpose of constructing a chapel at the Grafton state school upon conditions, and to amend and reenact section 1 of chapter 387 of the 1967 North Dakota Session Laws, relating to the fund for the construction of the chapel.

Introduction, first reading, 210.

Referred to Committee on Appropriations.

Reported back, amended, 522.
 Amendments adopted, 544.
 Engrossed, 586.
 Second reading, 591.
 Final passage, 591.
 To Senate, 651.
 Returned to House, indefinitely postponed, 919.

House Bill No. 307 — (Strinden, Kelsch)

House Bill No. 307. A Bill for an Act to amend and reenact section 57-02-41 of the North Dakota Century Code, relating to attachment of tax liens involving tax exempt corporations or organizations.

Introduction, first reading, 210.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 358.
 Second reading, 390.
 Final passage, 390.
 To Senate, 439.
 Returned to House, 935.
 Enrolled, 959.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1040.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bill No. 308 — (Lundene, Opedahl, O. Solberg, Hoghaug, Haugland, DeKrey)

House Bill No. 308. A Bill for an Act to amend and reenact subsection 2 of section 11-11-53 of the 1967 Supplement to the North Dakota Century Code, providing for the submission to the voters of a county the question of whether a tax should be authorized for the promotion of historical work by the county historical society and, if so, appropriation of such tax for historical purposes.

Introduction, first reading, 210.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 375.
 Motion made to dispense with reading of amendments, 402.
 Amendments adopted, 402.
 Engrossed 427.
 Re-referred to Committee on Political Subdivisions, 437.
 Reported back, do pass, 521.
 Second reading, 566.
 Final passage, 566.
 To Senate, 630.
 Returned to House, 1288.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 309 — (Rep. Halcrow)

House Bill No. 309. A Bill for an Act to create and enact a new section to chapter 57-54 of the North Dakota Century Code; to amend and reenact sections 57-50-03 and 57-54.1-15 of the North Dakota Century Code and to amend and reenact sections 17, 34 and 48 of chapter 376 of the 1967 Session Laws of the state of North Dakota, relating

to motor vehicle fuel and special fuel tax refunds, refunds for erroneously or illegally collected taxes, setting a limitation on the minimum dollar amount to be refunded, limiting the period of time refund checks must be retained and eliminating the statutory requirement requiring receipts to be issued upon payment of motor vehicle fuel taxes.

Introduction, first reading, 211.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 375-376.
 Amendments adopted, 402.
 Engrossed, 427.
 Second reading, 437.
 Final passage, 437.
 To Senate, 497.
 Returned to House, 902.
 Enrolled, 995.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1040.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bill No. 310 — (Emerson and Register)

House Bill No. 310. A Bill for an Act to amend and reenact section 57-36-01 and subsection 1 of section 57-36-26 of the North Dakota Century Code, relating to the definition of a "cigarette" and to provide for authority for the annual and consolidated filing of tobacco products excise tax returns by dealers.

Introduction, first reading, 211.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 358.
 Second reading, 391.
 Final passage, 391.
 To Senate, 439.
 Returned to House, 935.
 Enrolled, 959.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1040.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bill No. 311 — (Dick, Linderman, Strinden, J. Peterson, Mueller, Boyum, Haugland, Bullis)

House Bill No. 311. A Bill for an Act to amend and reenact section 61-24-13 of the North Dakota Century Code, relating to hearings conducted by the Garrison Diversion Conservancy District on contracts.

Introduction, first reading, 211.
 Referred to Committee on Agriculture.
 Reported back, do pass, 412.
 Second reading, 447.
 Final passage, 448.
 To Senate, 497.
 Returned to House, 992.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1126.
 Returned to House, 1127.

Sent to Governor, 1128.
Approved by Governor, 1361.

House Bill No. 312 — (McDonald, Reimers, Bernabucci, Haugland, J. Peterson, White, Boustead, Emerson, Sanstead)

House Bill No. 312. A Bill for an Act to amend and reenact section 24-08-01 of the North Dakota Century Code, relating to the construction of bridges by board of county commissioners.

Introduction, first reading, 211.
Referred to Committee on Political Subdivisions.
Reported back, amended, 282.
Amendments adopted, 302.
Engrossed, 311.
Second reading, 327, 1076.
Final passage, 328, 1077.
To Senate, 364.
Returned to House, amended, 992.
House concurs, 1076.
Rules suspended, deemed Re-engrossed, placed on final passage, 1076.
Re-engrossed, 1076.
Enrolled, 1161.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.
Approved by Governor, 1456.

House Bill No. 313 — (McDonald, Reimers, Bernabucci, Haugland J. Peterson, White, Boustead, Emerson, Sanstead)

House Bill No. 313. A Bill for an Act to amend and reenact section 24-08-03 of the North Dakota Century Code, relating to the supervision and repairs of bridges.

Introduction, first reading, 211.
Referred to Committee on Political Subdivisions.
Reported back, amended, 282.
Amendments adopted, 302.
Engrossed, 311.
Second reading, 328, 1077.
Lost 328-329, 1077-1078, 1114.
To Senate, 364.
Returned to House, 992.
Amended, 992-993.
Rules suspended, deemed properly Re-engrossed, placed on final passage, 1077.
Re-engrossed, 1077.
Lost for lack of constitutional majority, 1078.
House concurs, 1083.
Placed on Calendar, 1107.
Reconsidered, 1107.
Enrolled, 1161.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.
Approved by Governor, 1456.

House Bill No. 314 — (Thompson)

House Bill No. 314. A Bill for an Act to amend and reenact section 10-15-04, subsection 13 of section 10-15-05, and subsection 2

of section 10-15-25 of the North Dakota Century Code, relating to the number of incorporators required in forming cooperative corporations for farming or agricultural purposes.

Introduction, first reading, 211.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 430.

House Bill No. 315 — (Rundle, K. Johnson)

House Bill No. 315. A Bill for an Act to amend and reenact section 57-15-28 of the North Dakota Century Code, relating to the emergency fund of counties.

Introduction, first reading, 224.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 282, 401, 468.
 Amendments adopted, 303, 434, 468.
 Engrossed, 311.
 Second reading, 329, 491.
 Lost, 329, 492.
 Motion to reconsider action by which bill lost prevailed, 353.
 Re-referred to Committee on Political Subdivisions, 353.
 Action reconsidered by which amendments were adopted, 468.
 Laid over one Legislative Day, 468.
 To Senate, 529.
 Re-engrossed, 451, 479.
 Returned to House, 1052.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1126.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1360.

House Bill No. 316 — (L. Larson)

House Bill No. 316. A Bill for an Act to authorize townships to provide for and maintain parks and to authorize the levy of a tax for the support thereof.

Introduction, first reading, 224.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 358.
 Second reading, 391.
 Final passage, 392.
 To Senate, 439.
 Returned to House, 957.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1136.

House Bill No. 317 — (Giffey)

House Bill No. 317. A Bill for an Act to amend and reenact section 43-15-03 of the North Dakota Century Code, to provide that each appointment to the state board of pharmacy shall be made from a list of three names submitted to the governor by the state pharmaceutical association.

Introduction, first reading, 224.
 Referred to Committee on Social Welfare.

Substitute motion to place on Calendar failed on division vote, 354.
Reported back, indefinitely postponed, 354, 355.

House Bill No. 318 — (Burke)

House Bill No. 318. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to second or subsequent convictions for driving while under the influence of intoxicating liquor.

Introduction, first reading, 224.
Referred to Committee on Transportation.
Reported back, amended, 480-431.
Amendments adopted, 453.
Engrossed, 479.
Second reading, 486, 1409.
Final passage, 487, 1409.
To Senate, 529.
Returned to House, 1218.
Amended, 1218, 1235.
House concurs, 1409.
Rules suspended, properly Re-engrossed, placed on final passage, 1409.
Re-engrossed, 1409.
Clincher, 1410.
Enrolled, 1584.
Signed by Speaker, 1586.
To Senate, 1587.
Returned to House, 1589.
Sent to Governor, 1591.

House Bill No. 319 — (Eagles, Hensrud)

House Bill No. 319. A Bill for an Act to define "justified medical termination of pregnancy" and to amend section 12-25-01, 12-25-02, and 12-25-04 of the North Dakota Century Code, relating to abortion.

Introduction, first reading, 324.
Referred to Committee on Social Welfare.
Reported back, amended, 610-612.
Motion carried to dispense with reading of amendments, 639.
Amendments adopted, 639.
Engrossed, 653.
Second reading, 676.
Lost, 676.
Clincher, 677.

House Bill No. 320 — (Hilleboe, Boustead, Boyum, Eagles, Hentges, Metzger, Wagner, McDonald, Bunker, Aas, White, Aamoth, Giffey, Strinden, L. Larson, Seibel, Stone)

House Bill No. 320. A Bill for an Act to amend and reenact subsection 1 of section 19-05-08 and subsection 2 of section 19-05-13 of the North Dakota Century Code, providing for the phasing out of the tax and stamps on oleomargarine.

Introduction, first reading, 224.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 401.
Indefinitely postponed, 401.
Motion to substitute minority report for majority prevailed, 401.
Second reading, 438.
Lost, 438.

House Bill No. 321 — (Bullis, Kelsch)

House Bill No. 321. A Bill for an Act to provide for the modification by the courts of this state, under specified circumstances, of child custody determinations and decrees made by the courts of other states, to prescribe the procedure therefor and the effect thereof, to provide for the recognition and enforcement of out-of-state custody decrees, to provide for hearings and studies in other states, and to provide for the rendition of assistance to the courts of other states, and constituting the uniform child custody jurisdiction act.

Introduction, first reading, 225.
 Not to be printed as a bill and not printed in Journal; 300 copies available to House.
 Referred to Committee on Judiciary.
 Reported back, amended, 561.
 Amendments adopted, 588.
 Moved to Head of Calendar, 628.
 Second reading, 628.
 Final passage, 629.
 To Senate, 681.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 322 — (Kelsch, Aamoth)

House Bill No. 322. A Bill for an Act to amend and reenact section 27-08-08 of the North Dakota Century Code, relating to the salaries of judges of county courts of increased jurisdiction.

Introduction, first reading, 225.
 Referred to Committee on Judiciary.
 Reported back, amended, 605, 606, 670, 1445.
 Motion passed to dispense with reading of amendments, 632.
 Amendments adopted, 633, 670.
 Engrossed, 653.
 Re-engrossed, 670, 1416.
 Second reading, 670, 1446.
 Final passage, 670, 1446.
 To Senate, 741.
 Returned to House, 1059.
 Amended, 1060.
 House does not concur, 1092.
 Conference Committee, House, 1094.
 Conference Committee, Senate, 1101.
 Conference Committee Report, Senate adopts, 1361.
 Rules suspended, properly Re-engrossed, placed on final passage, 1416.
 Conference Committee Report, House adopts, 1445.
 Clincher, 1447.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 323 — (Kelsch)

House Bill No. 323. A Bill for an Act to amend and reenact section 19-02-20 of the North Dakota Century Code, relating to medical examination of food handlers.

Introduction, first reading, 225.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 283.

House Bill No. 324 — (Tweten, Aas, Aamoth)

House Bill No. 324. A Bill for an Act to authorize the state institutions of higher education to invest certain funds in legal investments, and making an appropriation.

Introduction, first reading, 225.
Referred to Committee on Appropriations.
Reported back, indefinitely postponed, 583.

House Bill No. 325 — (Matheny)

House Bill No. 325. A Bill for an Act to provide that all credit cards issued to residents of this state shall have a place for the signature of the holder of the card, and shall be signed by the holder.

Introduction, first reading, 225.
Referred to Committee on General Affairs.
Reported back, indefinitely postponed, 490.

House Bill No. 326 — (Link, R. Peterson, K. Johnson, Rundle, Sanstead)

House Bill No. 326. A Bill for an Act to create a legislative sub-districting commission and to provide for subdivision and redistricting of legislative districts with more than one senator and more than two representatives by March 1, 1972.

Introduction, first reading, 225.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 358, 359.
Substitute motion to place on Calendar failed on division vote, 359.

House Bill No. 327 — (Thompson, Wilkie, Swedlund)

House Bill No. 327. A Bill for an Act making an appropriation to the economic development commission to provide consultation services and technical assistance to cities in regard to state and federal assistance programs available to them.

Introduction, first reading, 225.
Referred to Committee on Appropriations.
Reported back, indefinitely postponed, 583.

House Bill No. 328 — (Wagner, Atkinson)

House Bill No. 328. A Bill for an Act to authorize acceptance and disbursement of certain moneys by the legislative audit and fiscal review committee and to repeal section 54-16-04.1 of the 1967 Supplement to the North Dakota Century Code, relating to the acceptance and disbursement of certain moneys by the emergency commission.

Introduction, first reading, 226.
Referred to Committee on State and Federal Government.
Reported back, do pass, 283.
Second reading, 305.
Final passage, 305.

To Senate, 350.

Returned to House, indefinitely postponed, 1109.

House Bill No. 329 — (Dornacker)

House Bill No. 329. A Bill for an Act to amend and reenact sections 15-40-02, 15-40-18, 15-40-19, 15-40-29, 57-39.2-02, 57-40.2-02, and 57-40.3-02 of the North Dakota Century Code, relating to state school aid; and to repeal section 57-15-24 of the North Dakota Century Code, relating to the twenty-one mill levy.

Introduction, first reading, 226.

Referred to Committee on Education.

Reported back, indefinitely postponed, 689.

House Bill No. 330 — (Dornacker)

House Bill No. 330. A Bill for an Act to provide that nonresident corporations shall compute their income tax liability on the same basis as domestic corporations on income earned in North Dakota and that the income tax liability of nonresident corporations shall be increased or decreased in order that such nonresident corporations be treated on an equal basis with domestic corporations.

Introduction, first reading, 226.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 500.

Second reading, 533.

Lost, 533.

House Bill No. 331 — (Dornacker)

House Bill No. 331. A Bill for an Act to amend and reenact subsection 1 of section 57-37-02 and section 57-37-06 of the North Dakota Century Code, relating to determination of a decedent's gross estate for estate tax purposes and excluding joint homesteads from the gross estate, and to inclusion of jointly held interests in the gross estate of the decedent.

Introduction, first reading, 226.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 728.

Substitute motion prevailed to place on Calendar, 728.

Motion to place at Head of Calendar prevailed, 762.

Second reading, 762.

Lost, 762.

House Bill No. 332 — (Aafedt, Jones, Wagner)

House Bill No. 332. A Bill for an Act to amend and reenact section 12-18-07 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers.

Introduction, first reading, 226.

Referred to Committee on Education.

Withdrawn, 728.

House Bill No. 333 — (Dahl, Backes, Wells, Haugland)

House Bill No. 333. A Bill for an Act to amend and reenact Section 2-06-01.1 of the North Dakota Century Code, relating to the aeronautics commission exercise of the powers of an airport authority with exceptions.

Introduction, first reading, 226.
Referred to Committee on Transportation.
Reported back, do pass, 431.
Second reading, 460.
Final passage, 460.
To Senate, 516.
Returned to House, 1236.
Enrolled, 1585.
Signed by Speaker, 1586.
To Senate, 1587.
Returned to House, 1589.
Sent to Governor, 1590.

House Bill No. 334 — (Moquist, Kingsbury, Berg)

House Bill No. 334. A Bill for an Act relating to potatoes; prohibiting the sale of artificially colored potatoes; and imposing a penalty.

Introduction, first reading, 226.
Referred to Committee on Agriculture.
Reported back, amended, 606.
Amendments adopted, 633.
Engrossed, 653.
Second reading, 671.
Final passage, 671.
To Senate, 741.
Returned to House, 992.
Enrolled, 1103.
Signed by Speaker, 1104.
To Senate, 1126.
Returned to House, 1127,
Sent to Governor, 1128.
Approved by Governor, 1360.

House Bill No. 335 — (Moquist, Kingsbury, Berg)

House Bill No. 335. A Bill for an Act prohibiting the sale of potatoes not labeled as to grade; and providing a penalty.

Introduction, first reading, 227.
Referred to Committee on Agriculture.
Reported back, amended, 711.
Motion to dispense with reading amendments, 744.
Amendments adopted, 744.
Engrossed, 777.
Second reading, 782.
Final passage, 782.
Clincher, 782.
To Senate, 814.
Returned to House, 1327.
Enrolled, 1585.
Signed by Speaker, 1586.
To Senate, 1587.
Returned to House, 1589.
Sent to Governor, 1590.

House Bill No. 336 — (Wagner, Haugland)

House Bill No. 336. A Bill for an Act to amend and reenact subsection 3 of section 23-06-13 of the North Dakota Century Code, designating who may give authorization for dissection of a body.

Introduction, first reading, 227.
Referred to Committee on Social Welfare.
Reported back, do pass, 490.
Second reading, 513.
Final passage, 513.
To Senate, 577.
Returned to House, 957.
Enrolled, 1030.
Signed by Speaker, 1039.
To Senate, 1041.
Returned to House, 1063.
Sent to Governor, 1080.

House Bill No. 337 — (Bunker, R. Peterson)

House Bill No. 337. A Bill for an Act to amend and reenact subsection 3 of section 41-02-33 of the North Dakota Century Code, to provide that certain warranties shall not apply to the sale of human blood and certain other tissues and organs.

Introduction, first reading, 227.
Referred to Committee on Social Welfare.
Reported back, do pass, 355.
Second reading, 388.
Final passage, 388.
To Senate, 439.
Returned to House, 992.
Enrolled, 1103.
Signed by Speaker, 1104.
To Senate, 1126.
Returned to House, 1127.
Sent to Governor, 1129.
Approved by Governor, 1360.

House Bill No. 338 — (Aas)

House Bill No. 338. A Bill for an Act to amend and reenact subsection 2 of section 57-38-31 of the 1967 Supplement to the North Dakota Century Code, relating to filing of income tax returns by a husband and wife.

Introduction, first reading, 227.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 501.

House Bill No. 339 — (Kelsch)

House Bill No. 339. A Bill for an Act to create and enact subsection 3 of section 57-38-40 of the North Dakota Century Code, relating to the approval of income tax refunds of a deceased taxpayer.

Introduction, first reading, 227.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 522.
Second reading, 566.
Final passage, 566.
To Senate, 630.
Returned to House, 1007.
Enrolled, 1103.
Signed by Speaker, 1104.
To Senate, 1126.
Returned to House, 1127.

Sent to Governor, 1128.
 Approved by Governor, 1257.

House Bill No. 340 — (Dahl, Backes, Thompson, J. Peterson.)

House Bill No. 340. A Bill for an Act to provide for the fluoridation of municipal water supplies, and to provide that the state department of health shall promulgate rules and regulations regarding the fluoridation of municipal water supplies.

Introduction, first reading, 227.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 490.
 Second reading, 513.
 Lost, 514.

House Bill No. 341 — (Goodman, Schaffer, Dahl, Jenkins, Boustead)

House Bill No. 341. A Bill for an Act to amend and reenact section 57-02-20 of the North Dakota Century Code, relating to the exemption of farm machinery for one year.

Introduction, first reading, 227.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 710.
 Motion to dispense with reading of amendments, 744.
 Engrossed, 777.
 Second reading, 782.
 Final passage, 783.
 Clincher, 783.
 To Senate, 814.
 Returned to House, amended, 1355.
 House does not concur, 1425.
 Conference Committee, House, 1466.
 Conference Committee, Senate, 1480.
 Conference Committee Report, Senate adopts, 1561.
 Conference Committee Report, House adopts, 1572.
 Laid on table, 1573.

House Bill No. 342 — (Aas)

House Bill No. 342. A Bill for an Act to amend and reenact section 11-23-01 of the North Dakota Century Code, to change the date for county department heads to file their budget requests with the board of county commissioners.

Introduction, first reading, 227.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 376.

House Bill No. 343 — (Dahl)

House Bill No. 343. A Bill for an Act to indemnify Lloyd Adermann for the loss of cattle erroneously believed to have brucellosis, and for an appropriation.

Introduction, first reading, 227.
 Referred to Committee on Agriculture.
 Re-referred to Committee on Appropriations, 606.
 Reported back, do pass, 606.
 Indefinitely postponed, 686.
 Substitute motion to place on Calendar failed, 686.

House Bill No. 344 — (Dornacker)

House Bill No. 344. A Bill for an Act to amend and reenact section 57-38-36 of the North Dakota Century Code, relating to installment payments of income tax.

Introduction, first reading, 228.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 523.
 Amendments adopted, 544.
 Engrossed, 586.
 Second reading, 592.
 Final passage, 592.
 To Senate, 652.
 Returned to House, 1007.
 Enrolled, 1103.
 Signed by Speaker, 1104.
 To Senate, 1126.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1257.

House Bill No. 345 — (Dornacker)

House Bill No. 345. A Bill for an Act to amend and reenact section 39-06-18 of the North Dakota Century Code, relating to the issuance of duplicate motor vehicle operators' licenses.

Introduction, first reading, 228.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 412.

House Bill No. 346 — (Kelsch and Strinden)

House Bill No. 346. A Bill for an Act to amend and reenact section 40-13-09 of the North Dakota Century Code, relating to the filling of vacancies of unexpired terms.

Introduction, first reading, 228.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 376.

House Bill No. 347 — (Kelsch, Strinden)

House Bill No. 347. A Bill for an Act to amend and reenact section 40-13-08 of the North Dakota Century Code, relating to vacancies existing in appointive offices.

Introduction, first reading, 228.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 359.

House Bill No. 348 — (Seibel, Streibel, Hilleboe, Leibhan, Simonson, Henning, Dornacker)

House Bill No. 348. A Bill for an Act to create and enact section 2-05-19 of the North Dakota Century Code, relating to aerial spraying and prohibiting same in certain areas without permission from the city governing body.

Introduction, first reading, 228.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 337.

House Bill No. 349 — (Wagner, Sanstead, Kelsch)

House Bill No. 349. A Bill for an Act to amend and reenact Section 16-17-02 of the 1967 Supplement to the North Dakota Century Code, relating to the number of precinct committeemen that a political party is entitled to and establishing the terms thereof.

Introduction, first reading, 228.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 376.
 Amendments adopted, 402.
 Engrossed, 427.
 Second reading, 440.
 Final passage, 440.
 To Senate, 497.
 Returned to House, indefinitely postponed, 957.

House Bill No. 350 — (Bunker)

House Bill No. 350. A Bill for an Act to create and enact section 19-03-28.1 of the North Dakota Century Code, relating to the sale or possession of marijuana, and providing a penalty, and to amend and reenact section 19-03-01 of the North Dakota Century Code, relating to definition of narcotic drugs, and declaring an emergency.

Introduction, first reading, 228.
 Referred to Committee on Social Welfare.
 Reported back, amended 492, 712.
 Amendments adopted, 506, 744.
 Engrossed, 517.
 Motion to dispense with reading amendments, 744.
 Re-engrossed, 777.
 Second reading, 783.
 Final passage, 783.
 Clincher, 784.
 Emergency cause carried, 784.
 To Senate, 814.
 Returned to House, 1357.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 351 — (Bunker)

House Bill No. 351. A Bill for an Act to amend and reenact sections 62-01-04, and 62-01-06, and 62-01-07 of the North Dakota Century Code, relating to the possession of pistols and the issuance of pistol licenses.

Introduction, first reading, 228.
 Referred to Committee on Veterans Affairs.
 Reported back, do pass, 337.
 Laid over one legislative day, 370.
 Second reading, 389.
 Final passage, 389.
 To Senate, 439.
 Returned to House, 1471.
 Enrolled, 1593.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 352 — (Diehl, Dornacker)

House Bill No. 352. A Bill for an Act relating to the maintenance of certain cemeteries, the creation of a county cemetery board, duties of the county cemetery board, and to provide for a county mill levy.

Introduction, first reading, 228, 229.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 359.

House Bill No. 353 — (Kelsch)

House Bill No. 353. A Bill for an Act to amend and reenact section 27-16-03 of the 1967 Supplement of the North Dakota Century Code, relating to compensation for juvenile commissioners.

Introduction, first reading, 229.
 Referred to Committee on Judiciary.
 Reported back, amended, 584.
 Amendments adopted, 613.
 Engrossed, 631.
 Second reading, 644.
 Final passage, 644.
 To Senate, 703.
 Returned to House, indefinitely postponed, 1357.

House Bill No. 354 — (Bunker, Streibel, Link)

House Bill No. 354. A Bill for an Act to establish an institute of planning at North Dakota state university, and making an appropriation.

Introduction, first reading, 231.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 548.

House Bill No. 355 — (Connolly, Dawson, Rundle, K. Johnson, Rivinius, Davis, Opedahl, Reimers)

House Bill No. 355. A Bill for an Act to amend and reenact section 36-05-10 of the North Dakota Century Code, relating to the fees for inspection of livestock.

Introduction, first reading, 232.
 Referred to Committee on Agriculture.
 Reported back, amended, 745.
 Motion to dispense with reading of amendments, 777.
 Amendments adopted, 778.
 Engrossed, 796.
 Second reading, 798.
 Final passage, 798.
 Clincher, 799.
 To Senate, 815.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 356 — (Kelsch)

House Bill No. 356. A Bill for an Act to amend and reenact section 32-19.1-01 of the 1967 Supplement to the North Dakota Century

Code, relating to the power of parties to a real estate mortgage to agree to short-term foreclosure and eliminating therefrom the necessity for a power of sale; and to amend and reenact section 32-19.1-06 of the 1967 Supplement to the North Dakota Century Code, relating to the manner in which notice of record shall be given of the amount due on foreclosure of short-term mortgage.

Introduction, first reading, 232.
Referred to Committee on Judiciary.
Reported back, do pass, 432.
Second reading, 461.
Final passage, 461.
To Senate, 516.
Returned to House, 1052.
Enrolled, 1103.
Signed by Speaker, 1104.
To Senate, 1126.
Returned to House, 1127.
Sent to Governor, 1128.
Approved by Governor, 1361.

House Bill No. 357 — (Weber, Lillehaugen, Lundene, Seibel, Simonson, Opedahl, I. Solberg, Belter)

House Bill No. 357. A Bill for an Act to amend and reenact section 57-37-24 of the North Dakota Century Code, relating to the distribution of estate taxes.

Introduction, first reading, 232.
Referred to Committee on General Affairs.
Reported back, indefinitely postponed, 612.

House Bill No. 358 — (Wilkie, Boustead, Stone, Dornacker, Weber, Aas)

House Bill No. 358. A Bill for an Act to amend and reenact section 57-20-01 of the North Dakota Century Code, relating to the due dates and delinquency of real and personal property taxes, and penalties thereon.

Introduction, first reading, 232.
Referred to Committee on Finance and Taxation.
Reported back, amended, 376.
Amendments adopted, 402.
Engrossed, 427.
Second reading, 440.
Final passage, 441.
To Senate, 497.
Returned to House, 1052.
Enrolled, 1161.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.
Approved by Governor, 1361.

House Bill No. 359 — (Bier)

House Bill No. 359. A Bill for an Act to prevent counties from leasing their county road machinery for less than the cost of operation of the equipment.

Introduction, first reading, 232.
Referred to Committee on Political Subdivisions.

Reported back, amended, 548.
 Amendments adopted, 586.
 Second reading, 622, 1410.
 Final passage, 622, 1410.
 To Senate, 681.
 Returned to House, 1320.
 Amended, 1320, 1323.
 House concurs, 1410.
 Rules suspended, properly Re-engrossed, placed on final passage, 1410.
 Re-engrossed, 1410.
 Clincher, 1410.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1587.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 360 — (Olienyk, Sanstead, Froelich, Atkinson)

House Bill No. 360. A Bill for an Act to amend and reenact subdivision b of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to exemption of driver education vehicles from motor vehicle registration fees and declaring an emergency.

Introduction, first reading, 232.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 431.

House Bill No. 361 — (K. Johnson, Davis, Connolly, Dawson)

House Bill No. 361. A Bill for an Act to amend and reenact section 36-01-18 of the North Dakota Century Code, relating to inspection of livestock in transit and providing a penalty.

Introduction, first reading, 232.
 Referred to Committee on Agriculture.
 Reported back, do pass, 606.
 Second reading, 634.
 Final passage, 634.
 To Senate, 703.
 Enrolled, 1584.
 Signed by Speaker, 1585.
 To Senate, 1586.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 362 — (Hilleboe, Sanstead)

House Bill No. 362. A Bill for an Act to amend and reenact section 40-45-09 of the 1967 Supplement to the North Dakota Century Code and section 40-45-11 of the North Dakota Century Code, relating to police pensions in cities.

Introduction, first reading, 232-233.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 376.
 Second reading, 408, 1411.
 Final passage, 408, 1411.
 Returned to House, 1320.
 Amended, 1320, 1323.
 House concurs, 1411.
 Rules suspended, properly Engrossed, placed on final passage, 1411
 Clincher, 1411.

Engrossed, 1411.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 363 — (Dawson)

House Bill No. 363. A Bill for an Act to amend and reenact subsection 2 of section 57-02-11 of the North Dakota Century Code, relating to the listing and assessment of property and providing that livestock used for breeding purposes shall be valued according to the average value over a twelve-month period.

Introduction, first reading, 233.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 651.
 Second reading, 677.
 Final passage, 677.
 To Senate, 741.
 Returned to House, indefinitely postponed, 1301.

House Bill No. 364 — (Sanstead, E. Johnson, Froelich, Sandness)

House Bill No. 364. A Bill for an Act to amend and reenact section 15-45-01 of the North Dakota Century Code, relating to establishing kindergartens.

Introduction, first reading, 233.
 Referred to Committee on Education.
 Reported back, do pass, 521.
 Second reading, 567.
 Lost, 567.
 Motion prevailed to reconsider action, 581.
 Re-referred to Committee on Education, 581.
 Reported back, indefinitely postponed, 689.

House Bill No. 365 — (Kuehn, Sanstead, Haugland)

House Bill No. 365. A Bill for an Act establishing an interstate compact on juveniles and providing for the return of runaway juveniles and escapees, the out-of-state supervision of delinquent juveniles, and authorizing cooperative institutionalization of psychotic and defective delinquent juveniles.

Introduction, first reading, 233.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 359.
 Second reading, 392.
 Final passage, 392.
 To Senate, 439.
 Returned to House, 1357.
 Enrolled, 1593.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 366 — (Froelich, Olienyk, R. Peterson, Sanstead)

House Bill No. 366. A Bill for an Act to amend and reenact section 15-59-04 of the North Dakota Century Code, relating to a mill levy for special education.

Introduction, first reading, 233.
 Referred to Committee on Education.
 Reported back, amended, 548.
 Amendments adopted, 586.
 Second reading, 366.
 Lost, 623.

House Bill No. 367 — (J. Peterson, Stone, Anderson, Connolly, Haugland, Dawson, Wagner, Stoltenow, Lundene, I. Solberg, Opedahl, White, Dornacker,, Berg, DeKrey, Wilkie, Glaspey, Metzger, Hensrud, Bullis, Kingsbury, Olienyk, Freeman, Aas, Powers, Jenkins, Rundle, G. Larson, Eagles, Davis, Emerson, K. Johnson, Diehl, Linderman, Dick, Wells, Rivinius, Belter, McDonald, Matheny, Burke, Boustead, Bier, R. Peterson, Sandness, Austin, Froelich, Welder, Gackle, Hoffner,, Sanstead, Hougen, Thorsgard, Bunker, Aafedt, Leibhan, Simonson, Henning, Kuehn, Seibel, Bernabucci)

House Bill No. 367. A Bill for an Act to prohibit discrimination against women jockeys and providing a penalty.

Introduction, first reading, 233.
 Referred to Committee on Transportation.
 Returned from Committee; not printed as a bill, 261.
 Reported back, do pass, 261.
 Second reading, 261.
 Final passage, 262.
 Clincher, 262.
 To Senate, 262.
 Returned to House, 262.
 Enrolled, 263.
 Signed by Speaker, 263.
 To Senate, 263.
 Returned to House, 263.
 Sent to Governor, 263.

House Bill No. 368 — (Burke)

House Bill No. 368. A Bill for an Act to amend and reenact subsection 14 of section 15-29-08 and section 15-40-17 of the North Dakota Century Code, relating to determining the tuition cost, payment of tuition, and making high school tuition optional.

Introduction, first reading, 233.
 Referred to Committee on Education.
 Reported back, do pass, 368.
 Second reading, 424, 1570.
 Final passage, 424, 1571.
 To Senate, 476.
 Returned to House, 1394, 1504.
 Amended, 1394, 1504.
 Senate requests return, 1413.
 Returned to Senate, 1424.
 House Does not concur, 1507.
 Conference Committee, House, 1508.
 Conference Committee, Senate, 1517.
 Conference Committee Report, Senate adopts, 1561.
 Conference Committee Report, House adopts, 1569, 1570.
 Rules suspended, properly Engrossed, placed on final passage, 1570.
 Engrossed, 1570.
 Clincher, 1571.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.

Returned to House, 1595.
Sent to Governor, 1605.

House Bill No. 369 — (Sandness, E. Johnson, Seibel, Boustead, Hensrud, Freeman, Sanstead, Dick, O. Solberg)

House Bill No. 369. A Bill for an Act to amend and reenact subsection 2 of section 39-08-01 of the North Dakota Century Code, relating to the punishment for driving while under the influence of intoxicating liquor or narcotic drugs.

Introduction, first reading, 233-234.
Referred to Committee on Transportation.
Returned bill to House, withdrawn, 488.

House Bill No. 370 — (Diehl, Belter, Jenkins)

House Bill No. 370. A Bill for an Act to require the overseer of highways of each township to construct, clear for drainage, and maintain ditches along township roads.

Introduction, first reading, 234.
Referred to Committee on Agriculture.
Reported back, amended, 745.
Motion to dispense with reading of amendments, 777.
Amendments adopted, 778.
Engrossed, 796.
Second reading, 799.
Lost, 799.

House Bill No. 371 — (Diehl, Tweten, Kingsbury, Berg, Bunker)

House Bill No. 371. A Bill for an Act to amend and reenact subsection 2 of section 40-33-12 of the North Dakota Century Code, relating to surplus in municipal utilities fund.

Introduction, first reading, 234.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 359.
Second reading, 393, 1427.
Final passage, 393, 1428.
To Senate, 439.
Returned to House, 1394.
Amended, 1394, 1397.
House concurs, 1427.
Rules suspended, properly Engrossed, placed on final passage, 1427.
Engrossed, 1427.
Clincher, 1428.
Enrolled, 1592.
Signed by Speaker, 1593.
To Senate, 1594.
Returned to House, 1595.
Sent to Governor, 1605.

House Bill No. 372 — (Anderson, Emerson, J. Peterson, Aamoth, Bullis, Haugland, R. Peterson, Aas, Strinden, Sanstead, Metzger)

House Bill No. 372. A Bill for an Act to amend and reenact sections 40-46-09 and 40-46-13 of the North Dakota Century Code, relating to city employees eligibility for retirement on city pension plan and including full time employees of city recreation commission, and providing for immediate benefits for dependents upon death of employee.

Introduction, first reading, 234.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 521.
 Second reading, 567.
 Final passage, 568.
 To Senate, 630.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 373 — (Matheny, Metzger)

House Bill No. 373. A Bill for an Act to restrict any person who receives remuneration from any tax source from lobbying or influencing legislation, with exceptions.

Introduction, first reading, 234.
 Referred to Committee on General Affairs.
 Reported back, indefinitely postponed, 456.

House Bill No. 374 — (Matheny, Metzger)

House Bill No. 374. A Bill for an Act to prohibit the spending of tax money in order to influence legislation or to influence the outcome of any election.

Introduction, first reading, 234.
 Referred to Committee on General Affairs.
 Reported back, indefinitely postponed, 456.

House Bill No. 375 — (Aafedt, Jones, Wagner)

House Bill No. 375. A Bill for an Act to amend and reenact section 15-18-07 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers.

Introduction, first reading, 234.
 Referred to Committee on Education.
 Returned to House, withdrawn, 728.

House Bill No. 376 — (Matheny, Giffey)

House Bill No. 376. A Bill for an Act to amend and reenact section 57-12-09 of the 1967 Supplement to the North Dakota Century Code, relating to written notice of increased assessment to real estate owner.

Introduction, first reading, 234.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 401.

House Bill No. 377 — (Bernabucci, G. Larson, Miedema, Reimers, Ganser)

House Bill No. 377. A Bill for an Act to amend and reenact sections 11-28-01, 11-28-02, and 11-28-13 of the North Dakota Century Code, relating to appointment, compensation, and terms of members of county park boards, and joint county park boards.

Introduction, first reading, 234.
 Referred to Committee on Political Subdivisions.

Reported back, amended, 548-549.
Amendments adopted, 586.
Second reading, 623.
Motion prevailed to dispense with reading of amendments, 586.
Final passage, 623.
To Senate, 681.
Returned to House, indefinitely postponed, 1159.

House Bill No. 378 — (Metzger, Kuehn)

House Bill No. 378. A Bill for an Act to provide paper ballots at all polling places.

Introduction, first reading, 235.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 432.

House Bill No. 379 — (Metzger, Kuehn, Sanstead)

House Bill No. 379. A Bill for an Act to amend and reenact subdivision a of subsection 11 of section 52-01-01 of the North Dakota Century Code, relating to the definition of "Employer".

Introduction, first reading, 235.
Referred to Committee on Labor.
Reported back, indefinitely postponed, 606.

House Bill No. 380 — (Bunker, Sanstead, Boustead)

House Bill No. 380. A Bill for an Act to create and enact subsection 4 of section 15-40-24 of the North Dakota Century Code, relating to payments for kindergarten pupils.

Introduction, first reading, 235.
Referred to Committee on Education.
Reported back, indefinitely postponed, 549.

House Bill No. 381 — (Dawson, Rivinius)

House Bill No. 381. A Bill for an Act to create and enact section 15-27-21 of the North Dakota Century Code, relating to North Dakota students attending schools in adjacent out-of-state schools, and continuing to do so after annexation or reorganization of their districts of residence; and to amend and reenact section 15-40-15 of the North Dakota Century Code, relating to reciprocal agreements for payment to out-of-state school districts for resident students attending school in such districts.

Introduction, first reading, 235.
Referred to Committee on Education.
Reported back, amended, 549.
Motion prevailed to dispense with reading of amendments, 586.
Second reading, 624, 1152.
Final passage, 624, 1152.
To Senate, 681.
Returned to House, 1110.
Amended, 1110, 1112.
House concurs, 1151.
Engrossed, 1151.
Enrolled, 1237.
Signed by Speaker, 1315.
To Senate, 1325.
Returned to House, 1338.

Sent to Governor, 1427.
Approved by Governor, 1481.

House Bill No. 382 — (Froelich, Knudson, K. Johnson, Austin, Olienyk)

House Bill No. 382. A Bill for an Act to provide for the construction of a classroom-theatre building at Dickinson state college, and providing an appropriation.

Introduction, first reading, 235.
Referred to Committee on Education.
Amended, 521.
Amendments adopted, 544.
Re-referred to Committee on Appropriations, 544.
Reported back, do pass, 632.
Second reading, 671.
Final passage, 671, 672.
To Senate, 741.
Returned to House, 1288.
Enrolled, 1585.
Signed by Speaker, 1586.
To Senate, 1588.
Returned to House, 1589.
Sent to Governor, 1590.

House Bill No. 383 — (Bullis, R. Peterson, Aas)

House Bill No. 383. A Bill for an Act to provide for the payment of ten-year compensation to judges of the supreme court and district court.

Introduction, first reading, 235.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 376.
Substitute motion, which prevailed, to place bill on calendar, 376.
Second reading, 409.
Lost, 409.

House Bill No. 384 — (Halcrow)

House Bill No. 384 A Bill for an Act to amend and reenact section 1, chapter 410 of the 1967 Sessions Laws relating to the acceptance of the cession by the state of Minnesota to the state of North Dakota of a certain parcel of real property and declaring an emergency.

Introduction, first reading, 235.
Referred to Committee on State and Federal Government.
Reported back, do pass, 283.
Second reading, 305.
Final passage, 306.
Emergency clause carried, 306.
To Senate, 350.
Returned to House, 1052.
Enrolled, 1161.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.
Approved by Governor, 1456.

House Bill No. 385 — (E. Johnson, Aamoth, Bier, Sanstead, Halcrow, Jones, R. Peterson)

House Bill No. 385. A Bill for an Act for the purpose of creating and establishing an educational broadcasting council, designating membership and powers; and providing an appropriation.

Introduction, first reading, 235.
 Referred to Committee on Education.
 Reported back, amended, 523, 524.
 Re-referred to Committee on Appropriations, 524, 544.
 Motion to dispense with reading of amendments, 544.
 Amendments adopted, 586.
 Reported back, do pass, 686.
 Second reading, 729, 1411.
 Final passage, 729, 1411.
 To Senate, 806.
 Returned to House, 1320.
 Amended, 1320, 1323.
 House concurs, 1411.
 Rules suspended, properly Re-engrossed, placed on final passage, 1411.
 Re-engrossed, 1411.
 Clincher, 1412.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 386 — (Haugland, Hensrud, Giffey, Backes, Anderson, Hoffner, Sanstead, Rundle, Lundene, Metzger, Olienyk)

House Bill No. 386. A Bill for an Act to amend and reenact subdivision d. of subsection 2. of section 26-03A-03 of the North Dakota Century Code, relating to insurance with other insurers pertaining to accident and sickness insurance policies, and to create and enact section 26-26-15 relating to benefits paid by nonprofit hospital service corporations, and to create and enact section 26-27-15, relating to benefits paid by nonprofit medical service corporations.

Introduction, first reading, 236.
 Referred to Committee on State and Federal Government.
 Returned from Committee on State and Federal Government, and re-referred to Committee on Industry and Business, 293.
 Reported back, do pass, 584.
 Second reading, 624.
 Final passage, 625.
 To Senate, 681.
 Returned to House, indefinitely postponed, 1160.

House Bill No. 387 — (Aas, Haugland, Emerson, Sanstead, Anderson, J. Peterson)

House Bill No. 387. A Bill for an Act to amend and reenact section 23-14-14 of the North Dakota Century Code, relating to district health units acquiring and disposing of real and personal property and providing for the borrowing of funds and the disposition of property upon dissolution, and declaring an emergency.

Introduction, first reading, 236.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 525.
 Second reading, 568.
 Final passage, 568.
 Emergency clause carried, 569.
 To Senate, 630.

Returned to House, 1378.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 388 — (Bunker, Sanstead, Haugland, Metzger)

House Bill No. 388. A Bill for an Act to create and enact sections 54-52-02.1 and 54-52-02.2 of the North Dakota Century Code; to amend and reenact subsections 3, 6, 7 and 11 of section 54-52-01, section 54-52-03, subsection 6 of section 54-52-04, sections 54-52-05, 54-52-06, 54-52-07, 54-52-10, 54-52-11, and 54-52-22; and to repeal section 54-52-24 of the North Dakota Century Code, relating to the employees retirement system, extending the membership therein to county, city, and non-certified school district employees.

Introduction, first reading, 236.
 Referred to Committee on Education.
 Reported back, amended, 710.
 Motion to dispense with reading amendments, 744.
 Amendments adopted, 744.
 Engrossed, 777.
 Second reading, 788, 1563.
 Final passage, 788, 1564.
 Clincher, 788, 1564.
 To Senate, 814.
 Returned to House, 1521.
 Amended, 1521, 1523.
 Rules suspended, properly Re-engrossed, placed on final passage, 1563.
 House concurs, 1563.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 389 — (Sandness, E. Johnson, Seibel, O. Solberg, Hensrud, Freeman, Sanstead, Dick, Burke)

House Bill No. 389. A Bill for an Act to provide for an additional motor vehicle registration fee to provide funds for increasing the size of the state highway patrol.

Introduction, first reading, 236.
 Referred to Committee on Transportation.
 Motion to substitute minority report for majority report, failed, 768.
 Reported back, indefinitely postponed, 767.

House Bill No. 390 — (Goodman, Dick, Hickie)

House Bill No. 390. A Bill for an Act to provide for the furnishing of clerical services and technical aids for local soil conservation districts; and providing an appropriation.

Introduction, first reading, 236.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 607.

House Bill No. 391 — (Halcrow)

House Bill No. 391. A Bill for an Act to amend and reenact sections 25 and 39 of chapter 376 of the 1967 Session laws of the

state of North Dakota, relating to bonding of special fuel dealers and liquefied petroleum gas dealers.

Introduction, first reading, 236.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 360.
 Second reading, 393.
 Final passage, 394.
 To Senate, 439.
 Returned to House, 902.
 Enrolled, 994.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1040.
 Sent to Governor, 1040.
 Approved by Governor, 1138.

House Bill No. 392 — (Opedahl)

House Bill No. 392. A Bill for an Act to amend chapter 57-55 of the 1967 Supplement to the North Dakota Century Code by creating and enacting thereto a new section to provide a discount for payment of taxes on mobile homes or trailer houses and their contents; and to amend and reenact section 57-55-11 of the 1967 Supplement to the North Dakota Century Code, relating to collection of taxes on mobile homes or trailer houses.

Introduction, first reading, 236-237.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 360.
 Second reading, 394.
 Final passage, 394-395.
 To Senate, 439.
 Indefinitely postponed, 902.

House Bill No. 393 — (Boustead, Aafedt, Hickle, Hentges)

House Bill No. 393. A Bill for an Act to amend and reenact subsection 9 of section 39-06-03, sections 39-06-14, 39-06-16, 39-06-17, 39-06-30, subsection 3 and 7 of section 39-06-32, sections 39-06-33 and 39-06-43 of the North Dakota Century Code, relating to what persons shall not be licensed, classified drivers license, exhibiting license, minimum age for drivers license, meaning of conviction, defining an habitually reckless or negligent driver, the form and effect of notice of suspension, and the period of time for extending suspension or revocation of driving privileges, and to create and enact a new section 39-06-40.1 of the North Dakota Century Code, relating to a prohibition against reproducing a drivers license and to provide a penalty.

Introduction, first reading, 237.
 Referred to Committee on Transportation.
 Reported back, do pass, 583.
 Reconsidered, 665.
 Re-referred to Committee on Transportation, 665.
 Amended, 751, 1554-1555.
 Motion to dispense with reading of amendments, 777.
 Amendments adopted, 778.
 Engrossed, 796.
 Second reading, 625, 799, 1555.
 Lost, 625, 800, 1556.
 Clincher, 800, 1556.
 To Senate, 815.
 Returned to House, 1290.
 Amended, 1290, 1293.

House does not concur, 1412.
Conference Committee, House, 1422.
Conference Committee, Senate, 1471.
Conference Committee Report, House adopts, 1554.
Rules suspended, properly Re-engrossed, placed on final passage, 1555.
Re-engrossed, 1555.
Conference Committee Report, Senate adopts, 1561.
Enrolled, 1592.
Signed by Speaker, 1593.
To Senate, 1594.
Returned to House, 1595.
Sent to Governor, 1605.

House Bill No. 394 — (Bunker)

House Bill No. 394. A Bill for an Act to amend and reenact section 57-15-36 of the North Dakota Century Code, relating to tax levies for airport purposes.

Introduction, first reading, 237.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 728.
Substitute motion to place on Calendar failed, 728.

House Bill No. 395 — (Bunker)

House Bill No. 395. A Bill for an Act to amend and reenact subsection 8 of section 40-09-06 of the North Dakota Century Code, relating to the salaries of city commissioners.

Introduction, first reading, 237.
Referred to Committee on Political Subdivisions.
Returned to House, withdrawn, 451.

House Bill No. 396 — (Sanstead, G. Larson, Thompson, Kuehn, Wells)

House Bill No. 396. A Bill for an Act to amend and reenact sections 15-62-01, 15-62-02, 15-62-03, 15-62-04, and 15-62-05 of the North Dakota Century Code, relating to student loans.

Introduction, first reading, 237.
Referred to Committee on Education.
Reported back, amended, 412.
Amendments adopted, 434.
Engrossed, 451.
Second reading, 468.
Final passage, 468.
To Senate, 516.
Returned to House, indefinitely postponed, 1301.

House Bill No. 397 — (J. Peterson)

House Bill No. 397. A Bill for an Act to amend and reenact section 40-05-06 of the North Dakota Century Code, relating to city fines and penalties limited.

Introduction, first reading, 237.
Referred to Committee on Political Subdivisions.
Reported back, amended, 377.
Amendments adopted, 402.
Engrossed, 427.
Second reading, 441.
Final passage, 441.

To Senate, 497.
 Returned to House, 1288.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 398 — (Kingsbury, Link, Hoghaug, Rundle, Halcrow, Sanstead, Haugland, Dornacker)

House Bill No. 398. A Bill for an Act to amend and reenact section 26-08-05 of the North Dakota Century Code, relating to articles of incorporation of domestic insurance companies.

Introduction, first reading, 237.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 506.
 Second reading 533.
 Final passage, 534.
 Clincher, 534.
 Emergency clause lost, 534.
 Engrossed, 544.
 To Senate, 601.
 Returned to House, indefinitely postponed, 1301.

House Bill No. 399 — (J. Peterson)

House Bill No. 399. A Bill for an Act to provide for temporary questioning of persons in public places, and allowing a search for weapons.

Introduction, first reading, 237-238.
 Referred to Committee on Judiciary.
 Reported back, do pass, 712.
 Second reading, 757.
 Final passage, 757.
 To Senate, 806.
 Returned to House, 1288.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 400 — (Thompson)

House Bill No. 400. A Bill for an Act to repeal section 6-05-18 of the North Dakota Century Code, relating to annual reports to state examiner and publication.

Introduction, first reading, 238.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 360.
 Second reading, 395.
 Final passage, 395.
 To Senate, 439.
 Returned to House, 1052.
 Enrolled, 1161.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1361.

House Bill No. 401 — (W. Erickson)

House Bill No. 401. A Bill for an Act to amend and reenact subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for state income tax purposes.

Introduction, first reading, 238.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 360.

House Bill No. 402 — (Atkinson, Aafedt, R. Peterson, Gackle, Aamoth)

House Bill No. 402. A Bill for an Act to permit the voluntary partial payment of claims without having payment and receipt construed as a release of claims or an admission of liability, and to otherwise determine the effect of such payments and the procedure thereafter.

Introduction, first reading, 238.

Referred to Committee on Industry and Business.

Reported back, do pass, 431.

Second reading, 462.

Final passage, 462.

To Senate, 516.

Returned to House, 1289.

Enrolled, 1585.

Signed by Speaker, 1586.

To Senate, 1588.

Returned to House, 1589.

Sent to Governor, 1590.

House Bill No. 403 — (Strinden, Sanstead, Bunker, Hoffner)

House Bill No. 403. A Bill for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, relating to the expense allowance for legislators, and declaring an emergency.

Introduction, first reading, 238.

Referred to Committee on State and Federal Government.

Reported back, do pass, 377.

Returned to House, 403.

Second reading, 416, 448.

Final passage, 416, 448.

Emergency clause lost, 417.

Motion to reconsider action prevailed, 448.

Emergency clause carried, 449.

To Senate, 497.

Enrolled, 1185.

Signed by Speaker, 1185.

To Senate, 1192.

Returned to House, 1193.

Sent to Governor, 1195.

Approved by Governor, 1257.

House Bill No. 404 — (Connolly)

House Bill No. 404. A Bill for an Act to create and enact section 38-13-04 of the North Dakota Century Code, relating to the filing of addresses.

Introduction, first reading, 238.

Referred to Committee on Natural Resources.

Reported back, do pass, 456.

Second reading, 487.
 Final passage, 487.
 To Senate, 529.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 405 — (Gackle)

House Bill No. 405. A Bill for an Act to amend and reenact subsection 1 of section 19-05-08 of the North Dakota Century Code, relating to the reduction of the tax imposed upon oleomargarine sold in this state.

Introduction, first reading, 238.
 Referred to Committee on Agriculture.
 Returned to House and re-referred to Committee on Finance and Taxation, 503.
 Reported back, amended, 687.
 Motion to dispense with reading of amendments, 707.
 Amendments adopted, 708.
 Engrossed, 743.
 Second reading, 757.
 Final passage, 758.
 To Senate, 806.
 Returned to House, 1357.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 406 — (Dahl, Thompson, Halcrow)

House Bill No. 406. A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to banks transferring funds to other state departments, loans and real estate loans.

Introduction, first reading, 238.
 Referred to Committee on Industry and Business.
 Returned to House, withdrawn, 503.

House Bill No. 407 — (Dahl, Thompson, Halcrow)

House Bill No. 407. A Bill for an Act to amend and reenact section 10-30-08 of the North Dakota Century Code, relating to non-stockholders members' development corporations.

Introduction, first reading, 238.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 431.
 Second reading, 462.
 Final passage, 462.
 To Senate, 516.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 408 — (Bunker, Froelich)

House Bill No. 408. A Bill for an Act to create and enact section 39-04-19.1 of the North Dakota Century Code to provide that resident servicemen who are stationed outside the state may license their motor vehicles for a flat fee of ten dollars.

Introduction, first reading, 239.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 607.

House Bill No. 409 — (Register, Emerson)

House Bill No. 409. A Bill for an Act to amend and reenact section 57-36-29 of the North Dakota Century Code, relating to the creation of a credit for cigarette and tobacco taxes paid on products represented by accounts which subsequently become worthless and uncollectable.

Introduction, first reading, 239.

Referred to Committee on Finance and Taxation.

Reported back, without recommendation, 402.

Second reading, 442.

Final passage, 442.

Lost, 442.

House Bill No. 410 — (Kelsch)

House Bill No. 410. A Bill for an Act to repeal chapter 19-16 of the North Dakota Century Code, relating to antifreeze and to reenact regulations and controls pertaining to antifreeze.

Introduction, first reading, 239.

Referred to Committee on General Affairs.

Reported back, amended, 659.

Motion prevailed to dispense with reading of amendments, 684.

Amendments adopted, 684.

Reconsidered, 713.

Withdrawn, 713.

House Bill No. 411 — (Kelsch, Strinden, Hilleboe)

House Bill No. 411. A Bill for an Act to amend and reenact section 34-05-01.2 of the North Dakota Century Code, relating to the manner of selection of the North Dakota Commissioner of Labor.

Introduction, first reading, 239.

Referred to Committee on Labor.

Reported back, indefinitely postponed, 453.

House Bill No. 412 — (Kelsch)

House Bill No. 412. A Bill for an Act to provide for a tax levy for police department stations.

Introduction, first reading, 239.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 360.

Second reading, 395, 592.

Lost, 395, 592.

Re-referred to Committee on Political Subdivisions, 433.

Reconsidered, 433.

Amended, 521.

Amendments adopted, 544.
 Engrossed, 586.
 To Senate, 652.
 Returned to House, 1289.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 413 — (Gackle)

House Bill No. 413. A Bill for an Act to amend and reenact section 6-08-16 of the North Dakota Century Code, relating to the issuing of a check without sufficient funds or credit.

Introduction, first reading, 239.
 Referred to Committee on Judiciary.
 Reported back, do pass, 712.
 Second reading, 758, 1412.
 Final passage, 758, 1413.
 To Senate, 806.
 Returned to House, 1320.
 Amended, 1320, 1323.
 House concurs, 1412.
 Rules suspended, properly Engrossed, placed on final passage, 1412.
 Engrossed, 1412.
 Clincher, 1413.
 Enrolled, 1584.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 414 — (Gackle)

House Bill No. 414. A Bill for an Act to provide for a tax upon income, exempting certain items from the personal property tax, providing for the allocation of revenue, duties of tax commissioner and county treasurer, and to repeal sections 18-03-09, 37-01-27, and 57-15-23 of the North Dakota Century Code, relating to the school per capita tax and exemptions thereto.

Introduction, first reading, 239.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 689.
 Motion to substitute minority report for majority report, failed, 689.

House Bill No. 415 — (Berg)

House Bill No. 415. A Bill for an Act to amend and reenact section 63-01-07 of the North Dakota Century Code, requiring all railroads within this state to destroy grass and weeds in the right-of-way.

Introduction, first reading, 239.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 607.

House Bill No. 416 — (McDonald, L. Larson, Bernabucci, Dawson, Lundene, Dahl, Boustead, DeKrey, Backes, Wilkie, Weber)

House Bill No. 416. A Bill for an Act to amend and reenact section 57-02-08 of the North Dakota Century Code by creating a new

subsection thereto, relating to the elimination of personal property taxes on personal property not required to be assessed by the state board of equalization.

Introduction, first reading, 240.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 660.
 Minority report substituted for that of the majority prevailed, 661.
 Indefinitely postponed, 660.

House Bill No. 417 — (Thompson, Kelsch)

House Bill No. 417. A Bill for an Act to create and enact section 20-04-14 and to amend and reenact subsection 9 of section 20-01-01 and section 20-04-10 of the North Dakota Century Code, removing certain hawks and owls from the list of harmful wild birds and allowing killing of harmless birds under certain circumstances.

Introduction, first reading, 240.
 Referred to Committee on Natural Resources.
 Reported back, amended, 657.
 Motion prevailed to dispense with reading of amendments, 684.
 Amendments adopted, 684.
 Engrossed, 708.
 Second reading, 730.
 Final passage, 730.
 Returned to House, indefinitely postponed, 1260.

House Bill No. 418 — (Jones, L. Larson, Gackle, Wells, Welder, K. Erickson, Lillehaugen, Thorsgard)

House Bill No. 418. A Bill for an Act to amend and reenact subsection 5 of section 4-18.1-03, sections 4-18.1-04, 4-18.1-07, 4-18.1-09, 4-18.1-10, 4-18.1-11, 4-18.1-17 and 4-18.1-19 to redefine distributor, to define qualifications of members of the milk control board, to redefine powers of the board, to clarify qualifications of applicants for licenses and to provide a safeguard from criminal prosecution, to change the composition of the milk advisory boards, and declaring an emergency.

Introduction, first reading, 240.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 748.

House Bill No. 419 — (Grant, Connolly)

House Bill No. 419. A Bill for an Act to amend and reenact section 54-36-01 of the North Dakota Century Code, relating to the addition of two members to the North Dakota Indian affairs commission.

Introduction, first reading, 240.
 Referred to State and Federal Government.
 Reported back, do pass, 360.
 Engrossed, 1284.
 Second reading, 396, 1284.
 Final passage, 396, 1284.
 To Senate, 439.
 Returned to House, 1218.
 Amended, 1218, 1235.
 House concurs, 1284.
 Rules suspended, placed on final passage, 1284.
 Engrossed, 1284.

Enrolled, 1584.
Signed by Speaker, 1586.
To Senate, 1588.
Returned to House, 1589.
Sent to Governor, 1591.

House Bill No. 420 — (Aamoth)

House Bill No. 420. A Bill for an Act to create and enact sections 59-07-01, 59-07-02, 59-07-03, 59-07-04, 59-07-05, 59-07-06, 59-07-08, 59-07-09, 59-07-10, 59-07-11, 59-07-12, 59-07-13, 59-07-14, and 59-07-15 of the North Dakota Century Code, relating to principal and income in the hands of trustees.

Introduction, first reading, 240.
Referred to Committee on Judiciary.
Returned to House, withdrawn, 545.

House Bill No. 421 — (Kelsch, Strinden)

House Bill No. 421. A Bill for an Act to amend and reenact section 54-21-02 of the 1967 Supplement to the North Dakota Century Code, relating to the board of administration, and section 54-21-03 of the North Dakota Century Code, relating to the appointive members of the board of administration, and to repeal section 54-21-04 of the North Dakota Century Code, relating to the salary, mileage and travel expense of members of the board of administration.

Introduction, first reading, 240.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 690.

House Bill No. 422 — (Emerson, Connolly, J. Peterson)

House Bill No. 422. A Bill for an Act to amend and reenact section 11-13-17 of the North Dakota Century Code, to provide that certain county records shall be destroyed by any suitable means as determined by the board of county commissioners.

Introduction, first reading, 240-241.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 360.
Second reading, 397.
Final passage, 397.
To Senate, 439.
Returned to House, 1236.
Enrolled, 1585.
Signed by Speaker, 1586.
To Senate, 1588.
Returned to House, 1589.
Sent to Governor, 1591.

House Bill No. 423 — (Hensrud, Froelich)

House Bill No. 423. A Bill for an Act to amend and reenact section 57-02-42 of the North Dakota Century Code, relating to the definition of personal property in transit for tax exemption purposes.

Introduction, first reading, 241.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 501.

House Bill No. 424 — (Aafedt, R. Peterson)

House Bill No. 424. A Bill for an Act to make public the criminal records of the courts of justice of the State of North Dakota, to require the prompt entry of criminal judgments, and providing a penalty.

Introduction, first reading, 241.
Referred to Committee on Judiciary.
Reported back, amended, 607.
Amendments adopted, 633.
Engrossed, 653.
Second reading, 672.
Final passage, 672.
To Senate, 741.
Returned to House, indefinitely postponed, 957.

House Bill No. 425 — (Hentges)

House Bill No. 425. A Bill for an Act to create and enact subsection 11 of section 12-21.1-03, subsection 29 of section 12-21.1-04 of the 1967 Supplement to the North Dakota Century Code, to amend and reenact section 5-02-05 of the 1967 Supplement to the North Dakota Century Code, relating to the sale of beer and alcoholic during certain hours on Sundays.

Introduction, first reading, 241.
Referred to Committee on Social Welfare.
Returned to House and re-referred to Committee on Industry and Business, 373.
Reported back, amended, 738.
Motion prevailed to dispense with reading of amendments, 768.
Amendments adopted, 768.
Engrossed, 777.
Second reading, 794.
Final passage, 795.
Clincher, 795.
To Senate, 814.
Returned to House, 1289.
Enrolled, 1585.
Signed by Speaker, 1586.
To Senate, 1588.
Returned to House, 1589.
Sent to Governor, 1591.

House Bill No. 426 — (Hentges)

House Bill No. 426. A Bill for an Act to amend and reenact subsection 2 of section 16-03-02 and section 16-04-04 of the North Dakota Century Code, relating to the signatures required on a petition for nomination of a candidate of a less than statewide district and candidates for county and legislative districts for placement of their names on the primary election ballot; and to repeal sections 16-16-28 and 16-17-10.1 of the North Dakota Century Code, relating to referring the election code to the people and to the organization of political parties on a district basis.

Introduction, first reading, 241.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 432.
Substitute motion to place bill on calendar, motion withdrawn, 432.
Motion to re-refer bill to Committee on Judiciary, failed, 432.

House Bill No. 427 — (Goodman, Reimers, Jones)

House Bill No. 427. A Bill for an Act to create and enact subsection 17 of section 61-16-11 of the North Dakota Century Code, relating to the powers and duties of the board of commissioners of water management districts.

Introduction, first reading, 241.
 Referred to Committee on Agriculture.
 Reported back, do pass, 745.
 Second reading, 788.
 Final passage, 789.
 Clincher, 789.
 To Senate, 814.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 428 — (K. Johnson)

House Bill No. 428. A Bill for an Act to amend and reenact section 61-27-02 of the North Dakota Century Code, relating to the numbering of motorboats.

Introduction, first reading, 241.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 728.

House Bill No. 429 — (Backes, J. Peterson)

House Bill No. 429. A Bill for an Act to amend and reenact Section 39-12-06 of the North Dakota Century Code, relating to limitations on extending of load beyond front and side of motor vehicle.

Introduction, first reading, 241.
 Referred to Committee on Transportation.
 Reported back, amended 751-752.
 Motion to dispense with reading of amendments prevailed, 777.
 Amendments adopted, 778.
 Engrossed, 796.
 Second reading, 800.
 Final passage, 800.
 Clincher, 801.
 To Senate, 815.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 430 — (Emerson, Peterson)

House Bill No. 430. A Bill for an Act relating to franchised retail or wholesale dealers, failure to pay sum specified or cancellation of contract and providing a penalty.

Introduction, first reading, 242.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 431.

House Bill No. 431 — (Streibel, Backes, W. Erickson, E. Johnson, Burke, Reimers, Davis)

House Bill No. 431. A Bill for an Act requiring consent before land is posted for hunting.

Introduction, first reading, 242.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 456.
 Second reading, 488, 1092.
 Final passage, 488, 1092.
 To Senate, 529.
 Returned to House, amended, 1008.
 House concurs, 1092.
 Rules suspended, bill deemed properly Re-engrossed and placed on final passage, 1092.
 Engrossed, 1161.
 Enrolled, 1161.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1361.

House Bill No. 432 — (O. Solberg, Connolly, Backes, Haugland, Kingsbury, Wagner, Aamoth, Halcrow, J. Peterson, Wilkie, Link, Opedahl, Olienyk, Bullis, Diehl, Strinden, Henning, Dick, Davis, Dornacker, Freeman and Linderman)

House Bill No. 432. A Bill for an Act making an appropriation for constructing facilities for a rehearsal hall, a music library, and general resource facilities at the International Peace Garden music and youth camp, and declaring an emergency.

Introduction, first reading, 242.
 Referred to Committee on Appropriations.
 Reported back, do pass, 550.
 Second reading, 593.
 Final passage, 593.
 Emergency clause carried, 593.
 To Senate, 652, 1485.
 Senate requests return, 1480.
 Returned to House, indefinitely postponed, 1007.
 Motion to reconsider by the Senate failed, 1524.

House Bill No. 433 — (Linderman)

House Bill No. 433. A Bill for an Act to improve and extend by reciprocal legislation the enforcement of duties of support among the several states by the enactment of the Revised Uniform Reciprocal Enforcement of Support Act (1968) and to repeal chapter 14-12 of the North Dakota Century Code.

Introduction, first reading, 242.
 Referred to Committee on Judiciary.
 Reported back, do pass, 562.
 Second reading, 594.
 Final passage, 595.
 To Senate, 652.
 Returned to House, 1052.
 Enrolled, 1160.
 Signed by Speaker, 1165.
 To Senate, 1216.
 Returned to House, 1261.

Sent to Governor, 1264.
Approved by Governor, 1361.

House Bill No. 434 — (J. Peterson, Haugland)

House Bill No. 434. A Bill for an Act to provide for the refund of such amount of motor excise tax paid by A. Holmes that may have been paid in error; providing an appropriation; and declaring an emergency.

Introduction, first reading, 242.
Referred to Committee on Transportation.
Reported back, do pass, 728.
Re-referred to Committee on Appropriations, 728.
Indefinitely postponed, 748.

House Bill No. 435 — (Bullis, Stoltenow)

House Bill No. 435. A Bill for an Act to amend and reenact section 39-12-01 of the North Dakota Century Code, providing that each incorporated city shall have one access road with the same weight and load limitations as the nearest state highway.

Introduction, first reading, 242.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 583.

House Bill No. 436 — (Dornacker)

House Bill No. 436. A Bill for an Act to amend and reenact section 30-20-05 of the North Dakota Century Code, relating to the rendering of an account by the executor or administrator of an estate and providing that the executor or administrator file evidence of income received by the estate.

Introduction, first reading, 242.
Referred to Committee on Judiciary.
Reported back, do pass, 433.
Second reading, 463.
Final passage, 463.
To Senate, 516.
Returned to House, indefinitely postponed, 993.

House Bill No. 437 — (Froelich)

House Bill No. 437. A Bill for an Act to amend and reenact subsection 3 of section 31-01-06 of the North Dakota Century Code, relating to confidential communications to physicians.

Introduction, first reading, 242.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 713.

House Bill No. 438 — (Froelich)

House Bill No. 438. A Bill for an Act relating to the liability of the head of a family for negligence of a member of the family.

Introduction, first reading, 243.
Referred to Committee on Transportation.
Reported back, amended, 433.
Amendments adopted, 453.
Engrossed, 479.
Laid over one legislative day, 488.

Second reading, 514-545.

Final passage, 514-515.

Motion prevailed to reconsider action by which bill passed, 545.

Lost, 545.

House Bill No. 439 — (Dornacker)

House Bill No. 439. A Bill for an Act to provide for the licensing of sellers, and owners of coin-operated vending machines and certain other coin-operated devices, providing a penalty, and providing an effective date.

Introduction, first reading, 243.

Referred to Committee on Industry and Business.

Reported back, indefinitely postponed, 584.

House Bill No. 440 — (Dahl)

House Bill No. 440. A Bill for an Act to amend and reenact section 57-23-08 of the North Dakota Century Code, relating to the approval by the state tax commissioner of application for abatement or refund of real or personal property taxes.

Introduction, first reading, 243.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 525.

Second reading, 569, 1152.

Final passage, 569, 1153.

To Senate, 630.

Returned to House, 1110.

Amended, 1110, 1112.

House concurs, 1152.

Engrossed, 1152.

Enrolled, 1237.

Signed by Speaker, 1315.

To Senate, 1325.

Returned to House, 1338.

Sent to Governor, 1427.

Approved by Governor, 1575.

House Bill No. 441 — (Dornacker)

House Bill No. 441. A Bill for an Act to amend and reenact section 39-06-16 of the North Dakota Century Code, relating to possession of a driver's license.

Introduction, first reading, 243.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 607.

House Bill No. 442 — (Dornacker)

House Bill No. 442. A Bill for an Act to amend and reenact section 30-20-04 of the North Dakota Century Code, relating to the compensation of an executor or administrator and providing that the court shall hold one-half of such compensation until the filing of the final decree and the discharge of the executor or administrator.

Introduction, first reading, 243.

Referred to Committee on Judiciary.

Reported back, indefinitely postponed, 433.

House Bill No. 443 — (Aamoth, Stone, Bullis)

House Bill No. 443. A Bill for an Act to amend and reenact section 57-02-42 of the North Dakota Century Code, relating to the exemption from taxation of personal property in transit.

Introduction, first reading, 243.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 501.
 Second reading, 534.
 Final passage, 534-535.
 To Senate, 601.
 Returned to House, indefinitely postponed, 1007.

House Bill No. 444 — (Aamoth)

House Bill No. 444. A Bill for an Act to amend and reenact sections 40-51.1-01 and 40-51.1-07 of the North Dakota Century Code, relating to the annexation and exclusion of territory by municipal corporations.

Introduction, first reading, 243.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 360, 444.
 Substitute motion to re-refer to Committee on Political Subdivisions, 360.

House Bill No. 445 — (Bunker)

House Bill No. 445. A Bill for an Act to amend and reenact section 6-03-60 of the North Dakota Century Code, relating to loans to and purchases from directors, officers, and employees, restrictions, conditions, penalty and civil liability.

Introduction, first reading, 243.
 Referred to Committee on Industry and Business.
 Reported back, amended, 453.
 Amendments adopted, 481.
 Engrossed, 497.
 Second reading, 515.
 Final passage, 515.
 To Senate, 577.
 Returned to House, 1007.
 Enrolled, 1104.
 Signed by Speaker, 1104.
 To Senate, 1126.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1361.

House Bill No. 446 — (Aamoth)

House Bill No. 446. A Bill for an Act to amend and reenact section 57-12-01.1 of the North Dakota Century Code, relating to spot checks of real and personal property, and providing a penalty for omission to list or for refusal to list property for assessment purposes.

Introduction, first reading, 243-244.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 525.
 Amendments adopted, 544.
 Engrossed, 586.
 Second reading, 593, 954.

Final passage, 594, 954.
 To Senate, 652.
 Returned to House, 936.
 Amended, 937.
 House concurs, 954.
 Re-engrossed, 954.
 Enrolled, 1029.
 Signed by Speaker, 1039.
 To Senate, 1041.
 Returned to House, 1063.
 Sent to Governor, 1080.
 Approved by Governor, 1138.

House Bill No. 447 — (Lundene, Sanstead, Eagles)

House Bill No. 447. A Bill for an Act to amend and reenact section 15-20-14 of the North Dakota Century Code, relating to administration of vocational rehabilitation.

Introduction, first reading, 244.
 Referred to Committee on Education.
 Reported back, amended, 383.
 Placed on Consent Calendar, 383.
 Amendments adopted, 384.
 Engrossed, 399.
 Second reading, 413.
 Off Consent Calendar, 414.
 Final passage, 414.
 To Senate, 476.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 448 — (Sanstead, Backes, Kingsbury)

House Bill No. 448. A Bill for an Act to amend and reenact sections 15-60-04, 15-60-05, and 15-60-07 of the North Dakota Century Code, to increase the limitation which may be expended under the state school construction fund for certain school districts to five hundred thousand dollars, to increase the rate of interest to four per cent and increase repayment time.

Introduction, first reading, 244.
 Referred to Committee on Education.
 Reported back, amended, 712.
 Re-referred to Committee on Appropriations, 743.
 Motion to dispense with reading of amendments, 744.
 Amendments adopted, 744.
 Second reading, 789.
 Final passage, 789.
 Clincher, 790.
 To Senate, 814.
 Returned to House, indefinitely postponed, 1261.

House Bill No. 449 — (Anderson, J. Peterson, Emerson, Backes)

House Bill No. 449. A Bill for an Act to amend and reenact subsection 2 of section 53-06-08 of the North Dakota Century Code, relating to the license fee for bowling alleys.

Introduction, first reading, 244.
 Referred to Committee on General Affairs.
 Reported back, indefinitely postponed, 612.

House Bill No. 450 — (Committee on Appropriations)

House Bill No. 450. A Bill for an Act to amend and reenact section 54-16-01 of the North Dakota Century Code, relating to the membership and defining a quorum of the emergency commission.

Introduction, first reading, 244.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 283.
 Second reading, 306.
 Final passage, 306-307.
 To Senate, 350.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 451 — (Sanstead, J. Peterson)

House Bill No. 451. A Bill for an Act to amend and reenact subsection 15 of section 50-06-06 of the North Dakota Century Code, relating to the powers and duties of the public welfare board.

Introduction, first reading, 244.
 Referred to Committee on Social Welfare.
 Reported back, amended, 613, 614.
 Amendments adopted, 639.
 Engrossed, 653.
 Second reading, 678.
 Final passage, 678.
 To Senate, 741.
 Returned to House, indefinitely postponed, 1301.

House Bill No. 452 — (Halcrow, Reimers, Jenkins, Davis, O. Solberg, Connolly, Kingsbury, Diehl)

House Bill No. 452. A Bill for an Act create and enact sections 19-02-02.1 and 23-05-07.1 of the North Dakota Century Code, and to amend and reenact sections 23-04-07, 23-09-02, subsection 9 of section 23-09-09, sections 23-09-10, 23-09-11, 23-09-14, 23-09-16, 23-09-17, 23-09-18, 23-09-19, 23-09-22, 23-10-02, 23-10-03, 23-10-04, 23-10-05, 23-10-06, 23-10-07, 23-10-08, 23-10-09, 23-10-10, 23-10-11, and 23-10-12 of the North Dakota Century Code, relating to licensing and regulations of restaurants, hotels, boarding-houses, lodging-houses, motor courts, and trailer courts, and the enforcement of laws relating thereto, and declaring a penalty.

Introduction, first reading, 244.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 561.
 Motion to substitute minority report for majority prevailed, 562.
 Reported back, do pass, 562.
 Second reading, 595.
 Lost, 595.

House Bill No. 453 — (Dornacker)

House Bill No. 453. A Bill for an Act to amend and reenact section 57-01-06 of the North Dakota Century Code, relating to the exclusion of certain sales from sales assessment ratio studies.

Introduction, first reading, 244-245.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 690.
 Second reading, 731, 1453.
 Final passage, 731, 1453.
 To Senate, 806.
 Returned to House, 1110.
 Amended, 1110, 1112.
 House does not concur, 1152.
 Conference Committee, House, 1362.
 Conference Committee, Senate, 1362.
 Conference Committee Report, House adopts, 1452.
 Clincher, 1453.
 Rules suspended, properly Engrossed, placed on final passage, 1453.
 Engrossed, 1453.
 Conference Committee Report, Senate adopts, 1504.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 454 — (Dornacker, Weber)

House Bill No. 454. A Bill for an Act to provide for joint county supervisors of assessments, and to amend and reenact section 11-10-02.2 of the North Dakota Century Code, relating to county supervisors of assessments.

Introduction, first reading, 245.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 686.
 Motion prevailed to dispense with reading of amendments, 707.
 Amendments adopted, 708.
 Engrossed, 743.
 Second reading, 759.
 Final passage, 759.
 To Senate, 806.
 Returned to House, indefinitely postponed, 1580.

House Bill No. 455 — (Strinden, Hensrud)

House Bill No. 455. A Bill for an Act to amend and reenact section 11-33-05 of the North Dakota Century Code, relating to the compensation of county planning commission members; and to repeal section 11-33-15 of the North Dakota Century Code, relating to the listing of nonconforming uses and occupancies.

Introduction, first reading, 245.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 377.
 Second reading, 417.
 Final passage, 417.
 To Senate, 476.
 Returned to House, 1289.
 Enrolled, 1585.
 Signed by Speaker, 1586.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 456 — (Atkinson)

House Bill No. 456. A Bill for an Act to amend and reenact subdivision g of subsection 1 of section 43-23-11 of the North Dakota

Century Code, relating to revocation or suspension of realtor's license for violation of code of ethics adopted by the state real estate commission.

Introduction, first reading, 245.
Referred to Committee on General Affairs.
Reported back, do pass, 609.
Second reading, 635.
Final passage, 635.
To Senate, 703.
Returned to House, indefinitely postponed, 1007.

House Bill No. 457 — (Burke, Metzger)

House Bill No. 457. A Bill for an Act to amend and reenact section 61-04-05 of the 1967 Supplement of the North Dakota Century Code, relating to notices to be given by applicant and seeking water permits or appropriation of water rights.

Introduction, first reading, 245.
Referred to Committee on Agriculture.
Reported back, do pass, 745.
Second reading, 790, 1425.
Final passage, 790, 1426.
Clincher, 790, 1426.
To Senate, 814.
Returned to House, 1355.
Amended, 1355, 1356-1357.
House concurs, 1425.
Rules suspended, properly Engrossed, placed on final passage, 1425.
Engrossed, 1425.
Enrolled, 1592.
Signed by Speaker, 1593.
To Senate, 1594.
Returned to House, 1595.
Sent to Governor, 1605.

House Bill No. 458 — (Jenkins, Bunker, Hilleboe)

House Bill No. 458. A Bill for an Act to authorize the state board of higher education to construct additions to the fine arts complex on the campus of North Dakota state university with private or federal funds, or both, and appropriating such funds.

Introduction, first reading, 245.
Referred to Committee on Education.
Reported back, do pass, 550.
Re-referred to Committee on Appropriations, 550.
Amended, 662.
Motion prevailed to dispense with reading of amendments, 684.
Amendments adopted, 684.
Engrossed, 708.
Second reading, 731.
Final passage, 731.
To Senate, 806.
Returned to House, 1289.
Enrolled, 1585.
Signed by Speaker, 1586.
To Senate, 1588.
Returned to House, 1589.
Sent to Governor, 1591.

House Bill No. 459 — (Aas)

House Bill No. 459. A Bill for an Act to amend and reenact section 47-18-04 by creating and enacting a new subsection thereto, to amend and reenact section 57-38-48, subsection 1 of section 57-39.2-13 and subsection 1 of section 57-40.2-16 of the North Dakota Century Code, relating to the attachment of sales, use and income tax liens against a homestead interest.

Introduction, first reading, 245.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 525.
 Second reading, 569.
 Final passage, 570.
 To Senate, 630.
 Returned to House, indefinitely postponed, 902.

House Bill No. 460 — (Stoltenow, Bullis, K. Johnson, Rivinius)

House Bill No. 460. A Bill for an Act to amend and reenact section 46-02-19 of the North Dakota Century Code, relating to the placing of names on public documents by public officials.

Introduction, first reading, 245.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 283.
 Second reading, 307, 1570.
 Final passage, 307, 1573.
 To Senate, 350.
 Returned to House, 1320.
 Amended, 1320, 1323.
 House does not concur, 1423.
 Conference Committee, House, 1423.
 Conference Committee, Senate, 1471.
 Conference Committee Report, Senate adopts, 1504.
 Conference Committee Report, House adopts, 1573.
 Rules suspended, properly Engrossed, placed on final passage, 1573.
 Engrossed, 1573.
 Clincher, 1574.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 461 — (Hoffner, Wells)

House Bill No. 461. A Bill for an Act to create and enact chapter 58-02.1 of the North Dakota Century Code, relating to a township consolidation committee, township consolidation and township office consolidation.

Introduction, first reading, 245.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 521.

House Bill No. 462 — (Ganser, K. Erickson, Linderman, Jones, L. Larson)

House Bill No. 462. A Bill for an Act to amend and reenact sections 35-09-01, 35-09-02, 35-09-03, 35-09-04, and 35-21-01 of the North Dakota Century Code, to provide for a lien upon crops for fertilizer used.

Introduction, first reading, 246.
Referred to Committee on Agriculture.
Reported back, indefinitely postponed, 713.
Substitute motion to place on Calendar prevailed, 713.
Second reading, 759.
Lost, 759.
Clincher, 760.

House Bill No. 463 — (R. Peterson, Weber, Metzger, Aafedt, Belter)

House Bill No. 463. A Bill for an Act to provide for a change of renewal and effective dates for motor vehicle registration; to create and enact section 39-04-14.1 of the North Dakota Century Code; and to amend and reenact sections 39-04-14 and 39-04-15 of the North Dakota Century Code, relating to the date for renewal and effective dates of motor vehicle registration.

Introduction, first reading, 246.
Referred to Committee on Transportation.
Reported back, amended, 658, 659.
Motion to dispense with reading of amendments, 684.
Amendments adopted, 684.
Engrossed, 708.
Second reading, 732.
Final passage, 732.
To Senate, 806.
Returned to House, 1236.
Enrolled, 1585.
Signed by Speaker, 1586.
To Senate, 1588.
Returned to House, 1589.
Sent to Governor, 1591.

House Bill No. 464 — (Halcrow, Strinden, Hoghaug)

House Bill No. 464. A Bill for an Act to create and enact section 57-38-30.1 of the North Dakota Century Code, relating to a tax credit for new corporations.

Introduction, first reading, 246.
Referred to Committee on Industry and Business.
Reported back, amended, 607.
Amendments adopted, 633.
Engrossed, 653.
Second reading, 673.
Final passage, 673.
To Senate, 741.
Returned to House, 1289.
Enrolled, 1585.
Signed by Speaker, 1587.
To Senate, 1588.
Returned to House, 1589.
Sent to Governor, 1591.

House Bill No. 465 — (Atkinson, Burke, Lang)

House Bill No. 465. A Bill for an Act to amend and reenact section 54-40-08 of the 1967 Supplement to the North Dakota Century Code, relating to joint exercise of governmental powers.

Introduction, first reading, 246.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 377.
Second reading, 418.

Final passage, 418.
 To Senate, 476.
 Returned to House, 1471.
 Enrolled, 1593.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 466 — (Link, Haugland)

House Bill No. 466. A Bill for an Act to create the North Dakota fair freight agency and to provide for the appointment, qualifications, powers, and duties of the director of such agency; to amend and reenact section 4-28-08 of the North Dakota Century Code, relating to the wheat commission fund; and providing an appropriation.

Introduction, first reading, 246.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 748.

House Bill No. 467 — (Link, Davis, Connolly)

House Bill No. 467. A Bill for an Act to provide for a tax levy, upon approval of the electorate, for the destruction of weeds, plants, and grass along county or township roads in a county or county commissioner district.

Introduction, first reading, 246.
 Referred to Committee on Agriculture.
 Reported back, do pass, 712.
 Second reading, 760, 796.
 Lost, 760, 761, 796.
 Reconsidered, 784.
 Motion to place on Calendar, 784.
 Clincher, 796.
 To Senate, 814.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1587.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 468 — (Link, J. Peterson, Opedahl)

House Bill No. 468. A Bill for an Act to provide that county commissioners shall have the power to enter into agreements with private landowners for the purpose of making improvements on private roads, and to provide that the costs of such improvements shall constitute a lien upon the real estate of the landowner.

Introduction, first reading, 246.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 377.
 Second reading, 418.
 Final passage, 418, 419.
 To Senate, 476.
 Returned to House, 1357.
 Enrolled, 1585.
 Signed by Speaker, 1587.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1590.

House Bill No. 469 — (Link, Goodman, Connolly, W. Erickson, Opedahl)

House Bill No. 469. A Bill for an Act to amend and reenact subsection 1 of section 39-12-04 of the North Dakota Century Code, relating to marking of overwidth vehicles for visibility while they are operated on the highway.

Introduction, first reading, 246-247.
 Referred to Committee on Transportation.
 Reported back, do pass, 608.
 Second reading, 636, 1421.
 Final passage, 636, 1421.
 To Senate, 703.
 Returned to House, 1218.
 Amended, 1218, 1235, 1236.
 House does not concur, 1413.
 Rules suspended, properly Engrossed, placed on final passage, 1421.
 House concurs, 1421.
 Engrossed, 1421.
 Enrolled, 1584.
 Signed by Speaker, 1587.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 470 — (Link, Dornacker)

House Bill No. 470. A Bill for an Act to limit the use of the results of any sales assessment ratio study in determining the market value of farm and ranch lands to a twenty-five percentage factor and to provide that a seventy-five percentage factor shall be determined on such considerations as the results of soil survey studies and considerations of productivity and earning capacity.

Introduction, first reading, 247.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 690.

House Bill No. 471 — (Link)

House Bill No. 471. A Bill for an Act to create and enact section 12-47-36 of the North Dakota Century Code, relating to the payments of the cost of care and custody of inmates of the penitentiary.

Introduction, first reading, 247.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 659.

House Bill No. 472 — (Link, Opedahl)

House Bill No. 472. A Bill for an Act to require the installation on all public scales used for weighing grain and on all scales used by grain buyers of a device which will automatically print the weight upon a scale ticket, and providing a penalty.

Introduction, first reading, 247.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 748.

House Bill No. 473 — (Berg)

House Bill No. 473. A Bill for an Act to amend and reenact section 50-01-05 of the North Dakota Century Code, relating to

the publication of reports of welfare given by the county welfare board.

Introduction, first reading, 247.
 Referred to Committee on Social Welfare.
 Reported back, indefinitely postponed, 687.

House Bill No. 474 — (Backes, Miedema, Powers, Glaspey, Sanstead, Goodman, Matheny, Moquist, Weber, Davis, Thompson, Kuehn, Rundle, Dawson, I. Solberg, Wells, Giffey, Lundene, Schaffer, Dornacker, Ganser, K. Johnson, J. Peterson, Haugland, Freeman, Bier, Seibel, E. Johnson, Henning, Welder, Gackle, Connolly, Linderman, Diehl, Simonson, Jenkins, Bunker, Hoffner, W. Erickson, Opedahl, Wilkie, Anderson, Bullis, Swedlund, O. Solberg, K. Erickson, Grant, Link, Leibhan, Jones, Rivinius)

House Bill No. 474. A Bill for an Act to provide that all institutions of higher education shall adopt the quarter system educational term.

Introduction, first reading, 247.
 Referred to Committee on Education.
 Reported back, do pass, 710, 746.
 Re-referred to Committee on Appropriations, 710.
 Second reading, 791, 1477.
 Final passage, 793, 1478.
 Clincher, 793, 1478.
 To Senate, 814.
 Returned to House, 1429.
 Amended, 1429.
 House concurs, 1477.
 Rules suspended, properly Engrossed, placed on final passage, 1477.
 Engrossed, 1477.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 475 — (Tweten, Emerson)

House Bill No. 475. A Bill for an Act to establish an extended care facility for alcoholism and related problems under the administration and control of the North Dakota commission on alcoholism.

Introduction, first reading, 247.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 490.
 Indefinitely postponed, 583.
 Re-referred to Committee on Appropriations, 490.

House Bill No. 476 — (Backes)

House Bill No. 476. A Bill for an Act to amend and reenact section 54-27-19 of the North Dakota Century Code, relating to a highway tax distribution fund.

Introduction first reading, 247.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 360,

House Bill No. 477 — (Dornacker)

House Bill No. 477. A Bill for an Act to amend and reenact subsection 4 of section 57-01-05 of the North Dakota Century Code, to

remove the reference to sales ratio studies; and to repeal sections 57-01-06, 57-01-07, and 57-01-08 of the North Dakota Century Code, relating to sales assessment ratio studies.

Introduction, first reading, 248.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 690.

House Bill No. 478 — (Dornacker)

House Bill No. 478. A Bill for an Act to amend and reenact section 51-10-14 of the North Dakota Century Code, relating to an annual license for retailers and providing that the state trade commission may exempt certain specified retailers from the licensing provision.

Introduction, first reading, 248.

Referred to Committee on Industry and Business.

Returned to House, withdrawn, 527.

House Bill No. 479 — (Eagles)

House Bill No. 479. A Bill for an Act to amend and reenact subsection 3 of section 15-29-08 of the North Dakota Century Code, relating to the residence of students placed in foster homes or homes maintained by nonprofit corporations.

Introduction, first reading, 248.

Referred to Committee on Education.

Returned to House and re-referred to Committee on Social Welfare, 269.

Returned to House and re-referred to Committee on Education, 490.

Returned to House, withdrawn, 707.

House Bill No. 480 — (Giffey)

House Bill No. 480. A Bill for an Act to amend and reenact section 4-28-07 of the North Dakota Century Code, relating to the state wheat tax levy and to provide that the tax shall be levied and assessed at the time of the final settlement in the case of a lien, pledge, or mortgage, and creating subsection 7 to section 4-28-02 defining final settlement.

Introduction, first reading, 248.

Referred to Committee on Agriculture.

Reported back, do pass, 713.

Second reading, 768, 1428.

Final passage, 769, 1428.

Clincher, 769, 1429.

To Senate, 806.

Returned to House, 1394.

Amended, 1394, 1398.

House concurs, 1428.

Rules suspended, properly Engrossed, placed on final passage, 1428.

Engrossed, 1428.

Enrolled, 1592.

Signed by Speaker, 1593.

To Senate, 1594.

Returned to House, 1595.

Sent to Governor, 1605.

House Bill No. 481 — (Giffey, Matheny)

House Bill No. 481. A Bill for an Act to amend and reenact section 40-05-15 of the North Dakota Century Code, relating to unclaimed motor vehicles.

Introduction, first reading, 248.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 377.
 Second reading, 419.
 Final passage, 419.
 To Senate, 476.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1587.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 482 — (Giffey, Matheny)

House Bill No. 482. A Bill for an Act to amend and reenact section 11-15-02 of the North Dakota Century Code, relating to compensation for special deputies.

Introduction, first reading, 248.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 402.
 Amendments adopted, 434.
 Engrossed, 451.
 Second reading, 469.
 Final passage, 469.
 To Senate, 516.
 Returned to House, 1236.
 Enrolled, 1585.
 Signed by Speaker, 1587.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 483 — (J. Peterson, Register, Froelich, R. Peterson, Reimers)

House Bill No. 483. A Bill for an Act to protect public schools from the impact of nonpublic school closure, permitting public school boards to provide partial reimbursement of nonpublic educational costs by impact educational grants to the parents of children enrolled in nonpublic schools of this state, and providing a tax levy after majority voter approval.

Introduction, first reading, 248.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 713.

House Bill No. 484 — (Giffey, Boustead, Olienyk)

House Bill No. 484. A Bill for an Act authorizing the renovation of the existing Bank of North Dakota building and the purchase of adjacent land and structures for parking lot purposes.

Introduction, first reading, 248.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 690.
 Motion prevailed to dispense with reading of amendments, 707.

Amendments adopted, 708.
 Re-referred to Committee on Appropriations, 743.
 Engrossed, 743.
 Indefinitely postponed, 752.

House Bill No. 485 — (Kelsch)

House Bill No. 485. A Bill for an Act establishing the procedures, methods of election and numbers of delegates, and conduct of the meetings of a constitutional convention, and to provide that the results of the convention may be submitted to the people.

Introduction, first reading, 249.
 Referred to Committee on Judiciary.
 Reported back, amended, 752-753, 1453-1455.
 Motion to dispense with reading of amendments prevailed, 777.
 Amendments adopted, 778.
 Second reading, 801, 1455.
 Final passage, 801-802, 1455.
 Clincher, 802, 1456.
 Engrossed, 815.
 To Senate, 815.
 Returned to House, 1253.
 Amended, 1253.
 House concurs, 1255.
 Conference Committee, House, 1255.
 Conference Committee, Senate, 1269.
 Conference Committee Report, Senate adopts, 1361.
 Conference Committee Report, House adopts, 1453.
 Enrolled, 1592.
 Signed by Speaker, 1593.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 486 — (Giffey, Boustead, Olienyk)

House Bill No. 486. A Bill for an Act authorizing the construction of legislative facilities through use of the assets of the capitol building fund, providing for the appropriation of such fund, and declaring an emergency.

Introduction, first reading, 249.
 Referred to Committee on State and Federal Government.
 Re-referred to Committee on Appropriations, 525.
 Indefinitely postponed, 687.

House Bill No. 487 — (Gackle, Dick, Mueller)

House Bill No. 487. A Bill for an Act directing the state board of higher education to sell and transfer certain land and improvements thereon owned by the state of North Dakota, to deposit the proceeds of such sale in the general fund, and to make an appropriation for the purchase of land and the construction of buildings and facilities for the Edgeley experiment station.

Introduction, first reading, 249.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 608, 632.
 Substitute motion to re-refer to Committee on Agriculture, failed, 608.
 Committee Report laid over one legislative day, 608.
 Reconsideration failed, 653.

House Bill No. 488 — (Jones, Olienyk, Froelich, Streibel, E. Johnson, Reimers, L. Larson, Jenkins, Goodman.)

House Bill No. 488. A Bill for an Act to create an agricultural research foundation for the purpose of encouraging private investment in agricultural research and allocating revenue received therefrom and providing for a tax upon economic poison and a tax upon fertilizers for use for agricultural research; and providing an appropriation.

Introduction, first reading, 249.
 Referred to Committee on Agriculture.
 Reported back, amended, 708-709, 766-767.
 Amendments adopted, 709, 778.
 Re-referred to Committee on Appropriations, 710.
 Statement of Purpose of Amendment, 767.
 Motion to dispense with reading of amendments prevailed, 777.
 Second reading, 802.
 Final passage, 802.
 Clincher, 802.
 To Senate, 815.
 Re-engrossed, 815.
 Returned to House, indefinitely postponed, 1357.

House Bill No. 489 — (Backes)

House Bill No. 489. A Bill for an Act to amend and reenact subsections 8 and 9 of section 57-40.3-01; amend section 57-40.3-04 by creating and enacting thereto a new subsection and amend and reenact sections 57-40.3-05, 57-40.3-06 and 57-40.3-07 of the North Dakota Century Code, relating to motor vehicle excise tax.

Introduction, first reading, 249.
 Referred to Committee on General Affairs.
 Reported back, do pass, 609.
 Second reading, 636.
 Final passage, 636.
 To Senate, 703.
 Engrossed, 777.
 Returned to House, 1007.
 Enrolled, 1104.
 Signed by Speaker, 1104.
 To Senate, 1126.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1259.

House Bill No. 490 — (Backes)

House Bill No. 490. A Bill for an Act to amend and reenact sections 57-38-35, 57-38-39 and 57-38-45 of the North Dakota Century Code, relating to income tax, interest and penalties and to repeal section 57-38-43 of the North Dakota Century Code.

Introduction, first reading, 249.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 525.
 Motion prevailed to move bill to Foot of Calendar, 570.
 Second reading, 576.
 Final passage, 576.
 To Senate, 630.
 Returned to House, 1007.
 Enrolled, 1104.
 Signed by Speaker, 1104.

To Senate, 1126.
 Returned to House, 1127.
 Sent to Governor, 1128.
 Approved by Governor, 1257.

House Bill No. 491 — (Thompson)

House Bill No. 491. A Bill for an Act to create and establish the Department of Community Affairs, appointment of a director, and the establishment of powers and duties thereof.

Introduction, first reading, 249.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 361.

House Bill No. 492 — (Eagles, Aamoth)

House Bill No. 492. A Bill for an Act to amend and reenact Sections 16-17-10 and 16-17-11 of the North Dakota Century Code, relating to the meeting and organization of the district committees of political parties and membership on the state committee of political parties.

Introduction, first reading, 250.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 562.

House Bill No. 493 — (Haugland)

House Bill No. 493. A Bill for an Act to provide for the establishment of the North Dakota Advisory Council on Libraries to the State Library Commission which is the Board of Administration.

Introduction, first reading, 250.
 Referred to Committee on Political Subdivisions.
 Returned to House and re-referred to Committee on State and Federal Government, 269.
 Reported back, amended, 361.
 Amendments adopted, 384.
 Engrossed, 399.
 Second reading, 424.
 Final passage, 425.
 To Senate, 476.
 Returned to House, indefinitely postponed, 1301.

House Bill No. 494 — (Strinden, Boustead)

House Bill No. 494. A Bill for an Act to create and enact subsection 6 of section 40-08-03 of the North Dakota Century Code, providing a ten alderman and mayor organization under the council form of government; amending and reenacting 40-08-04 and the heading only of 40-08-06 of the North Dakota Century Code.

Introduction, first reading, 250.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 377.
 Second reading, 419.
 Final passage, 420.
 To Senate, 476.
 Returned to House, 1289.
 Enrolled, 1585.
 Signed by Speaker, 1587.
 To Senate, 1588.
 Returned to House, 1589.
 Sent to Governor, 1591.

House Bill No. 495 — (Dahl, Hoffner, Kelsch, Kuehn, Linderman)

House Bill No. 495. A Bill for an Act to amend and reenact sections 24-09-08 and 24-09-08.1 of the North Dakota Century Code, relating to safeguards at railroad crossings.

Introduction, first reading, 250.
 Referred to Committee on Transportation.
 Reported back, do pass, 608.
 Second reading, 637.
 Final passage, 637.
 To Senate, 703.
 Returned to House, 1052.
 Enrolled, 1161.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.

House Bill No. 496 — (Kelsch, J. Peterson, Sanstead)

House Bill No. 496. A Bill for an Act providing for annexation of unincorporated areas by municipal corporation; validating certain annexation ordinances; repealing chapter 40-51 and chapter 40-51.1 of the North Dakota Century Code; and declaring an emergency.

Introduction, 250.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 687.
 Reconsidered, 1007.
 Re-referred to Committee on Political Subdivisions, 1007.
 Reported back, amended, 1186-1191.
 Motion to dispense with reading of amendments prevailed, 1237.
 Amendments adopted, 1237.
 Placed at Head of Calendar, 1256.
 Second reading, 1256.
 Final passage, 1256.
 Engrossed, 1256.
 Emergency clause carried, 1257.
 To Senate, 1257.
 Returned to House, 1471.
 Enrolled, 1593.
 Signed by Speaker, 1594.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 497 — (Dornacker, Link, Diehl)

House Bill No. 497. A Bill for an Act to amend and reenact section 57-01-07 of the North Dakota Century Code, relating to the review of sales ratio studies by the state tax commissioner.

Introduction, first reading, 250.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 651.
 Second reading, 678, 699.
 Lost, 679.
 Reconsidered, 683.
 Placed at Head of Calendar, 699.
 Final passage, passed 699.
 To Senate, 772.
 Returned to House, 1007.

Enrolled, 1104.
Signed by Speaker, 1104.
To Senate, 1126.
Returned to House, 1127.
Sent to Governor, 1128.
Approved by Governor, 1361.

House Bill No. 498 — (Dahl, Hoffner, Kelsch, Kuehn, Linderman)

House Bill No. 498. A Bill for an Act to create and enact section 39-10-66 of the North Dakota Century Code, relating to the uniform motor vehicle code concerning the movement of heavy equipment at railroad grade crossings.

Introduction, first reading, 250.
Referred to Committee on Transportation.
Reported back, amended, 608.
Amendments adopted, 633.
Engrossed, 653.
Second reading, 673.
Final passage, 674.
To Senate, 741.
Returned to House, 1052.
Enrolled, 1161.
Signed by Speaker, 1164.
To Senate, 1261.
Returned to House, 1286.
Sent to Governor, 1294.

House Bill No. 499 — (Matheny, Giffey)

House Bill No. 499. A Bill for an Act to amend and reenact subsection 3 of section 15-29-08 and sections 15-40-14 and 15-40-24 of the North Dakota Century Code, relating to the residence of students placed in foster homes or homes maintained by nonprofit corporations, contractual agreements between school districts and federal agencies, and the payment of state school foundation funds.

Introduction, first reading, 250.
Referred to Committee on Education.
Reported back, amended, 738-739.
Motion prevailed to dispense with reading of amendments, 768.
Amendments adopted, 768.
Engrossed, 777.
Second reading, 795.
Final passage, 795.
Clincher, 796.
To Senate, 814.
Returned to House, indefinitely postponed, 1521.

House Bill No. 500 — (Hensrud, White, Goodman, Boustead)

House Bill No. 500. A Bill for an Act to provide for registration of soil and water conservation vehicles, and levying additional highway users' taxes and related revenue to be used by the state, the counties and the cities to alleviate severe transportation problems in urban and rural areas and to assure that the state of North Dakota does not lose by default its share of federal highway users' revenue apportioned to it under existing and future acts of Congress, by amending and reenacting sections 57-52-04, 57-54-08, and 57-54-10 of the North Dakota Century Code, relating to special fuels tax and motor vehicle fuels tax.

Introduction, first reading, 251.
 Reported back, amended, 762-764, 817, 1553.
 Motion to substitute minority report for majority report failed,
 765.
 Motion to dispense with reading of amendments prevailed, 777.
 Amendments adopted, 778, 817.
 Engrossed, 796.
 Second reading, 803, 817, 1553.
 Lost, 803, 820.
 Reconsidered, 815.
 Re-referred to Committee on Transportation, 815.
 Re-engrossed, 817, 1553.
 Question of final passage, divided, 817.
 Section 1, 818.
 Section 2, 818.
 Section 3, 819.
 Clincher, 820, 1554.
 To Senate, 820.
 Returned to House, amended, 1466.
 House does not concur, 1467.
 Conference Committee, House, 1467.
 Conference Committee, Senate, 1480.
 Conference Committee Report placed at Foot of Calendar, 1540.
 Conference Committee Report, House adopts, 1552.
 Rules suspended, properly Re-engrossed, placed on final passage,
 1553.
 Conference Committee Report, Senate adopts, 1561.
 Enrolled, 1592.
 Signed by Speaker, 1594.
 To Senate, 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 501 — (J. Peterson, Halcrow)

House Bill No. 501. A Bill for an Act to amend and reenact Section 19-10-19 of the North Dakota Century Code, relating to oil inspection fees.

Introduction, first reading, 251.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 525.

House Bill No. 502 — (Tweten, Stone, Emerson)

House Bill No. 502. A Bill for an Act to amend and reenact subsection 2 of section 15-39-27 and subsection 4 of section 15-39-28 of the North Dakota Century Code, relating to the eligibility of disabled teachers to participate in the teachers' insurance and retirement fund.

Introduction, first reading, 251.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 748.

House Bill No. 503 — (Lundene, Sanstead, Eagles)

House Bill No. 503. A Bill for an Act to amend and reenact section 15-20-13 of the North Dakota Century Code, relating to executive officer of the state board.

Introduction, first reading, 251.
 Referred to Committee on Education.
 Placed on Consent Calendar 383.

Off Consent Calendar, 414.
 Second reading, 414.
 Final passage, 414.
 To Senate, 476.
 Returned to House, 1109.
 Enrolled, 1161.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1361.

House Bill No. 504 — (Lundene, Sanstead, Eagles)

House Bill No. 504. A Bill for an Act to amend and reenact subsection 4 of section 15-20-12 of the North Dakota Century Code, relating to the executive officer of the state board.

Introduction, first reading, 251.
 Referred to Committee on Education.
 Placed on Consent Calendar, 383.
 Off Consent Calendar, 414.
 Second reading, 414.
 Final passage, 414.
 To Senate, 476.
 Returned to House, 1109.
 Enrolled, 1161.
 Signed by Speaker, 1164.
 To Senate, 1261.
 Returned to House, 1286.
 Sent to Governor, 1294.
 Approved by Governor, 1361.

House Bill No. 505 — (Committee on Delayed Bills: Reimers, Streibel, Link, Giffey, Strinden)

House Bill No. 505. A Bill for an Act to create and enact section 5-03-07.1 of the North Dakota Century Code, providing for a special tax upon alcoholic beverages, the proceeds of which shall be used for the treatment and rehabilitation of alcoholics.

Introduction, first reading, 361.
 Referred to Committee on Social Welfare.
 Motion to return bill to House and re-refer to Committee on Finance and Taxation, 629.
 Reported back, indefinitely postponed 753.

House Bill No. 506 — (Committee on Delayed Bills: Streibel, Strinden, Link, Giffey, Reimers)

House Bill No. 506. A Bill for an Act providing an appropriation for the payment of printing expenses of the legislative assembly, and declaring an emergency.

Introduction, first reading, 403.
 Referred to Committee on Appropriations.
 Reported back do pass, 482.
 Second reading, 515.
 Final passage, 516.
 Emergency clause carried, 516.
 To Senate, 577.
 Returned to House, 610.
 Enrolled, 681.
 Signed by Speaker, 683.

To Senate, 704.
 Returned to House, 714.
 Sent to Governor, 740.
 Approved by Governor, 772.

House Bill No. 507 — (Committee on Delayed Bills: Streibel, Link, Strinden, Giffey, Reimers)

House Bill No. 507. A Bill for an Act to authorize the state board of higher education to construct a sugar beet research and service center either on or off the campus of North Dakota state university, and providing an appropriation.

Introduction, first reading, 435.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 691, 747, 1457.
 Motion to dispense with reading of amendments prevailed, 707, 777.
 Amendments adopted, 708, 778.
 Re-referred to Committee on Appropriations, 708.
 Engrossed, 740.
 Second reading, 804, 1457.
 Final passage, 804, 1457.
 Clincher, 804, 1458.
 Re-engrossed, 815, 1457.
 To Senate, 815.
 Returned to House, 1163.
 Amended, 1164.
 House concurs, 1205.
 Motion to reconsider by which the House concurred with Senate amendments, 1205.
 House does not concur, 1205.
 Conference Committee, House, 1212.
 Conference Committee, Senate, 1261.
 Conference Committee Reports, Senate adopts, 1398.
 Conference Committee Report, House adopts, 1457.
 Rules suspended properly Re-engrossed placed on final passage, 1457.
 Enrolled, 1592.
 Signed by Speaker, 1594.
 To Senate 1594.
 Returned to House, 1595.
 Sent to Governor, 1605.

House Bill No. 508 — (Committee on Delayed Bills: Streibel, Strinden, Link, Giffey, Reimers)

House Bill No. 508. A Bill for an Act providing an appropriation for the provision of a representatives of North Dakota state government in Washington, D. C., for the purpose of the promotion of the interests of the state in the field of economic development and providing governmental liaison, and declaring an emergency.

Introduction, first reading, 458.
 Referred to Committee on Industry and Business.
 Reported back, amended, 584-585.
 Re-referred to Committee on Appropriations, 585, 613.
 Motion to return bill from Committee on Appropriations prevailed, 627.
 Placed at Head of Calendar, 627.
 Second reading, 627.
 Final passage, 627.
 Emergency clause carried, 628.
 To Senate, 681.
 Returned to House, 1378.

Amended, 1378, 1388-1389.
 Substitute motion, laid on table prevailed, 1424.

House Bill No. 509 — (Committee on Delayed Bills: Streibel, Link, Giffey, Reimers, Strinden)

House Bill No. 509. A Bill for an Act to amend and reenact sections 57-52-02, 57-52-04, 57-54-08, 57-54-09, 57-54-10, 57-54-13, 57-54-16 and 57-54-22 of the North Dakota Century Code, relating to the imposition of special fuels tax and motor vehicle fuels tax as taxes on dealers rather than on users or consumers.

Introduction, first reading, 459.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 753.
 Second reading, 793.
 Final passage, 794.
 Clincher, 794.
 To Senate, 814.
 Returned to House, 1379.
 Amended, 1379, 1389.
 House does not concur, 1425.
 Conference Committee, House, 1466.
 Conference Committee, Senate, 1461.
 Conference Committee Reports placed at Foot of Calendar, 1540.
 Conference Committee Report, Senate adopts, 1561.
 Conference Committee Report, Senate failed to pass, 1561.

House Bill No. 510 — (Committee on Delayed Bills: Streibel, Reimers, Strinden, Link, Giffey)

House Bill No. 510. A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01 of the North Dakota Century Code, relating to the definition of "gross receipts" and providing that certain items sold by schools and institutions of higher education shall be taxable; and to repeal subsection 5 of section 57-39.2-04, relating to the exemption from the sales tax of the sale of textbooks.

Introduction, first reading, 859.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 1133.
 Second reading, 1170.
 Final passage, 1170.
 Motion to reconsider be laid on the table prevailed, 1171.
 To Senate, 1294.
 Returned to House, indefinitely postponed, 1357.

House Bill No. 511 — (Committee on Delayed Bills: Streibel, Strinden, Giffey, Link, Reimers)

House Bill No. 511. A Bill for an Act to amend and reenact section 5-01-04 of the North Dakota Century Code, relating to the manufacture of alcoholic beverages.

Introduction, first reading, 925.
 Referred to Committee on Industry and Business.
 Reported back do pass, 1031.
 Second reading, 1052.
 Final passage, 1053.
 Clincher, 1053.
 To Senate, 1119.
 Returned to House, 1289.
 Enrolled, 1585.
 Signed by Speaker, 1587.

To Senate, 1588.

Returned to House, 1589.

Sent to Governor, 1591.

House Bill No. 512 — (Committee on Delayed Bills: Streibel, Strinden, Giffey, Link, Reimers)

House Bill No. 512. A Bill for an Act to provide for airport service fees for originating passengers boarding aircraft at airports under certain circumstances; procedure for collection; disposition and use of service fees; and invalidity.

Introduction, first reading, 925.

Referred to Committee on Transportation.

Reported back, do pass, 1238.

Indefinitely postponed, 1238.

Motion to substitute minority report for majority report prevailed, 1238.

Second reading, 1310.

Final passage, 1311.

Lost, 1311.

Motion to reconsider, be laid on the table, prevailed on division vote, 1311.

House Bill No. 513 — Committee on Delayed Bills: (Streibel, Reimers, Strinden, Link, Giffey)

House Bill No. 513. A Bill for an Act to amend and reenact section 57-15-27 of the North Dakota Century Code, relating to the interim fund of political subdivisions.

Introduction, first reading, 1048.

Referred to Committee on Political Subdivisions.

Reported back, amended, 1148.

Motion to dispense with reading of amendments prevailed, 1165.

Amendments adopted, 1166.

Engrossed, 1236.

Second reading, 1251.

Final passage, 1251.

Clincher, 1251.

To Senate, 1254.

Returned to House, indefinitely postponed, 1357.

House Bill No. 514 — (Committee on Delayed Bills: Streibel, Strinden, Link, Giffey, Reimers)

House Bill No. 514. A Bill for an Act to provide for a uniform procedure for the submission of tax levies and other questions to electors.

Introduction, first reading, 1048.

Referred to Committee on Political Subdivisions.

Reported back, indefinitely postponed, 1166.

House Bill No. 515 — (Committee on Delayed Bills: Streibel, Link, Giffey, Strinden, Reimers.)

House Bill No. 515. A Bill for an Act making an appropriation for the completion of the basement and other areas of the governor's mansion.

Introduction, first reading, 1279.

Referred to Committee on Appropriations.

Reported back, amended, 1296.

Amendments adopted, 1317.
Engrossed, 1317.
Rules suspended, consideration of amendments, 1317.
Second reading, 1317.
Final passage, 1317.
To Senate, 1318.
Returned to House, 1471.
Enrolled, 1593.
Signed by Speaker, 1594.
To Senate, 1594.
Returned to House, 1595.
Sent to Governor, 1605.

House Bill No. 516 — (Committee on Delayed Bills: Streibel, Link, Strinden, Giffey, Reimers)

House Bill No. 516. A Bill for an Act to amend and reenact subsection 4 of section 39-04-01 of the North Dakota Century Code, relating to exclusion of penalties and nonuse of fees for late registration of reconstructed vehicles.

Introduction, first reading, 1279.
Referred to Committee on Transportation.
Reported back, do pass, 1298.
Motion to place at Head of Calendar prevailed 1318.
Second reading, 1318.
Final passage, 1318.
To Senate, 1318.
Returned to House, 1471.
Enrolled, 1593.
Signed by Speaker, 1594.
To Senate, 1594.
Returned to House, 1595.
Sent to Governor, 1605.

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 1 — (Connolly, Davis, Dick Glaspey, Jenkins, Mueller, J. Peterson, Reimers, Streibel, Tweten, Wagner)

House Concurrent Resolution No. 1. A Concurrent Resolution directing the Board of Administration, State Health Department, and the Board of Trustees of the State Soldiers' Home to improve the efficiency of farm operations of institutions under their control, to dispose of certain surplus property, and to discontinue certain farm operations.

Introduction, first reading, 54.
Referred to Committee on Agriculture, 54.
Reported back, indefinitely postponed, 199.

House Concurrent Resolution No. 2 — (Aamoth, Ganser, Haugland, Hilleboe, Leibhan, Opedahl, Rundle, I. Solberg, Stoltenow, Tweten, Wells)

House Concurrent Resolution No. 2. A Concurrent Resolution directing the legislative research committee to carry out a comprehensive study of the feasibility of merging the highway patrolmen's retirement fund and the teachers' retirement fund with the state employees' retirement fund.

Introduction, first reading, 54.
Referred to Committee on State and Federal Government, 54.
Reported back, do pass, 113, 1131.
Removed from Calendar and re-referred to the House Legislative Research Resolutions Committee, 126.
Called back, 146.
Second reading, 157, 1172.
Re-referred to Legislative Research Resolutions Committee, 158.
Adopted, 159, 1172.
Reconsidered, 1131.
To Senate, 1294.
Returned to House, 1471.
Enrolled, 1601.
Signed by Speaker, 1602.
To Senate, 1602.
Returned to House, 1603.
To Secretary of State, 1603.

House Concurrent Resolution No. 3 — (Aamoth)

House Concurrent Resolution No. 3. A Concurrent Resolution urging the President and the Congress of the United States to provide for federal participation in welfare payments to nonresidents within the state of North Dakota.

Introduction, first reading, 54.
Referred to Committee on Social Welfare, 54.
Reported back, do pass, 171.
Second reading, 191.
Adopted, 191.
To Senate, 206.
Returned to House, 957.
Enrolled, 995.
Signed by Speaker, 995.
To Senate, 1016.
Returned to House, 1040.
To Secretary of State, 1165.

House Concurrent Resolution No. 4 — (Wagner)

House Concurrent Resolution No. 4. A Concurrent Resolution directing a study by the Legislative Research Committee for the purpose of determining the feasibility of consolidating the various state health and welfare agencies.

Introduction, first reading, 55.
Referred to Committee on State and Federal Government, 54.
Reported back, do pass, 113, 1131.
Removed from Calendar and referred to House Legislative Research Resolutions Committee, 126.
Called back, 146.
Second reading, 158, 1173.
Adopted, 158, 1174.
Re-referred to Legislative Research Resolutions Committee, 159.
Reconsidered, 1131.
To Senate, 1294.
Returned to House, 1471.
Enrolled, 1601.
Signed by Speaker, 1602.
To Senate, 1602.
Returned to House, 1603.
To Secretary of State, 1603.

House Concurrent Resolution No. 5 — (Dick, Wagner)

House Concurrent Resolution No. 5. A Concurrent Resolution authorizing payment of the mileage and uncompensated expenses of the members of the special committees on contested elections.

Introduction, first reading, 55.
Referred to Committee on General Affairs, 55.
Reported back, do pass, 89.
Second reading, 89.
Adopted, 89.
Clincher, 89.
To Senate, 90.
Returned to House, 95.
Enrolled, 147.
Signed by Speaker, 160.
To Senate, 160.
Returned to House, 173.
To Secretary of State, 178.

House Concurrent Resolution No. 6 — (Boustead, Aamoth)

House Concurrent Resolution No. 6. A Concurrent Resolution directing the legislative research committee to conduct a study and formulate a procedure for the consolidation of county, city, and county seat city governments.

Introduction, first reading, 55.
Referred to Committee on Political Subdivisions 55.
Reported back, do pass, 186, 1131.
Amended, 186.
Re-referred to Legislative Research Resolutions Committee, 186.
Engrossed, 217.
Second reading, 223, 1174.
Adopted, 223, 1174.
Re-referred to Legislative Research Resolutions Committee, 223.
Reconsidered, 1131.
To Senate, 1294.
Returned to House, 1471.

Enrolled, 1601.
Signed by Speaker, 1602.
To Senate 1602.
Returned to House, 1603.
To Secretary of State, 1604.

House Concurrent Resolution No. 7 — (Hilleboe)

House Concurrent Resolution No. 7. A Concurrent Resolution directing the legislative research committee to study the membership, duties, and responsibilities of all statutory boards and commissions except occupational and professional licensing boards.

Introduction, first reading, 94.
Referred to Committee on State and Federal Government.
Reported back, do pass, 120, 1132.
Re-referred to Legislative Research Resolutions Committee 126.
Called back, 146.
Second reading, 159, 1175.
Adopted, 159, 1175.
Re-referred to Legislative Research Resolutions Committee, 159.
Reconsidered, 1131.
To Senate, 1294.
Returned to House, 1471.
Enrolled, 1601.
Signed by Speaker, 1602.
To Senate, 1602.
Returned to House, 1603.
To Secretary of State, 1604.

House Concurrent Resolution No. 8 — (Eagles, Hensrud, Boustead, White)

House Concurrent Resolution No. 8. A Concurrent Resolution directing the legislative research committee to study and make recommendations in regard to the composition and format of statewide election ballots.

Introduction, first reading, 122.
Referred to Committee on Judiciary.
Reported back, do pass, 199.
Re-referred to Legislative Research Resolutions Committee, 199.
Second reading, 223.
Adopted, 223.
Re-referred to Legislative Research Resolutions Committee, 223.
Reconsidered, 1131.
Indefinitely postponed, 1132.

House Concurrent Resolution No. 9 — (Bernabucci, J. Peterson, Wells, Boyum, Froelich, Reimers)

House Concurrent Resolution No. 9. A Concurrent Resolution directing the Legislative Research Committee to conduct a study to determine the feasibility of a state aircraft pool.

Introduction, first reading, 142.
Referred to Committee on State and Federal Government.
Reported back, do pass, 186, 1132.
Second reading, 205, 1175.
Adopted, 205, 1175.
Reconsidered, 1131.
To Senate, 1294.
Returned to House, 1471.
Enrolled, 1601.

Signed by Speaker, 1602.
 To Senate, 1602.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 10 — (Streibel, Link)

House Concurrent Resolution No. 10. A Concurrent Resolution expressing appreciation to the Adjutant General, the National Guard, and the Governor's Inaugural Committee for their activities in making the inauguration activities a success.

Introduction, first reading, 193.
 Second reading, 193.
 Adopted, 193.
 To Senate, 206.
 Returned to House, 285.
 Enrolled, 333.
 Signed by Speaker, 333.
 To Senate, 350.
 Returned to House, 371.
 To Secretary of State, 371.

House Concurrent Resolution No. 11 — (O. Solberg)

House Concurrent Resolution No. 11. A Concurrent Resolution urging Congress to respect the rights of the state of North Dakota to the use of waters of the Missouri River.

Introduction, first reading, 193.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 455.
 Second reading, 488.
 Adopted, 488.
 To Senate, 530.
 Returned to House, 957.
 Enrolled, 995.
 Signed by Speaker, 995.
 To Senate, 1016.
 Returned to House, 1040.
 To Secretary of State, 1165.

House Concurrent Resolution No. 12 — (Aas, Boustead, Anderson, Kuehn, J. Peterson, Emerson)

House Concurrent Resolution No. 12. A Concurrent Resolution for the amendment of section 121 of the Constitution of the state of North Dakota and article 36 of the amendments to the Constitution of the state of North Dakota, relating to changing the state residency requirements for voters from one year to six months, and to repeal article 40 of the amendments to the Constitution of the state of North Dakota.

Introduction, first reading, 193.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 282.

House Concurrent Resolution No. 13 — (Aas, Bunker, Backes, Haugland, Anderson, J. Peterson, Sanstead, Emerson, Eagles, L. Larson)

House Concurrent Resolution No. 13. A Concurrent Resolution urging the Board of Higher Education to establish nursing programs at Minot State College and North Dakota State University.

Introduction, first reading, 229.
 Referred to Committee on Education.
 Reported back, amended, 522.
 Amendments adopted, 544.
 Engrossed, 586.
 Second reading, 594.
 Adopted on division vote, 594.
 To Senate, 652.
 Returned to House, 1378.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1602.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 14 — (Committee on Employment)

House Concurrent Resolution No. 14. A Concurrent Resolution providing and designating House and Senate employees and fixing their salaries.

Introduction, first reading, 213.
 Not be printed as a bill but printed in the Journal, 213.
 Second reading, 216.
 Adopted, 216-217.
 To Senate, 217.
 Returned to House, amended, 252.
 House concurs, 253-308.
 Engrossed, 253.
 Second reading, 253.
 Final passage, 253.
 Enrolled, 307.
 Signed by Speaker, 311.
 To Senate, 330.
 Returned to House, 331.
 To Secretary of State, 333.

House Concurrent Resolution No. 15 — (Hilleboe Metzger)

House Concurrent Resolution No. 15. A Concurrent Resolution directing the Legislative Research Committee to study and review the feasibility and advantages of obtaining a single group policy to cover health, accident, and life insurance for all State employees.

Introduction, first reading, 251.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 283, 1132.
 Second reading, 307, 1176.
 Adopted, 307, 1176.
 Re-referred to the Legislative Research Resolutions Committee, 307.
 Reconsidered, 1131.
 To Senate, 1294.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1602.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 16 — (Kelsch)

House Concurrent Resolution No. 16. A Concurrent Resolution to direct the secretary of state to place on the 1970 statewide primary

election ballot a proposed constitutional amendment regarding a constitutional convention and the question of whether a constitutional convention shall be called.

Introduction, first reading, 251.
 Referred to Committee on Judiciary.
 Reported back, amended, 753-754.
 Amendments adopted, 778.
 Engrossed, 797.
 Moved to Foot of Calendar, 797.
 Second reading, 805, 1413.
 To Senate, 815, 1310.
 Returned to House, 1289, 1320.
 Senate requests return, 1310.
 Amended, 1320, 1323-1324.
 House concurs, 1413.
 Enrolled, 1584.
 Signed by Speaker, 1587.
 To Senate, 1588.
 Returned to House, 1589.
 To Secretary of State, 1604.

House Concurrent Resolution No. 17 — (Boustead, Strinden)

House Concurrent Resolution No. 17. A Concurrent Resolution directing the Legislative Research Committee to conduct a study of alternative methods of assisting counties and cities in the financing of road and street construction and maintenance, and to make a report to the legislative assembly.

Introduction, first reading, 270.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 402.
 Amendments adopted, 434.
 Engrossed, 451.
 Second reading, 469, 1202.
 Adopted, 469, 1202.
 Re-referred to Legislative Research Resolutions Committee, 469.
 Reconsidered, 1131, 1173.
 Indefinitely postponed, 1132.
 Placed on Calendar, 1173.
 To Senate, 1294.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1602.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 18 — (J Peterson, Goodman, Kingsbury, Wells, Bernabucci, Bullis, Aas, Emerson, Reimers, Rundle, Haugland)

House Concurrent Resolution No. 18. A Concurrent Resolution relating to the employment of architects in planning and constructing buildings by the state of North Dakota.

Introduction, first reading, 282-283.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 525.
 Second reading, 570.
 Adopted, 570.
 To Senate, 630.
 Returned to House, 1471.

Enrolled, 1601.
Signed by Speaker, 1602.
To Senate, 1602.
Returned to House, 1603.
To Secretary of State, 1604.

House Concurrent Resolution No. 19 — (Rundle, Hickie, J. Peterson, Davis, Rivinius)

House Concurrent Resolution No. 19. A Concurrent Resolution directing the office of the attorney general to gather information in regard to marketing practices of petroleum products in North Dakota.

Introduction, first reading, 303.
Referred to Committee on State and Federal Government.
Indefinitely postponed, 526.
Re-referred to Committee on Appropriations, 570.
Reported back, amended, 662.
Amendments adopted, 684.
Engrossed, 708.
Second reading, 733.
Adopted, 733.
To Senate, 806.
Returned to House, 1471.
Enrolled 1601.
Signed by Speaker, 1602.
To Senate, 1602.
Returned to House, 1603.
To Secretary of State, 1604.

House Concurrent Resolution No. 20 — (Thompson)

House Concurrent Resolution No. 20. A Concurrent Resolution urging the Congress of the United States, the Department of Agriculture, and the Chief of the Forest Service to designate the Denbigh Dunes experimental forest as "Stoekeler Experimental Forest" in memory of the late Dr. Joseph J. Stoekeler.

Introduction first reading, 317.
Referred to Committee on Agriculture.
Reported back, amended, 746.
Amendments adopted, 778.
Engrossed, 797.
Moved to Foot of Calendar, 797.
Second reading, 806.
Adopted, 806.
To Senate, 815.
Returned to House, 1289.
Enrolled, 1579.
Signed by Speaker, 1587.
To Senate, 1588.
Returned to House, 1589.
To Secretary of State, 1604.

House Concurrent Resolution No. 21 — (O. Solberg, Grant, Wilkie, W. Erickson, Wagner, Linderman)

House Concurrent Resolution No. 21. A Concurrent Resolution indicating the support of the Legislative Assembly for the establishment of an Indian family training center at Fort Lincoln, south of Bismarck, and urging the appropriate federal authorities to establish such a center.

Introduction, first reading, 317-318.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 527.
 Second reading, 570.
 Adopted, 570.
 To Senate, 630.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1602.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 22 — (Matheny)

House Concurrent Resolution No. 22. A Concurrent Resolution requesting the Corps of Engineers, United States Army, to erect a fence on top of the walls of the spillway of the Garrison Dam.

Introduction, first reading, 339.
 Referred to Committee on General Affairs.
 Reported back, amended, 612.
 Amendments adopted, 639.
 Engrossed, 653.
 Second reading, 678.
 Adopted, 678.
 To Senate, 741.
 Returned to House, 1236.
 Enrolled, 1591.
 Signed by Speaker, 1591.
 To Senate, 1592.
 Returned to House, 1595.
 To Secretary of State, 1604.

House Concurrent Resolution No. 23 — (Dawson, Jones)

House Concurrent Resolution No. 23. A Concurrent Resolution directing the board of administration to discontinue farm operations at the state industrial school and to dispose of certain surplus property in relation thereto.

Introduction, first reading, 339.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 527.
 Second reading, 570.
 Adopted, 571.
 To Senate, 630.
 Returned to House, 1301.
 Indefinitely postponed, 1301.

House Concurrent Resolution No. 24 — (Bernabucci, Bunker, J. Peterson, Wagner)

House Concurrent Resolution No. 24. A Concurrent Resolution providing for a study and review of the functions and utilization of the State Mill and Elevator and the Bank of North Dakota.

Introduction, first reading, 361.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 527.

House Concurrent Resolution No. 25 — (Bernabucci, Kelsch)

House Concurrent Resolution No. 25. A Concurrent Resolution directing the Legislative Research Committee to study the environmental effect of chemical poisons used for weed and insect control.

Introduction, first reading, 361.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 608.
 Substitute motion to place on Calendar, failed, 608.

House Concurrent Resolution No. 26 — (Jenkins, Davis, Bullis, Aamoth)

House Concurrent Resolution No. 26. A Concurrent Resolution urging the Congress of the United States to pass the necessary legislation to make the earning value of land, rather than the market value, the basis for determining estate taxes on farm and ranch lands.

Introduction, first reading, 378.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 660.
 Second reading, 696.
 Adopted, 696.
 To Senate, 772.
 Returned to House, 1052.
 Senate failed to pass, 1052.

House Concurrent Resolution No. 27 — (Reimers, O. Solberg, Aas, Davis, Boyum, Olienyk, Mueller, Link, Aamoth, Jenkins, Haugland, Backes, Streibel, Bernabucci, Giffey, Opedahl, Halcrow, Hoffner)

House Concurrent Resolution No. 27. A Concurrent Resolution urging a study of the feasibility of the development of a Missouri River waterway suitable for providing river navigation by barge to points within the State of North Dakota, and of the benefits resulting from such project to Missouri River States.

Introduction, first reading, 378.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 609.
 Second reading, 637.
 Adopted, 637.
 To Senate, 703.
 Returned to House, 957.
 Enrolled, 1160.
 Signed by Speaker, 1165.
 To Senate, 1216.
 Returned to House, 1261.
 To Secretary of State, 1438.

House Concurrent Resolution No. 28 — (Bier, Miedema, Froelich, Giffey, Hoffner, Hougen, G. Larson, Moquist, Eagles, Register, Sandness, Sanstead, Knudson, Leibhan, Jones, R. Peterson, Swedlund, Stoltenow, Seibel, E. Johnson)

House Concurrent Resolution No. 28. A Concurrent Resolution commending Superintendent of Public Instruction M. F. Peterson upon his election as president of the Council of Chief State School Officers.

Introduction, first reading, 378-379.
 Motion made, rules suspended. Not referred to a Committee, not printed as a bill, printed in Journal.

Second reading, 379.
 Adopted, 379.
 To Senate, 439.
 Returned to House, 511.
 Enrolled, 681.
 Signed by Speaker, 683.
 To Senate, 704.
 Returned to House, 714.
 To Secretary of State 740.

House Concurrent Resolution No. 29 — (Gackle, Goodman, Ganser, Hickie, Kingsbury)

House Concurrent Resolution No. 29. A Concurrent Resolution urging Congress to give favorable consideration to the proposed Water Bank legislation being considered by the North Dakota Congressional Delegation.

Introduction, first reading, 403.
 Referred to Committee on Natural Resources.
 Reported back, amended, 651.
 Motion to dispense with reading of amendments, 668.
 Adopted, 668.
 Engrossed, 683.
 Second reading, 699.
 Adopted, 699.
 To Senate, 772.
 Returned to House, 1236.
 Enrolled, 1580.
 Signed by Speaker, 1587.
 To Senate 1588.
 Returned to House, 1589.
 To Secretary of State 1604.

House Concurrent Resolution No. 30 — (Dornacker)

House Concurrent Resolution No. 30. A Concurrent Resolution directing the Legislative Research Committee, with the aid and cooperation of the State Tax Department, to make a comprehensive study of the North Dakota tax structure, and particularly personal and corporate income tax rates, including in lieu taxes, and to make a complete review and study of the property tax assessment procedure used in North Dakota, both at the local level and property assessed by the State Board of Equalization.

Introduction, first reading, 403.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 660, 1132.
 Re-referred to Legislative Research Resolutions Committee, 660, 696.
 Second reading, 696, 1176.
 Adopted, 696, 1176.
 Reconsidered, 1131.
 To Senate, 1294.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1602.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 31 — (Wagner, Davis)

House Concurrent Resolution No. 31. A Concurrent Resolution commending and congratulating Miss North Dakota.

Introduction, first reading, 403.
 Referred to Committee on General Affairs.
 Reported back, amended, 785.
 Amendments adopted, 816.
 Engrossed, 833.
 Second reading, 837.
 Adopted, 837.
 To Senate, 903.
 Returned to House, 935.
 Enrolled, 959.
 To Senate, 1016.
 Returned to House, 1040.
 To Secretary of State, 1165.

House Concurrent Resolution No. 32 — (Sanstead, Bier, Moquist, Eagles)

House Concurrent Resolution No. 32. A Concurrent Resolution for a study by the Legislative Research Committee of the compulsory school attendance statutes and existing age limits for compulsory school attendance.

Introduction, first reading, 435.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 713.

House Concurrent Resolution No. 33 — (Gackle, Olienyk)

House Concurrent Resolution No. 33. A Concurrent Resolution urging Congress to rescind and revoke the membership of the United States in the United Nations.

Introduction, first reading, 435.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 659.

House Concurrent Resolution No. 34 — (Committee on Appropriations)

House Concurrent Resolution No. 34. A Concurrent Resolution directing the Legislative Research Committee to study the exemptions from taxation provided by the laws of this State.

Introduction, first reading, 448.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 527, 1132.
 Second reading, 571, 1177.
 Adopted, 571, 1178.
 Re-referred to Legislative Research Resolutions Committee, 571.
 Reconsidered, 1131.
 To Senate, 1294.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1603.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 35 — (Jenkins, K. Johnson, Davis, Stoltenow)

House Concurrent Resolution No. 35. A Concurrent Resolution requesting Secretary of Agriculture Hardin to investigate the manner and intent in which the Wholesome Meat Act of 1967 is being administered, urging compliance with the intent of Congress and the prior pledges of the Agriculture Department, and requesting an interpretation of the "Rule of Reason".

Introduction, first reading, 459.
Rules suspended, not referred to Committee, 473.
Not printed as a bill, but printed in the Journal, 473.
Second reading, 475.
Adopted, 475.
To Senate, 475.
Returned to House, 511.
Signed by Speaker, 693.
To Senate, 704.
Returned to House, 714.
To Secretary of State, 740.

House Concurrent Resolution No. 36 — (Reimers, Bier)

House Concurrent Resolution No. 36. A Concurrent Resolution relating to a study of methods of improving the quality of elementary and secondary education, and the use of the most efficient instruction methods.

Introduction, first reading, 529.
Reported back, do pass, 710.
Second reading, 769.
Adopted, 769.
To Senate, 806.
Returned to House, 1301.
Indefinitely postponed, 1301.

House Concurrent Resolution No. 37 — (Aafedt, R. Peterson)

House Concurrent Resolution No. 37. A Concurrent Resolution directing the Legislative Research Committee to study the laws of this State relating to telephone communications.

Introduction, first reading, 550.
Referred to Committee on Industry and Business.
Returned to House and withdrawn 743.

House Concurrent Resolution No. 38 — (Sanstead, Anderson, J. Peterson, Backes, Haugland, Emerson, Aas, Seibel, Simonson, Rundle)

House Concurrent Resolution No. 38. A Concurrent Resolution commending the Minot State College Marching Band and its director, Dr. James W. Jurrens, for the national recognition they have received.

Introduction, first reading, 586.
Motion to not refer to Committee, 586.
Not printed as a bill, but in Journal, 586.
Reported back, do pass, 586.
Second reading, 587.
Adopted, 587.
To Senate, 652.
Returned to House, 739.

Enrolled, 743.
Signed by Speaker, 806.
To Senate, 807.
Returned to House, 814.
To Secretary of State, 829.

House Concurrent Resolution No. 39 — (Dawson)

House Concurrent Resolution No. 39. A Concurrent Resolution for a study by the Legislative Research Committee of means and methods of control and eradication of the noxious weed "leafy spurge", of the long-term and short-term economic impact of control or non-control, and a study of the general effectiveness of North Dakota's weed control laws.

Introduction, first reading, 587.
Referred to Committee on Agriculture.
Reported back, do pass, 746.
Placed at Foot of Calendar, 794.
Re-referred to Legislative Research Resolutions Committee 804.
Second reading, 804.
Adopted, 804.
Reconsidered, 1131.
Indefinitely postponed, 1132.

House Concurrent Resolution No. 40 — (Seibel)

House Concurrent Resolution No. 40. A Concurrent Resolution requesting the Congress of the United States to direct the Interstate Commerce Commission to investigate the carload freight rates applicable to small grains and to prescribe such rates, charges, rules, and regulations as it shall find reasonable and equitable.

Introduction, first reading, 487.
Referred to Committee on Transportation.
Reported back, do pass, 728.
Second reading, 770.
Adopted, 770.
To Senate, 806.
Returned to House, 1163.
Enrolled, 1601.
Signed by Speaker, 1602.
To Senate, 1603.
Returned to House, 1603.
To Secretary of State, 1604.

House Concurrent Resolution No. 41 — (E. Johnson, Davis, Opedahl, Bunker)

House Concurrent Resolution No. 41. A Concurrent Resolution urging Congress to amend the Uniform Time Act of 1966 to provide that daylight saving time would commence on Memorial Day and end after Labor Day.

Introduction, first reading, 587.
Referred to Committee on General Affairs.
Reported back, do pass, 785.
Second reading, 823.
Adopted, 823.
To Senate, 875.
Returned to House, 1471.
Enrolled, 1591.
Signed by Speaker, 1591.
To Senate, 1592.

Returned to House, 1595.
To Secretary of State, 1604.

House Concurrent Resolution No. 42 — (Hoghaug, Metzger)

House Concurrent Resolution No. 42. A Concurrent Resolution urging the Commissioner of the Internal Revenue Service to review and adjust the income deduction allowed to trading stamp companies for the redeeming of trading stamps.

Introduction, first reading, 614.
Referred to Committee on Industry and Business.
Returned to House, withdrawn, 707.

House Concurrent Resolution No. 43 — (Committee on State and Federal Government)

House Concurrent Resolution No. 43. A Concurrent Resolution directing the Legislative Research Committee to conduct a study of fees charged for the licensing, inspection, or regulation of business activities and products, and fees charged for services rendered by the State.

Introduction, first reading, 614.
Referred to Committee on State and Federal Government.
Reported back, do pass, 659, 1132.
Second reading, 696, 1178.
Adopted, 696, 1178.
Re-referred to Legislative Research Resolutions Committee, 696.
Reconsidered, 1131.
To Senate, 1294.
Returned to House, 1471.
Enrolled, 1601.
Signed by Speaker, 1602.
To Senate, 1603.
Returned to House, 1603.
To Secretary of State, 1604.

House Concurrent Resolution No. 44 — (Link, Aafedt, R. Peterson, W. Erickson, Grant, Giffey, Bier, DeKrey, Atkinson, Boustead, Burke, Lang, Metzger, Wagner, Connolly, Hickle, Kelsch, Kuehn, Dawson, Rivinius, and Streibel)

House Concurrent Resolution No. 44. A Concurrent Resolution urging approval by Congress of United States Senate Bill No. 231 which calls for construction of a bridge over a certain portion of the Garrison Reservoir, and commending Senator Quentin Burdick for sponsoring the legislation.

Introduction, first reading, 633.
Referred to Committee on General Affairs.
Reported back, do pass, 785.
Second reading, 823.
Adopted, 823.
To Senate, 875.
Returned to House, 1471.
Enrolled, 1591.
Signed by Speaker, 1591.
To Senate, 1592.
Returned to House, 1595.
To Secretary of State, 1604.

House Concurrent Resolution No. 45 — (Link, Aafedt, R. Peterson, W. Erickson, Grant, Giffey, Bier, DeKrey, Atkinson, Boustead, Burke, Lang, Metzger, Wagner, Connolly, Hickie, Kelsch, Dawson, Rivinius, Streibel)

House Concurrent Resolution No. 45. A Concurrent Resolution urging approval by the Congress of Senate Bill No. 229 which calls for construction of a bridge over the Oahe Reservoir in the vicinity of Fort Yates, North Dakota, and commending Senator Quentin Burdick for sponsoring the legislation.

Introduction, first reading, 633.
 Referred to Committee on General Affairs.
 Reported back, do pass, 786.
 Second reading, 823.
 Adopted, 823.
 To Senate, 875.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1602.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 46 — (Rundle, K. Johnson)

House Concurrent Resolution No. 46. A Concurrent Resolution paying tribute to North Dakota men who have died in Viet Nam.

Introduction, first reading, 633.
 Referred to Committee on Veterans Affairs.
 Reported back, amended, 787.
 Amendments adopted, 816.
 Engrossed, 833.
 Second reading, 837.
 Adopted, 837.
 To Senate, 903.
 Returned to House, 957.
 Motion to print in its entirety in the Journal prevailed, 1564.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1603.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 47 — (Hoffner, Hilleboe, Aamoth, L. Larson, White, Bunker, Thompson, Kelsch, Hentges, Seibel, Strinden, Eagles, Swedlund)

House Concurrent Resolution No. 47. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of coordinating the administration of certain activities relating to public health which are now administered by separate State boards, departments, and agencies.

Introduction, first reading, 633.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 659, 1133.
 Second reading, 696, 1178.
 Adopted, 696, 1178-1179.
 Re-referred to Legislative Research Resolutions Committee, 697.
 Reconsidered, 1131.
 To Senate, 1294.
 Returned to House, 1471.

Enrolled, 1601.
Signed by Speaker, 1602.
To Senate, 1603.
Returned to House, 1603.
To Secretary of State, 1604.

House Concurrent Resolution No. 48 — (Wilkie, Link, Matheny, Bier, Lillehaugen)

House Concurrent Resolution No. 48. A Concurrent Resolution urging the United States Department of Agriculture to segregate the allocation of expenditures of the Department that benefit the general public from those expenditures that directly benefit farmers.

Introduction, first reading, 654.
Referred to Committee on Agriculture.
Reported back, do pass, 746.
Placed at Foot of Calendar, 794.
Second reading, 804.
Adopted, 804.
To Senate, 814.
Returned to House, 1289.
Enrolled, 1591.
Signed by Speaker, 1591.
To Senate, 1592.
Returned to House, 1595.
To Secretary of State, 1604.

House Concurrent Resolution No. 49 — (Grant, Opedahl, Ganser, Simonson)

House Concurrent Resolution No. 49. A Concurrent Resolution urging Congress to continue the wheat certificate program.

Introduction, first reading, 655.
Referred to Committee on Agriculture.
Reported back, indefinitely postponed, 747.
Substitute motion to place on Calendar, failed on recorded roll call, 747.

House Concurrent Resolution No. 50 — (Grant, Opedahl, Ganser, Simonson)

House Concurrent Resolution No. 50. A Concurrent Resolution urging the Secretary of the United States Department of Agriculture to use any and all methods available to increase wheat exports.

Introduction first reading, 655.
Referred to Committee on Agriculture.
Reported back, do pass, 746.
Placed at Foot of Calendar, 794.
Second reading, 805.
Adopted, 805.
To Senate, 814.
Returned to House, 1289.
Enrolled, 1601.
Signed by Speaker, 1602.
To Senate, 1603.
Returned to House, 1603.
To Secretary of State, 1604.

House Concurrent Resolution No. 51 — (E. Johnson, R. Peterson, Jones)

House Concurrent Resolution No. 51. A Concurrent Resolution directing the Legislative Research Committee to study and revise the laws relating to elementary and secondary education in North Dakota.

Introduction, first reading, 655.
 Referred to Committee on Education.
 Reported back, do pass, 710, 1133.
 Second reading, 769, 1179.
 Adopted, 769, 1179.
 Re-referred to Legislative Research Resolutions Committee, 769.
 Reconsidered, 1131.
 To Senate, 1294.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1603.
 Returned to House 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 52 — (Dick, White, Ganser, Kingsbury)

House Concurrent Resolution No. 52. A Concurrent Resolution directing the Board of Administration to display the framed portraits of former legislators in the balconies of the Senate and the House of Representatives or in another location which the Board might find more appropriate.

Introduction, first reading, 655.
 Referred to Committee on State and Federal Government.
 Motion prevailed, printed in Journal, but not as a bill, 655.
 Reported back, do pass, 691.
 Amended, 733.
 Engrossed, 733.
 Second reading, 733.
 Adopted, 733.
 To Senate, 807.
 Returned to House, 1301.
 Indefinitely postponed, 1301.

House Concurrent Resolution No. 53 — (Dahl, Wells)

House Concurrent Resolution No. 53. A Concurrent Resolution directing the Legislative Research Committee to study the North Dakota statutes relating to the approval and enforcement of scheduled common air carrier rates and tariffs for air commerce in North Dakota.

Introduction, first reading, 662.
 Referred to Committee on Transportation.
 Reported back, do pass, 728.
 Re-referred to Legislative Research Resolutions Committee, 770.
 Second reading, 770.
 Adopted, 770.
 Reconsidered, 1131.
 Indefinitely postponed, 1133.

House Concurrent Resolution No. 54 — (Link, K. Erickson, Stone, Aas, McDonald)

House Concurrent Resolution No. 54. A Concurrent Resolution directing a continuing study by the Legislative Research Committee with the assistance of the Board of Higher Education of the overlapping of courses and the use of instructional services to avoid the duplication of instruction, teaching loads and hours, standards for the evaluation of the qualifications of instructors, and to evaluate and update the previous studies regarding instructional programs and space utilization at the state institutions of higher education.

Introduction, first reading, 663.
 Referred to Committee on Education.
 Reported back, do pass, 710.
 Second reading, 769.
 Adopted, 770.
 To Senate, 806.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1603.
 Returned to House, 1603.
 To Secretary of State 1604.

House Concurrent Resolution No. 55 — (Committee on Natural Resources)

House Concurrent Resolution No. 55. A Concurrent Resolution requesting the industrial commission to proceed to improve the oil and gas rules and regulations governing the disposal of salt water liquids or brines produced with oil and natural gas and to intensify the enforcement thereof.

Introduction, first reading, 663.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 754.
 Placed at Foot of Calendar, 794.
 Second reading, 805, 1510.
 Adopted, 805, 1510.
 To Senate, 814.
 Returned to House, 1213.
 Amended, 1213.
 House does not concur, 1414.
 Conference Committee, House, 1423.
 Conference Committee, Senate, 1471.
 Conference Committee Report, Senate adopts, 1504.
 Conference Committee Report, House adopts, 1509.
 Rules suspended, placed on final passage, 1510.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate 1603.
 Returned to House, 1603.
 To Secretary of State 1604.

House Concurrent Resolution No. 56 — (Boustead, Bunker, Kuehn, Boyum, White, McDonald, Aas, Froelich, Atkinson, Goodman, Wagner)

House Concurrent Resolution No. 56. A Concurrent Resolution directing the Legislative Research Committee to conduct a study to determine the feasibility of a motor pool to furnish automobile transportation for state employees' travel.

Introduction, first reading, 663.
 Referred to Committee on State and Federal Government.

Reported back, do pass, 691, 1133.
 Re-referred to Legislative Research Resolutions Committee 733.
 Second reading, 733, 1180.
 Adopted, 733, 1180.
 Reconsidered, 1131.
 To Senate, 1294.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1603.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 57 — (Boustead, Bernabucci, Bunker, Wells, Froelich)

House Concurrent Resolution No. 57. A Concurrent Resolution relating to the efforts of private citizens to encourage the preservation of the beauty and cleanliness of this State.

Introduction, first reading, 663.
 Not referred to Committee, 663.
 Not printed as a bill but in the Journal, 663.
 Second reading 664.
 Adopted 664.
 To Senate, 741.
 Returned to House, 814.
 Enrolled, 844.
 Signed by Speaker, 923.
 To Senate, 937.
 Returned to House, 939.
 To Secretary of State, 940.

House Concurrent Resolution No. 58 — (Giffey, Grant, Schaffer, Hoffner, Hensrud, Hickle)

House Concurrent Resolution No. 58. A Concurrent Resolution memorializing congress to amend section 127 of title 23 of the United States Code, relating to vehicle weight and width limitations, in order to make certain increases in such limitations.

Introduction, first reading, 664.
 Referred to Committee on Transportation.
 Reported back, do pass, 729.
 Second reading, 770.
 Lost, 770.

House Concurrent Resolution No. 59 — (Weber, Hoffner, Linderman)

House Concurrent Resolution No. 59. A Concurrent Resolution recommending that the counties maintain the farm to market road system.

Introduction, first reading, 664.
 Referred to Committee on Political Subdivisions.
 Reported back without recommendation, 687.
 Second reading, 733.
 Adopted, 733.
 To Senate, 807.
 Returned to House, 1301.
 Indefinitely postponed, 1301.

House Concurrent Resolution No. 60 — (Linderman, Grant, K. Erickson, Lang, Gackle)

House Concurrent Resolution No. 60. A Concurrent Resolution requesting the Congress of the United States to amend the Internal Revenue Code of 1954 to limit the amount of farm losses which may be used to offset nonfarm income for federal income tax purposes and to limit this farm loss offset to bona fide farmers.

Introduction, first reading, 664.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 910.

Motion to substitute minority report for majority report prevailed, 911.

Second reading, 930-931.

Adopted, 931.

Recorded roll call vote, 931.

To Senate, 993.

Returned to House, 1301.

Indefinitely postponed, 1301.

House Concurrent Resolution No. 61 — (Dawson, Rundle)

House Concurrent Resolution No. 61. A Concurrent Resolution directing the preservation of the former Governor's mansion at 320 Avenue B East in the city of Bismarck, and authorizing its restoration should private funds become available for that purpose.

Introduction, first reading, 664.

Referred to Committee on State and Federal Government.

Reported back, do pass, 691.

Second reading, 733.

Adopted, 733.

To Senate, 807.

Returned to House, 1301.

Indefinitely postponed, 1301.

House Concurrent Resolution No. 62 — (Thompson)

House Concurrent Resolution No. 62. A Concurrent Resolution urging the Department of Public Instruction and the public school district of the State of North Dakota to open the school term on the first Tuesday in September.

Introduction, first reading, 664.

Referred to Committee on Education.

Reported back, indefinitely postponed, 713.

House Concurrent Resolution No. 63 — (Thompson, Swedlund)

House Concurrent Resolution No. 63. A Concurrent Resolution urging Congress and the Farmers Home Administration to expand financial aid to farmers.

Introduction, first reading, 665.

Referred to Committee on Agriculture.

Reported back, do pass, 746.

Placed at Foot of Calendar, 794.

Second reading, 805.

Adopted, 805.

To Senate, 814.

Returned to House, 1301.

Indefinitely postponed, 1301.

House Concurrent Resolution No. 64 — (Opedahl, Grant).

House Concurrent Resolution No. 64. A Concurrent Resolution urging the Department of Transportation to implement a policy requiring reflectors on the sides of all railroad cars.

Introduction, first reading, 605.
 Referred to Committee on Transportation.
 Reported back, do pass, 729.
 Second reading, 770.
 Lost, 770.

House Concurrent Resolution No. 65 — (Stone, Dick, Moquist, Belter, Boyum, Dornacker, Halcrow, Strinden, Link, Register, Hilleboe, Hensrud)

House Concurrent Resolution No. 65. A Concurrent Resolution urging the Congress of the United States to permit the States to subject national banks to state tax laws applying to other citizens and businesses.

Introduction, first reading, 665.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 714.
 Second reading, 770.
 Adopted, 770.
 To Senate, 806.
 Returned to House, 1236.
 Enrolled, 1591.
 Signed by Speaker, 1591.
 To Senate, 1592.
 Returned to House, 1595.
 To Secretary of State, 1604.

House Concurrent Resolution No. 66 — (Swedlund, Thompson, Jones)

House Concurrent Resolution No. 66. A Concurrent Resolution urging the Congress of the United States to enact legislation limiting annual government payments, not including the amount of any price support loan, to twenty-five thousand dollars to any one farm operation.

Introduction, first reading, 665.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed 748.

House Concurrent Resolution No. 67 — (Aamoth)

House Concurrent Resolution No. 67. A Concurrent Resolution directing the Legislative Research Committee to study the Uniform Consumer Credit Code.

Introduction, first reading, 665.
 Referred to Committee on Industry and Business.
 Returned to House, withdrawn 707.

House Concurrent Resolution No. 68 — (Thompson, Swedlund)

House Concurrent Resolution No. 68. A Concurrent Resolution directing the State Land Department to reinvest moneys received due to maturing of bonds held in the funds under its control in farm mortgages.

Introduction, first reading, 665.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 691.
 Second reading, 734.
 Adopted, 734.
 To Senate, 807.
 Returned to House, 1302.
 Indefinitely postponed, 1302.

House Concurrent Resolution No. 69 — (Dornacker)

House Concurrent Resolution No. 69. A Concurrent Resolution directing the Legislative Research Committee, with the cooperation of the State Tax Commissioner, to carry out a comprehensive study of the feasibility of changing the gas and fuel tax laws of this State to apply to federal agencies.

Introduction, first reading, 665.
 Referred to Committee on Finance and Taxation.
 Re-referred to Legislative Research Resolutions Committee, 852.
 Second reading, 852.
 Adopted, 852.
 Reconsidered, 1131.
 Indefinitely postponed, 1133.

**House Concurrent Resolution No. 70 — (Committee on Delayed Bills:
 Streibel, Reimers, Strinden, Link, Giffey)**

House Concurrent Resolution No. 70. A Concurrent Resolution commending the Honorable Nils A. Boe, former Governor of South Dakota, upon his appointment as Director of the United States Office of Intergovernmental Relations.

Introduction, first reading, 859.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 944.
 Second reading, 983.
 Adopted, 983.
 To Senate, 1061, 1503.
 Returned to House, 1302, 1521.
 Indefinitely postponed, 1302.
 Senate requests return, 1500.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1603.
 Returned to House, 1603.
 To Secretary of State, 1604.

**House Concurrent Resolution No. 71 — (Committee on Delayed Bills:
 Streibel, Strinden, Giffey, Link, Reimers)**

House Concurrent Resolution No. 71. A Concurrent Resolution directing the Legislative Research Committee, with the cooperation of the Public Service Commission, to study the feasibility of developing a regulatory fee system paid by the regulated industries for the purpose of paying the costs of regulation incurred by the Public Service Commission, and a review of the feasibility of developing similar systems for other State-regulated businesses and industries.

Introduction, first reading, 925.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 944, 1133.

Second reading, 983, 1180.
 Adopted, 983, 1180-1181.
 Re-referred to the Legislative Research Resolutions Committee, 984.
 Reconsidered, 1131.
 To Senate, 1294.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1603.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 72 — Committee on Delayed Bills:
 Streibel, Strinden, Giffey, Link, Reimers)

House Concurrent Resolution No. 72. A Concurrent Resolution directing the Legislative Research Committee to study method of providing an orderly and equitable method of processing claims against the State of North Dakota for damages suffered by citizens.

Introduction, first reading 926.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 944, 1133.
 Second reading, 984, 1181.
 Adopted, 984, 1181-1182.
 Re-referred to the Legislative Research Resolutions Committee, 984.
 Reconsidered, 1131.
 To Senate, 1294.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1603.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution 73 — (Committee on Delayed Bills:
 Streibel, Reimers, Strinden, Link, Giffey)

House Concurrent Resolution No. 73. A Concurrent Resolution commending General Harold K. Johnson, a native of North Dakota, upon his receipt of the George Washington Award from the Freedoms Foundation at Valley Forge, Pennsylvania.

Introduction, first reading, 1046.
 Not referred to Committee. Not printed as a bill but printed in Journal, 1046.
 Second reading, 1047.
 Adopted, 1047.
 To Senate, 1120.
 Returned to House, 1213.
 Enrolled, 1504.
 Signed by Speaker, 1587.
 To Senate, 1588.
 Returned to House 1589.
 To Secretary of State 1604.

House Concurrent Resolution No. 74 — (Committee on Delayed Bills:
 Streibel, Strinden, Link, Giffey, Reimers)

House Concurrent Resolution No. 74. A Concurrent Resolution providing for the retaining of certain employees of the House of Representatives and Senate after the legislative session for the purpose of completing legislative work.

Introduction, first reading, 1121.
 Not referred to Committee not printed as a bill but in the Journal, 1121.
 Second reading, 1123.
 Adopted, 1123-1124.
 To Senate, 1159.
 Returned to House, 1213.
 Enrolled, 1504.
 Signed by Speaker, 1587.
 To Senate, 1588.
 Returned to House, 1589.
 To Secretary of State, 1604.

House Concurrent Resolution No. 75 — (Committee on Delayed Bills: Streibel, Strinden, Link, Giffey, Reimers)

House Concurrent Resolution No. 75. A Concurrent Resolution urging Congress to give favorable consideration to United States Senate Bill No. 233 which appropriates federal funds for completion of the formal garden and erection of the peace tower at the International Peace Garden.

Introduction, first reading, 1124.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 1133.
 Second reading, 1182.
 Adopted, 1182.
 To Senate, 1294.
 Returned to House, 1327.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1603.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 76 — (Committee on Delayed Bills: Streibel, Strinden, Link, Giffey, Reimers)

House Concurrent Resolution No. 76. A Concurrent Resolution recommending a uniform policy regarding jury service by state employees.

Introduction, first reading, 1207.
 Reported back, do pass, 1264.
 Second reading, 1331.
 Adopted, 1331.
 To Senate, 1392.
 Returned to House, 1471.
 Enrolled, 1601.
 Signed by Speaker, 1602.
 To Senate, 1602.
 Returned to House, 1603.
 To Secretary of State, 1604.

House Concurrent Resolution No. 77 — (Committee on Delayed Bills: Streibel, Strinden, Link, Giffey, Reimers)

House Concurrent Resolution No. 77. A Concurrent Resolution commending Mr. Harold Schafer for his efforts and those of the Gold Seal Company in the preservation and development of the historic townsite of Medora.

Not referred to Committee. Placed on second reading and final passage, 1279.

Second reading, 1280.
Adopted, 1280.
To Senate, 1311.
Returned to House, 1327.
Enrolled, 1601.
Signed by Speaker, 1602.
To Senate, 1603.
Returned to House, 1603.
To Secretary of State, 1604.

HOUSE RESOLUTIONS

House Resolution No. 1 — (Wagner)

House Resolution No. 1. A Resolution relating to the election contest in the 23rd Legislative District, consisting of the Counties of Griggs, Steele, and part of Barnes.

Introduction, first reading, 23.
Rules suspended not printed as Bill, but printed in Journal, 23.
Second reading, 23.
Adopted, 23-24.
Enrolled, 147.
Signed by Speaker, 160.
To Secretary of State, 160.

House Resolution No. 2 — (Dick)

House Resolution No. 2. A Resolution relating to the election contest in the 22nd Legislative District, consisting of part of the County of Cass.

Introduction, first reading, 25.
Rules suspended, not printed as Bill, but printed in Journal, 25.
Second reading, 25.
Adopted, 26.
Enrolled, 147.
Signed by Speaker, 160.
To Secretary of State, 160.
Clincher, 26.

House Resolution No. 3 — (Streibel, Link, Atkinson, Boustead, Burke, Lang, Metzger, Wagner)

House Resolution No. 3. A Memorial Resolution in memory of former Speaker of the House of Representatives, R. Fay Brown.

Introduction, first reading, 55.
Amended, 161.
Do pass, 161.
Amendments adopted, 174.
Engrossed, 179.
Second reading, 192.
Adopted, 193.
Signed by Speaker, 311.
To Secretary of State, 334.

House Resolution No. 4 — (Streibel Link)

House Resolution No. 4. A Resolution commending Mrs. Ruth Smith for her service to the Legislative Assembly of the State of North Dakota.

Introduction, first reading, 69.
Second reading, 69.
Adopted, 69.
Enrolled, 147.
Signed by Speaker, 160.
To Secretary of State, 160.

House Resolution No. 5 — (Committee on Delayed Bills: Streibel, Reimers, Strinden, Link, Giffey)

House Resolution No. 5. A Resolution to appoint an official photographer for the House of Representatives of the Forty-first Legislative Assembly of the State of North Dakota.

Introduction, first reading, 1047.

Rules suspended, not printed as Bill, but printed in Journal, 1047.

Second reading, 1047.

Adopted, 1048.

Enrolled, 1161.

Signed by Speaker 1165.

To Secretary of State 1438.

House Resolution No. 6 — (Committee on Delayed Bills: Streibel, Reimers, Strinden, Link, Giffey)

House Resolution No. 6. A resolution commending the North Dakota Senate.

Introduction, first reading, 1579.

Rules suspended, not printed as Bill, but printed in Journal, 1579.

Second reading, 1579.

Adopted, 1579.

Motion to have four floor leaders deliver Resolution to House, prevailed, 1579.

Enrolled, 1602.

Signed by Speaker, 1602.

To Secretary of State, 1604.

HOUSE MEMORIAL RESOLUTIONS

House Memorial Resolution No. 1001 — (Committee on House Memorial Resolutions)

House Memorial Resolution No. 1001. A Memorial Resolution for deceased members of the House of Representatives of the State of North Dakota.

Introduction, first reading, 887.

Rules suspended, not printed as Bill, but printed in Journal, 887.

Second reading, 887.

Adopted, 890.

Enrolled, 1236.

Signed by Speaker, 1320.

To Secretary of State 1438.

RECORD OF SENATE BILLS IN THE HOUSE

Senate Bill No. 1 —

Senate Bill No. 1. A Bill for an Act making an appropriation for the general operation, maintenance and plant improvements of the state institutions of higher learning of the State of North Dakota.

Received from Senate, 815.
Introduction, First reading, 844.
Referred to Committee Appropriations.
Reported back, amended, 1241-1243, 1298-1301, 1518.
Re-referred to Committee on Appropriations, 1295.
Motion to dispense with reading amendments prevailed, 1341.
Amendments adopted, 1341.
Motion to reconsider action by which House adopted committee report, prevailed, 1295.
Rules suspended, placed on final passage, 1520.
Second reading, 1390, 1520.
Final Passage, 1390, 1520.
Clincher, 1390, 1521.
Returned to Senate, 1393.
Amended, 1393.
Conference Committee, House, 1467.
Conference Committee, Senate, 1469.
Senate does not concur, 1469.
Conference Committee Report, House adopts, 1520.
Conference Committee Report, Senate adopts, 1552.
Received from Senate, 1596.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 2 —

Senate Bill No. 2. A Bill for an Act making an appropriation for the general operation, maintenance and improvements of the extension division and experiment stations of North Dakota state university of agriculture and applied science.

Received from Senate, 609.
Introduction, First reading, 638.
Referred to Committee Appropriations.
Reported back, amended, 1166-1168.
Motion to dispense with reading amendments, prevailed, 1237.
Amendments adopted, 1237.
Second reading, 1313.
Final passage, 1313.
Returned to Senate, 1394.
Amended, 1394.
Senate does not concur, 1469.
Conference Committee, Senate, 1469.
Conference Committee, House, 1475.
Conference Committee report, House adopts, 1529.
Conference Committee report, Senate adopts, 1552.
Received from Senate, 1596.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 3 —

Senate Bill No. 3. A Bill for an Act making an appropriation out of the state highway fund in the state treasury for the operation,

maintenance, equipment, supplies, outfitting of patrolmen, travel and miscellaneous expenses for the highway patrol.

Received from Senate, 475.
 Introduction, First reading, 492.
 Referred to Committee Appropriation.
 Reported back, do pass, 940, amended, 1370.
 Amendments adopted, 1370.
 Rules suspended, placed on second reading and final passage, 1370, 1530.
 Second reading, 984, 1370, 1530.
 Final passage, 984, 1370, 1530.
 Clincher, 1371, 1530.
 Returned to Senate, 1061, 1393.
 Received from Senate, 1214, 1596.
 Signed by Speaker, 1215, 1599.
 Returned to Senate, 1216, 1600.
 Motion to request return of Bill to House prevailed, 1312.
 Reconsidered, 1370.
 Amended, 1393.
 Senate does not concur, 1469.
 Conference Committee, Senate, 1469.
 Conference Committee, House, 1476.
 Conference Committee report, House adopts, 1530.
 Conference Committee report, Senate adopts, 1552.

Senate Bill No. 4 —

Senate Bill No. 4. A Bill for an Act making an appropriation to the state historical board for salary, clerkhire and miscellaneous expenses and the maintenance of the state historical board.

Received from Senate, 219.
 Introduction, First reading, 270.
 Referred to Committee on Appropriations.
 Reported back, do pass, 969.
 Second reading, 995.
 Final passage, 996.
 Returned to Senate, 1061.
 Received from Senate, 1118.
 Signed by Speaker, 1129.
 Returned to Senate, 1159.

Senate Bill No. 5 —

Senate Bill No. 5. A Bill for an Act making an appropriation to the North Dakota park service for administration, operation, maintenance and development of state parks, and declaring an emergency.

Received from Senate, 219.
 Introduction, First reading, 270.
 Referred to Committee on Appropriations.
 Reported back, amended, 969.
 Amendments adopted, 1006.
 Second reading, 1053.
 Final passage, 1053.
 Emergency clause carried, 1054.
 Returned to Senate, 1119.
 Amended, 1119.
 Senate Concur, 1217.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 6 —

Senate Bill No. 6. A Bill for an Act making an appropriation for the use of the North Dakota economic development commission and state planning agency.

Received from Senate, 674.
 Introduction, First reading, 705.
 Referred to Committee on Appropriations.
 Reported back, amended, 1168.
 Motion to dispense with reading amendments prevailed, 1237.
 Amendments adopted, 1237.
 Second reading, 1314.
 Final passage, 1314.
 Returned to Senate, 1394.
 Amended, 1394.
 Senate Concurr, 1468.
 Received from Senate, 1596.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 7 —

Senate Bill No. 7. A Bill for an Act relating to an appropriation for the purpose of administering the provisions of Chapters 52-09 and 52-10 of the North Dakota Century Code, pertaining to administration costs of the old age and survivor insurance system and to social security coverage of public employees.

Received from Senate, 199.
 Introduction, first reading, 270.
 Referred to Committee on Appropriations.
 Reported back, do pass, 940.
 Second reading, 984.
 Final passage, 985.
 Returned to Senate, 1061.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 8 —

Senate Bill No. 8. A Bill for an Act making an appropriation to the livestock sanitary board for its operating and maintenance expense and expenses pertaining to licensed quarantined feedlots.

Received from Senate, 331.
 Introduction, first reading, 351.
 Referred to Committee on Appropriations.
 Re-referred to Committee on Appropriations, 1137.
 Reported back, amended, 1135-1136, 1148.
 Motion to reconsider committee report prevailed, 1137.
 Motion to dispense with reading amendments prevailed, 1165.
 Amendments adopted, 1165.
 Second reading, 1252.
 Final passage, 1252.
 Returned to Senate, 1364.
 Amended, 1364.
 Senate Concurr, 1398.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 9 —

Senate Bill No. 9. A Bill for an Act providing an appropriation for the paying of salaries and other administrative expenses of the office of commissioner of veterans' affairs and the veterans' aid commission, and transferring the balance in the adjutant general military records fund to the general fund.

Received from Senate, 815.
 Introduction, first reading, 844.
 Referred to Committee on Appropriations.
 Reported back, amended, 1206.
 Motion to dispense with reading amendments prevailed, 1237.
 Amendments adopted, 1237.
 Second reading, 1315.
 Final passage, 1315.
 Returned to Senate, 1394.
 Amended, 1394.
 Senate does not concur, 1469.
 Conference Committee, Senate, 1469.
 Conference Committee, House, 1475.
 Conference Committee report, House adopts, 1529.
 Conference Committee report, Senate adopts, 1552.
 Received from Senate, 1596.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 10 —

Senate Bill No. 10. A Bill for an Act making an appropriation for the general maintenance, improvements and special projects for the North Dakota soldiers' home at Lisbon, North Dakota.

Received from Senate, 275.
 Introduction, first reading, 293.
 Referred to Committee on Appropriations.
 Reported back, amended, 1031, 1432.
 Motion to dispense with reading of amendments prevailed, 1051.
 Amendments adopted, 1051.
 Rules suspended, placed on Final passage, 1433.
 Second reading, 1086, 1433.
 Final passage, 1086, 1433.
 Clincher, 1433.
 Returned to Senate, 1158.
 Senate does not concur, 1217.
 Conference Committee, Senate, 1217.
 Conference Committee, House, 1285.
 Conference Committee report, Senate adopts, 1361.
 Conference Committee report, House adopts, 1432.
 Received from Senate, 1596.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 11 —

Senate Bill No. 11. A Bill for an Act making an appropriation for the disbursement by the public welfare board in providing public assistance to dependent children and to needy blind and providing child welfare services and services to crippled children, also providing assistance to the needy aged and general assistance for relief to destitute and necessitous persons, aid to permanently and totally disabled, medical aid to the aged, and for the necessary costs of administration of all the programs above mentioned and providing a statement of legislative intent.

Received from Senate, 815.
 Introduction, first reading, 844.
 Referred to Committee on Appropriations.
 Reported back, amended, 1296-1297, 1533.
 Motion to dispense with reading amendments prevailed, 1341.
 Amendments adopted, 1341.
 Second reading, 1390, 1533.
 Final passage, 1390, 1533.
 Rules suspended, properly engrossed, placed on final passage, 1533.
 Clincher, 1391, 1534.
 Returned to Senate, 1393.
 Amended, 1393.
 Senate does not concur, 1469.
 Conference Committee, Senate, 1459.
 Conference Committee, House, 1476.
 Conference Committee report, Senate adopts, 1518.
 Conference Committee report, House adopts, 1533.
 Received from Senate, 1596.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 12 —

Senate Bill No. 12. A Bill for an Act making an appropriation to continue the operation of North Dakota civil defense as provided for by Chapter 37-17 of the North Dakota Century Code.

Received from Senate, 600.
 Introduction, first reading, 614.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1031.
 Second reading, 1064.
 Final passage, 1064.
 Returned to Senate, 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1437.
 Returned to Senate, 1499.

Senate Bill No. 13 —

Senate Bill No. 13. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the department of the registrar of motor vehicles, and declaring an emergency.

Received from Senate, 532.
 Introduction, first reading, 577.
 Referred to Committee on Appropriations.
 Reported back, do pass, 969, amended, 1156.
 Amendments adopted, 1156.
 Second reading, 996, 1156.
 Final passage, 996-997, 1156-1157.
 Emergency clause carried, 997, 1157.
 Returned to Senate, 1061, 1217.
 Amended, 1061.
 House requests return for making a mechanical correction, 1107.
 Returned to House, 1156.
 Senate concurs, 1302.
 Motion to reconsider action by which Bill was passed, 1156.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 14 —

Senate Bill No. 14. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state highway department and to authorize expenditures for highway project construction costs.

Received from Senate, 532.
 Introduction, first reading, 577.
 Referred to Committee on Appropriations.
 Reported back, amended, 1265, 1574.
 Motion to dispense with reading amendments prevailed, 1296.
 Amendments adopted, 1296.
 Second reading, 1342, 1574.
 Final passage, 1342, 1574.
 Returned to Senate, 1393.
 Amended, 1393.
 Senate does not concur, 1469.
 Conference Committee, Senate, 1469.
 Conference Committee, House, 1475.
 Conference Committee report, Senate adopts, 1561.
 Conference Committee report, House adopts, 1574.
 Rules suspended, placed on final passage, 1574.
 Clincher, 1575.
 Received from Senate, 1596.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 15 —

Senate Bill No. 15. A Bill for an Act making an appropriation for the purpose of paying salaries and miscellaneous expenses of the workmen's compensation bureau.

Received from Senate, 219.
 Introduction, first reading, 270.
 Referred to Committee on Appropriations.
 Reported back, amended, 966.
 Amendments adopted, 1006.
 Second reading, 1054.
 Final Passage, 1054.
 Returned to Senate, 1119.
 Amended, 1119.
 Senate concurs, 1217.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 16 —

Senate Bill No. 16. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the game and fish department.

Received from Senate, 511.
 Introduction, first reading, 536.
 Referred to Committee on Appropriations.
 Reported back, do pass, 970.
 Motion to lay over one Legislative day prevailed, 997.
 Second reading, 1054.
 Final passage, 1055.
 Returned to Senate, 1119.
 Received from Senate, 1289.

Signed by Speaker, 1437.
Returned to Senate, 1499.

Senate Bill No. 17 —

Senate Bill No. 17. A Bill for an Act making an appropriation for the purpose of operating and maintaining the teachers' insurance and retirement fund.

Received from Senate, 172.
Introduction, first reading, 270.
Referred to Committee on Appropriations.
Reported back, do pass, 970.
Second reading, 997.
Final passage, 997.
Returned to Senate, 1061.
Received from Senate, 1118.
Signed by Speaker, 1129.
Returned to Senate, 1159.

Senate Bill No. 18 —

Senate Bill No. 18. A Bill for an Act making an appropriation to provide for nurse preparation scholarships for qualified residents of North Dakota who express an intent to prepare for nursing, as provided for in Chapter 43-12 of the North Dakota Century Code.

Received from Senate, 146.
Introduction, first reading, 164.
Referred to Committee on Agriculture.
Reported back, do pass, 940.
Second reading, 985.
Final passage, 985.
Returned to Senate, 1061.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 19 —

Senate Bill No. 19. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Received from Senate, 511.
Introduction, first reading, 536.
Referred to Committee on Appropriations.
Reported back, do pass, 1031.
Second reading, 1064.
Final passage, 1065.
Returned to Senate, 1119.
Received from Senate, 1289.
Signed by Speaker, 1437.
Returned to Senate, 1499.

Senate Bill No. 20 —

Senate Bill No. 20. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of the bank of North Dakota and of the Judge A. M. Christianson Project.

Received from Senate, 773.
Introduction, first reading, 807.

Referred to Committee on Appropriations.
Reported back, amended, 1243, 1505.
Motion to dispense with reading amendments prevailed, 1295.
Amendments adopted, 1295.
Second reading, 1342, 1505.
Final passage, 1342, 1505.
Clincher, 1343, 1506.
Returned to Senate, 1393.
Amended, 1393.
Senate does not concur, 1469.
Conference Committee, Senate 1459.
Conference Committee, House, 1476.
Rules suspended, placed on final passage, 1505.
Conference Committee report, House adopts, 1505.
Conference Committee report, Senate adopts, 1518.
Received from Senate, 1596.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 21 —

Senate Bill No. 21. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state of North Dakota doing business as the North Dakota mill and elevator association.

Received from Senate, 350.
Introduction, first reading, 361.
Referred to Committee on Appropriations.
Reported back, do pass, 940.
Second reading, 986.
Final passage, 986.
Returned to Senate, 1061.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 22 —

Senate Bill No. 22. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and operation of the state wheat commission.

Received from Senate, 511.
Introduction, first reading, 536.
Referred to Committee on Appropriations.
Reported back, amended, 1129.
Motion to dispense with reading amendments prevailed, 1165.
Amendments adopted, 1165.
Second reading, 1252.
Final passage, 1252.
Returned to Senate, 1364.
Amended, 1364.
Senate does not concur, 1398.
Conference Committee, Senate, 1398.
Conference Committee, House, 1467.
Conference Committee report, House adopts, 1472.
Conference Committee report, Senate adopts, 1504.
Received from Senate, 1596.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 23 —

Senate Bill No. 23. A Bill for an Act making an appropriation to the state water conservation commission for general administrative expenses, maintenance and construction of dams; planning, surveying and construction expenses of multiple purpose water projects; and organizing water conservation and irrigation districts.

Received from Senate, 600.
 Introduction, first reading, 614.
 Referred to Committee on Appropriations.
 Reported back, amended, 946.
 Motion to dispense with reading amendments prevailed, 973.
 Amendments adopted, 973.
 Second reading, 997, 1208.
 Final passage, 998, 1208.
 Returned to Senate, 1061.
 Amended, 1061.
 Senate does not concur, 1101.
 Conference Committee, Senate, 1101.
 Conference Committee, House, 1125.
 Rules suspended, properly re-engrossed and placed on final passage, 1208.
 Conference Committee report, House adopts, 1208.
 Conference Committee report, Senate adopts, 1217.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 24 —

Senate Bill No. 24. A Bill for an Act making an appropriation for the operating and maintenance expenses of the public health department.

Received from Senate, 674.
 Introduction, first reading, 705.
 Referred to Committee on Appropriations.
 Reported back, amended, 981-982, 1433.
 Amendments adopted, 1007.
 Second reading, 1055, 1451.
 Final passage, 1055, 1056, 1452.
 Returned to Senate, 1119.
 Amended, 1119.
 Senate does not concur, 1217.
 Conference Committee, Senate, 1217.
 Conference Committee, House, 1285.
 Conference Committee report, Senate adopts, 1398.
 Conference Committee Report, House adopts, 1433.
 Rules suspended, placed on final passage, at the foot of the calendar, 1434.
 Clincher, 1452.
 Received from Senate, 1596.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 25 —

Senate Bill No. 25. A Bill for an Act making an appropriation to the capitol grounds planning commission out of the general fund for the purpose of defraying the expenses of the commission.

Received from Senate, 219.
Introduction, first reading, 270.
Referred to Committee on Appropriations.
Reported back, do pass, 1136.
Second reading, 1191.
Final passage, 1191.
Returned to Senate, 1274.
Received from Senate, 1581.
Signed by Speaker, 1582.
Returned to Senate, 1583.

Senate Bill No. 26 —

Senate Bill No. 26. A Bill for an Act making an appropriation for the purpose of administering the provisions of Chapter 12-61 of the North Dakota Century Code.

Received from Senate, 439.
Introduction, first reading, 454.
Referred to Committee on Appropriations.
Reported back, amended, 1130.
Motion to dispense with reading amendments prevailed, 1165.
Amendments adopted, 1165.
Second reading, 1254.
Final passage, 1254.
Returned to Senate, 1364.
Amended, 1364.
Senate Concur, 1398.
Received from Senate, 1581.
Signed by Speaker, 1582.
Returned to Senate, 1583.

Senate Bill No. 27 —

Senate Bill No. 27. A Bill for an Act making an appropriation for salaries and expenses of the governor's council on human resources.

Received from Senate, 511.
Introduction, first reading, 537.
Referred to Committee on Appropriations.
Reported back, do pass, 970, amended, 1357, 1506.
Amendments adopted, 1357.
Second reading, 998, 1357, 1507, 1560.
Final passage, 998, 1358, 1507, 1560.
Rules suspended, placed on second reading and final passage, 1357, 1507, 1560.
Lost, 1507.
Clincher, 1358, 1507, 1561.
Returned to Senate, 1061, 1393.
Amended, 1393.
Senate does not concur, 1472.
Conference Committee, Senate, 1472.
Conference Committee, House, 1475.
Motion to request return of Bill to House, prevailed, 1325.
Returned to House, 1327.
Reconsidered, 1357, 1560.
Received from Senate, 1118, 1596.
Signed by Speaker, 1129, 1599.
Returned to Senate, 1159, 1600.
Conference Committee Report, House adopts, 1506.
Conference Committee Report, Senate adopts, 1518.

Senate Bill No. 28 —

Senate Bill No. 28. A Bill for an Act making an appropriation to the North Dakota heritage commission for the planning and designing of a heritage center.

Received from Senate, 475.
Introduction, first reading, 492.
Referred to Committee on Appropriations.
Reported back, do pass, 970.
Second reading, 999.
Final passage, 999.
Returned to Senate, 1061.
Received from Senate, 1118.
Signed by Speaker, 1129.
Returned to Senate, 1159.

Senate Bill No. 29 —

Senate Bill No. 29. A Bill for an Act making an appropriation to meet the extraordinary expenses of law enforcement arising by reason of the location of Indian reservations.

Received from Senate, 532.
Introduction, first reading, 577.
Referred to Committee on Appropriations.
Reported back, amended, 1105, 1434.
Motion to dispense with reading amendments prevailed, 1131.
Amendments adopted, 1131.
Second reading, 1193.
Final passage, 1193.
Returned to Senate, 1295.
Amended, 1295.
Senate does not concur, 1346.
Conference Committee, Senate, 1346.
Conference Committee, House, 1361.
Conference Committee Report, House adopts, 1434.
Conference Committee Report, Senate adopts, 1504.
Received from Senate, 1596.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 30 —

Senate Bill No. 30. A Bill for an Act making an appropriation for the purpose of defraying the expenses of public schools, specifying the amount and time for which such appropriations shall be available, and repealing all Acts, or parts of Acts, insofar as the same shall relate to appropriations conflicting herewith or to appropriations for the same purposes provided for herein.

Received from Senate, 773.
Introduction, first reading, 807.
Referred to Committee on appropriations.
Reported back, amended, 1183.
Motion to dispense with reading amendments prevailed, 1237.
Amendments adopted, 1238.
Second reading, 1315.
Final passage, 1316.
Returned to Senate, 1394.
Amended, 1394.
Senate Concurs, 1504.
Received from Senate, 1596.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 31 —

Senate Bill No. 31. A Bill for an Act directing the board of trustees of the North Dakota soldiers' home to sell certain real property owned by the state for the benefit of the North Dakota soldiers' home, and declaring an emergency.

Received from Senate, 146.
Introduction, first reading, 164.
Referred to Committee on agriculture.
Reported back, do pass, 851.
Second reading, 884.
Final passage, 884.
Emergency clause carried, 884.
Returned to Senate, 921.
Received from Senate, 1028.
Signed by Speaker, 1040.
Returned to Senate, 1045.

Senate Bill No. 32 —

Senate Bill No. 32. A Bill for an Act to create a state guarantee loan program under the supervision of the Bank of North Dakota, providing funds for such program by transferring the state scholarship fund, providing for the administration of federal funds, and an information system under the board of higher education; and providing a penalty.

Received from Senate, 276.
Introduction, first reading, 293.
Referred to Committee on Education.
Reported back, amended, 942.
Motion to dispense with reading amendments prevailed, 973.
Amendments adopted, 973.
Second reading, 999.
Final passage, 1000.
Returned to Senate, 1061.
Amended, 1061.
Senate Concurr, 1101.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 33 —

Senate Bill No. 33. A Bill for an Act to establish an office of central data processing, and to amend and reenact section 54-44-11 of the North Dakota Century Code, relating to an operating fund.

Received from Senate, 815.
Introduction, first reading, 844.
Referred to Committee on State and Federal Government.
Reported back, do pass, 942.
Second reading, 986.
Final passage, 986.
Returned to Senate, 1061.
Received from Senate, 1118.
Signed by Speaker, 1129.
Returned to Senate, 1159.

Senate Bill No. 34 —

Senate Bill No. 34. A Bill for an Act relating to a study by the legislative research committee for the development of a plan

for an integrated data processing system for the institutions under the authority of the board of higher education, and providing for an appropriation.

Received from Senate, 511.
 Introduction, first reading, 537.
 Referred to Committee on appropriations.
 Reported back, do pass, 1136.
 Second reading, 1194.
 Final passage, 1194.
 Returned to Senate, 1294.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 35 —

Senate Bill No. 35. A Bill for an Act to amend and reenact sections 15-29-08, 15-40-14, 15-40-16, 15-40-18, 15-40-19, and 15-40-24 of the North Dakota Century Code, relating to foundation aid payments to eligible school districts based upon current enrollments and subsequent adjustment of payments based upon average daily membership.

Received from Senate, 475.
 Introduction, first reading, 493.
 Referred to Committee on Education.
 Re-referred to Committee on Appropriations, 1135.
 Reported back, do pass, 1135, amended, 1238-1239, 1531-1532.
 Motion to dispense reading amendments prevailed, 1295.
 Amendments adopted, 1295.
 Second reading, 1343, 1532.
 Final passage, 1344, 1532.
 Rules suspended, placed on final passage, 1532.
 Clincher, 1344, 1532.
 Returned to Senate, 1393.
 Amended, 1393.
 Senate does not concur, 1469.
 Conference Committee, Senate, 1469.
 Conference Committee, House, 1476.
 Conference Committee report, Senate adopts, 1518.
 Conference Committee report, House adopts, 1532.
 Received from Senate, 1596.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 36 —

Senate Bill No. 36. A Bill for an Act to amend and reenact section 15-60-06 of the North Dakota Century Code, relating to a quorum for the state board of public school education.

Received from Senate, 116.
 Introduction, first reading, 164.
 Referred to Committee on Education.
 Reported back, do pass, 833.
 Second reading, 855.
 Final passage, 855-856.
 Returned to Senate, 920.
 Received from Senate, 1028.
 Signed by Speaker, 1040.
 Returned to Senate, 1045.

Senate Bill No. 38 —

Senate Bill No. 38. A Bill for an Act, relating to and defining abandoned personal property, providing methods for same to be taken into the custody of the state, for its recovery by the rightful owner, for an administrator, for a penalty, and to repeal sections 54-01-02.1, 54-01-02.2 and 54-01-02.3 of the North Dakota Century Code, relating to unclaimed funds.

Received from Senate, 475.
 Introduction, first reading, 493.
 Referred to Committee on Judiciary.
 Re-referred to Committee on appropriations, 1136.
 Reported back, do pass, 1136, amended, 1265.
 Motion to dispense with reading amendments prevailed, 1296.
 Amendments adopted, 1296.
 Second reading, 1344.
 Final passage, 1344.
 Lost, 1344.
 Clincher, 1344.

Senate Bill No. 39 —

Senate Bill No. 39. A Bill for an Act to give political subdivisions the authority to grant ad valorem taxation exemptions to new industries, providing for the approval of the state board of equalization, and granting authority to the state board of equalization to also exempt these industries from state income taxation.

Received from Senate, 276.
 Introduction, first reading, 293.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 1032.
 Second reading, 1065.
 Final passage, 1065.
 Returned to Senate, 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1437.
 Returned to Senate, 1499.

Senate Bill No. 40 —

Senate Bill No. 40. A Bill for an Act to create and enact section 24-01-24.1 of the North Dakota Century Code, relating to appeal of eminent domain actions; to amend and reenact sections 24-01-19, 24-01-20, 24-01-21, 24-01-22.1, 24-01-23, 24-01-25, and 24-01-29 of the North Dakota Century Code, relating to condemnation procedures; and to repeal section 24-01-22 of the North Dakota Century Code, relating to condemnation procedures.

Received from Senate, 813.
 Introduction, first reading, 830.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postpone, 1105.
 Returned to Senate, 1192.

Senate Bill No. 41 —

Senate Bill No. 41. A Bill for an Act to amend and reenact section 32-15-22.1 of the North Dakota Century Code, relating to reimbursement for moving expenses pursuant to eminent domain proceedings.

Received from Senate, 137.
 Introduction, first reading, 164.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1098.
 Second reading, 1115.
 Final passage, 1115.
 Returned to Senate, 1192.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 42 —

Senate Bill No. 42. A Bill for an Act to amend and reenact sections 46-03-10, 46-03-11, 46-03-15, 46-03-18, 46-03-19, 54-03-01.2, subsection 3 of section 54-04-02, subsections 2 and 4 of section 54-06-04, sections 54-35-01, 54-35-02, 54-35-03, 54-35-04, 54-35-05, 54-35-06, 54-35-07, 54-35-08, 54-35-09, 54-35-10, 54-35-11, 54-35-12, 54-35-13, 54-35-14, 54-35.1-01, 54-35.1-03, 54-35.1-05, 54-44.1-07, and 54-49-08 of the North Dakota Century Code, relating to the legislative research committee, its name, function, powers and duties.

Received from Senate, 276.
 Introduction, first reading, 293.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 667.
 Second reading, 699.
 Final passage, 700.
 Returned to Senate, 773.
 Received from Senate, 901.
 Signed by Speaker, 905.
 Returned to Senate, 919.

Senate Bill No. 45 —

Senate Bill No. 45. A Bill for an Act to provide for the reclamation of strip mined lands, declaring a penalty, and providing an appropriation.

Received from Senate, 511.
 Introduction, first reading, 537.
 Referred to Committee on Natural Resources.
 Re-referred to Committee on appropriations, 1094.
 Reported back, do pass, 1094, 1183.
 Second reading, 1270.
 Final passage, 1271.
 Returned to Senate, 1364.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 46 —

Senate Bill No. 46. A Bill for an Act to create and enact sections 54-52-02.1 and 54-52-02.2 of the North Dakota Century Code; to amend and reenact section 40-46-02, subsections 3, 6, 7, and 11 of section 54-52-01, section 54-52-03, subsection 6 of section 54-52-04, sections 54-52-05, 54-52-06, 54-52-07, 54-52-10, 54-52-11, and 54-52-22; and to repeal section 54-52-24 of the North Dakota Century Code, relating to the employees retirement system, extending the membership therein to county and city employees.

Received from Senate, 773.
 Introduction, first reading, 807.
 Referred to Committee on Industry and Business.
 Re-referred to Committee on Industry and Business, 1121.
 Reported back, amended, 1032, 1240.
 Motion to dispense with reading amendments prevailed, 1051, 1295.
 Amendments adopted, 1051, 1295.
 Second reading, 1086, 1344.
 Final passage, 1086, 1345.
 Lost for constitutional majority, 1087.
 Motion to reconsider prevailed, 1107.
 Placed on calendar, 1107.
 Clincher, 1345.
 Returned to Senate, 1393.
 Amended, 1393.
 Senate Concurs, 1504.
 Received from Senate, 1596.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 50 —

Senate Bill No. 50. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, relating to requiring re-examination of visual acuity every four years for driver license applicants between the ages of forty-four and seventy.

Received from Senate, 600.
 Introduction, first reading, 614.
 Referred to Committee on Transportation.
 Reported back, amended, 879.
 Amendments adopted, 906.
 Second reading, 926.
 Lost, 927.
 Returned to Senate, 993.

Senate Bill No. 51 —

Senate Bill No. 51. A Bill for an Act to amend and reenact sections 54-12-07 and 54-12-08 of the North Dakota Century Code, relating to salaries of assistant and special assistant attorneys general, and providing an effective date.

Received from Senate, 609.
 Introduction, first reading, 638.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1136.
 Second reading, 1194.
 Final passage, 1194.
 Returned to Senate, 1294.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 52 —

Senate Bill No. 52. A Bill for an Act to amend and reenact sections 44-08-04 and 54-06-09 of the North Dakota Century Code, relating to the expense accounts and mileage and travel expenses of state officers and employees.

Received from Senate, 302.
 Introduction, first reading, 318.
 Referred to Committee on Appropriations.

Reported back, do pass, 970.
Motion to lay over one legislative day prevailed, 1000.
Second reading, 1056.
Final passage, 1056.
Returned to Senate, 1119.
Received from Senate, 1289.
Signed by Speaker, 1437.
Returned to Senate, 1499.

Senate Bill No. 54 —

Senate Bill No. 54. A Bill for an Act to amend and reenact section 54-06-09.1 of the North Dakota Century Code, relating to penalty for false certification of expense and traveling accounts.

Received from Senate, 137.
Introduction, first reading, 164.
Referred to Committee on Judiciary.
Reported back, do pass, 1183.
Second reading, 1271.
Final passage, 1271.
Returned to Senate, 1364.
Received from Senate, 1581.
Signed by Speaker, 1582.
Returned to Senate, 1583.

Senate Bill No. 55 —

Senate Bill No. 55. A Bill for an Act authorizing the state auditor to examine tax returns on file with the tax commissioner, and providing a penalty for divulging secret information.

Received from Senate, 276.
Introduction, first reading, 293.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 833.
Second reading, 856.
Final passage, 856.
Returned to Senate, 920.
Received from Senate, 1028.
Signed by Speaker, 1040.
Returned to Senate, 1045.

Senate Bill No. 56 —

Senate Bill No. 56. A Bill for an Act to amend and reenact sections 37-15-13, 37-15-14, 37-15-15, and 37-15-16 of the North Dakota Century Code, relating to the custody and expenditure of funds of the soldiers' home.

Received from Senate, 172.
Introduction, first reading, 271.
Referred to Committee on Appropriations.
Reported back, do pass, 970.
Second reading, 1000.
Final passage, 1000.
Returned to Senate, 1061.
Received from Senate, 1118.
Signed by Speaker, 1129.
Returned to Senate, 1159.

Senate Bill No. 57 —

Senate Bill No. 57. A Bill for an Act to amend and reenact section 25-09-02 of the North Dakota Century Code, relating to charges to patients at the state hospital.

Received from Senate, 439.
Introduction, first reading, 454.
Referred to Committee on Social Welfare.
Reported back, do pass, 1107.
Second reading, 1138.
Final passage, 1139.
Returned to Senate, 1216.
Received from Senate, 1581.
Signed by Speaker, 1582.
Returned to Senate, 1583.

Senate Bill No. 58 —

Senate Bill No. 58. A Bill for an Act to repeal section 54-52-15 of the North Dakota Century Code, relating to State Employees' Retirement Program accounting requirements.

Received from Senate, 159.
Introduction, first reading, 164.
Referred to Committee on Industry and Business.
Reported back, amended, 786, 1209.
Amendments adopted, 816.
Second reading, 838, 1209.
Final passage, 839, 1209.
Rules suspended, re-engrossed and placed on final passage, 1209.
Returned to Senate, 903.
Amended, 903.
Senate concurs, 938.
Senate reconsidered, 957.
Does not concur, 957.
Conference Committee, Senate, 957.
Conference Committee, House, 974.
Conference Committee report, House adopts, 1209.
Conference Committee report, Senate adopts, 1217.
Received from Senate, 1581.
Signed by Speaker, 1582.
Returned to Senate, 1583.

Senate Bill No. 59 —

Senate Bill No. 59. A Bill for an Act to amend and reenact section 44-04-08 of the North Dakota Century Code, relating to the reports of state institutions, boards, departments, and offices.

Received from Senate, 172.
Introduction, first reading, 271.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postpone, 667.
Returned to Senate, 740.

Senate Bill No. 60 —

Senate Bill No. 60. A Bill for an Act to amend and reenact section 16-13-07 of the North Dakota Century Code, relating to the election reports and poll books returned to the county auditor.

Received from Senate, 146.
Introduction, first reading, 164.

Referred to Committee on Judiciary.
 Reported back, do pass, 1032.
 Second reading, 1066.
 Final passage, 1066.
 Returned to Senate, 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1437.
 Returned to Senate, 1499.

Senate Bill No. 61 —

Senate Bill No. 61. A Bill for an Act to amend and reenact subsection 2 of section 40-61-01 of the North Dakota Century Code, relating to definition of a "city" in municipal parking authority act.

Received from Senate, 199.
 Introduction, first reading, 271.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 1183, Indefinitely postpone, 502.
 Returned to Senate, 577.

Senate Bill No. 62 —

Senate Bill No. 62. A Bill for an Act to amend and reenact section 12-41-11 of the North Dakota Century Code, relating to trespass by damage to produce or anything to lands of another.

Received from Senate, 137.
 Introduction, first reading, 165.
 Referred to Committee on Judiciary.
 Reported back, do pass, 982.
 Second reading, 1018.
 Final passage, 1018.
 Returned to Senate, 1096.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 63 —

Senate Bill No. 63. A Bill for an Act relating to a change from the council system of government to the modern council form of government, providing the petition required therefor, the determination of the sufficiency of the petition by the city auditor, the procedure to be followed when the petition is filed, and for a special election and ballot thereon.

Received from Senate, 439.
 Introduction, first reading, 454.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 786.
 Second reading, 824.
 Final passage, 824.
 Returned to Senate, 875.
 Received from Senate, 919.
 Signed by Speaker, 923.
 Returned to Senate, 937.

Senate Bill No. 64 —

Senate Bill No. 64. A Bill for an Act to amend and reenact sections 20-03-10, 20-05-06, and 20-05-08 of the North Dakota Century

Code, providing penalties for violations of the big game hunting laws.

Received from Senate, 773.
Introduction, first reading, 807.
Referred to Committee on Natural Resources.
Reported back, Indefinitely postpone, 1303.
Returned to Senate, 1424.

Senate Bill No. 65 —

Senate Bill No. 65. A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-38-04 of the North Dakota Century Code, to provide for exclusion of income of a nonresident received from personal or professional services performed in this state if the state in which the nonresident resides grants reciprocal treatment to residents of this state, and providing an effective date.

Received from Senate, 674.
Introduction, first reading, 705.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 924.
Second reading, 944.
Final passage, 945.
Returned to Senate, 1016.
Received from Senate, 1118.
Signed by Speaker, 1129.
Returned to Senate, 1159.

Senate Bill No. 66 —

Senate Bill No. 66. A Bill for an Act authorizing the state board of higher education to expend the funds received from sale of agricultural experiment station land to the state highway department for the purpose of acquiring other land.

Received from Senate, 137.
Introduction, first reading, 165.
Referred to Committee on Agriculture.
Reported back, do pass, 851.
Second reading, 884.
Final passage, 885.
Returned to Senate, 921.
Received from Senate, 1028.
Signed by Speaker, 1040.
Returned to Senate, 1046.

Senate Bill No. 68 —

Senate Bill No. 68. A Bill for an Act to amend and reenact section 57-22-02.1 of the North Dakota Century Code, relating to publication of delinquent personal property tax lists.

Received from Senate, 137.
Introduction, first reading, 165.
Referred to Committee on Finance and Taxation.
Reported back, amended, 942-943.
Amendments adopted, 973.
Motion to dispense with reading amendments prevailed, 973.
Second reading, 1001.
Final passage, 1001.
Returned to Senate, 1062.
Amended, 1062.
Senate Concurs, 1101.

Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 69 —

Senate Bill No. 69. A Bill for an Act to amend and reenact section 37-15-07 of the North Dakota Century Code, relating to the commandant of the soldiers' home.

Received from Senate, 137.
Introduction, first reading, 165.
Referred to Committee on Veterans Affairs.
Reported back, do pass, 256.
Second reading, 276.
Final passage, 276.
Returned to Senate, 308.
Received from Senate, 371.
Signed by Speaker, 371.
Returned to Senate, 371.

Senate Bill No. 71 —

Senate Bill No. 71. A Bill for an Act to amend and reenact sections 43-11-06 and 43-11-16 of the North Dakota Century Code, relating to the compensation of the members of the board of hairdressers and cosmetologists, and the qualifications for registration of a school for hairdressers and cosmetologists.

Received from Senate, 172.
Introduction, first reading, 271.
Referred to Committee on Industry and Business.
Reported back, do pass, 434.
Second reading, 469.
Final passage, 470.
Returned to Senate, 516.
Received from Senate, 714.
Signed by Speaker, 754.
Returned to Senate, 772.

Senate Bill No. 74 —

Senate Bill No. 74. A Bill for an Act to amend and reenact section 40-38-02 of the North Dakota Century Code, relating to the levy and collection of funds for public libraries by municipalities and counties.

Received from Senate, 137.
Introduction, first reading, 165.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 528, Indefinitely postpone, 823.
Second reading, 574.
Final passage, 574-575.
Lost, 575.
Motion to reconsider action, 581.
Re-referred to Committee on Political Subdivision, 581.
Returned to Senate, 875.

Senate Bill No. 75 —

Senate Bill No. 75. A Bill for an Act to create and enact Section 31-01-06.1 of the North Dakota Century Code providing immunity

for counselors of school pupils from the disclosure of privileged information.

Received from Senate, 219.
 Introduction, first reading, 271.
 Referred to Committee on Judiciary.
 Reported back, amended, 1098.
 Motion to dispense with reading amendments prevailed, 1113.
 Amendments adopted, 1115.
 Second reading, 1144.
 Final passage, 1145.
 Returned to Senate, 1217.
 Amended, 1217.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 76 —

Senate Bill No. 76. A Bill for an Act to amend and reenact section 47-28-01 of the North Dakota Century Code, relating to the patenting of inventions by employees of a state institution of higher learning.

Received from Senate, 159.
 Introduction, first reading, 165.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1183.
 Second reading, 1272.
 Final passage, 1272.
 Returned to Senate, 1364.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 77 —

Senate Bill No. 77. A Bill for an Act to amend and reenact section 21-04-09 of the North Dakota Century Code, relating to the pledge of securities for public deposits.

Received from Senate, 159.
 Introduction, first reading, 165.
 Referred to Committee on Industry and Business.
 Reported back, amended, 299-300.
 Amendments adopted, 315.
 Second reading, 348.
 Final passage, 348.
 Returned to Senate, 364.
 Amended, 364.
 Senate concurs, 425.
 Received from Senate, 714.
 Signed by Speaker, 754.
 Returned to Senate, 772.

Senate Bill No. 78 —

Senate Bill No. 78. A Bill for an Act to amend and reenact section 39-06-19 of the North Dakota Century Code, providing an exception to the requirement for examination of persons applying for renewal of operator's licenses one year or more after expiration of such licenses.

Received from Senate, 600.
 Introduction, first reading, 614.

Referred to Committee on Transportation.
 Reported back, amended, 979, 1434.
 Amendments adopted, 1006.
 Second reading, 1056, 1435.
 Final passage, 1056-1057, 1435.
 Returned to Senate, 1119.
 Amended, 1119.
 Does not concur, 1217.
 Conference Committee, Senate, 1217.
 Conference Committee, House, 1285.
 Conference Committee report, Senate adopts, 1361.
 Conference Committee report, House adopts, 1434.
 Clincher, 1435.
 Rules suspended, placed on final passage, 1434.
 Received from Senate, 1596.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 79 —

Senate Bill No. 79. A Bill for an Act to amend and reenact section 61-21-03 of the North Dakota Century Code, relating to the compensation of members of boards of drainage commissioners.

Received from Senate, 302.
 Introduction, first reading, 318.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 912.
 Second reading, 931.
 Final passage, 932.
 Returned to Senate, 994.
 Received from Senate, 1097.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 80 —

Senate Bill No. 80. A Bill for an Act to create and enact subsection 4 of section 20-03-02 of the 1967 Supplement to the North Dakota Century Code, relating to fishing license exemptions.

Received from Senate, 532.
 Introduction, first reading, 578.
 Referred to Committee on Natural Resources.
 Reported back, amended, 821-822.
 Amendments adopted, 836.
 Second reading, 856.
 Final passage, 856.
 Returned to Senate, 920.
 Senate concurs, 938.
 Received from Senate, 1028.
 Signed by Speaker, 1040.
 Returned to Senate, 1045.

Senate Bill No. 83 —

Senate Bill No. 83. A Bill for an Act enacting and entering into the National Guard Mutual Assistance Compact, providing for payment of liability incurred under the compact, and providing for benefits and rights of North Dakota national guard members while acting under the compact.

Received from Senate, 126.
 Introduction, first reading, 165.

Referred to Committee on Veterans Affairs.
 Reported back, Indefinitely postpone, 338.
 Returned to Senate, 364.

Senate Bill No. 84 —

Senate Bill No. 84. A Bill for an Act vesting in the commissioner of agriculture authority to quarantine and to carry out other measures to prevent the spread of plant pests within, from, and into this state, and providing a penalty.

Received from Senate, 159.
 Introduction, first reading, 165.
 Referred to Committee on Agriculture.
 Reported back, do pass, 851.
 Second reading, 885.
 Final passage, 885.
 Returned to Senate, 921.
 Received from Senate, 1028.
 Signed by Speaker, 1040.
 Returned to Senate, 1045.

Senate Bill No. 86 —

Senate Bill No. 86. A Bill for an Act to create and enact a new subsection to sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code, relating to sales and use tax exemptions.

Received from Senate, 172.
 Introduction, first reading, 271.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 979.
 Second reading, 1001.
 Final passage, 1001.
 Returned to Senate, 1061.
 Received from Senate, 1118.
 Signed by Speaker, 1129.
 Returned to Senate, 1159.

Senate Bill No. 88 —

Senate Bill No. 88. A Bill for an Act to amend and reenact section 16-17-06 of the North Dakota Century Code, relating to the election of precinct committeemen; and to repeal section 16-17-10.1 of the North Dakota Century Code, relating to the organization of political parties on a district basis.

Received from Senate, 160.
 Introduction, first reading, 165.
 Referred to Committee on Judiciary.
 Reported back, do pass, 982.
 Second reading, 1019.
 Final passage, 1019.
 Returned to Senate, 1096.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 89 —

Senate Bill No. 89. A Bill for an Act to create and enact subsection 18 of section 57-39.2-04 and subsection 7 of section 57-40.2-04 of the North Dakota Century Code, relating to exemptions from sales and use tax.

Received from Senate, 146.
 Introduction, first reading, 166.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 980.
 Second reading, 1002.
 Final passage, 1002.
 Returned to Senate, 1061.
 Received from Senate, 1118.
 Signed by Speaker, 1126.
 Returned to Senate, 1159.

Senate Bill No. 90 —

Senate Bill No. 90. A Bill for an Act to amend and reenact section 46-02-05 of the North Dakota Century Code, relating to governmental printing contracts.

Received from Senate, 116.
 Introduction, first reading, 166.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 562.
 Amendments adopted, 588.
 Laid over one legislative day, 629.
 Second reading, 645.
 Final passage, 645.
 Returned to Senate, amended, 704.
 Senate concurs, 813.
 Received from Senate, 901.
 Signed by Speaker, 905.
 Returned to Senate, 920.

Senate Bill No. 91 —

Senate Bill No. 91. A Bill for an Act to amend and reenact section 15-10-12 of the North Dakota Century Code, relating to the custody of school funds for those institutions under the control of the board of higher education.

Received from Senate, 276.
 Introduction, first reading, 293-294.
 Referred to Committee on Education.
 Reported back, do pass, 834.
 Second reading, 857.
 Final passage, 857.
 Returned to Senate, 920.
 Received from Senate, 1028.
 Signed by Speaker, 1040.
 Returned to Senate, 1045.

Senate Bill No. 92 —

Senate Bill No. 92. A Bill for an Act to amend and reenact sections 1-03-01, 1-03-02, and 15-38-04 of the North Dakota Century Code, relating to the designation and definition of holidays.

Received from Senate, 219.
 Introduction, first reading, 271.
 Referred to Committee on Judiciary.
 Reported back, amended, 891.
 Motion made to substitute the minority report for majority report, failed, 892.
 Amendments adopted, 913.
 Second reading, 932.
 Final passage, 932.

Returned to Senate, 993.
 Amended, 993.
 Senate does not concur, 1079.
 Conference Committee, House, 1079.
 Conference Committee, Senate, 1079.
 Conference Committee Report, House adopts, 1210.
 Conference Committee Report, Senate adopts, 1217.
 Received from Senate, 1596.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 94 —

Senate Bill No. 94. A Bill for an Act to amend and reenact section 16-10-16 of the North Dakota Century Code, relating to compensation of inspectors, judges, and clerks of election.

Received from Senate, 172.
 Introduction, first reading, 271.
 Referred to Committee on General Affairs.
 Reported back, do pass, 612.
 Second reading, 646.
 Final passage, 646.
 Returned to Senate, 704.
 Received from Senate, 814.
 Signed by Speaker, 829.
 Returned to Senate, 830.

Senate Bill No. 95 —

Senate Bill No. 95. A Bill for an Act to amend and reenact sections 16-09-05 and 16-09-06 of the North Dakota Century Code, relating to voting places.

Received from Senate, 160.
 Introduction, first reading, 166.
 Referred to Committee on Judiciary.
 Motion to return to House prevailed, 901.
 Motion to re-refer bill to Committee on Political Subdivisions, 901.
 Reported back, do pass, 1130.
 Second reading, 1195.
 Final passage, 1195.
 Returned to Senate, 1294.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 96 —

Senate Bill No. 96. A Bill for an Act to provide for the enactment of the Multistate Tax Compact to provide solutions and additional facilities for dealing with the tax problems precipitated by multistate business, and making an appropriation.

Received from Senate, 371.
 Introduction, first reading, 379.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 834.
 Second reading, 858.
 Final passage, 858.
 Returned to Senate, 920.
 Received from Senate, 1028.
 Signed by Speaker, 1040.
 Returned to Senate, 1045.

Senate Bill No. 97 —

Senate Bill No. 97. A Bill for an Act making an appropriation for an administration and management study of certain state departments and programs by the legislative research committee, and declaring an emergency.

Received from Senate, 511.
Introduction, first reading, 537.
Referred to Committee on Appropriations.
Reported back, amended, 1148-1149.
Motion to dispense with reading of amendments prevailed, 1165.
Amendments adopted, 1165.
Second reading, 1254.
Final passage, 1255.
Emergency clause carried, 1255.
Returned to Senate, 1364.
Amended, 1364.
Senate concurs, 1398.
Received from Senate, 1581.
Signed by Speaker, 1582.
Returned to Senate, 1583.

Senate Bill No. 98 —

Senate Bill No. 98. A Bill for an Act to prohibit service stations from engaging in contests and games of chance, except under certain conditions providing same do not constitute a lottery, and providing for a penalty.

Received from Senate, 773.
Introduction, first reading, 808.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 879.
Returned to Senate, 937.

Senate Bill No. 99 —

Senate Bill No. 99. A Bill for an Act to amend and reenact sections 20-01-07 and 20-05-01 of the North Dakota Century Code, relating to protection of any game bird or game animal.

Received from Senate, 813.
Introduction, first reading, 830.
Referred to Committee on Natural Resources.
Reported back, do pass, 1301.
Second reading, 1345.
Final passage, 1345.
Clincher, 1346.
Returned to Senate, 1392.
Received from Senate, 1596.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 100 —

Senate Bill No. 100. A Bill for an Act to amend and reenact section 15-55-02 of the North Dakota Century Code, relating to the borrowing of moneys and issuing of bonds for revenue producing buildings by the board of higher education.

Received from Senate, 116.
Introduction, first reading, 166.
Referred to Committee on Education.

Reported back, amended, 943.
Motion to dispense with reading of amendments prevailed, 973.
Amendments adopted, 973.
Second reading, 1003.
Final passage, 1003.
Returned to Senate, 1062.
Senate concurs, 1118.
Received from Senate, 1289.
Signed by Speaker, 1438.
Returned to Senate, 1499.

Senate Bill No. 101 —

Senate Bill No. 101. A Bill for an Act to amend and reenact section 39-10-22 of the North Dakota Century Code, relating to vehicles approaching or entering an intersection.

Received from Senate, 475.
Introduction, first reading, 493.
Referred to Committee on Transportation.
Reported back, do pass, 853.
Second reading, 886.
Final passage, 886.
Returned to Senate, 921.
Received from Senate, 1028.
Signed by Speaker, 1040.
Returned to Senate, 1046.

Senate Bill No. 102 —

Senate Bill No. 102. A Bill for an Act to amend and reenact section 57-52-04 of the North Dakota Century Code, increasing the special fuel tax to seven cents per gallon.

Received from Senate, 815.
Introduction, first reading, 844.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 1060.
Returned to Senate, 1060.

Senate Bill No. 105 —

Senate Bill No. 105. A Bill for an Act to amend and reenact subsection 2 of section 39-06-07 and section 39-06-14 of the North Dakota Century Code, requiring that a color photograph be submitted and attached to the motor vehicle operator's license.

Received from Senate, 815.
Introduction, first reading, 844.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 1184.

Senate Bill No. 106 —

Senate Bill No. 106. A Bill for an Act to amend and reenact section 30-13-22 of the North Dakota Century Code, relating to the investment of funds of an estate by an executor or administrator.

Received from Senate, 160.
Introduction, first reading, 166.
Referred to Committee on Judiciary.
Reported back, do pass, 982.
Second reading, 1019.
Final passage, 1019.

Returned to Senate, 1096.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate.

Senate Bill No. 107 —

Senate Bill No. 107. A Bill for an Act to amend and reenact section 15-10-19 of the North Dakota Century Code, relating to definitions of nonresident students.

Received from Senate, 331.
Introduction, first reading, 351.
Referred to Committee on Education.
Reported back, do pass, 943.
Second reading, 987.
Final passage, 987.
Returned to Senate, 1061.
Received from Senate, 1118.
Signed by Speaker, 1129.
Returned to Senate, 1159.

Senate Bill No. 108 —

Senate Bill No. 108. A Bill for an Act to amend and reenact sections 16-04-01, 16-04-11, 16-06-04, 16-17-16, and 16-17-17 of the North Dakota Century Code, relating to the date of the primary election, time of notice to county auditors, precinct committeemen meetings, and party conventions.

Received from Senate, 739.
Introduction, first reading, 774.
Referred to Committee on Judiciary.
Reported back, do pass, 982.
Second reading, 1020.
Lost, 1020.
Returned to Senate, 1097.

Senate Bill No. 109 —

Senate Bill No. 109. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the services of the state-wide communications fund in the office of the board of administration.

Received from Senate, 475.
Introduction, first reading, 493.
Referred to Committee on Appropriations.
Reported back, do pass, 970.
Second reading, 1003.
Final passage, 1003.
Returned to Senate, 1061.
Received from Senate, 1118.
Signed by Speaker, 1129.
Returned to Senate, 1159.

Senate Bill No. 110 —

Senate Bill No. 110. A Bill for an Act making an appropriation to the North Dakota state fair association, and declaring an emergency.

Received from Senate, 533.
Introduction, first reading, 578.
Referred to Committee on Appropriations.

Reported back, amended, 1183, 1534.
 Motion to dispense with reading of amendments prevailed, 1237.
 Amendments adopted, 1238.
 Second reading, 1316, 1535.
 Final passage, 1317, 1535.
 Rules suspended, placed on final passage, 1535.
 Emergency clause carried 1535.
 Clincher, 1535.
 Returned to Senate, amended, 1394.
 House does not concur, 1469.
 Conference Committee, House, 1475.
 Conference Committee Senate, 1476.
 Conference Committee Report, House adopts, 1534.
 Conference Committee Report, Senate adopts, 1552.
 Received from Senate, 1596.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 111 —

Senate Bill No. 111. A Bill for an Act making an appropriation for paying the salaries and other expenses of the state potato council.

Received from Senate, 172.
 Introduction, first reading, 271.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1032.
 Second reading, 1066.
 Final passage, 1066.
 Returned to Senate, 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 113 —

Senate Bill No. 113. A Bill for an Act to amend and reenact sections 57-15-14, 57-16-04, and 57-16-05 of the North Dakota Century Code, relating to mill levy elections in school districts, and declaring an emergency.

Received from Senate, 773.
 Introduction, first reading, 808.
 Referred to Committee on Education.
 Reported back, amended, 1168-1169.
 Motion to dispense with reading of amendments prevailed, 1237.
 Amendments adopted, 1237.
 Second reading, 1318, 1375, 1376.
 Lost, 1319.
 Clincher failed, 1319.
 Reconsidered, 1346.
 Placed at Foot of the Calendar, 1346.
 Question of final passage divided, 1375.
 Sections 1 and 2, 1375.
 Section 3, 1376.
 Final passage, 1376, 1377.
 Clincher, Section 3, 1376.
 Clincher, final passage, 1377.
 Returned to Senate amended, 1424.
 Senate does not concur, 1469.
 Conference Committee, Senate, 1470.
 Conference Committee, House, 1476.
 Conference Committee Report, Senate adopts, 1504.

Conference Committee Report, House adopts, 1510.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 114 —

Senate Bill No. 114. A Bill for an Act to provide for calling a constitutional convention, for the appointment and qualification of members, and for the duration and administration of such convention, and making an appropriation.

Received from Senate, 813.
 Introduction, first reading, 830.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 1184.

Senate Bill No. 115 —

Senate Bill No. 115. A Bill for an Act to amend and reenact section 47-10-24 of the North Dakota Century Code, relating to the definition of minerals in leases and conveyances.

Received from Senate, 439.
 Introduction, first reading, 454.
 Referred to Committee on Natural Resources.
 Reported back, amended, 822.
 Amendments adopted, 836.
 Second reading, 859.
 Final passage, 859.
 Returned to Senate 920.
 Senate does not concur, 938.
 Conference Committee, House, 973.
 Conference Committee, Senate, 938.
 Conference Committee Report, House adopts, 1210.
 Conference Committee Report, Senate adopts, 1217.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 116 —

Senate Bill No. 116. A Bill for an Act to provide an exclusive remedy to a person convicted of or sentenced for a crime and prescribing the procedure subsequent to conviction for challenging the validity of the conviction or sentence.

Received from Senate, 739.
 Introduction, first reading, 774.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1098.
 Second reading, 1116.
 Final passage, 1116.
 Returned to Senate, 1192.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 117 —

Senate Bill No. 117. A Bill for an Act permitting the pleading of cross-claims or counterclaims in civil actions in county courts of increased jurisdiction in excess of the jurisdiction of the court and providing for the procedure and filing fee for the transfer of such actions to the district court.

Received from Senate, 331.
 Introduction, first reading, 351.
 Referred to Committee on Judiciary.
 Reported back, do pass, 853.
 Second reading, 893.
 Final passage, 893.
 Returned to Senate, 921.
 Received from Senate, 1028.
 Signed by Speaker, 1040.
 Returned to Senate, 1045.

Senate Bill No. 118 —

Senate Bill No. 118. A Bill for an Act to amend and reenact sections 27-08-21 and 40-18-19 of the North Dakota Century Code, relating to appellate jurisdiction of county courts of increased jurisdiction and appeals from determinations of municipal judge.

Received from Senate, 371.
 Introduction, first reading, 379.
 Referred to Committee on Judiciary.
 Reported back, do pass, 882.
 Second reading, 907.
 Final passage, 907.
 Returned to Senate, 937.
 Received from Senate, 1028.
 Signed by Speaker, 1040.
 Returned to Senate, 1045.

Senate Bill No. 121 —

Senate Bill No. 121. A Bill for an Act to amend and reenact section 49-18-02 of the North Dakota Century Code, by creating a new subsection to exempt from the provisions of Section 49, the transportation of property for hire to and from cities with limited transportation service.

Received from Senate, 609.
 Introduction, first reading, 638.
 Referred to Committee on Transportation.
 Reported back, amended, 1032.
 Motion to dispense with reading of amendments prevailed, 1051.
 Amendments adopted, 1051.
 Second reading, 1087.
 Final passage, 1087.
 Returned to Senate, amended, 1158.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 123 —

Senate Bill No. 123. A Bill for an Act to amend and reenact section 49-18-02 of the North Dakota Century Code by creating a new subsection relating to exemption from regulation of the transportation of samples of agricultural crops to inspection laboratories, and declaring an emergency.

Received from Senate, 173.
 Introduction, first reading, 271.
 Referred to Committee on Agriculture.
 Reported back, do pass, 851.
 Second reading, 894.
 Final passage, 894.

Emergency clause carried, 894.
Returned to Senate, 921.
Received from Senate, 1028.
Signed by Speaker, 1040.
Returned to Senate, 1045.

Senate Bill No. 124 —

Senate Bill No. 124. A Bill for an Act to amend and reenact section 49-18-03 of the North Dakota Century Code, relating to the regulation of common or special motor carriers of property.

Received from Senate, 600.
Introduction, first reading, 614.
Referred to Committee on Transportation.
Reported back, amended, 980.
Amendments adopted, 1006.
Second reading, 1057.
Final passage, 1057.
Returned to Senate, 1119.
Amended, 1119.
Senate does not concur, 1218.
Conference Committee, House, 1285.
Conference Committee, Senate, 1218.
Conference Committee Report, Senate adopts, 1361.
Conference Committee Report, House adopts, 1435.
Received from Senate, 1597.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 125 —

Senate Bill No. 125. A Bill for an Act to amend and reenact section 49-18-02 of the North Dakota Century Code by creating a new subsection relating to exemption from regulation under the provisions of chapter 49-18 of the transportation for hire, of agricultural commodities.

Received from Senate, 600.
Introduction, first reading, 615.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 1107.

Senate Bill No. 126 —

Senate Bill No. 126. A Bill for an Act to create and enact section 39-03A-27 of the North Dakota Century Code relating to effect of amendments of the highway patrolmen's retirement system and to amend and reenact subsection 7 of section 39-03A-01, sections 39-03A-09, 39-03A-10 and 39-03A-21 of the 1967 Supplement to the North Dakota Century Code relating to the highway patrolmen's retirement system, the payments by contributors, retirement allowance, contributions by the state of North Dakota and payments in case of death.

Received from Senate, 439.
Introduction, first reading, 454.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 946.
Returned to Senate, 1016.

Senate Bill No. 128 —

Senate Bill No. 128. A Bill for an Act relating to banks and banking and relating to payment or settlement of checks.

Received from Senate, 219.
Introduction, first reading, 271.
Referred to Committee on Industry and Business.
Reported back, do pass, 434.
Second reading, 470.
Final passage, 470.
Returned to Senate, 516.
Received from Senate, 714.
Signed by Speaker, 754.
Returned to Senate 772.

Senate Bill No. 129 —

Senate Bill No. 129. A Bill for an Act to amend and reenact section 26-23-17 of the North Dakota Century Code, relating to insurance commissioner to make examinations, request for accounting and report of defaulting employee to governor.

Received from Senate, 219.
Introduction, first reading, 272.
Referred to Committee on Industry and Business.
Reported back, do pass, 434.
Placed on Consent Calendar, 434.
Moved to Foot of Calendar, 459.
Off Consent Calendar, 472.
Second reading, 472.
Final passage, 472.
Returned to Senate, 516.
Received from Senate, 714.
Signed by Speaker, 754.
Returned to Senate, 772.

Senate Bill No. 130 —

Senate Bill No. 130. A Bill for an Act to maintain or obtain reasonable levels of air quality consistent with the protection of health, and the prevention of injury to plant, animal life and property; to promote the economic and social development of the state; to provide for the comfortable enjoyment of the natural attractions of the state to the greatest extent practical; to establish a statewide program of air pollution prevention, abatement and control; and to coordinate the activities of local and regional air pollution control programs within the state; and creating an Air Pollution Control Advisory Council.

Received from Senate, 511.
Introduction, first reading, 537.
Referred to Committee on Natural Resources.
Reported back, do pass, 912.
Second reading, 933.
Final passage, 933.
Returned to Senate, 994.
Received from Senate, 1097.
Signed by Speaker, 1128.
Returned to Senate, 1158.

Senate Bill No. 131 —

Senate Bill No. 131. A Bill for an Act to amend and reenact section 54-23-28 of the North Dakota Century Code, relating to care and custody of funds belonging to inmates of state institutions.

Received from Senate, 199.
Introduction, first reading, 272.

Referred to Committee on Veterans Affairs.
 Reported back, do pass, 338.
 Second reading, 370.
 Final passage, 370.
 Returned to Senate, 425.
 Received from Senate, 714.
 Signed by Speaker, 754.
 Returned to Senate, 772.

Senate Bill No. 132 —

Senate Bill No. 132. A Bill for an Act to amend and reenact section 18-05-13 of the North Dakota Century Code, relating to state auditor to examine books of relief associations.

Received from Senate, 173.
 Introduction, first reading, 272.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 377.
 Placed on Consent Calendar, 377.
 Off Consent Calendar, 404.
 Second reading, 404.
 Final passage, 404.
 Returned to Senate, 476.
 Received from Senate, 714.
 Signed by Speaker, 754.
 Returned to Senate, 772.

Senate Bill No. 133 —

Senate Bill No. 133. A Bill for an Act to amend and reenact section 26-23-11 of the North Dakota Century Code, relating to commissioner to notify state auditor of default of public employee and duty of state auditor.

Received from Senate, 173.
 Introduction, first reading, 272.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 378.
 Placed on Consent Calendar, 378.
 Off Consent Calendar, 404.
 Second reading, 404.
 Final passage, 404.
 Returned to Senate, 476.
 Received from Senate, 714.
 Signed by Speaker, 754.
 Returned to Senate, 772.

Senate Bill No. 134 —

Senate Bill No. 134. A Bill for an Act to amend and reenact section 54-11-07 of the North Dakota Century Code, relating to suspension of treasurer by governor and appointment.

Received from Senate, 173.
 Introduction, first reading, 272.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 378.
 Placed on Consent Calendar, 378.
 Off Consent Calendar, 404.
 Second reading, 404.
 Final passage, 404.
 Returned to Senate, 476.
 Received from Senate, 714.

Signed by Speaker, 754.
Returned to Senate, 772.

Senate Bill No. 135 —

Senate Bill No. 135. A Bill for an Act to amend and reenact subsection 4 of section 54-11-04 of the North Dakota Century Code, relating to records of state treasurer.

Received from Senate, 173.
Introduction, first reading, 272.
Referred to Committee on State and Federal Government.
Reported back, do pass, 378.
Placed on Consent Calendar, 378.
Off Consent Calendar, 404.
Second reading, 404.
Final passage, 404.
Returned to Senate, 476.
Received from Senate, 714.
Signed by Speaker, 754.
Returned to Senate, 772.

Senate Bill No. 136 —

Senate Bill No. 136. A Bill for an Act to amend and reenact section 54-11-06 of the North Dakota Century Code, relating to irregularities in books of treasurer, auditor to report to the governor and temporary suspension of treasurer.

Received from Senate, 173.
Introduction, first reading, 272.
Referred to Committee on State and Federal Government.
Reported back, do pass, 378.
Placed on Consent Calendar, 378.
Off Consent Calendar, 404.
Second reading, 404.
Final passage, 404.
Returned to Senate, 476.
Received from Senate, 714.
Signed by Speaker, 754.
Returned to Senate, 772.

Senate Bill No. 137 —

Senate Bill No. 137. A Bill for an Act to provide for the levying and collection of a tax for the privilege of doing business in this state on businesses, corporations, and cooperative corporations; to provide for the imposition of a tax upon banks, trust companies, and building and loan associations for the privilege of transacting business in this state and providing penalties; to allocate moneys to counties and their political subdivisions; and to create and enact subsection 25 of section 57-02-08 and sections 57-39.2-03.1, 57-39.2-03.2, 57-39.2-08.1, 57-40.2-03.1, 57-40.2-03.2, and 57-40.3-03.1 of the North Dakota Century Code, relating to the elimination of personal property taxes on personal property not required to be assessed by the state board of equalization, and to provide for a separate and additional sales, use, and excise tax of one percent and to broaden the base of the sales and use taxes; to exempt certain food products from sales and use taxes; and to repeal sections 18-03-09 and 37-01-27, chapter 57-03, section 57-15-23, and subsection 14 of section 57-39.2-04 of the North Dakota Century Code, relating to the per capita school tax; exemption from the sales tax on sales made from vending machines; and the assessment and valuation of grain; declaring legislative intent; and providing an appropriation.

Received from Senate 437.
 Introduction, first reading, 454.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 959-968, 1487-1497.
 Motion to substitute minority report for majority report, failed, 969.
 Motion to dispense with reading of amendments prevailed, 981.
 Amendments adopted, 981.
 Second reading, 1021, 1497.
 Final passage, 1022, 1498.
 Motion to reconsider be laid on table prevailed, 1053.
 Motion to message to Senate, immediately prevailed, 1053.
 Returned to Senate, amended, 1061.
 Senate does not concur, 1062.
 Conference Committee, Senate, 1062.
 Conference Committee, House, 1079.
 Conference Committee Report, Senate adopts, 1480.
 Consideration of Conference Committee Report, 1487.
 Motion to dispense with reading report prevailed, 1487.
 Conference Committee Report, House adopts, 1497.
 Rules suspended, properly Re-engrossed, placed on final passage, 1497.
 Clincher, 1498.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 138 —

Senate Bill No. 138. A Bill for an Act to create and enact section 37-24-07 of the North Dakota Century Code, relating to educational assistance for veterans in vocational programs and to amend and reenact subsection 1 of section 37-24-01 and sections 37-24-03, 37-24-04, 37-24-05 and 37-24-06 of the 1967 Supplement to the North Dakota Century Code, relating to educational assistance for veterans, the period of service required and eligibility of disabled veterans, and making an appropriation.

Received from Senate, 816.
 Introduction, first reading, 845.
 Referred to Committee on Veterans Affairs.
 Re-referred to Committee on Appropriations, 905.
 Reported back, do pass, 905.
 Amended, 1206.
 Amendments adopted, 1238.
 Second reading, 1319.
 Final passage, 1319.
 Returned to Senate, amended, 1394.
 Senate concurs, 1472.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 139 —

Senate Bill No. 139. A Bill for an Act to create and enact section 37-01-40 of the North Dakota Century Code relating to uniformity of service dates for veterans.

Received from Senate, 331.
 Introduction, first reading, 351.
 Referred to Committee on Veterans Affairs.
 Reported back, do pass, 1043.
 Second reading, 1083.
 Final passage, 1084.

Returned to Senate, 1159.
Received from Senate 1289.
Signed by Speaker, 1438.
Returned to Senate, 1499.

Senate Bill No. 140 —

Senate Bill No. 140. A Bill for an Act to repeal section 6-02-08 of the North Dakota Century Code, relating to certificate and authorization published of banking associations.

Received from Senate, 219.
Introduction, first reading, 272.
Referred to Committee on Industry and Business.
Reported back, do pass, 435.
Placed on Consent Calendar, 435.
Off Consent Calendar, 471.
Second reading, 471.
Final passage, 472.
Returned to Senate, 516.
Received from Senate, 714.
Signed by Speaker, 754.
Returned to Senate, 772.

Senate Bill No. 141 —

Senate Bill No. 141. A Bill for an Act to repeal section 6-03-40.1 of the North Dakota Century Code, relating to liquidation of investments in agricultural credit corporations and penalty of banking associations.

Received from Senate, 219.
Introduction, first reading, 272.
Referred to Committee on Industry and Business.
Reported back, do pass, 435.
Placed on Consent Calendar, 435.
Off Consent Calendar, 459.
Motion to be laid over one legislative day failed, 459.
Second reading, 459.
Final passage, 459.
Returned to Senate, 516.
Received from Senate, 714.
Signed by Speaker, 754.
Returned to Senate, 772.

Senate Bill No. 142 —

Senate Bill No. 142. A Bill for an Act to amend and reenact section 57-39.2-11 and subsection 5 of section 57-40.2-07 of the North Dakota Century Code, relating to sales and use tax returns.

Received from Senate, 285.
Introduction, first reading, 309.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 834.
Second reading, 860.
Final passage, 860.
Returned to Senate, 920.
Received from Senate, 1028.
Signed by Speaker, 1040.
Returned to Senate, 1045.

Senate Bill No. 143 —

Senate Bill No. 143. A Bill for an Act to provide training for newly elected or appointed municipal judges, county justices, prosecuting attorneys, sheriffs and police officers.

Received from Senate, 331.
 Introduction, first reading, 351.
 Referred to Committee on Judiciary.
 Reported back, amended, 882, 906.
 Amendments adopted, 906.
 Second reading, 927.
 Final passage, 927.
 Returned to Senate, 993.
 Amended, 993.
 Senate concurs, 1079.
 Received from Senate, 1118.
 Signed by Speaker, 1127.
 Returned to Senate 1159.

Senate Bill No. 144 —

Senate Bill No. 144. A Bill for an Act to provide for an additional fee to be paid to the unsatisfied judgment fund by uninsured motorists who are convicted of traffic violations.

Received from Senate, 350.
 Introduction, first reading, 361.
 Referred to Committee on Judiciary.
 Reported back amended, 1206.
 Motion to dispense with reading of amendments prevailed, 1237.
 Amendments adopted, 1238.
 Second reading, 1325.
 Lost, 1326.
 Returned to Senate, 1424.

Senate Bill No. 146 —

Senate Bill No. 146. A Bill for an Act to amend and re-enact Section 39-17-02 of the North Dakota Century Code relating to the establishment and administration of the Unsatisfied Judgment Fund and providing for when the collection of the fees are suspended.

Received from Senate, 331.
 Introduction, first reading, 351.
 Referred to Committee on Judiciary.
 Reported back, amended, 1265.
 Motion to dispense with reading of amendments prevailed, 1296.
 Amendments adopted, 1296.
 Second reading, 1347.
 Final passage, 1347.
 Clincher, 1347.
 Returned to Senate, amended, 1393.
 Senate concurs, 1468.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 147 —

Senate Bill No. 147. A Bill for an Act to amend and reenact section 6-03-37 of the 1967 Supplement to the North Dakota Century Code, relating to banks' reserve requirements.

Received from Senate, 219.
 Introduction, first reading, 272.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 435.
 Second reading, 471.
 Final passage, 471.
 Returned to Senate, 516.
 Received from Senate 714.
 Signed by Speaker, 754.
 Returned to Senate, 772.

Senate Bill No. 148 —

Senate Bill No. 148. A Bill for an Act making an appropriation for the construction of a law enforcement training center and providing for an additional fifty cent fee for each new motor vehicle operator's license or renewal of such license during a two year period.

Received from Senate, 773, 821.
 Introduction, first reading, 845.
 Referred to Committee on Appropriations.
 Motion to re-refer to Committee on Transportation prevailed, 979.
 Motion to re-refer to Committee on Appropriations prevailed, 1184.
 Reported back, do pass, 1184.
 Substitute motion to place on Calendar, prevailed, 1303.
 Second reading, 1347.
 Final passage, 1348.
 Clincher, 1348.
 Returned to Senate, 1392.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 149 —

Senate Bill No. 149. A Bill for an Act to amend and reenact subsection 1 of section 37-24-01 and section 37-24-05 of the North Dakota Century Code, relating to a veteran's period of service and limiting it to the period of the Viet Nam conflict.

Received from Senate, 816.
 Introduction, first reading, 845.
 Referred to Committee on Veterans Affairs.
 Reported back, do pass, 1297.
 Second reading, 1348.
 Final passage, 1348.
 Lost, 1349.
 Clincher, 1349.

Senate Bill No. 150 —

Senate Bill No. 150. A Bill for an Act to amend and reenact section 61-27-04 of the North Dakota Century Code, relating to equipment requirements on vessels.

Received from Senate 285.
 Introduction, first reading, 309.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 1301.
 Second reading, 1349.
 Final passage, 1349.
 Clincher, 1349.
 Returned to Senate, 1392.

Received from Senate, 1597.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 151 —

Senate Bill No. 151. A Bill for an Act to amend and reenact sections 23-06-03 and 50-24-33 of the North Dakota Century Code, relating to the duty of burying deceased persons and the payment of burial costs.

Received from Senate, 302.
Introduction, first reading, 318.
Referred to Committee on Social Welfare.
Reported back, do pass, 632.
Second reading, 675.
Final passage, 675.
Returned to Senate, 740.
Received from Senate, 814.
Signed by Speaker, 829.
Returned to Senate, 830.

Senate Bill No. 152 —

Senate Bill No. 152. A Bill for an Act to amend and reenact subsection 1 of section 57-39.2-18 and subsection 1 of section 57-40.2-15 of the North Dakota Century Code, relating to sales and use tax penalties.

Received from Senate, 276.
Introduction, first reading, 294.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 925.
Motion to move to Foot of Calendar, prevailed, 945.
Second reading, 950.
Final passage, 950.
Returned to Senate, 1016.
Received from Senate, 1098.
Signed by Speaker, 1129.
Returned to Senate, 1158.

Senate Bill No. 154 —

Senate Bill No. 154. A Bill for an Act to amend and reenact sections 52-01-03, 57-38-57, 57-39.2-23 and 65-04-15 of the North Dakota Century Code, relating to the exchange of certain information by the unemployment compensation division of the employment security bureau, the tax commissioner and the workmen's compensation bureau.

Received from Senate, 439.
Introduction, first reading, 454.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 1134.
Second reading, 1196.
Final passage, 1196.
Returned to Senate, 1294.
Received from Senate, 1581.
Signed by Speaker, 1582.
Returned to Senate, 1583.

Senate Bill No. 155 —

Senate Bill No. 155. A Bill for an Act to amend and reenact section 57-39.2-15 and subsection 1 of section 57-39.2-16 of the North Dakota

Century Code, relating to sales tax hearings and appeals therefrom and to repeal subsections 2 and 3 of section 57-39.2-16 of the North Dakota Century Code, regarding appeals from decision of the tax commissioner relating to sales tax.

Received from Senate, 199.
 Introduction, first reading, 273.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 980.
 Second reading, 1004.
 Final passage, 1004.
 Returned to Senate, 1061.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 156 —

Senate Bill No. 156. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to the maximum contract interest rate, defining usury and providing exceptions therefrom, and declaring an emergency.

Received from Senate, 816.
 Introduction, first reading, 845.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 1169.
 Returned to Senate, 1311.

Senate Bill No. 157 —

Senate Bill No. 157. A Bill for an Act to amend and reenact section 19-13.1-06 of the North Dakota Century Code, relating to inspection fees for commercial feeds distributed in this state.

Received from Senate, 285.
 Introduction, first reading, 309.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 528.
 Amendments adopted, 528.
 Returned to Senate, 601.

Senate Bill No. 159 —

Senate Bill No. 159. A Bill for an Act authorizing the board of higher education to make the state school of forestry a branch of the state university of agriculture and applied science.

Received from Senate, 276.
 Introduction, first reading, 294.
 Referred to Committee on Education.
 Reported back, do pass, 834.
 Second reading, 860.
 Final passage, 861.
 Returned to Senate 920.
 Received from Senate, 1028.
 Signed by Speaker, 1040.
 Returned to Senate, 1045.

Senate, Bill No. 161 —

Senate Bill No. 161. A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Received from Senate, 285.
 Introduction, first reading, 309.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 1301.
 Second reading, 1350.
 Final passage, 1350.
 Clincher, 1350.
 Returned to Senate, 1392.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 162 —

Senate Bill No. 162. A Bill for an Act to amend and reenact section 6-03-38 of the North Dakota Century Code, relating to banks' investments — violation a misdemeanor.

Received from Senate, 397.
 Introduction, first reading, 403.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 585.
 Laid over one legislative day, 629.
 Second reading, 646.
 Final passage, 646.
 Returned to Senate, 704.
 Received from Senate, 814.
 Signed by Speaker, 829.
 Returned to Senate, 830.

Senate Bill No. 163 —

Senate Bill No. 163. A Bill for an Act to create and enact section 6-03-59.1, to create and enact a new section to chapter 57-02, to create and enact a new subsection to section 57-39.2-04, and to create and enact a new subdivision to subsection 9 of section 57-40.2-01 of the North Dakota Century Code, relating to leasing of personal property, limitation on term and amount, and the taxation of possessory interests in and the use of such property.

Received from Senate, 302.
 Introduction, first reading, 318.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 585.
 Laid over one Legislative Day, 629.
 Second reading, 647, 951, 1459.
 Final passage, 647, 951, 1459.
 Reconsidered, 653.
 Referred to Committee on Industry and Business, 653.
 Amended, 912-913, 1458.
 Motion to dispense with reading of amendments prevailed, 924.
 Amendments adopted, 924.
 Motion to move to Foot of Calendar, 945.
 Returned to Senate, amended, 1016.
 Senate does not concur, 1079.
 Conference Committee, House, 1079.
 Conference Committee, Senate, 1079.
 Conference Committee Report, Senate adopts, 1217.
 Conference Committee Report, House adopts, 1458.
 Rules suspended, placed on final passage, 1459.
 Clincher, 1460.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 164 —

Senate Bill No. 164. A Bill for an Act to create and enact title 17 of the North Dakota Century Code, relating to certain consumer and other credit transactions and constituting the uniform consumer credit code; consolidating and revising certain aspects of the law relating to consumer and other loans, consumer and other sales of goods, services and interests in land, and consumer leases; revising the law relating to usury; regulating certain practices relating to insurance in consumer credit transactions; providing for administrative regulation of certain consumer credit transactions; making uniform the law with respect thereto; and repealing inconsistent legislation; to amend and reenact sections 6-01-01, relating to the authority of the commissioner of banking and financial institutions; 6-03-62, relating to interest on loans of a state banking association; 6-09-12, relating to the fixing of rates of interest by the industrial commission; 7-04-17, relating to the repayment of loans of a building and loan association; 28-22-14, relating to the exemption of property from execution; 28-25-11, relating to the exemption of earnings from execution; 32-09-01, relating to the right of a creditor to proceed by garnishment; 32-09-02, relating to the exemption of wages from garnishment; 41-09-16, relating to the priority of statutes in case of conflict; 47-14-01, relating to the definition of a loan of money; 47-14-05, relating to the rate of interest on legal indebtedness in the absence of contract; 47-14-06, relating to an annual rate when period not specified; and 47-14-08, relating to the deduction of interest in advance on a loan; to repeal sections 6-06-18, 7-02-04, 47-14-09, 47-14-10, and 47-14-11, and chapters 13-03, 13-04, 51-13, 51-14, and 51-15, of the North Dakota Century Code; providing a penalty; providing for an appropriation; and declaring an emergency; and providing for the effect of a referendum.

Received from Senate, 427.

Introduction, first reading, 455.

Referred to Committee on Industry and Business.

Reported back, amended, 1041-1043.

Motion to substitute minority report for majority report failed, 1043.

Motion to dispense with reading of amendments prevailed, 1083.

Amendments adopted, 1083.

Second reading, 1108.

Lost, 1109.

Returned to Senate, 1192.

Senate Bill No. 165 —

Senate Bill No. 165. A Bill for an Act to amend and reenact subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions.

Received from Senate, 439.

Introduction, first reading, 476.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 1303.

Returned to Senate, 1424.

Senate Bill No. 166 —

Senate Bill No. 166. A Bill for an Act to provide for county directors of tax equalization and prescribing the duties and procedures thereof; to amend and reenact subsections 4 and 6 of section 57-01-05 of the North Dakota Century Code, relating to sales ratio studies; and to repeal sections 4-01-04, 4-01-05, 4-01-08, 4-01-09, and 11-10-02.2 of the North Dakota Century Code, relating

to the obtaining of statistical information by assessors and appointment of county directors of tax equalization.

Received from Senate, 439.
 Introduction, first reading, 476.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 1308.
 Motion to dispense with reading of amendments prevailed, 1341.
 Amendments adopted, 1341.
 Second reading, 1391, 1536.
 Final passage, 1391, 1536.
 Clincher, 1392, 1537.
 Returned to Senate, amended, 1393.
 Senate does not concur, 1469.
 Conference Committee, House, 1475.
 Conference Committee, Senate, 1476.
 Rules suspended, placed on final passage, 1536.
 Conference Committee Report, House adopts, 1536.
 Conference Committee Report, Senate adopts, 1552.
 Received from Senate 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 167 —

Senate Bill No. 167. A Bill for an Act to amend and reenact sections 21-09-01 and 21-09-05 of the North Dakota Century Code, changing the title of "The 1967 Bond Validating Act" to "The 1969 Bond Validating Act", and relating to the application of chapter 21-09 of the North Dakota Century Code to bonds issued and proceedings taken prior to July 1, 1969.

Received from Senate, 199.
 Introduction, first reading, 273.
 Referred to Committee on Judiciary.
 Reported back, do pass, 585.
 Laid over one legislative day, 629.
 Second reading, 648.
 Final passage, 648.
 Returned to Senate, 704.
 Received from Senate 814.
 Signed by Speaker, 829.
 Returned to Senate, 830.

Senate Bill No. 169 —

Senate Bill No. 169. A Bill for an Act to amend and reenact subsection 1 of section 43-07-11.1 of the North Dakota Century Code, relating to income, sales and use tax clearance to be obtained for individuals, corporations and others performing contracts for the state of North Dakota or any political subdivision or governmental subdivision thereof.

Received from Senate, 331.
 Introduction, first reading, 351.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 834.
 Second reading, 861.
 Final passage, 861.
 Returned to Senate, 920.
 Received from Senate 1028.
 Signed by Speaker, 1040.
 Returned to Senate, 1045.

Senate Bill No. 170 —

Senate Bill No. 170. A Bill for an Act to amend and reenact section 16-13-15 of the North Dakota Century Code, relating to the canvassing of elections.

Received from Senate, 302.
 Introduction, first reading, 318.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 502.
 Second reading, 535.
 Final passage, 535.
 Returned to Senate, 601.
 Received from Senate, 714.
 Signed by Speaker, 754.
 Returned to Senate, 772.

Senate Bill No. 172 —

Senate Bill No. 172. A Bill for an Act to authorize the state board of higher education to sell self-liquidating tax-exempt bonds and provide for the use of the proceeds of such self-liquidating bonds for the purpose of constructing or purchasing revenue producing buildings and other campus improvements at institutions of higher learning in this state under the jurisdiction of the board, at such maximum amounts, at such locations, and for such purposes as is hereinafter provided.

Received from Senate, 285.
 Introduction, first reading, 309.
 Referred to Committee on Education.
 Reported back, do pass, 834.
 Second reading, 862.
 Final passage, 862.
 Returned to Senate, 920.
 Received from Senate, 1028.
 Signed by Speaker, 1040.
 Returned to Senate, 1045.

Senate Bill No. 173 —

Senate Bill No. 173. A Bill for an Act to amend and reenact sections 30-10-25 and 30-10-26 of the North Dakota Century Code, relating to summary guardianships.

Received from Senate, 219.
 Introduction, first reading, 273.
 Referred to Committee on Judiciary.
 Reported back, amended, 853.
 Amendments adopted, 882.
 Second reading, 907.
 Final passage, 907.
 Returned to Senate, 937.
 Senate concurs, 993.
 Received from Senate, 1098.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 174 —

Senate Bill No. 174. A Bill for an Act relating to the sale of municipal obligations and authorizing their sale for not less than ninety-eight percent of par value, and relating to provisions regulating municipal revenue bonds with respect to maximum interest rates

and amending sections 2-06-10, 21-03-28, 40-27-09, 40-34-03, 40-35-08, 40-35-09, and 40-36-13, North Dakota Century Code, as amended.

Received from Senate, 773.
 Introduction, first reading, 808.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 941.
 Motion to dispense with reading of amendments prevailed, 973.
 Amendments adopted, 973.
 Second reading, 1004.
 Final passage, 1005.
 Returned to Senate, 1062.
 Senate concurs, 1118.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 175 —

Senate Bill No. 175. A Bill for an Act to provide a method for use in the dissolution of cities.

Received from Senate, 350.
 Introduction, first reading, 361.
 Referred to Committee on Judiciary.
 Motion to return to House prevailed, 838, 882.
 Referred to Committee on Political Subdivisions, 838.
 Referred to Committee on Judiciary, 882.
 Reported back, do pass, 906.
 Second reading, 928.
 Final passage, 928.
 Returned to Senate, 994.
 Received from Senate, 1098.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 176 —

Senate Bill No. 176. A Bill for an Act to amend and reenact section 57-46-01.1 of the North Dakota Century Code, relating to the extension of time for filing income tax returns and payment of income tax by members of the armed forces and merchant marine serving outside of the boundaries of the United States, providing a termination date and declaring an emergency.

Received from Senate 276.
 Introduction, first reading, 294.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 834.
 Second reading, 862, 1204.
 Final passage 863, 1204-1205.
 Emergency clause carried 863, 1205.
 Returned to Senate 920.
 Amended 920.
 Received from Senate 1028, 1581.
 Signed by Speaker, 1040, 1582.
 Returned to Senate, 1045, 1583.
 Requests return for purpose of making mechanical correction 1107.
 Returned to House 1156.
 Motion to reconsider its action by which bill was passed, prevailed, 1204.
 Rules suspended, properly engrossed, placed on final passage, 1204.
 Amended, 1204.

Amendments adopted, 1204.
Senate concurs 1346.

Senate Bill No. 177 —

Senate Bill No. 177. A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to income tax definitions and declaring an emergency.

Received from Senate, 331.
Introduction, first reading, 351.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 834.
Second reading, 863.
Final passage, 863.
Emergency clause carried, 864.
Returned to Senate, 920.
Received from Senate, 1028.
Signed by Speaker, 1040.
Returned to Senate, 1045.

Senate Bill No. 178 —

Senate Bill No. 178. A Bill for an Act to amend and reenact subdivision d of subsection 1 of section 57-38-01.2 of the North Dakota Century Code to provide for an additional exemption of three hundred dollars for a head of a household for income tax purposes.

Received from Senate, 439.
Introduction, first reading, 477.
Referred to Committee on Finance and Taxation.
Reported back, amended, 1184.
Amendments adopted, 1238.
Motion to dispense with reading of amendments prevailed, 1239.
Second reading, 1326.
Final passage, 1326.
Returned to Senate, amended, 1394.
Senate concurs, 1468.
Received from Senate, 1597.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 179 —

Senate Bill No. 179. A Bill for an Act to amend and reenact section 16-17-10 and to repeal section 16-17-10.1 of the North Dakota Century Code, relating to political parties' district organization and meeting.

Received from Senate, 302.
Introduction, first reading, 318.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 502.
Second reading, 536.
Final passage, 536.
Returned to Senate, 601.
Received from Senate, 714.
Signed by Speaker, 754.
Returned to Senate, 772.

Senate Bill No. 180 —

Senate Bill No. 180. A Bill for an Act to amend and reenact section 44-06-04 of the North Dakota Century Code, relating to notaries public.

Received from Senate, 600.
 Introduction, first reading, 615.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 1044.
 Returned to Senate, 1119.

Senate Bill No. 181 —

Senate Bill No. 181. A Bill for an Act to amend and reenact section 6-01-01 of the North Dakota Century Code, relating to management and control of state department of banking and financial institutions.

Received from Senate, 302.
 Introduction, first reading, 318.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 613.
 Second reading, 648.
 Final passage, 648.
 Returned to Senate, 704.
 Received from Senate, 814.
 Signed by Speaker, 829.
 Returned to Senate, 830.

Senate Bill No. 182 —

Senate Bill No. 182. A Bill for an Act to authorize the gift of all or part of a human body after death for specified purposes; to amend and reenact sections 23-06-01.1 and 23-06-01.2 of the North Dakota Century Code; and to repeal section 23-06-01 of the North Dakota Century Code.

Received from Senate, 600.
 Introduction, first reading, 615.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 787.
 Second reading, 824.
 Final passage, 825.
 Returned to Senate, 875.
 Received from Senate, 919.
 Signed by Speaker, 923.
 Returned to Senate, 937.

Senate Bill No. 183 —

Senate Bill No. 183. A Bill for an Act providing appropriations for the payment of special assessments and utility charges against national guard property, and reappropriating certain funds for the construction of armories; amending and reenacting section 37-10-06 of the North Dakota Century Code authorizing the transfer of surplus national guard motor storage buildings to political subdivisions, and declaring an emergency.

Received from Senate, 371.
 Introduction, first reading, 380.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1032.
 Second reading, 1067.
 Final passage, 1067.
 Emergency clause carried, 1067.
 Returned to Senate, 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 184 —

Senate Bill No. 184. A Bill for an Act to amend and reenact section 27-05-18 of the North Dakota Century Code, relating to the holding of consecutive jury terms of court.

Received from Senate, 475.
Introduction, first reading, 493.
Referred to Committee on Judiciary.
Reported back, do pass, 982.
Second reading, 1023.
Final passage, 1023.
Returned to Senate, 1096.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 187 —

Senate Bill No. 187. A Bill for an Act authorizing a mill levy to provide for payments under contract for the provision of a public transportation system, and declaring an emergency.

Received from Senate, 533.
Introduction, first reading, 578.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 786.
Emergency clause lost, 825.
Second reading, 825.
Final passage, 825.
Returned to Senate, 875.
Received from Senate, 919.
Signed by Speaker, 923.
Returned to Senate, 938.

Senate Bill No. 188 —

Senate Bill No. 188. A Bill for an Act to amend and reenact sections 57-37-18, 57-37-19 and 57-37-26 of the North Dakota Century Code, relating to the approval of estate tax determinations by the county court and the tax commissioner.

Received from Senate, 331.
Introduction, first reading, 351.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 853.
Returned to Senate, 920.

Senate Bill No. 189 —

Senate Bill No. 189. A Bill for an Act to amend and reenact subsection 1 of section 57-37-21 of the North Dakota Century Code, relating to the definition of "value" for estate tax purposes.

Received from Senate, 331.
Introduction, first reading, 351.
Referred to Committee on Judiciary.
Reported back, do pass, 853.
Second reading, 895.
Final passage, 895.
Returned to Senate, 921.
Received from Senate, 1028.
Signed by Speaker, 1040.
Returned to Senate, 1045.

Senate Bill No. 190 —

Senate Bill No. 190. A Bill for an Act to amend and reenact subsection 3 of section 57-37-02 and subsection 2 of section 57-37-07 of the 1967 Supplement to the North Dakota Century Code, relating to the adoption of the federal definition of powers of appointment and treatment of an annuity or other payment receivable by any beneficiary by reason of surviving the decedent and the effective date thereof for estate tax purposes and declaring an emergency.

Received from Senate 331.
Introduction first reading, 352.
Referred to Committee on Judiciary.
Reported back, do pass, 853.
Second reading, 895.
Final passage, 895.
Emergency clause carried, 896.
Returned to Senate, 921.
Received from Senate, 1028.
Signed by Speaker, 1040.
Returned to Senate, 1045.

Senate Bill No. 191 —

Senate Bill No. 191. A Bill for an Act to amend and reenact subsection 11 of section 20-03-12 of the North Dakota Century Code, relating to fees for nonresident licenses to hunt predators.

Received from Senate, 511.
Introduction, first reading, 537.
Referred to Committee on Natural Resources.
Reported back, do pass, 787.
Second reading, 825.
Final passage, 826.
Returned to Senate, 875.
Received from Senate, 919.
Signed by Speaker, 923.
Returned to Senate, 938.

Senate Bill No. 192 —

Senate Bill No. 192. A Bill for an Act to amend and reenact subsection 1 a. of section 57-37-11 of the North Dakota Century Code, relating to the determination of a minor for exemption purposes pursuant to the provisions of the estate tax act.

Received from Senate, 600.
Introduction, first reading, 615.
Referred to Committee on Judiciary.
Reported back, do pass, 853.
Second reading, 896.
Final passage, 896.
Returned to Senate, 921.
Received from Senate, 1028.
Signed by Speaker, 1040.
Returned to Senate, 1045.

Senate Bill No. 193 —

Senate Bill No. 193. A Bill for an Act to amend and reenact sections 39-18-03 and 57-55-01 of the North Dakota Century Code, relating to the exemption of certain sleeping trailers from personal property and mobile homes taxes, and declaring an emergency.

Received from Senate, 511.
 Introduction, first reading, 537.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 1033.
 Motion to dispense with reading of amendments, prevailed, 1051.
 Amendments adopted, 1051.
 Second reading, 1088.
 Final passage, 1088.
 Emergency clause carried, 1088.
 Returned to Senate, amended, 1158.
 Senate concurs, 1217.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 195 —

Senate Bill No. 195. A Bill for an Act to amend and reenact sections 57-37-15, 57-37-16 and 57-37-22 of the North Dakota Century Code, relating to the filing of a copy of the federal estate tax return, the payment of estate taxes in advance of final determination, in certain instances, to stop the accrual of interest and the requirement of filing estate tax returns and supplemental or amended inventories and estate tax returns.

Received from Senate 331.
 Introduction, first reading, 352.
 Referred to Committee on Judiciary.
 Reported back, do pass, 853.
 Second reading, 896.
 Final passage, 897.
 Returned to Senate, 921.
 Received from Senate, 1079.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 197 —

Senate Bill No. 197. A Bill for an Act to amend and reenact section 23-15-01 of the North Dakota Century Code, relating to the regulation of the retail sale of fireworks, and declaring an emergency.

Received from Senate, 600.
 Introduction, first reading, 615.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 787.
 Second reading, 826.
 Final passage, 826.
 Emergency clause carried, 827.
 Returned to Senate, 875.
 Received from Senate, 919.
 Signed by Speaker, 923.
 Returned to Senate, 938.

Senate Bill No. 198 —

Senate Bill No. 198. A Bill for an Act to amend and reenact subsection 4 of section 20-03-06 of the North Dakota Century Code, relating to hunting licenses for nonresident predator hunters and prohibiting the hunting of predators from aircraft by nonresidents.

Received from Senate, 739.
 Introduction, first reading, 774.

Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 1304.
 Returned to Senate, 1424.

Senate Bill No. 199 —

Senate Bill No. 199. A Bill for an Act to repeal section 16-17-18.1 of the North Dakota Century Code, relating to expenses of delegates to national political conventions.

Received from Senate, 276.
 Introduction, first reading, 294.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 688.
 Second reading, 736.
 Final passage, 737.
 Returned to Senate, 807.
 Received from Senate, 901.
 Signed by Speaker, 905.
 Returned to Senate, 920.

Senate Bill No. 200 —

Senate Bill No. 200. A Bill for an Act to amend and reenact subsection 3 of section 57-37-23 of the North Dakota Century Code, relating to the liability of beneficiaries for the estate tax imposed and the limitation of the general statutes of limitation as a bar to the collection of estate taxes.

Received from Senate, 813.
 Introduction, first reading, 830.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1099.
 Second reading, 1116.
 Final passage, 1117.
 Returned to Senate, 1192.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 201 —

Senate Bill No. 201. A Bill for an Act to amend and reenact section 32-15-32 of the North Dakota Century Code, relating to costs in eminent domain actions.

Received from Senate, 439.
 Introduction, first reading, 477.
 Referred to Committee on Judiciary.
 Reported back, amended, 1033, 1460.
 Amendments adopted, 1051.
 Second reading, 1088, 1460.
 Final passage, 1088-1089, 1460.
 Returned to Senate, amended, 1158.
 Senate does not concur, 1218.
 Conference Committee, Senate, 1218.
 Conference Committee, House, 1286.
 Conference Committee Report, Senate adopts, 1398.
 Conference Committee Report, House adopts, 1460.
 Rules suspended, placed on final passage, 1460.
 Clincher, 1461.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 202 —

Senate Bill No. 202. A Bill for an Act to provide for the use of a slow-moving vehicle identification emblem, and providing a penalty for noncompliance.

Received from Senate, 600.
 Introduction, first reading, 615.
 Referred to Committee on Transportation.
 Reported back, amended, 925.
 Amendments adopted, 940.
 Second reading, 988.
 Final passage, 988.
 Returned to Senate, amended, 1061.
 Senate concurs, 1101.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 203 —

Senate Bill No. 203. A Bill for and Act to amend and reenact section 12-10-06 of the North Dakota Century Code, relating to personal interest in a contract by a public officer, and declaring an emergency.

Received from Senate, 475.
 Introduction, first reading, 493.
 Referred to Committee on Judiciary.
 Reported back, do pass, 834.
 Second reading 864.
 Final passage, 864.
 Emergency clause carried, 864.
 Returned to Senate 920.
 Received from Senate 1079.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 204 —

Senate Bill No. 204. A Bill for an Act to provide a remedy for persons injured by deceptive trade practices; to amend section 51-12-07 of the North Dakota Century Code, relating to injunction.

Received from Senate, 439.
 Introduction, first reading, 477.
 Referred to Committee on Judiciary.
 Reported back, do pass, 883.
 Second reading, 909.
 Lost, 910.
 Motion to reconsider action failed, 924.
 Returned to Senate, 938.

Senate Bill No. 205 —

Senate Bill No. 205. A Bill for an Act to provide for the filing and enforcement of foreign judgments; to amend section 28-20-22 of the North Dakota Century Code relating to affidavit of renewal; to repeal section 28-20-18 relating to docketing judgments of United States courts.

Received from Senate, 439.
 Introduction, first reading, 477.
 Referred to Committee on Judiciary.

Reported back, do pass, 883.
 Final passage, 914.
 Returned to Senate, 937.
 Received from Senate, 1028.
 Signed by Speaker, 1040.
 Returned to Senate, 1045.

Senate Bill No. 207 —

Senate Bill No. 207. A Bill for an Act to repeal section 6-03-47.1 of the North Dakota Century Code, relating to investment in loans secured by federal or state government.

Received from Senate, 302.
 Introduction, first reading, 318.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 854.
 Second reading, 897.
 Final passage 897.
 Returned to Senate, 921.
 Received from Senate, 1079.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 208 —

Senate Bill No. 208. A Bill for an Act to amend and reenact section 39-08-09 of the North Dakota Century, relating to the amount of apparent property damage required for reporting of a motor vehicle accident.

Received from Senate, 600.
 Introduction, first reading, 615.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 854.
 Returned to Senate, 920.

Senate Bill No. 209 —

Senate Bill No. 209. A Bill for an Act to amend and reenact section 6-03-47 of the North Dakota Century Code, relating to investment in loans and obligations secured by federal and state government.

Received from Senate, 302.
 Introduction, first reading, 318.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 854.
 Second reading, 898.
 Final passage, 898.
 Returned to Senate, 921.
 Received from Senate, 1079.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 210 —

Senate Bill No. 210. A Bill for an Act to create and enact a new subsection to 40-05-01 of the North Dakota Century Code, relating to the grant of power to all municipalities to contract and be contracted with.

Received from Senate, 439.
 Introduction, first reading, 477.

Referred to Committee on Political Subdivisions.
 Reported back, do pass, 786.
 Second reading, 827.
 Final passage, 827.
 Returned to Senate, 875.
 Received from Senate, 919.
 Signed by Speaker, 923.
 Returned to Senate, 938.

Senate Bill No. 211 —

Senate Bill No. 211. A Bill for an Act to create and enact sections 20-03-42 and 20-03-43 of the North Dakota Century Code, relating to limitation of the period of time a nonresident may hunt geese, and to provide a penalty.

Received from Senate, 773.
 Introduction, first reading, 808.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 1302.
 Second reading, 1350.
 Lost, 1351.
 Clincher, 1351.

Senate Bill No. 212 —

Senate Bill No. 212. A Bill for an Act to amend and reenact section 20-01-01 of the North Dakota Century Code by creating a new subsection, relating to the definition of small game, and to amend and reenact subsections 1, 2 and 3 of section 20-03-12 of the North Dakota Century Code, relating to the schedule of fees for certain hunting licenses.

Received from Senate, 600.
 Introduction, first reading, 615.
 Referred to Committee on Natural Resources.
 Reported back, amended, 1312.
 Motion to dispense with reading of amendments prevailed, 1341.
 Amendments adopted, 1341.
 Second reading, 1400.
 Final passage, 1400.
 Clincher, 1400.
 Returned to Senate, amended 1440.
 Senate concurs, 1504.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 213 —

Senate Bill No. 213. A Bill for an Act to amend and reenact sections 40-48-03, 40-48-04, and 40-48-10 of the North Dakota Century Code, relating to municipal planning commissions and the adoption of municipal master plans.

Received from Senate, 600.
 Introduction, first reading, 615.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 835.
 Second reading, 864.
 Final passage, 864.
 Returned to Senate, 920.
 Received from Senate, 1079.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 214 —

Senate Bill No. 214. A Bill for an Act to amend and reenact section 11-11-26 of the North Dakota Century Code, relating to advertisement for bids.

Received from Senate, 439.
Introduction, first reading, 477.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 835.
Returned to Senate, 903.

Senate Bill No. 215 —

Senate Bill No. 215. A Bill for an Act providing for the regulation of collection agencies; administration; requiring license of such agencies; providing for fees and bonds therefor; prescribing manner of applying for collection agency license; powers of Department of Banking and Financial Institutions; providing for records and funds to be kept; revocation and suspension of license; and prescribing penalties.

Received from Senate, 475.
Introduction, first reading, 493.
Referred to Committee on Industry and Business.
Reported back, amended, 879-882.
Motion to dispense with reading of amendments prevailed, 906.
Amendments adopted, 906.
Second reading, 928.
Final passage, 928.
Returned to Senate, amended, 993.
Senate concurs, 1079.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 216 —

Senate Bill No. 216. A Bill for an Act to create and enact a chapter of the North Dakota Century Code to provide a program of work release, rehabilitation, and education for inmates at the state penitentiary and the state farm and penalty for failure to comply with the terms of the program.

Received from Senate, 609.
Introduction, first reading, 638.
Referred to Committee on Social Welfare.
Reported back, amended, 821.
Amendments adopted, 837.
Second reading, 865.
Final passage, 865.
Returned to Senate, amended, 920.
Senate concurs, 938.
Received from Senate, 1027.
Signed by Speaker, 1040.
Returned to Senate, 1045.

Senate Bill No. 219 —

Senate Bill No. 219. A Bill for an Act providing for the transfer of forty acres in McKenzie County, North Dakota, from the state of North Dakota to the North Dakota rural rehabilitation corporation for the purpose of clearing title to such property, and declaring an emergency.

Received from Senate, 276.
 Introduction, first reading, 294.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 528.
 Second reading, 575.
 Final passage, 575.
 Emergency clause carried, 575.
 Returned to Senate, 629.
 Received from Senate, 714.
 Signed by Speaker, 754.
 Returned to Senate, 772.

Senate Bill No. 223 —

Senate Bill No. 223. A Bill for an Act to amend and reenact section 15-55-10 of the North Dakota Century Code, relating to the limitation on revenue producing buildings and other campus improvements constructed from the proceeds of revenue bonds, and declaring an emergency.

Received from Senate, 439.
 Introduction, first reading, 477.
 Referred to Committee on Education.
 Reported back, do pass, 835.
 Lost, 866.
 Second reading, 866, 1023.
 Final passage, 866, 1023.
 Reconsidered, 882.
 Re-referred to Committee on Education, 882.
 Amended, 954-955.
 Motion to dispense with reading of amendments prevailed, 981.
 Amendments adopted, 981.
 Returned to Senate, amended, 1095.
 Senate concurs, 1118.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate 1499.

Senate Bill No. 224 —

Senate Bill No. 224. A Bill for an Act to amend and reenact section 65-02-14 of the North Dakota Century Code, relating to aid in rehabilitating persons injured in employment.

Received from Senate, 439.
 Introduction, first reading, 477.
 Referred to Committee on Industry and Business.
 Reported back, amended, 854.
 Amendments adopted, 882.
 Second reading, 914.
 Final passage, 914.
 Returned to Senate, amended, 937.
 Senate concurs, 993.
 Received from Senate 1098.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 225 —

Senate Bill No. 225. A Bill for an Act to create and enact subsection 21 of section 65-01-02 of the North Dakota Century Code, relating to the definition of average weekly wages; to amend and reenact sections 65-04-04.1, 65-05-09, 65-06-03 and 65-07-03 of the North Dakota Century Code, relating to weekly compensation for injured

workers; and to repeal sections 65-01-04 and 65-05-11 of the North Dakota Century Code, relating to computation of weekly compensation.

Received from Senate, 773.
 Introduction, first reading, 808.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 972.
 Second reading, 1008.
 Final passage, 1008.
 Returned to Senate, 1096.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 226 —

Senate Bill No. 226. A Bill for an Act to amend and reenact subsection 1 of section 39-01-08 of the North Dakota Century Code, relating to authority of state, and political subdivisions to carry insurance on vehicles and aircraft.

Received from Senate, 600.
 Introduction, first reading, 615.
 Referred to Committee on Transportation.
 Reported back, do pass, 980.
 Second reading, 1009.
 Final passage, 1009.
 Returned to Senate, 1096.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 229 —

Senate Bill No. 229. A Bill for an Act to amend and reenact subsection 1 of section 57-02-11 of the North Dakota Century Code, relating to listing and assessing of real property, and to amend and reenact section 57-12-09 of the North Dakota Century Code, relating to notice of increase of assessment of real estate.

Received from Senate, 439.
 Introduction, first reading, 477.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 1134.
 Returned to Senate, 1269.

Senate Bill No. 230 —

Senate Bill No. 230. A Bill for an Act to amend and reenact section 40-29-03 and to repeal section 40-29-12 of the North Dakota Century Code, relating to notice requirements for construction and repair of sidewalks.

Received from Senate, 813.
 Introduction, first reading, 830.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 924.
 Second reading, 947.
 Final passage, 948.
 Returned to Senate, 1016.
 Received from Senate, 1118.
 Signed by Speaker, 1129.
 Returned to Senate, 1159.

Senate Bill No. 231 —

Senate Bill No. 231. A Bill for an Act to amend and reenact sections 57-36-06 and 57-36-10, subsection 1 of section 57-36-27, and subsection 2 of section 57-36-31 of the North Dakota Century Code, providing for an increase in the cigarette tax, allocating proceeds to cities, and providing that stamps may be purchased at a discount of three percent.

Received from Senate, 674.
 Introduction, first reading, 705.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 1240.
 Motion to substitute minority report for majority failed 1240.
 Motion to dispense with reading of amendments prevailed, 1295.
 Amendments adopted, 1295:
 Second reading, 1351.
 Final passage, 1351.
 Clincher 1351.
 Returned to Senate, amended, 1391.
 Senate does not concur 1469.
 Conference Committee, Senate, 1470.
 Conference Committee House 1476.
 Conference Committee Report House adopts, 1529.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate 1600.

Senate Bill No. 232 —

Senate Bill No. 232. A Bill for an Act to amend and reenact sections 40-14-01, 40-14-02, 40-14-04, 40-15-01, 40-15-02, 40-15-05, and 40-18-03 of the North Dakota Century Code, relating to the offices of city treasurer and municipal judge and providing that they be appointive offices in all cities; and to repeal sections 40-15-03 and 40-17-14 of the North Dakota Century Code.

Received from Senate, 739.
 Introduction, first reading, 774.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 1130.
 Returned to Senate, 1269.

Senate Bill No. 233 —

Senate Bill No. 233. A Bill for an Act to repeal sections 35-05-05 and 35-05-06 of the North Dakota Century Code, relating to the index of continuing crop liens to be kept by the register of deeds, and abstracts of crop liens to be furnished by the register of deeds.

Received from Senate 331.
 Introduction, first reading, 352.
 Referred to Committee on Agriculture.
 Reported back, do pass, 851.
 Second reading, 898.
 Final passage, 898.
 Returned to Senate, 921.
 Received from Senate 1079.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 235 —

Senate Bill No. 235. A Bill for an Act authorizing counties and cities to provide services for alcoholics.

Received from Senate, 600.
Introduction, first reading, 616.
Referred to Committee on Social Welfare.
Reported back, do pass, 787.
Second reading, 827.
Final passage, 827.
Returned to Senate, 875.
Received from Senate, 919.
Signed by Speaker, 923.
Returned to Senate, 938.

Senate Bill No. 237 —

Senate Bill No. 237. A Bill for an Act to provide immunity to physicians furnishing information to hospital or extended care facility committees and members thereof.

Received from Senate, 609.
Introduction, first reading, 638.
Referred to Committee on Social Welfare.
Reported back, do pass, 822.
Second reading, 839.
Final passage, 839.
Returned to Senate, 903.
Received from Senate, 952.
Signed by Speaker, 952.
Returned to Senate, 953.

Senate Bill No. 239 —

Senate Bill No. 239. A Bill for an Act to amend and reenact sections 5-03-04 and 5-03-07 of the North Dakota Century Code, to provide for a privilege tax on alcoholic beverage wholesalers computed on gallonage sold and to eliminate the tax on sales between wholesalers and retailers, and declaring an emergency.

Received from Senate, 739.
Introduction, first reading, 774.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 980.
Second reading, 1009.
Final passage, 1009.
Emergency clause carried 1010.
Returned to Senate, 1015.
Received from Senate, 1039.
Signed by Speaker, 1039.
Returned to Senate 1039.

Senate Bill No. 241 —

Senate Bill No. 241. A Bill for an Act to amend and reenact section 28-24-02 of the North Dakota Century Code, relating to redemption of real estate from execution sale.

Received from Senate, 439.
Introduction, first reading, 478.
Referred to Committee on Judiciary.
Reported back, amended, 1033.
Amendments adopted, 1051.
Second reading, 1089.
Final passage, 1089.
Returned to Senate, amended, 1158.
Senate concurs, 1217.
Received from Senate, 1581.

Signed by Speaker, 1582.
Returned to Senate, 1583.

Senate Bill No. 242 —

Senate Bill No. 242. A Bill for an Act to provide for payment of expenses to a certain state officer elected in 1964 for a six year term, making an appropriation and declaring an emergency.

Received from Senate, 350.
Introduction, first reading, 362.
Referred to Committee on Appropriations.
Reported back, do pass, 1136.
Second reading, 1196.
Final passage, 1196.
Emergency clause carried, 1197.
Returned to Senate, 1294.
Received from Senate, 1581.
Signed by Speaker, 1582.
Returned to Senate, 1583.

Senate Bill No. 243 —

Senate Bill No. 243. A Bill for an Act to amend and reenact section 57-55-08 of the 1965 Supplement to the North Dakota Century Code, relating to the duty of local law enforcement agency.

Received from Senate, 439.
Introduction, first reading, 478.
Referred to Committee on Judiciary.
Motion to return to House prevailed, 838.
Re-referred to Committee on Political Subdivisions, 838.
Reported back, do pass, 941.
Second reading, 988.
Final passage, 988.
Returned to Senate, 1061.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 244 —

Senate Bill No. 244. A Bill for an Act to amend and reenact section 50-21-03 of the 1967 Supplement to the North Dakota Century Code, relating to The Bank of North Dakota loans to nursing Homes and Homes for the Aged.

Received from Senate, 397.
Introduction, first reading, 403.
Referred to Committee on State and Federal Government.
Reported back, do pass, 528.
Second reading, 575.
Final passage, 576.
Returned to Senate, 629.
Received from Senate, 714.
Signed by Speaker, 754.
Returned to Senate, 772.

Senate Bill No. 245 —

Senate Bill No. 245. A Bill for an Act to amend and reenact section 54-03-11 of the North Dakota Century Code, relating to approval and payment of legislative costs and expenses.

Received from Senate, 511.
Introduction, first reading, 537.
Referred to Committee on State and Federal Government.
Reported back, do pass, 667.
Second reading, 700.
Final passage, 701.
Returned to Senate, 773.
Received from Senate, 902.
Signed by Speaker, 905.
Returned to Senate, 920.

Senate Bill No. 247 —

Senate Bill No. 247. A Bill for an Act to amend and reenact section 61-21-65 of the North Dakota Century Code, relating to the consolidation of drainage districts into water management districts.

Received from Senate, 475.
Introduction, first reading, 493.
Referred to Committee on Agriculture.
Reported back, do pass, 879.
Second reading, 915.
Final passage, 915.
Returned to Senate, 937.
Received from Senate, 1029.
Signed by Speaker, 1041.
Returned to Senate, 1045.

Senate Bill No. 249 —

Senate Bill No. 249. A Bill for an Act to create and enact section 26-02-37 of the North Dakota Century Code, relating to the circumstances under which automobile liability insurance premiums may be raised, and providing an effective date.

Received from Senate, 816.
Introduction, first reading, 845.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 1134.
Returned to Senate, 1269.

Senate Bill No. 250 —

Senate Bill No. 250. A Bill for an Act to amend and reenact section 61-16-11 of the North Dakota Century Code, by creating a new subsection thereto, relating to the authority of a water management district to establish flood plain zones.

Received from Senate 813.
Introduction, first reading, 831.
Referred to Committee Agriculture.
Reported back, amended, 970.
Amendments adopted, 1006,
Second reading, 1058.
Final passage, 1058.
Returned to Senate, amended, 1119.
Senate concurs, 1217.
Received from Senate, 1581.
Signed by Speaker, 1582.
Returned to Senate, 1583.

Senate Bill No. 251 —

Senate Bill No. 251. A Bill for an Act to provide for the post-mortem and ante-mortem inspection of all cattle, sheep, swine, goats, horses, mules, or equines which are to be slaughtered for human food; for the inspection of slaughterhouses and meatpacking plants; to amend and reenact section 19-02.1-21 of the North Dakota Century Code, relating to inspections; providing a penalty; and to repeal chapter 36-23 and section 19-02-10 of the North Dakota Century Code, relating to meat inspection and the sale of meat; and providing an appropriation.

Received from Senate, 816.
 Introduction, first reading, 845.
 Referred to Committee on Agriculture.
 Amended, 1034.
 Amendments Adopted, 1051.
 Re-referred to Committee on Appropriations, 1051.
 Reported back, do pass, 1184.
 Second reading, 1272.
 Final passage, 1272.
 Returned to Senate, amended, 1364.
 Senate concurs, 1398.
 Received from Senate, 1581.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 256 —

Senate Bill No. 256. A Bill for an Act to amend and reenact section 13-04-01 of the North Dakota Century Code, relating to installment bank loan charges.

Received from Senate, 773.
 Introduction, first reading, 808.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 882.
 Second reading, 915.
 Final passage, 916.
 Returned to Senate, 937.
 Received from Senate, 952.
 Signed by Speaker, 952.
 Returned to Senate, 953.

Senate Bill No. 258 —

Senate Bill No. 258. A Bill for an Act to create and enact section 15-39-42 of the North Dakota Century Code, relating to freezing of certain rights and obligations under the teachers' insurance and retirement fund; and to amend and reenact sections 15-39-14 and 15-39-17, subsection 1 of section 15-39-28, and section 15-39-28.1 of the North Dakota Century Code, relating to amount of assessment, forwarding of assessment, amount of annuity, and annuity minimums under the teachers' insurance and retirement fund.

Received from Senate, 816.
 Introduction, first reading, 845.
 Referred to Committee on Education.
 Reported back, do pass, 1135.
 Motion to lay over bill one legislative day prevailed, 1197, 1212.
 Re-referred to Committee on Education, 1212.
 Amended, 1243.
 Motion to dispense with reading of amendments prevailed, 1295.
 Amendments adopted, 1295.
 Second reading, 1352.

Final passage, 1352.
Clincher, 1352.
Returned to Senate, amended, 1393.
Senate concurs, 1468.
Received from Senate, 1597.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 260 —

Senate Bill No. 260. A Bill for an Act to amend and reenact section 57-15-14 of the North Dakota Century Code, relating to mill levies in high school districts.

Received from Senate, 816.
Introduction, first reading, 845.
Referred to Committee on Education.
Reported back amended, 971.
Amendments adopted, 1006.
Motion to re-refer to Committee on Education failed, 1058.
Lost, 1059.
Second reading, 1059.
Final passage, 1058-1059.
Motion by which bill lost be reconsidered and motion to reconsider be laid on the table prevailed, 1059.
Returned to Senate, 1119.

Senate Bill No. 261 —

Senate Bill No. 261. A Bill for an Act to amend and reenact section 11-16-09 of the North Dakota Century Code, relating to state's attorney's contingent fund.

Received from Senate, 475.
Introduction, first reading, 493.
Referred to Committee on Judiciary.
Reported back, do pass, 982.
Second reading, 1024.
Final passage, 1024.
Returned to Senate, 1096.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 263 —

Senate Bill No. 262. A Bill for an Act to amend and reenact section 57-22-14 of the North Dakota Century Code, relating to the disposal of personal property without paying tax, and providing a penalty.

Received from Senate, 475.
Introduction, first reading, 494.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 1044.
Returned to Senate, 1119.

Senate Bill No. 264 —

Senate Bill No. 264. A Bill for an Act to amend and reenact section 56-01-05 of the North Dakota Century Code, relating to inheritance by a child born out of wedlock.

Received from Senate, 475.
Introduction, first reading, 494.
Referred to Committee on Judiciary.
Reported back, do pass, 854.
Second reading, 899.
Final passage, 899.
Returned to Senate, 921.
Received from Senate, 1079.
Signed by Speaker, 1128.
Returned to Senate, 1158.

Senate Bill No. 265 —

Senate Bill No. 265. A Bill for an Act to amend and reenact section 40-57-02 of the North Dakota Century Code, relating to the definition of "project" under the Municipal Industrial Development Act.

Received from Senate 475.
Introduction, first reading, 494.
Referred to Committee on Judiciary.
Reported back, do pass, 822.
Second reading, 840.
Final passage, 840.
Returned to Senate, 903.
Received from Senate, 1079.
Signed by Speaker, 1128.
Returned to Senate, 1158.

Senate Bill No. 266 —

Senate Bill No. 266. A Bill for an Act to amend and reenact sections 15-63-01, 15-63-03, and 15-63-04 of the North Dakota Century Code, relating to North Dakota Indian college scholarships.

Received from Senate, 600.
Introduction, first reading, 616.
Referred to Committee on Education.
Reported back, do pass, 943, 1184.
Re-referred to Committee on Appropriations 943.
Second reading, 1273.
Final passage, 1273.
Returned to Senate, 1364.
Received from Senate, 1582.
Signed by Speaker, 1582.
Returned to Senate, 1583.

Senate Bill No. 267 —

Senate Bill No. 267. A Bill for an Act to amend and reenact section 15-39-28.1 of the North Dakota Century Code, relating to teachers' retirement annuities.

Received from Senate, 816.
Introduction, first reading, 846.
Referred to Committee on Education.
Reported back, do pass, 1135, 1297.
Motion to lay over one legislative day prevailed, 1197, 1212.
Re-referred to Committee on Education, 1212.
Laid on the table, 1352.
Returned to Senate, 1378.

Senate Bill No. 268 —

Senate Bill No. 268. A Bill for an Act to amend and reenact section 57-15-06 of the North Dakota Century Code, relating to limitations on county tax levies.

Received from Senate, 533.
 Introduction, first reading, 578.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 983.
 Second reading, 1024.
 Final passage, 1025.
 Returned to Senate, 1096.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 269 —

Senate Bill No. 269. A Bill for an Act to amend and reenact subsection 1 of section 57-38-01.2 of the North Dakota Century Code by creating a new subdivision thereto, relating to an adjustment to taxable income for income received under the United States Civil Service Retirement Act.

Received from Senate, 674.
 Introduction, first reading, 705.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 835.
 Second reading, 866.
 Final passage, 866.
 Returned to Senate, 920.
 Received from Senate, 1079.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 270 —

Senate Bill No. 270. A Bill for an Act to amend and reenact section 27-04-08 of the North Dakota Century Code, relating to the sale and distribution of official reports by supreme court reporter, to authorize the sale or disposal of books and other library materials by supreme court reporter; and to repeal section 27-04-05 of the North Dakota Century Code, relating to opinions and reports of supreme court printed and published by reporter.

Received from Senate 439.
 Introduction, first reading, 478.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1035.
 Second reading, 1068.
 Final passage, 1068.
 Returned to Senate, 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 271 —

Senate Bill No. 271. A Bill for an Act to create and enact subsections 23, 24, and 25 of section 19-02.1-01, subsections 15, 16, 17, 18, 19, 20, 21, 22, and 23 of section 19-02.1-02, subsections 5, 6, 7, 8, 9, and 10 of section 19-02.1-05, and section 19-02.1-23 all of the North Dakota Century Code; and to amend and reenact section

19-02.1-04, section 19-02.1-06, and subsection 1 of section 19-02.1-15 all of the North Dakota Century Code, relating to the control of drugs and penalties.

Received from Senate, 557.
 Introduction, first reading, 601.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 822.
 Second reading, 840.
 Final passage, 840.
 Returned to Senate, 903.
 Received from Senate, 952.
 Signed by Speaker, 952.
 Returned to Senate, 953.

Senate Bill No. 273 —

Senate Bill No. 273. A Bill for an Act to amend and reenact subsection 3 of section 57-39.2-01 and subsection 3 of section 57-40.2-01 of the North Dakota Century Code, relating to the definition of the term "processing" for sales and use tax purposes.

Received from Senate, 600.
 Introduction, first reading, 616.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 835.
 Second reading, 867.
 Final passage, 867.
 Returned to Senate, 920.
 Received from Senate, 1079.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 274 —

Senate Bill No. 274. A Bill for an Act to amend and reenact subdivision (3) of subsection D of section 52-09-20 of the North Dakota Century Code, relating to definitions of primary insurance benefit under North Dakota Old Age and Survivor Insurance System.

Received from Senate, 397.
 Introduction, first reading, 403.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1136.
 Second reading, 1197.
 Final passage, 1197.
 Returned to Senate, 1295.
 Received from Senate, 1582.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 275 —

Senate Bill No. 275. A Bill for an Act to amend and reenact section 12-14-13 of the North Dakota Century Code, relating to punishment for perjury.

Received from Senate, 475.
 Introduction, first reading, 494.
 Referred to Committee on Judiciary.
 Reported back, do pass, 982.
 Second reading, 1025.
 Final passage, 1025.
 Returned to Senate, 1096.

Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 277 —

Senate Bill No. 277. A Bill for an Act to amend and reenact section 28-27-04 of the North Dakota Century Code, relating to the time for appeal to the supreme court in civil cases.

Received from Senate, 439.
Introduction, first reading, 478.
Referred to Committee on Judiciary.
Reported back, do pass, 982.
Second reading, 1026.
Final passage, 1026.
Returned to Senate, 1096.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate 1216.

Senate Bill No. 279 —

Senate Bill No. 279. A Bill for an Act to amend and reenact section 6-03-14 of the North Dakota Century Code, relating to paying and receiving stations, and to create and enact sections 6-03-14.1, 6-03-14.2 and 6-03-14.3, relating to branch banking.

Received from Senate, 816.
Introduction, first reading, 846.
Referred to Committee on Industry and Business.
Reported back, indefinitely postponed, 1030.
Returned to Senate 1097.

Senate Bill No. 281 —

Senate Bill No. 281. A Bill for an Act to amend and reenact section 65-04-18 of the North Dakota Century Code, relating to charges of certain workmen's compensation injuries to the subsequent injury fund.

Received from Senate, 475.
Introduction, first reading, 494.
Referred to Committee on State and Federal Government.
Reported back, do pass, 691.
Second reading, 737.
Final passage, 737.
Returned to Senate, 807.
Received from Senate, 902.
Signed by Speaker, 905.
Returned to Senate, 920.

Senate Bill No. 282 —

Senate Bill No. 282. A Bill for an Act to amend and reenact section 57-32-04 of the North Dakota Century Code, relating to allocation of taxes of car line companies, express companies and air transportation companies.

Received from Senate, 609.
Introduction, first reading, 638.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 835.
Second reading, 867.

Final passage, 867.
 Returned to Senate, 920.
 Received from Senate, 1079.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 283 —

Senate Bill No. 283. A Bill for an Act to amend and reenact sections 29-08-02 and 29-08-21 of the North Dakota Century Code, relating to bail and the authorization of persons to arrange, receive, and approve bail in traffic cases, and relating to forfeiture of bail and the disposition of cases involving traffic law violations.

Received from Senate, 739.
 Introduction, first reading, 774.
 Referred to Committee on Judiciary.
 Reported back, do pass, 983.
 Second reading, 1026.
 Final passage, 1026.
 Returned to Senate, 1096.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 284 —

Senate Bill No. 284. A Bill for an Act to appropriate money out of funds available under Section 903 (Reed Act) of the Social Security Act to the State of North Dakota Unemployment Trust Fund, for acquiring land and erecting a building thereon for use by the North Dakota Employment Security Bureau.

Received from Senate, 397.
 Introduction, first reading, 403.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1185.
 Second reading, 1273.
 Final passage, 1274.
 Returned to Senate, 1364.
 Received from Senate, 1582.
 Signed by Speaker, 1582.
 Returned to Senate, 1583.

Senate Bill No. 286 —

Senate Bill No. 286. A Bill for an Act to create and enact a section of the North Dakota Century Code to provide assistance and medical care for public intoxication; to provide a penalty for disturbing the public peace or disorderly conduct; to eliminate punishment for public intoxication; to repeal section 5-01-05, relating to the penalty for public intoxication; and to create subsection 6 to section 29-06-15 of the North Dakota Century Code, relating to arrest without a warrant for driving or having control of a motor vehicle while under the influence of alcoholic beverages.

Received from Senate, 674.
 Introduction, first reading, 705.
 Referred to Committee on Judiciary.
 Reported back, do pass, 983.
 Second reading, 1027, 1476.
 Final passage, 1027, 1476.
 Returned to Senate, 1086, 1486.
 Motion to request return for amending title, 1448.

Received from Senate 1456.
Reconsidered, 1476.
Amended, 1476.
Amendments adopted, 1476.
Rules suspended, placed on second reading and final passage, 1476.
Clincher, 1477.
Amended, 1486.
Senate concurs, 1504.
Received from Senate, 1214, 1597.
Signed by Speaker, 1215, 1599.
Returned to Senate, 1216, 1600.

Senate Bill No. 287 —

Senate Bill No. 287. A Bill for an Act to create and enact section 30-14-32.1 of the North Dakota Century Code, relating to the removal of guardianship or estate property from the state without the consent of the court, and providing a penalty.

Received from Senate, 739.
Introduction, first reading, 774.
Referred to Committee on Judiciary.
Reported back, do pass, 983.
Second reading, 1028.
Final passage, 1028.
Returned to Senate, 1086.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 288 —

Senate Bill No. 288. A Bill for an Act to amend Chapters 57-39.2 and 57-40.2 of the North Dakota Century Code by creating and enacting thereto new sections providing for the remittance of sales and use taxes to the state of North Dakota which were improperly collected by retailers and not refunded to customers.

Received from Senate, 739.
Introduction, first reading, 774.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 980.
Second reading, 1010.
Final passage, 1010.
Returned to Senate, 1096.
Received from Senate 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 289 —

Senate Bill No. 289. A Bill for an Act to amend and reenact section 20-08-03 of the North Dakota Century Code, relating to the issuance of big game hunting licenses, antelope and big horn sheep licenses by lottery.

Received from Senate 397.
Introduction, first reading, 404.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 823.
Returned to Senate, 875.

Senate Bill No. 290 —

Senate Bill No. 290. A Bill for an Act to provide for the creation of the North Dakota board of examiners for nursing home administrators; fixing its membership, prescribing its powers, duties and functions; to provide requirements for licensure of nursing home administrators; to provide for license fees; to create the state board of nursing home administrators fund; to repeal conflicting laws; and for other purposes.

Received from Senate, 600.
Introduction, first reading, 616.
Referred to Committee on State and Federal Government.
Reported back, do pass, 835.
Second reading, 868.
Final passage, 868.
Returned to Senate, 920.
Received from Senate, 1079.
Signed by Speaker, 1128.
Returned to Senate, 1158.

Senate Bill No. 291 —

Senate Bill No. 291. A Bill for an Act to amend and reenact subsection 7 of section 39-12-04 of the 1967 Supplement to the North Dakota Century Code, relating to width, height, and length limitations on vehicles — exceptions.

Received from Senate, 600.
Introduction, first reading, 616.
Referred to Committee on Transportation.
Reported back, do pass, 980.
Second reading, 1011.
Final passage 1011.
Returned to Senate, 1096.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 292 —

Senate Bill No. 292. A Bill for an Act to amend and reenact sections 25-03-08, 25-03-10, subsections 1, 3, 5, 6, and 7 of section 25-03-11, sections 25-03-18, 25-03-21, and 25-03-23 of the North Dakota Century Code to allow alcoholics and drug addicts to be admitted and treated at the state hospital.

Received from Senate, 557.
Introduction, first reading, 601.
Referred to Committee on Social Welfare.
Reported back, do pass, 822.
Second reading, 841, 855.
Lost, 841.
Reconsidered, 852.
Placed on Calendar, 852.
Final passage, 855.
Returned to Senate, 920.
Received from Senate, 1079.
Signed by Speaker, 1128.
Returned to Senate 1158.

Senate Bill No. 293 —

Senate Bill No. 293. A Bill for an Act to amend and reenact sections 12-21-07, 12-21-09, and 12-21-11 of the North Dakota Century

Code, to provide that certain motion picture projectionists shall not be liable for showing or possessing obscene motion pictures if acting within the scope of their employment.

Received from Senate, 475.
 Introduction, first reading, 494.
 Referred to Committee on Industry and Business.
 Reported back, indefinitely postponed, 823.
 Returned to Senate, 875.

Senate Bill No. 294 —

Senate Bill No. 294. A Bill for an Act to amend and reenact subsection 2 of section 34-12-01 of the North Dakota Century Code, relating to definition of employer.

Received from Senate, 475.
 Introduction, first reading, 494.
 Referred to Committee on Labor.
 Reported back, do pass, 613.
 Second reading, 649.
 Final passage, 649.
 Returned to Senate, 704.
 Received from Senate, 814.
 Signed by Speaker, 829.
 Returned to Senate, 830.

Senate Bill No. 297 —

Senate Bill No. 297. A Bill for an Act to amend and reenact section 34-06-06 of the North Dakota Century Code, relating to employment of females.

Received from Senate, 739.
 Introduction, first reading, 774.
 Referred to Committee on Labor.
 Reported back, indefinitely postponed, 1044.
 Returned to Senate, 1119.

Senate Bill No. 299 —

Senate Bill No. 299. A Bill for an Act to amend and reenact sections 57-35-07 and 57-35.1-03 of the North Dakota Century Code, relating to the filing of annual tax reports by banks, trust companies and building and loan associations.

Received from Senate, 773.
 Introduction, first reading, 808.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 972.
 Second reading, 1011.
 Final passage, 1011.
 Returned to Senate, 1096.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 300 —

Senate Bill No. 300. A Bill for an Act to create and enact sections 2-07-06.1, 2-07-06.2, 2-07-06.3, and to amend and reenact sections 2-07-06 and 2-07-07 of the North Dakota Century Code, relating to the creation of a weather modification authority and authorizing the counties to levy a tax for weather modification activities, and declaring an emergency.

Received from Senate, 817.
Introduction, first reading, 846.
Referred to Committee on Natural Resources.
Reported back, amended, 1302.
Motion to dispense with reading of amendments prevailed 1341.
Amendments adopted, 1341.
Second reading, 1401.
Final passage, 1401.
Emergency clause carried, 1401.
Clincher, 1401.
Returned to Senate, amended, 1440.
Senate concurs, 1504.
Received from Senate, 1597.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 302 —

Senate Bill No. 302. A Bill for an Act to create and enact subsection 9 of section 20-02-05 of the North Dakota Century Code, relating to powers of the game and fish commissioner.

Received from Senate, 511.
Introduction, first reading, 537.
Referred to Committee on Natural Resources.
Reported back, do pass, 787.
Second reading, 828.
Final passage, 828.
Returned to Senate, 875.
Received from Senate, 919.
Signed by Speaker, 923.
Returned to Senate, 938.

Senate Bill No. 304 —

Senate Bill No. 304. A Bill for an Act to amend and reenact section 6-08-16 of the North Dakota Century Code, relating to issuance of checks or drafts without sufficient funds or credit.

Received from Senate, 475.
Introduction, first reading, 494.
Referred to Committee on Industry and Business.
Re-referred to Industry and Business Committee, 743.
Reported back, indefinitely postponed, 1030.
Returned to Senate, 1097.

Senate Bill No. 305 —

Senate Bill No. 305. A Bill for an Act to amend and reenact section 12-38-11 of the North Dakota Century Code, relating to evading hotel bills.

Received from Senate, 511.
Introduction, first reading, 537.
Referred to Committee on Judiciary.
Reported back, indefinitely postponed, 883.
Returned to Senate, 937.

Senate Bill No. 307 —

Senate Bill No. 307. A Bill for an Act to create a Board of Hearing Aid Dealers and Fitters to provide for licensure of persons who are dealers and fitters of hearing aids; to provide for the regulation

of dispensing and fitting of hearing aids to the public; and to provide for penalties and punishment for violation of this act.

Received from Senate, 475.
 Introduction, first reading, 494.
 Referred to Committee on Judiciary.
 Reported back, amended, 1044, 1461.
 Motion to dispense with reading of amendments prevailed, 1083.
 Amendments adopted, 1083.
 Second reading, 1114, 1461.
 Final passage, 1115, 1461.
 Returned to Senate, amended, 1193.
 Senate does not concur 1218.
 Conference Committee, Senate, 1218.
 Conference Committee, House, 1285.
 Conference Committee Report, Senate adopts, 1398.
 Conference Committee Report, House adopts, 1461.
 Clincher, 1462.
 Rules suspended, placed on final passage, 1461.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 308 —

Senate Bill No. 308. A Bill for an Act to authorize payment of reasonable expenses and attorneys fees where untrue allegations and denials in pleadings are made without reasonable cause and not in good faith.

Received from Senate, 600.
 Introduction, first reading, 618.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1035.
 Second reading, 1068.
 Final passage, 1068.
 Returned to Senate, 1119.
 Received from Senate 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 309 —

Senate Bill No. 309. A Bill for an Act to create and enact section 9-08-02.1 of the North Dakota Century Code, relating to liability for errors or omissions in plans and specifications of construction contracts.

Received from Senate, 475.
 Introduction, first reading, 494.
 Referred to Committee on Industry and Business.
 Reported back, amended, 854.
 Amendments adopted, 882.
 Second reading, 916.
 Final passage, 916.
 Returned to Senate, 937.
 Senate concurs, 993.
 Received from Senate, 1098.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 310 —

Senate Bill No. 310. A Bill for an Act to amend and reenact sections 4-30-36, 4-30-43 and 4-30-55 of the 1967 Supplement to the North Dakota Century Code, relating to minimum standards for dairy processing plants in the fields of grade A milk and milk products, filled milk, filled dairy products, imitation milk, imitation dairy products and substitutes therefor, providing for the regulation thereof and providing for pasteurization of milk and milk products.

Received from Senate, 475.
Introduction, first reading, 495.
Referred to Committee on Agriculture.
Reported back, amended, 1244, 1538.
Motion to dispense with reading of amendments prevailed, 1295.
Amendments adopted, 1295.
Second reading, 1352, 1538.
Final passage, 1353.
Clincher, 1353, 1539.
Returned to Senate, amended, 1393.
Senate does not concur 1470.
Conference Committee, Senate, 1470.
Conference Committee, House, 1475.
Conference Committee Report, House adopts, 1538.
Rules suspended, placed on final passage, 1538.
Lost, 1538.

Senate Bill No. 311 —

Senate Bill No. 311. A Bill for an Act to repeal section 16-09-07 of the 1967 Supplement to the North Dakota Century Code, relating to the use of the same voting place by a township and incorporated city where the combined vote does not exceed five hundred votes.

Received from Senate, 511.
Introduction, first reading, 538.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 786.
Second reading, 828.
Final passage, 829.
Returned to Senate, 875.
Received from Senate, 919.
Signed by Speaker, 923.
Returned to Senate, 938.

Senate Bill No. 312 —

Senate Bill No. 312. A Bill for an Act to amend and reenact sub-sections 1 and 2 of section 11-10-10 of the North Dakota Century Code, relating to salaries of county officers and stating legislative intent.

Received from Senate, 813.
Introduction, first reading, 831.
Referred to Committee on Political Subdivisions.
Reported back, amended, 941, 1511.
Motion to dispense with reading of amendments prevailed, 973.
Amendments adopted, 973.
Second reading, 1012, 1511.
Final passage, 1012, 1511.
Returned to Senate, amended, 1095.
Senate does not concur, 1118.

Conference Committee, Senate, 1118, 1362.
 Conference Committee, House, 1125, 1467.
 Conference Committee Report, Senate adopts, 1362, 1552.
 Conference Committee Report, House adopts, 1462, 1511.
 Rules suspended, placed on final passage, 1511.
 Clincher, 1512.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 313 —

Senate Bill No. 313. A Bill for an Act to amend and reenact section 39-17-10 of the North Dakota Century Code, relating to repayment by a motorist of payments made on his behalf by the unsatisfied judgment fund, and providing that, under the supervision of the court, the repayment amount may be compromised.

Received from Senate, 674.
 Introduction, first reading, 705.
 Referred to Committee on Judiciary.
 Reported back, amended, 1185.
 Motion to dispense with reading of amendments 1237.
 Amendments adopted, 1238.
 Second reading, 1327.
 Final passage, 1327.
 Returned to Senate, amended, 1394.
 Senate concurs, 1468.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 314 —

Senate Bill No. 314. A Bill for an Act to amend and reenact section 49-21-21 of the North Dakota Century Code, relating to fraudulent telecommunications, and providing a penalty.

Received from Senate, 674.
 Introduction, first reading, 705.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1099.
 Second reading, 1117.
 Final passage, 1117.
 Returned to Senate, 1192.
 Received from Senate 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1583.

Senate Bill No. 318 —

Senate Bill No. 318. A Bill for an Act to provide for the taxation of all property at market value, the public policy therein, the reduction of increased or excess levies, listing of real property, and a levy for the state medical center; and to amend and reenact sections 2-06-15, 2-07-06, 4-02-26, 4-02-27, 4-02-27.1, 4-02-27.2, 4-02-32, 4-02-37, 4-08-15, 4-16-02, 4-31-05, 11-11-24, 11-11-46, 11-11-53, 11-28-06, 11-28-17, 15-18-03, 15-18-04.2, 15-18-05, 15-20-10.1, 15-34-09.1, 15-40-18, 15-42-09.1, 15-42-28, 15-47-21, 15-59.1-02, 18-07-01, 18-10-07, 18-10-14, subsection 1 of section 23-14-11, section 23-18-01, subsection 10 of section 23-24-08, sections 23-24-09, 24-05-01, 25-12-02, 40-05-09.1, 40-38-02, 40-43-01, 40-45-01, 40-45-02, 40-46-02, 40-46-26, 40-48-07, 40-55-08, 40-55-09, 40-59-01, 57-01-08, 57-15-06, 57-15-06.3,

57-15-06.4, 57-15-08, 57-15-10.1, subsections 1, 2, and 3 of section 57-15-12, subsections 1, 2, 3, and 4 of section 57-15-14, subsection 2 of section 57-15-15, subsection 1 of section 57-15-16, sections 57-15-19.4, 57-15-20, 57-15-22, 57-15-24, 57-15-27.1, 57-15-28, 57-15-36, 57-15-37, 57-15-38, 57-15-42, 57-15-43, 57-15-44, 57-15-48, 57-15-49, 57-19-04, 57-47-04, subsection 9 of section 61-16-11, sections 61-16-12, 61-21-09, 61-22-11, subsection 9 of section 61-24-08, and section 61-24-09 of the North Dakota Century Code, relating to mill levy limitations of counties; cities; civil townships; school districts; vector control districts; irrigation districts; water management districts; rural fire protection districts; Garrison diversion conservancy district; county, city, and joint county park districts; and providing an effective date.

Received from Senate, 773.

Introduction, first reading, 808.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 1304.

Returned to Senate, 1424.

Senate Bill No. 319 —

Senate Bill No. 319. A Bill for an Act to amend and reenact section 16-18-17 of the 1967 Supplement to the North Dakota Century Code, providing that the subsequent death of an absentee voter shall not constitute grounds for rejecting the ballot.

Received from Senate, 600.

Introduction, first reading, 616.

Referred to Committee on Judiciary.

Reported back, do pass, 854.

Second reading, 900.

Final passage, 900.

Returned to Senate, 921.

Received from Senate, 1079.

Signed by Speaker, 1128.

Returned to Senate, 1158.

Senate Bill No. 320 —

Senate Bill No. 320. A Bill for an Act to amend and reenact Section 6-09-15 of the 1967 Supplement to the North Dakota Century Code, relating to lending and investment powers of The Bank of North Dakota.

Received from Senate, 475.

Introduction, first reading, 495.

Referred to Committee on State and Federal Government.

Reported back, do pass, 667.

Second reading, 701.

Final passage, 701.

Returned to Senate, 773.

Received from Senate, 902.

Signed by Speaker, 905.

Returned to Senate, 920.

Senate Bill No. 321 —

Senate Bill No. 321. A Bill for an Act to create and enact section 38-08-19 of the North Dakota Century Code, defining common purchasers of crude petroleum, prohibiting discrimination among purchasers of crude petroleum.

Received from Senate, 773.

Introduction, first reading, 809.

Referred to Committee on State and Federal Government.
 Reported back, do pass, 943.
 Second reading, 989.
 Final passage, 989.
 Returned to Senate, 1061.
 Received from Senate, 1118.
 Signed by Speaker, 1129.
 Returned to Senate, 1159.

Senate Bill No. 323 —

Senate Bill No. 323. A Bill for an Act to create and enact subsection 12 of section 10-04-06 of the North Dakota Century Code, relating to exempt transactions.

Received from Senate, 558.
 Introduction, first reading, 602.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 692, 1210.
 Amendments adopted, 708.
 Motion to place at Foot of Calendar prevailed, 770.
 Second reading, 770, 1210.
 Final passage, 770-771, 1211.
 Returned to Senate, amended, 806.
 Senate does not concur, 876.
 Conference Committee, Senate, 876.
 Conference Committee, House, 930.
 Conference Committee Report House adopts, 1210.
 Conference Committee Report Senate adopts, 1217.
 Rules suspended properly Re-engrossed and placed on final passage, 1210.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1583.

Senate Bill No. 324 —

Senate Bill No. 324. A Bill for an Act establishing primary and excess insurance on automobile liability policies for anyone in the business of selling, repairing, servicing, storing, leasing, or parking of motor vehicles.

Received from Senate, 511.
 Introduction, first reading, 538.
 Referred to Committee on Transportation.
 Reported back, do pass, 925.
 Second reading, 948.
 Final passage, 948.
 Returned to Senate, 1016.
 Received from Senate, 1098.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 326 —

Senate Bill No. 326. A Bill for an Act to amend and reenact section 24-03-21 of the North Dakota Century Code, relating to the publication of tourist information and making such publication mandatory upon the state highway commissioner.

Received from Senate, 739.
 Introduction, first reading, 775.
 Referred to Committee on Transportation.
 Reported back, do pass, 981.

Second reading, 1013.
Final passage, 1013.
Returned to Senate, 1096.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 327 —

Senate Bill No. 327. A Bill for an Act to amend and reenact subsection 4 of section 57-38-59 of the 1967 Supplement to the North Dakota Century Code, relating to nonresident income tax withholding and the filing of a certificate by an employee with his employer.

Received from Senate, 600.
Introduction, first reading, 616.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 1134.
Returned to Senate, 1269.

Senate Bill No. 328 —

Senate Bill No. 328. A Bill for an Act to amend Chapter 57-38 of the North Dakota Century Code by creating and enacting thereto a new section relating to reciprocal arrangements between states for withholding of income taxes.

Received from Senate, 600.
Introduction, first reading, 616.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 925.
Second reading, 948.
Final passage, 949.
Returned to Senate, 1016.
Received from Senate, 1098.
Signed by Speaker, 1129.
Returned to Senate, 1158.

Senate Bill No. 329 —

Senate Bill No. 329. A Bill for an Act to amend and reenact section 57-38-01.4 of the North Dakota Century Code, relating to the recognition of subchapter S election.

Received from Senate, 773.
Introduction, first reading, 809.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 981.
Second reading, 1013.
Final passage, 1014.
Returned to Senate, 1096.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate 1216.

Senate Bill No. 332 —

Senate Bill No. 332. A Bill for an Act to amend and reenact sections 58-04-05, 58-05-02, 58-07-01, 58-07-02, subsections 7, 9, and 10 of section 58-07-03, and section 58-08-05 of the North Dakota Century Code, relating to the merging of the offices of township clerk and treasurer upon a vote of a majority of electors in the township.

Received from Senate, 558.
Introduction, first reading, 602.
Referred to Committee on Political Subdivisions.
Reported back, amended, 786.
Amendments adopted, 816.
Second reading, 841.
Final passage, 842.
Returned to Senate, amended, 903.
Senate concurs, 938.
Received from Senate, 1029.
Signed by Speaker, 1041.
Returned to Senate, 1045.

Senate Bill No. 334 —

Senate Bill No. 334. A Bill for an Act to amend and reenact section 4-30-03 of the North Dakota Century Code, relating to the filing of surety bond or certified bank draft by milk processing or manufacturing plants.

Received from Senate, 475.
Introduction, first reading, 495.
Referred to Committee on Agriculture.
Reported back, do pass, 879.
Second reading, 917.
Final passage, 917.
Returned to Senate, 937.
Received from Senate, 1029.
Signed by Speaker, 1041.
Returned to Senate, 1045.

Senate Bill No. 335 —

Senate Bill No. 335. A Bill for an Act to amend and reenact section 15-34-05 of the North Dakota Century Code, relating to the furnishing of vehicular transportation, lodging, or tuition by school boards to families living within the school district.

Received from Senate, 773.
Introduction, first reading, 809.
Referred to Committee on Education.
Reported back, amended, 971.
Amendments adopted, 1006.
Second reading, 1062.
Final passage, 1062.
Returned to Senate, amended, 1119.
Senate concurs, 1217.
Received from Senate, 1582.
Signed by Speaker, 1583.
Returned to Senate 1583.

Senate Bill No. 337 —

Senate Bill No. 337. A Bill for an Act to amend and reenact section 18-11-22 of the North Dakota Century Code, relating to state auditor to examine books of relief associations, report of unauthorized spending to governor and duty of governor.

Received from Senate 475.
Introduction, first reading, 495.
Referred to Committee on State and Federal Government.
Reported back, do pass, 667.
Second reading, 701.
Final passage, 701.

Returned to Senate, 773.
 Received from Senate, 902.
 Signed by Speaker, 905.
 Returned to Senate, 920.

Senate Bill No. 338 —

Senate Bill No. 338. A Bill for an Act to amend and reenact sections 57-39.2-02 and 57-39.2-03 of the North Dakota Century Code, by the creation of new subsections thereto, relating to the taxation of liquor under the sales tax, and to amend and reenact subsection 10 of section 57-39.2-04, subsection 6 of section 57-40.2-01, and section 57-40.2-04 (misnumbered as section 59-40.2-04) of the North Dakota Century Code, relating to the taxation of liquor under the use tax, and exemptions under the sales and use tax.

Received from Senate, 816.
 Introduction, first reading, 846.
 Referred to Committee on Finance and Taxation.
 Reported back indefinitely postponed, 1134.
 Motion to place on Calendar failed 1134.
 Returned to Senate, 1269.

Senate Bill No. 339 —

Senate Bill No. 339. A Bill for an Act to amend and reenact section 49-02-01.1 of the North Dakota Century Code, relating to extending the jurisdiction of the Public Service Commission to safety requirements of public utilities owned and operated by the state and any political subdivision thereof and public utilities not operated for profit.

Received from Senate, 739.
 Introduction, first reading, 775.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 835.
 Second reading, 869.
 Final passage, 869.
 Returned to Senate, 920.
 Received from Senate, 1079.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 340 —

Senate Bill No. 340. A Bill for an Act to create and enact subsection 10 of section 52-06-02 of the North Dakota Century Code to provide for a means to requalify for benefits with the passage of time.

Received from Senate, 813.
 Introduction, first reading, 831.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 1035.
 Second reading, 1069.
 Final passage, 1069.
 Returned to Senate, 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 341 —

Senate Bill No. 341. A Bill for an Act to amend and reenact section 6-02-06 of the North Dakota Century Code, relating to hearing by board and conclusions.

Received from Senate, 739.
 Introduction, first reading, 775.
 Referred to Committee on Industry and Business
 Reported back, amended, 900.
 Amendments adopted, 913.
 Second reading, 933.
 Final passage, 933.
 Returned to Senate, amended, 993.
 Senate concurs 1079.
 Received from Senate 1214.
 Signed by Speaker, 1215.
 Returned to Senate 1216.

Senate Bill No. 344 —

Senate Bill No. 344. A Bill for an Act to amend and reenact section 54-49-03 and 54-49.04 of the North Dakota Century Code, relating to the membership of the natural resources council and the time of meeting.

Received from Senate, 816.
 Introduction, first reading, 846.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 1302.
 Second reading, 1353.
 Final passage, 1353.
 Clincher, 1354.
 Returned to Senate, 1392.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 345 —

Senate Bill No. 345. A Bill for an Act to define credit cards and other terms, and to provide for limited imposition of liability on the holder of a credit card.

Received from Senate, 475.
 Introduction, first reading, 495.
 Referred to Committee on Industry and Business.
 Reported back, amended, 901.
 Amendments adopted, 913.
 Second reading, 934.
 Final passage, 934.
 Returned to Senate, amended, 993.
 Senate concurs, 1079.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 347 —

Senate Bill No. 347. A Bill for an Act to amend and reenact section 12-26-04 of the North Dakota Century Code, relating to the punishment for assault or assault and battery.

Received from Senate, 600.
 Introduction, first reading, 617.

Referred to Committee on Judiciary.
 Reported back, do pass, 1099.
 Second reading, 1120.
 Final passage, 1120.
 Returned to Senate, 1192.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 349 —

Senate Bill No. 349. A Bill for an Act to amend and reenact section 12-61-01 of the North Dakota Century Code, relating to the membership of the North Dakota combined law enforcement council.

Received from Senate, 739.
 Introduction, first reading, 775.
 Referred to Committee on Judiciary.
 Reported back, amended, 1035.
 Motion to dispense with reading of amendments prevailed, 1051.
 Amendments adopted, 1051.
 Second reading, 1089.
 Final passage, 1090.
 Returned to Senate, amended, 1158.
 Senate concurs, 1217.
 Received from Senate 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 350 —

Senate Bill No. 350. A Bill for an Act to create and enact chapter 27-20 of the North Dakota Century Code, relating to the creation of the juvenile court and constituting the uniform juvenile court act; to provide for the jurisdiction of the juvenile court, the care and custody of deprived children, the termination of the relationship of parent and child, and the care, custody, control, treatment and rehabilitation of delinquent and unruly children; to amend sections 12-46-14 and 27-05.1-16 of the North Dakota Century Code, relating to the transportation of persons committed to the state training school and the assistance to be given by juvenile commissioners to the family court; and to repeal chapters 27-16 and 50-14 of the North Dakota Century Code.

Received from Senate, 773.
 Introduction, first reading, 809.
 Referred to Committee on Judiciary.
 Reported back, amended, 1105.
 Motion to dispense with reading amendments prevailed, 1131.
 Amendments adopted, 1131.
 Motion to move to Head of Calendar, prevailed, 1172.
 Second reading, 1172.
 Final passage, 1173.
 Returned to Senate, amended, 1295.
 Senate concurs, 1346.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 352 —

Senate Bill No. 352. A Bill for an Act to amend and reenact sections 6-09-04, 6-09-05, 6-09-27 and 10-04-12.1 of the North Dakota

Century Code and sections 21-10-02, 54-30-30, 54-30-32 and 54-30-33 of the 1967 Supplement to the North Dakota Century Code, making the chief executive of The Bank of North Dakota its president.

Received from Senate, 511.
 Introduction, first reading, 538.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 668.
 Second reading, 702.
 Final passage, 702.
 Returned to Senate, 773.
 Received from Senate, 902.
 Signed by Speaker, 905.
 Returned to Senate 920.

Senate Bill No. 355 —

Senate Bill No. 355. A Bill for an Act to amend and reenact section 57-02-20 of the North Dakota Century Code, relating to the exemption of machinery for one year.

Received from Senate 816.
 Introduction first reading, 846.
 Referred to Committee on Finance and Taxation.
 Reported back amended, 971.
 Indefinitely postponed 1134.
 Returned to Senate, 1269.

Senate Bill No. 356 —

Senate Bill No. 356. A Bill for an Act to amend and reenact subsection 21 of section 54-44-04 of the North Dakota Century Code, relating to the powers and duties of the director of accounts and purchases.

Received from Senate, 511.
 Introduction, first reading, 538.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 668.
 Second reading, 703.
 Final passage, 703.
 Returned to Senate, 773.
 Received from Senate, 902.
 Signed by Speaker, 905.
 Returned to Senate, 920.

Senate Bill No. 358 —

Senate Bill No. 358. A Bill for an Act to amend and reenact section 57-37-24 of the North Dakota Century Code, relating to the procedure for the computation of the distribution of the estate tax between the state, counties and cities of this state.

Received from Senate, 600.
 Introduction, first reading, 617.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 835.
 Second reading, 869.
 Final passage, 869.
 Returned to Senate, 920.
 Received from Senate, 1079.
 Signed by Speaker, 1128.
 Returned to Senate, 1158.

Senate Bill No. 359 —

Senate Bill No. 359. A Bill for an Act to amend and reenact section 14-07-15 of the North Dakota Century Code, relating to the abandonment and non-support of a child.

Received from Senate, 773.
 Introduction, first reading, 809.
 Referred to Committee on Social Welfare.
 Reported back, do pass, 924.
 Second reading, 949.
 Final passage, 950.
 Returned to Senate, 1016.
 Received from Senate, 1118.
 Signed by Speaker, 1129.
 Returned to Senate, 1159.

Senate Bill No. 360 —

Senate Bill No. 360. A Bill for an Act to amend and reenact section 24-17-03 of the North Dakota Century Code, relating to limitations on outdoor advertising.

Received from Senate, 475.
 Introduction, first reading, 495.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 822.
 Second reading, 842.
 Final passage, 842.
 Returned to Senate, 903.
 Received from Senate, 952.
 Signed by Speaker, 952.
 Returned to Senate, 953.

Senate Bill No. 364 —

Senate Bill No. 364. A Bill for an Act directing the state board of higher education to sell and transfer certain land and the improvements thereon owned by the state of North Dakota for the benefit and use of the North Dakota state university of agriculture and applied science, and for the proceeds of such sale to be deposited in the general fund, and declaring an emergency.

Received from Senate, 674.
 Introduction, first reading, 706.
 Referred to Committee on Education.
 Reported back, do pass, 835.
 Re-referred to Committee on Education, 882.
 Second reading, 870, 1063.
 Final passage, 870, 1063, 1064.
 Reconsidered, 882.
 Re-referred to Committee on Education, 882.
 Amended, 972.
 Amendments adopted, 1006.
 Emergency clause carried, 1064.
 Returned to Senate, amended, 1119.
 Senate concurs, 1217.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 365 —

Senate Bill No. 365. A Bill for an Act to amend and reenact subsection 2 of section 39-04-19 of the North Dakota Century Code,

relating to registration fees for farm trucks or trucks used exclusively in soil and water conservation work, and to repeal subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to registration fees for farm trucks.

Received from Senate 816.
 Introduction first reading, 846.
 Referred to Committee on Transportation.
 Reported back, amended, 1304-1306.
 Motion to substitute minority report for majority failed, 1307.
 Motion to dispense with reading of amendments prevailed, 1341.
 Amendments adopted, 1341.
 Placed at Foot of Calendar, 1401.
 Second reading, 1430.
 Lost, 1431.
 Clincher, 1431.
 Returned to Senate, 1440.

Senate Bill No. 366 —

Senate Bill No. 366. A Bill for an Act to amend and reenact section 57-15-06 of the North Dakota Century Code as amended by Senate Bill No. 318 of the Forty-first Legislative Assembly, relating to limitations on county tax levies.

Received from Senate, 773.
 Introduction, first reading, 809.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 1185.
 Returned to Senate, 1311.

Senate Bill No. 369 —

Senate Bill No. 369. A Bill for an Act to amend and reenact subsection 2 of section 11-15-07 of the North Dakota Century Code, relating to county fees.

Received from Senate, 600.
 Introduction, first reading, 617.
 Referred to Committee on Judiciary.
 Reported back, do pass, 836.
 Second reading, 871.
 Final passage, 871.
 Returned to Senate, 920.
 Received from Senate 1079.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 370 —

Senate Bill No. 370. A Bill for an Act to create and enact subsection 28 of section 40-05-02 of the North Dakota Century Code, relating to provision of a municipal public transportation system, and its operation.

Received from Senate, 558.
 Introduction, first reading, 602.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 893.
 Motion to substitute minority report for majority prevailed, 893.
 Second reading, 917.
 Lost, 918.
 Motion to reconsider action prevailed, 924.
 Motion to place bill at Head of Calendar prevailed, 924.

Final passage, 926.
 Emergency clause carried, 926.
 Returned to Senate, 994.
 Received from Senate, 1098.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 371 —

Senate Bill No. 371. A Bill for an Act to create and enact section 15-39-37.1 of the North Dakota Century Code, relating to the counting of advanced training as teacher service under the teachers' insurance and retirement fund; to amend and reenact sections 15-39-01, 15-39-15, 15-39-26, 15-39-29, 15-30-36, 15-39-40 and 21-10-06 of the North Dakota Century Code, relating to definitions, crediting of teaching service, withdrawal and reinstatement, retirement and annuity credits, investment of moneys, selection of retirement options, credit for military service under the teachers' insurance and retirement fund and funds under the management of the state investment board.

Received from Senate, 816.
 Introduction, first reading, 846.
 Referred to Committee of Education.
 Reported back, amended, 1244-1250, 1539.
 Motion to dispense with reading of amendments prevailed, 1295.
 Amendments adopted, 1295.
 Second reading, 1354, 1539.
 Final passage, 1354, 1539.
 Clincher, 1355, 1540.
 Returned to Senate, amended, 1393.
 Conference Committee, Senate, 1506.
 Senate does not concur, 1506.
 Conference Committee, House, 1512.
 Conference Committee Report, House adopts, 1539.
 Rules suspended, placed on final passage, 1539.
 Conference Committee Report, Senate adopts, 1552.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 373 —

Senate Bill No. 373. A Bill for an Act to provide for the enactment of authority to the industrial commission of North Dakota to further utilize the resources of the Bank of North Dakota including its potential contacts and deposits in several of the large financial centers of the United States for the purpose of enlisting the help of private enterprise in exploring ways and means of creating more opportunities for increased employment and an expanded tax base in the rural and urban areas in each of the fifty-three counties of North Dakota.

Received from Senate, 816.
 Introduction, first reading, 847.
 Referred to Committee on Industry and Business.
 Motion to re-refer to Committee on Appropriations prevailed, 1035.
 Reported back, do pass, 1035.
 Reported back, without recommendation, 1185.
 Second reading, 1274.
 Final passage, 1274.
 Motion to reconsider failed, 1303.
 Returned to Senate, 1364.
 Received from Senate, 1582.

Signed by Speaker, 1583.
Returned to Senate, 1584.

Senate Bill No. 374 —

Senate Bill No. 374. A Bill for an Act to provide for the regulation of credit life insurance and credit accident and health insurance and providing a penalty.

Received from Senate, 773.
Introduction, first reading, 810.
Referred to Committee on Industry and Business.
Reported back, amended, 983.
Re-referred to Committee on Industry and Business, 1007.
Motion to reconsider action on Committee Report prevailed, 1007.
Reported back, do pass, 1169.
Second reading, 1261, 1338.
Lost, 1262.
Reconsidered 1303.
Placed on Calendar, 1303.
Final passage, 1338.
Returned to Senate, 1392.
Received from Senate, 1597.
Signed by Speaker, 1599.
Returned to Senate 1600.

Senate Bill No. 375 —

Senate Bill No. 375. A Bill for an Act to amend and reenact section 2-06-10 of the North Dakota Century Code, relating to bonds and other obligations for airport authorities.

Received from Senate, 773.
Introduction, first reading, 810.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 924.
Returned to Senate, 994.

Senate Bill No. 376 —

Senate Bill No. 376. A Bill for an Act to provide for additional compensation for the supreme and district court judges of the state, without additional retirement benefits as provided by section 27-17-01.

Received from Senate, 816.
Introduction, first reading, 847.
Referred to Committee on Judiciary.
Reported back, amended, 1266, 1556.
Amendments adopted, 1296.
Motion to dispense with reading of amendments prevailed, 1296.
Re-referred to Committee on Appropriations 1296.
Reported back, do pass, 1308.
Second reading, 1358, 1556.
Final passage, 1358 1557.
Clincher, 1358, 1557.
Returned to Senate, amended, 1393.
Senate does not concur, 1470.
Conference Committee, House, 1476, 1543.
Conference Committee, Senate 1500, 1554.
Conference Committee Report, House fails to adopt, 1540.
Conference Committee Report, Senate adopts, 1552.
Senate reconsidered action by which they adopted Conference Committee Report, 1554.

Rules suspended, placed on final passage, 1556.
Conference Committee Report, House adopts, 1556.
Received from Senate, 1597.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 379 —

Senate Bill No. 379. A Bill for an Act to amend and reenact section 54-34.1-02 of the North Dakota Century Code, relating to the state planning agency; and to repeal section 54-34.1-07 of the North Dakota Century Code.

Received from Senate, 813.
Introduction, first reading, 831.
Referred to Committee on State and Federal Government.
Re-referred to Committee on Industry and Business, 833.
Reported back, do pass, 1035.
Second reading, 1070.
Final passage, 1070.
Returned to Senate, 1119.
Received from Senate, 1289.
Signed by Speaker, 1438.
Returned to Senate, 1499.

Senate Bill No. 380 —

Senate Bill No. 380. A Bill for an Act to create the office of economic opportunity within the office of the governor and to repeal section 54-34-09 of the North Dakota Century Code, relating to the office of economic opportunity.

Received from Senate, 813.
Introduction, first reading, 831.
Referred to Committee on Industry and Business.
Reported back, do pass, 1035.
Second reading, 1070.
Final passage, 1070.
Returned to Senate, 1119.
Received from Senate, 1289.
Signed by Speaker, 1438.
Returned to Senate, 1499.

Senate Bill No. 381 —

Senate Bill No. 381. A Bill for an Act to reorganize the economic development commission and the functions and duties of the economic development department and its director; to amend and reenact sections 54-34-01, 54-34-02, 54-34-03, 54-34-04, 54-34-06, and 54-34-08 of the North Dakota Century Code, relating to the economic development commission and the functions and duties of the economic development department and its director; and to repeal section 54-34-05 of the North Dakota Century Code.

Received from Senate, 813.
Introduction, first reading, 831.
Referred to Committee on Industry and Business.
Reported back, do pass, 1035.
Second reading, 1071.
Final passage, 1071.
Returned to Senate, 1119.
Received from Senate, 1289.
Signed by Speaker, 1438.
Returned to Senate, 1499.

Senate Bill No. 383 —

Senate Bill No. 383. A Bill for an Act to direct a study of coordination of benefits provisions in health insurance policies.

Received from Senate, 773.
 Introduction, first reading, 810.
 Referred to Committee on Judiciary.
 Reported back, amended, 1266.
 Motion to dispense with reading of amendments prevailed, 1296.
 Amendments adopted, 1296.
 Second reading, 1362.
 Final passage, 1363.
 Clincher, 1363.
 Returned to Senate, amended, 1393.
 Senate concurs, 1468.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 386 —

Senate Bill No. 386. A Bill for an Act to amend and reenact sections 12-46-03, 12-46-04, 12-46-06, 12-46-09, 12-46-10, 12-46-10.1, 12-46-17, 12-46-18, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-07, 25-01.1, 54-23-01, and 54-23-29 of the North Dakota Century Code, transferring the control and administration of the North Dakota industrial school from the board of administration to the public welfare board of North Dakota, and sections 15-20-12, 15-20-13, 15-20-14, 15-20-15, 15-20-16, and 15-20-24 of the North Dakota Century Code, relating to vocational rehabilitation and its administration, and to repeal sections 12-46-07 and 54-23-22 of the North Dakota Century Code, relating to the North Dakota industrial school.

Received from Senate, 816.
 Senate requests return of bill, 851.
 Motion not to return bill prevailed, 852.
 Introduction, first reading, 876.
 Reported back, do pass, 1107.
 Second reading, 1139.
 Motion to reconsider failed, 1241.
 Lost for want of a two-thirds majority, 1140.
 Returned to Senate, 1269.

Senate Bill No. 389 —

Senate Bill No. 389. A Bill for an Act to amend and reenact section 24-17-06 of the North Dakota Century Code, relating to the composition of the highway corridor board.

Received from Senate, 511.
 Introduction, first reading, 538.
 Referred to Committee on Industry and Business.
 Reported back, amended, 874.
 Amendments adopted, 893.
 Second reading, 918.
 Final passage, 918.
 Returned to Senate, amended, 937.
 Senate concurs, 993.
 Received from Senate, 1098.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 391 —

Senate Bill No. 391. A Bill for an Act to amend and reenact subsection 4 of section 47-18-04 and section 47-18-14 of the North Dakota Century Code, relating to the value of a homestead exemption within a town plat.

Received from Senate, 739.
 Introduction, first reading, 775.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1036.
 Second reading, 1072.
 Final passage, 1072.
 Returned to Senate 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 392

Senate Bill No. 392. A Bill for an Act to adopt the revised uniform principal and income act.

Received from Senate, 739.
 Introduction, first reading, 775.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1036.
 Second reading, 1072.
 Final passage, 1072.
 Returned to Senate, 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 393 —

Senate Bill No. 393. A Bill for an Act to amend subsection 3 of section 39-06-17 of the North Dakota Century Code, relating to restricted licenses for operating motor vehicles to require six hours of behind-the-wheel instruction for any license issued to a child under the age of sixteen years, and to repeal subsection 4 of section 39-06-17 of the North Dakota Century Code.

Received from Senate, 773.
 Introduction, first reading, 810.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 1185.
 Returned to Senate, 1185.

Senate Bill No. 394 —

Senate Bill No. 394. A Bill for an Act to amend section 16-20-17.1 of the North Dakota Century Code, concerning disclosure of sponsor of political advertisement to apply to advertisements on referred measures, and to create a new section to make sponsorship of false information in any political advertisement a misdemeanor.

Received from Senate, 739.
 Introduction, first reading, 775.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 943.
 Motion to dispense with reading of amendments prevailed, 973.
 Amendments adopted, 973.
 Second reading, 1014.

Final passage, 1015.
 Returned to Senate, amended, 1095.
 Senate concurs, 1118.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 395 —

Senate Bill No. 395. A Bill for an Act to amend and reenact section 27-07-40 of the North Dakota Century Code, to permit the county court to collect certain fees as set forth and to deposit them monthly with the county treasurer.

Received from Senate, 674.
 Introduction, first reading, 706.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1036.
 Second reading, 1073.
 Final passage, 1073.
 Returned to Senate 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 396 —

Senate Bill No. 396. A Bill for an Act to amend and reenact subsection 4 of section 39-20-07 of the North Dakota Century Code, relating to method of measuring percent of weight of alcohol in the blood.

Received from Senate, 739.
 Introduction, first reading, 775.
 Referred to Committee on Transportation.
 Reported back, do pass, 1108.
 Second reading, 1140.
 Final passage, 1140.
 Returned to Senate, 1216.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate 1584.

Senate Bill No. 397 —

Senate Bill No. 397. A Bill for an Act to amend and reenact section 27-05-08 of the North Dakota Century Code, relating to the location of the chambers of the district judges.

Received from Senate, 674.
 Introduction, first reading, 706.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1036.
 Second reading, 1073.
 Final passage, 1074.
 Returned to Senate, 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 402 —

Senate Bill No. 402. A Bill for an Act relating to a study by the legislative research committee of the procedures, administration, and functions of county government; and providing an appropriation.

Received from Senate, 600.
 Introduction, first reading, 617.
 Referred to Committee on Appropriations.
 Reported back, do pass, 1136.
 Second reading, 1198.
 Final passage, 1198.
 Returned to Senate, 1295.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 403 —

Senate Bill No. 403. A Bill for an Act to provide for county and city ambulance service, and permit a tax levy thereof.

Received from Senate, 609.
 Introduction, first reading, 638.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 836.
 Second reading, 871, 1015.
 Lost, 872.
 Reconsidered, 884.
 Re-referred to Committee on Political Subdivisions, 884.
 Amended, 941.
 Motion to dispense with reading of amendments prevailed, 973.
 Amendments adopted, 973.
 Final passage, 1015.
 Returned to Senate, amended, 1095.
 Senate does not concur, 1118.
 Conference Committee, Senate, 1118.
 Conference Committee, House, 1125.
 Conference Committee Report, House adopts, 1211.
 Conference Committee Report, Senate adopts, 1361.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 407 —

Senate Bill No. 407. A Bill for an Act to amend and reenact section 18-06-10 and subsection 17 of section 58-02-07 of the North Dakota Century Code, relating to fire protection contracts by townships and authorizing a tax levy for such services, and declaring it an emergency.

Received from Senate, 739.
 Introduction, first reading, 775.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 942.
 Second reading, 989.
 Final passage, 989.
 Emergency clause carried, 990.
 Returned to Senate, 1061.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate 1216.

Senate Bill No. 409 —

Senate Bill No. 409. A Bill for an Act to create and enact chapter 54-55 of the North Dakota Century Code, establishing a department of natural resources and conservation through the integration of the state water conservation commission, state game and fish depart-

ment, state outdoor recreation agency, North Dakota park service, state forester, and soil conservation committee; providing for the department's operation, personnel, powers, and duties, and establishing divisions of such department with existing agencies, and providing for a reduction in the budgets of the integrated agencies; to create section 61-02-01.1 of the North Dakota Century Code, limiting the authority of the state water conservation commission; to amend and reenact sections 4-22-03, 4-22-05, 4-22-06, 20-02-23, 53-07-01, 53-07-03, 55-08-01, 55-08-03, 61-02-05, 61-02-13, 61-02-14, 61-02-23, 61-02-28, 61-02-30, 61-02-64.1, 61-03-01, and 61-03-13 of the North Dakota Century Code, relating to the personnel, powers, and duties of the soil conservation committee, game and fish department, outdoor recreation agency, North Dakota park service, and water conservation commission, and placing these agencies in the department of natural resources and conservation; and repealing section 61-03-14 of the North Dakota Century Code, relating to modification of rules by the state water conservation commission.

Received from Senate, 813.
 Introduction, first reading, 831.
 Referred to Committee on Natural Resources.
 Reported back, amended, 1095.
 Motion to dispense with reading of amendments prevailed, 1113.
 Amendments adopted, 1114.
 Second reading, 1145.
 Lost, 1145.
 Clincher, 1146.
 Returned to Senate, 1269.

Senate Bill No. 410 —

Senate Bill No. 410. A Bill for an Act authorizing the construction of a multipurpose building for the occupancy and use of the Bank of North Dakota and such other legislative and executive branch uses as the legislative assembly may prescribe, and providing for an appropriation.

Received from Senate, 816.
 Introduction, first reading, 847.
 Referred to Committee on Appropriations.
 Re-referred to Committee on State and Federal Government, 940.
 Reported back, amended, 1036, 1266.
 Motion to dispense with reading of amendments prevailed, 1051, 1296.
 Amendments adopted, 1051, 1296.
 Re-referred to Committee on Appropriations, 1052.
 Second reading, 1363.
 Final passage, 1363.
 Clincher, 1364.
 Returned to Senate, amended, 1394.
 Senate does not concur 1470.
 Conference Committee, Senate, 1470.
 Conference Committee, House, 1476.
 Conference Committee Report, House adopts, 1510.
 Conference Committee Report, Senate adopts, 1552.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 412 —

Senate Bill No. 412. A Bill for an Act to provide for jurisdiction over and service of process upon nonresidents in connection with

causes of action arising out of the transaction of business within the state; the commission of any act which results in accrual within this state of a tort action; the ownership, use, or possession of any property, or of any interest therein, situated within this state; contracting to insure any person, property, or risk located within this state at the time of contracting; entering into a contract for services to be rendered or for materials to be furnished in this state by such person; or acting as director, manager, trustee, or other officer of any corporation organized under the laws of, or having its principal place of business within this state, or as executor or administrator of any estate within this state by such nonresident or through any employee or through an agent.

Received from Senate, 773.
 Introduction, first reading, 810.
 Referred to Committee on Judiciary.
 Reported back, amended, 1037.
 Motion to dispense with reading of amendments prevailed, 1051.
 Amendments adopted, 1052.
 Second reading, 1090.
 Final passage, 1090.
 Returned to Senate, 1158.
 Senate concurs, 1217.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 413 —

Senate Bill No. 413. A Bill for an Act to amend and reenact section 57-22-25 of the North Dakota Century Code, relating to travel fees for sheriffs for distraint.

Received from Senate, 511.
 Introduction, first reading, 538.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 924.
 Second reading, 950.
 Final passage, 950.
 Returned to Senate, 1016.
 Received from Senate, 1098.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 415 —

Senate Bill No. 415. A Bill for an Act to amend and reenact section 57-23-05 of the North Dakota Century Code, relating to the application for the abatement or refund of taxes and providing that the county auditor shall give notice of hearing.

Received from Senate, 475.
 Introduction, first reading, 495.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 836.
 Second reading, 872.
 Final passage, 872.
 Returned to Senate, 920.
 Received from Senate, 1079.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 416 —

Senate Bill No. 416. A Bill for an Act relating to agreements for economic, industrial, and planning surveys and vocational and on-the-job training services between cities and counties and other persons, associations, or corporations; and providing for a tax levy.

Received from Senate 816.
Introduction, first reading, 847.
Referred to Committee on Industry and Business.
Reported back, amended, 1169.
Motion to dispense with reading of amendments prevailed, 1237.
Amendments adopted, 1237.
Second reading, 1328.
Final passage, 1328.
Returned to Senate, amended, 1394.
Senate concurs, 1469.
Received from Senate, 1597.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 417 —

Senate Bill No. 417. A Bill for an Act to create and enact section 61-04-29 of the North Dakota Century Code to provide that water permits attached to land acquired by the United States of America shall revert to the state and to provide for their assignment and transfer.

Received from Senate, 511.
Introduction, first reading, 538.
Referred to Committee on Natural Resources.
Reported back, amended, 1095.
Motion to dispense with reading of amendments prevailed 1113.
Amendments adopted, 1114.
Second reading, 1146.
Lost, 1146.
Returned to Senate, 1269.

Senate Bill No. 418 —

Senate Bill No. 418. A Bill for an Act to amend section 61-04-15 of the 1967 Supplement of the North Dakota Century Code, relating to assignment or transfer of water permits to provide for assignment of water permits held by any state agency only upon approval of the state engineer.

Received from Senate, 511.
Introduction, first reading, 538.
Referred to Committee on Natural Resources.
Reported back, amended, 1095.
Motion to dispense with reading of amendments prevailed, 1113.
Amendments adopted, 1114.
Second reading 1146.
Final passage, 1147.
Returned to Senate, amended, 1217.
Senate concurs, 1302.
Received from Senate, 1582.
Signed by Speaker, 1583.
Returned to Senate, 1584.

Senate Bill No. 419 —

Senate Bill No. 419. A Bill for an Act to amend section 61-04-23 of the 1967 Supplement of the North Dakota Century Code, relating to forfeiture of water rights to provide that water rights held by any state agency may be forfeited only by the legislature.

Received from Senate, 511.
Introduction, first reading, 538.
Referred to Committee on Natural Resources.
Reported back, indefinitely postponed, 1095.
Reconsidered, 1137.
Re-referred to Committee on Natural Resources, 1137.
Reported back, do pass, 1302.
Second reading, 1365.
Final passage, 1365.
Clincher, 1365.
Returned to Senate, 1393.
Received from Senate, 1597.
Signed by Speaker, 1599.
Returned to Senate, 1600.

Senate Bill No. 422 —

Senate Bill No. 422. A Bill for an Act to authorize political subdivisions to purchase insurance to provide death benefits to certain survivors of law enforcement officers who are killed or die in the performance of duty.

Received from Senate, 816.
Introduction, first reading, 847.
Referred to Committee on Veterans Affairs.
Reported back, do pass, 1044.
Second reading, 1084.
Final passage, 1084.
Returned to Senate, 1159.
Received from Senate, 1289.
Signed by Speaker, 1438.
Returned to Senate, 1499.

Senate Bill No. 425 —

Senate Bill No. 425. A Bill for an Act to create and enact section 54-21-06.1 of the North Dakota Century Code, relating to the definition of the term "board of administration" in the North Dakota Century Code; to amend and reenact sections 54-21-06, 54-21-07, 54-21-09, 54-21-10, 54-21-11, 54-21-12, 54-21-13, 54-21-18, 54-21-19, 54-21-20, and 54-21-24 of the North Dakota Century Code, relating to establishment of a director of institutions and abolition of the board of administration; and to repeal sections 54-21-01, 54-21-02, 54-21-03, 54-21-04, 54-21-05, and 54-21-08 of the North Dakota Century Code, relating to the membership, powers, and duties of the board of administration.

Received from Senate, 821.
Introduction, first reading, 847.
Referred to Committee on State and Federal Government.
Reported back, amended, 971, 1462.
Amendments adopted, 1006.
Motion to place at Foot of Calendar prevailed, 1064.
Second reading, 1075, 1463.
Final passage, 1075 1463.
Returned to Senate, amended, 1119.
Senate does not concur, 1218.

Conference Committee, Senate, 1218.
 Conference Committee, House, 1286.
 Conference Committee Report, Senate adopts, 1361.
 Conference Committee Report, House adopts, 1462.
 Rules suspended, placed on final passage, 1463.
 Clincher, 1463.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 427 —

Senate Bill No. 427. A Bill for an Act to provide for the establishment, licensing and supervision of foster family care homes for adults; to amend and reenact sections 50-11-01, 50-11-02, 50-11-03, 50-11-04, 50-11-05, 50-11-06, 50-11-07, 50-11-08, 50-11-09 and 50-11-10 of the North Dakota Century Code, relating to the establishment, licensing and supervision of children's homes.

Received from Senate, 739.
 Introduction, first reading, 775.
 Referred to Committee on Social Welfare.
 Reported back, amended, 1108.
 Motion to dispense with reading of amendments prevailed, 1131.
 Amendments adopted, 1131.
 Second reading, 1196.
 Final passage, 1199.
 Senate concurs, 1346.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 429 —

Senate Bill No. 429. A Bill for an Act to provide for the issuing of revenue bonds for the construction of certain buildings at the university of North Dakota, for student facility fee, and for and a corporation.

Received from Senate, 816.
 Introduction, first reading, 847.
 Referred to Committee on Education.
 Reported back, amended, 1149.
 Motion to dispense with reading of amendment prevailed, 1166.
 Amendments adopted, 1166.
 Re-referred to Committee on Appropriations, 1166.
 Reported back, do pass, 1267.
 Second reading, 1331.
 Final passage, 1331.
 Returned to Senate, amended, 1394.
 Senate concurs, 1469.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate 1600.

Senate Bill No. 432 —

Senate Bill No. 432. A Bill for an Act to amend and reenact section 15-40-12 of the North Dakota Century Code, relating to the foundation program payments.

Received from Senate, 816.
 Introduction, first reading, 847.
 Referred to Committee on Education.
 Reported back, amended, 972, 1464.

Amendments adopted, 1007.
 Re-referred to Committee on Appropriations, 1007.
 Motion to re-refer to Committee on Appropriations failed, 1165.
 Second reading, 1199, 1464.
 Final passage, 1199, 1464.
 Senate does not concur, 1346.
 Conference Committee, Senate, 1346.
 Conference Committee, House, 1361.
 Conference Committee Report, House adopts, 1464.
 Rules suspended, placed on final passage, 1464.
 Clincher, 1465.
 Conference Committee Report, Senate adopts 1504.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 434 —

Senate Bill No. 434. A Bill for an Act to amend and reenact section 54-03-22 of the North Dakota Century Code, relating to the continuance of civil actions and proceedings before commissions, boards, and agencies of the state or its political subdivisions when a party to the action or proceeding, or his attorney, is a member of the legislative assembly, and the legislative assembly is in session.

Received from Senate, 600.
 Introduction, first reading, 617.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1037.
 Second reading, 1074.
 Final passage, 1074.
 Returned to Senate, 1119.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 435 —

Senate Bill No. 435. A Bill for an Act to amend and reenact section 50-12-09 of the 1967 Supplement to the North Dakota Century Code, relating to compensation of child-placing agencies.

Received from Senate, 739.
 Introduction, first reading, 776.
 Referred to Committee on Social Welfare.
 Reported back, amended, 1135.
 Motion to dispense with reading of amendments prevailed, 1165.
 Amendments adopted, 1165.
 Second reading, 1262.
 Final passage, 1262.
 Returned to Senate, amended, 1364.
 Senate concurs, 1398.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 437 —

Senate Bill No. 437. A Bill for an Act to amend and reenact Section 57-32-02 of the North Dakota Century Code, relating to assessment and computation of taxes relating to air transportation companies.

Received from Senate, 609.
 Introduction, first reading, 638.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 836.
 Second reading, 872.
 Final passage, 873.
 Returned to Senate, 920.
 Received from Senate, 1079.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 439 —

Senate Bill No. 439. A Bill for an Act to amend and reenact subsections 4 and 6 of section 61-24-08 of the North Dakota Century Code, relating to the powers and duties of the Board of directors of the Garrison Diversion Conservancy District.

Received from Senate, 674.
 Introduction, first reading, 706.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 836, 1045.
 Second reading, 873, 1084.
 Final passage, 873, 1085.
 Reconsidered, 882.
 Placed on Calendar, 882.
 Motion to lay bill over one legislative day prevailed, 900.
 Motion to re-refer to Committee on State and Federal Government, failed, 900.
 Motion to re-refer to Committee on State and Federal Government, prevailed, 908.
 Motion to substitute minority report for majority report prevailed, 1045.
 Clincher, 1085.
 Returned to Senate, 1159.
 Received from Senate, 1289.
 Signed by Speaker, 1438.
 Returned to Senate, 1499.

Senate Bill No. 440 —

Senate Bill No. 440. A Bill for an Act to authorize the state health officer of the state department of health to sell and convey certain land owned by the state of North Dakota, which land was formerly used for agricultural purposes, by the North Dakota state hospital.

Received from Senate, 816.
 Introduction, first reading, 848.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 1134.
 Motion to dispense with reading of amendments prevailed, 1165.
 Amendments adopted, 1165.
 Second reading, 1263.
 Final passage, 1263.
 Returned to Senate, amended, 1364.
 Senate concurs, 1398.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 441 —

Senate Bill No. 441. A Bill for an Act to amend and reenact subsection 6 of section 61-28-02 of the North Dakota Century Code, relating to the definition of "Waters of the state."

Received from Senate, 558.
Introduction, first reading, 602.
Referred to Committee on Natural Resources.
Reported back, do pass, 913.
Second reading, 935.
Final passage, 935.
Returned to Senate, 994.
Received from Senate, 1098.
Signed by Speaker, 1129.
Returned to Senate, 1158.

Senate Bill No. 442 —

Senate Bill No. 442. A Bill for an Act to amend and reenact section 51-10-06 of the North Dakota Century Code, relating to injunctive relief in unfair trade practices; and to repeal sections 51-10-09, 51-10-10, 51-10-11, 51-10-12, 51-10-13, 51-10-14, and 51-10-15 of the North Dakota Century Code, relating to the North Dakota trade commission.

Received from Senate, 739.
Introduction, first reading, 776.
Referred to Committee on Industry and Business.
Reported back, do pass, 901.
Motion to substitute the minority report for majority report, prevailed, 901.
Motion to place at Head of Calendar, prevailed, 908.
Second reading, 908.
Lost, 909.
Clincher, 909.
Returned to Senate, 938.

Senate Bill No. 444 —

Senate Bill No. 444. A Bill for an Act to provide that blood specimens be taken from persons fatally injured in automobile accidents and be examined by the state toxicologist for statistical purposes, prohibiting the results of such examinations from being used as evidence, and providing an appropriation.

Received from Senate, 816.
Introduction, first reading, 846.
Referred to Committee on Judiciary.
Re-referred to Committee on Appropriations, 1099.
Reported back, do pass, 1099, 1207.
Second reading, 1275.
Final passage, 1275.
Returned to Senate, 1364.
Received from Senate, 1582.
Signed by Speaker, 1583.
Returned to Senate, 1584.

Senate Bill No. 445 —

Senate Bill No. 445. A Bill for an Act to amend and reenact subsection 5 of section 39-20-07 of the North Dakota Century Code, relating to field inspection of breath testing devices under the supervision of the state toxicologist.

Received from Senate, 739.
 Introduction, first reading, 776.
 Referred to Committee on Judiciary.
 Reported back, do pass, 1099.
 Second reading, 1120.
 Final passage, 1121.
 Returned to Senate, 1192.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 446 —

Senate Bill No. 446. A Bill for an Act to amend and reenact section 6-01-03 of the North Dakota Century Code, relating to state banking board and state credit union board.

Received from Senate, 773.
 Introduction, first reading, 810.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 972.
 Second reading, 1016.
 Final passage, 1017.
 Returned to Senate, 1096.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 447 —

Senate Bill No. 447. A Bill for an Act to amend and reenact sections 39-19-01 and 39-19-03 of the North Dakota Century Code, relating to the authority of the reciprocity commission to execute agreements, arrangements, or declarations involving the powers and duties of the reciprocity commission, and declaring an emergency.

Received from Senate, 813.
 Introduction, first reading, 832.
 Referred to Committee on Judiciary.
 Reported back, amended, 1105-1106.
 Motion to dispense with reading of amendments prevailed, 1131.
 Amendments adopted, 1131.
 Second reading, 1200.
 Final passage, 1200.
 Senate concurs, 1346.
 Received from Senate, 1582.
 Signed from Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 449 —

Senate Bill No. 449. A Bill for an Act to amend and reenact section 11-15-12 of the North Dakota Century Code, relating to sheriff's mileage.

Received from Senate, 511.
 Introduction, first reading, 539.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 836.
 Returned to Senate, 903.

Senate Bill No. 452 —

Senate Bill No. 452. A Bill for an Act to amend and reenact section 61-16-11 of the North Dakota Century Code, by creating a new

subsection thereto relating to the powers and duties of the board of commissioners of a water conservation and flood control district and providing that such board shall have the power to order the cessation of destruction of native woodland.

Received from Senate, 813.
 Introduction, first reading, 832.
 Referred to Committee on Natural Resources.
 Reported back, amended, 1308-1309.
 Motion to dispense with reading of amendments prevailed, 1341.
 Amendments adopted, 1341.
 Second reading, 1401.
 Final passage, 1402.
 Clincher, 1402.
 Returned to Senate, amended, 1440.
 Senate concurs, 1504.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 455 —

Senate Bill No. 455. A Bill for an Act to create and enact section 61-27-03.1 of the North Dakota Century Code, relating to license fees for motorboats; to amend and reenact section 57-02-08 by creating a new subsection thereto, section 61-27-02, and subsections 1, 3, and 7 of section 61-27-03 of the North Dakota Century Code, relating to property exempt from taxation, the licensing of all motorboats, annual fees for motorboats, and providing that such fees shall be in lieu of personal property taxes; and to repeal subsection 5 of section 61-27-05 of the North Dakota Century Code, relating to exemptions from the numbering of motorboats for identification purposes, and providing an effective date.

Received from Senate, 816.
 Introduction, first reading, 848.
 Referred to Committee on Transportation.
 Reported back, do pass, 1108.
 Second reading, 1140.
 Lost, 1141.
 Returned to Senate, 1269.

Senate Bill No. 456 —

Senate Bill No. 456. A Bill for an Act to amend and reenact section 5-01-07 of the North Dakota Century Code, to provide that no retail beer or liquor license shall be renewed in any organized township without the written consent of the board of township supervisors.

Received from Senate, 558.
 Introduction, first reading, 602.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 836.
 Second reading, 874.
 Lost, 1141.
 Returned to Senate, 920.
 Received from Senate, 1079.
 Signed by Speaker, 1129.
 Returned to Senate, 1158.

Senate Bill No. 459 —

Senate Bill No. 459. A Bill for an Act to amend and reenact sections 15-40-18 and 57-01-05 of the North Dakota Century Code, re-

lating to the determination of sums due county equalization funds, and relating to the duties of the state supervisor of assessments.

Received from Senate, 816.
 Introduction, first reading, 848.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 1135.
 Motion to dispense with reading of amendments prevailed, 1165.
 Amendments adopted, 1165.
 Second reading, 1263, 1478.
 Final passage, 1264, 1479.
 Returned to Senate, amended, 1364.
 Senate does not concur, 1398.
 Conference Committee, Senate, 1398.
 Conference Committee, House, 1467.
 Rules suspended, placed on final passage, 1478.
 Conference Committee Report, House adopts, 1478.
 Clincher, 1479.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1600.

Senate Bill No. 461 —

Senate Bill No. 461. A Bill for an Act to permit private game bird shooting preserves and the operation thereof, and to provide for fees, permits, surety bonds, types of game birds that may be hunted, registration of guests, rules and regulations; and providing a penalty.

Received from Senate, 773.
 Introduction, first reading, 810.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 1302.
 Second reading, 1365.
 Final passage, 1366.
 Clincher, 1366.
 Returned to Senate, 1393.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1601.

Senate Bill No. 462 —

Senate Bill No. 462. A Bill for an Act to amend and reenact sections 4-12-03, 4-12-03.1, 4-12-04, 4-12-20, and 4-12-22 of the North Dakota Century Code, relating to beekeepers' licenses and fees, penalties for unlawful transportation of bees, and permits for shipping bees into the state, and declaring an emergency.

Received from Senate, 600.
 Introduction, first reading, 617.
 Referred to Committee on Agriculture.
 Reported back, amended, 1250.
 Motion to dispense with reading of amendments prevailed, 1295.
 Amendments adopted, 1295.
 Second reading, 1366.
 Final passage, 1366.
 Emergency clause carried, 1367.
 Clincher, 1367.
 Returned to Senate, amended, 1394.
 Senate concurs, 1462.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1601.

Senate Bill No. 464 —

Senate Bill No. 464. A Bill for an Act to create and enact subsection 5 of section 61-16-01; to amend and reenact sections 61-16-08, 61-16-12, and 61-16-19 of the North Dakota Century Code, relating to the definition of the word "board"; the removal of a member of a district's board of commissioners; the approval, disapproval or modification of a district's proposed budget; the authority of a district to contract with the Canadian government or any of its provinces or municipalities; and to repeal section 61-16-20 of the North Dakota Century Code, relating to the exemption of federal agencies from the provisions of the law governing water management districts.

Received from Senate, 816.
 Introduction, first reading, 848.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 944.
 Second reading, 990.
 Final passage, 990.
 Returned to Senate, 1061.
 Received from Senate, 1214.
 Signed by Speaker, 1215.
 Returned to Senate, 1216.

Senate Bill No. 465 —

Senate Bill No. 465. A Bill for an Act to amend and reenact section 28-01-18 of the North Dakota Century Code, providing that the two-year statute of limitations applies to causes of action arising under chapter 5-01 of the North Dakota Century Code, relating to alcoholic beverages.

Received from Senate, 773.
 Introduction, first reading, 810.
 Referred to Committee on Judiciary.
 Reported back, amended, 1186.
 Motion to dispense with reading of amendments, prevailed, 1237.
 Amendments adopted, 1238.
 Second reading, 1329.
 Final passage, 1329.
 Returned to Senate, amended, 1394.
 Senate concurs, 1469.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1601.

Senate Bill No. 466 —

Senate Bill No. 466. A Bill for an Act relating to obscenity and the sale, distribution, and possession of obscene matter; to repeal sections 12-21-07, 12-21-09, 12-21-11, 12-21-12, 12-21-13, and 12-21-13.1 of the North Dakota Century Code; and providing penalties.

Received from Senate, 816.
 Introduction, first reading, 848.
 Referred to Committee on Social Welfare.
 Reported back, indefinitely postponed, 1045.
 Returned to Senate, 1119.

Senate Bill No. 467 —

Senate Bill No. 467. A Bill for an Act relating to foundation program payments to school districts for days of school lost during the

1968-1969 school year because of acts of God and declaring an emergency.

Received from Senate, 816.
 Introduction, first reading, 848.
 Referred to Committee on Education.
 Reported back, amended, 1149.
 Motion to dispense with reading of amendments prevailed, 1166.
 Amendments adopted, 1166.
 Second reading, 1267.
 Final passage, 1267.
 Emergency clause carried, 1268.
 Returned to Senate, amended, 1364.
 Senate concurs, 1398.
 Received from Senate, 1582.
 Signed by Speaker, 1583.
 Returned to Senate, 1584.

Senate Bill No. 468 —

Senate Bill No. 468. A Bill for and Act to amend and reenact subsection 14 of section 15-29-08 and section 15-40-17 of the North Dakota Century Code, relating to determining the tuition cost.

Received from Senate, 817.
 Introduction, first reading, 849.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 1169.
 Returned to Senate, 1169.

Senate Bill No. 469 —

Senate Bill No. 469. A Bill for an Act to provide payment of expenses to certain elected state officers, and making an appropriation.

Received from Senate, 816.
 Introduction, first reading, 849.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 944, 1465.
 Motion to dispense with reading of amendments prevailed, 973.
 Amendments adopted, 973.
 Motion to re-refer to Committee on Appropriations prevailed, 1017.
 Reported back, do pass, 1131.
 Second reading, 1200, 1465.
 Final passage, 1200, 1465.
 Returned to Senate, amended, 1295.
 Senate does not concur, 1346.
 Conference Committee, Senate, 1346.
 Conference Committee, House, 1361.
 Conference Committee Report, House adopts, 1465.
 Rules suspended, placed on final passage, 1465.
 Clincher, 1466.
 Conference Committee Report, Senate adopts, 1504.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1601.

Senate Bill No. 470 —

Senate Bill No. 470. A Bill for an Act to transfer certain moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of this state.

Received from Senate, 600.
Introduction, first reading, 617.
Referred to Committee on Appropriations.
Reported back, do pass, 1250.
Second reading, 1329.
Final passage, 1329.
Returned to Senate, 1392.
Received from Senate, 1597.
Signed by Speaker, 1599.
Returned to Senate, 1601.

Senate Bill No. 471 —

Senate Bill No. 471. A Bill for an Act to transfer certain moneys from the accumulated profits of the state mill and elevator association to the general fund of this state.

Received from Senate, 600.
Introduction, first reading, 617.
Referred to Committee on Appropriations.
Reported back, do pass, 942.
Second reading, 991.
Final passage, 991.
Returned to Senate, 1061.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 472 —

Senate Bill No. 472. A Bill for an Act to terminate the making of loans by the Bank of North Dakota to nonprofit corporations for use in the construction or reconstruction of nursing homes and homes for the aged and infirm and to transfer the balance of the revolving loan fund and repayments to such fund to the general fund, and declaring an emergency.

Received from Senate, 773.
Introduction, first reading, 811.
Referred to Committee on Industry and Business.
Reported back, do pass, 973.
Second reading, 1017.
Final passage, 1017.
Emergency clause carried, 1018.
Returned to Senate, 1096.
Received from Senate, 1214.
Signed by Speaker, 1215.
Returned to Senate, 1216.

Senate Bill No. 473 —

Senate Bill No. 473. A Bill for an Act to amend chapter 57-01 of the North Dakota Century Code, by creating and enacting thereto a new section, relating to the approval of refunds by the tax commissioner.

Received from Senate, 816.
Introduction, first reading, 849.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 1135.
Second reading, 1201.
Final passage, 1201.
Returned to Senate, 1295.

Received from Senate, 1582.
Signed by Speaker, 1583.
Returned to Senate, 1584.

Senate Bill No. 474 —

Senate Bill No. 474. A Bill for an Act to amend and reenact sections 23-18-01 and 23-18-03 of the North Dakota Century Code, providing for an alternative county tax levy for hospitals of five mills for not more than fifteen years, and declaring an emergency.

Received from Senate, 816.
Introduction, first reading, 849.
Referred to Committee on State and Federal Government.
Reported back, do pass, 944.
Second reading, 991.
Final passage, 991.
Emergency clause carried, 992.
Senate concurs, 1061.
Received from Senate, 1118.
Signed by Speaker, 1129.
Returned to Senate 1159.

Senate Bill No. 475 —

Senate Bill No. 475. A Bill for an Act to provide for loans to counties and cities for the removal of snow and repair of damages from flood, for a levy; and declaring an emergency.

Received from Senate, 816.
Introduction, first reading, 847.
Referred to Committee on Appropriations.
Reported back, indefinitely postponed, 972.
Returned to Senate, 1060.

Senate Bill No. 479 —

Senate Bill No. 479. A Bill for an Act to authorize residents of the state of North Dakota to purchase rifles and shotguns in states contiguous to this state.

Received from Senate, 1160.
Introduction, first reading, 1207.
Referred to Committee on Natural Resources.
Reported back, do pass, 1302.
Second reading, 1367.
Final passage, 1367.
Clincher 1367.
Returned to Senate, 1393.
Received from Senate, 1597.
Signed by Speaker, 1599.
Returned to Senate, 1601.

Senate Bill No. 480 —

Senate Bill No. 480. A Bill for an Act to provide for periodic motor vehicle inspection providing an effective date, and providing a penalty.

Received from Senate, 1163.
Introduction, first reading, 1207.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 1307.
Returned to Senate, 1424.

Senate Bill No. 481 —

Senate Bill No. 481. A Bill for an Act to amend and reenact sections 50-24-20 and 50-24.1-03 of the North Dakota Century Code, relating to county reimbursement to the state for funds expended for aid to the aged, blind, or disabled, and medical assistance for needy persons, authorizing a mill levy; and providing an effective date.

Received from Senate, 1269.
 Introduction, first reading, 1276.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 1308.
 Returned to Senate, 1424.

Senate Bill No. 482 —

Senate Bill No. 482. A Bill for an Act to create and enact subsection 4 of section 65-12-11 of the North Dakota Century Code, relating to the fee for inspection of certain boilers.

Received from Senate, 1269.
 Introduction, first reading, 1276.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 1302.
 Second reading, 1368.
 Final passage, 1368.
 Clincher, 1368.
 Returned to Senate, 1393.
 Received from Senate, 1597.
 Signed by Speaker, 1599.
 Returned to Senate, 1601.

Senate Bill No. 483 —

Senate Bill No. 483. A Bill for an Act to amend and reenact chapter 387 of the 1967 Sessions Laws, relating to the construction of a chapel and vocational rehabilitation facility at the Grafton state school, and declaring an emergency.

Received from Senate, 1269.
 Introduction, first reading, 1276.
 Referred to Committee on Political Subdivisions.
 Re-referred to Committee on Appropriations, 1298.
 Reported back, do pass, 1298.
 Amended, 1309.
 Motion to dispense with reading of amendments prevailed, 1341.
 Amendments adopted, 1341.
 Second reading, 1402.
 Final passage, 1402.
 Emergency clause carried, 1403.
 Clincher, 1403.
 Returned to Senate, amended, 1440.
 Senate concurs, 1469.
 Received from Senate, 1597.
 Signed by Speaker, 1600.
 Returned to Senate, 1601.

Senate Bill No. 484 —

Senate Bill No. 484. A Bill for an Act to amend and reenact section 11-32-03 of the North Dakota Century Code, relating to disposal of buildings partially financed with memorial funds by school districts which have acquired such buildings through reorganization.

Received from Senate, 1346.
Introduction, first reading, 1365.
Referred to Committee on Education.
Reported back indefinitely postponed, 1377.
Clincher, 1377.
Second reading, 1399.
Reconsidered, 1399.
Final passage, 1400.
Returned to Senate 1424.
Received from Senate, 1597.
Signed by Speaker, 1600.
Returned to Senate, 1601.

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 1 —

Senate Concurrent Resolution No. 1. A concurrent resolution directing the legislative research committee to carry out a study of the feasibility of establishing a system of recessed legislative sessions.

Received from Senate, 1218.
Introduction, first reading, 1277.
Placed on Calendar, 1277.
Second reading, 1333.
Final passage, 1333.
Returned to Senate, 1392.
Received from Senate, 1596.
Signed by Speaker, 1597.
Returned to Senate, 1598.

Senate Concurrent Resolution No. 4 —

Senate Concurrent Resolution No. 4. A Concurrent Resolution for the purpose of designating February 21, 1969, as Newspapermen's Day at the North Dakota Legislative Assembly, and welcoming Mr. Russell Wiggins, distinguished journalist and public servant, to North Dakota.

Received from Senate, 126.
Introduction, first reading, 166.
Referred to Committee on State and Federal Government.
Reported back, amended, 314.
Amendments adopted, 338.
Second reading, 370.
Final passage, 371.
Returned to Senate, amended, 426.
Senate concurs, 440.
Received from Senate, 714.
Signed by Speaker, 754.
Returned to Senate, 772.

Senate Concurrent Resolution No. 5 —

Senate Concurrent Resolution No. 5. A Concurrent Resolution for the amendment of section 82 of the Constitution of the state of North Dakota, changing the selection of the superintendent of public instruction and tax commissioner from election to appointment by the governor with the consent of the senate.

Received from Senate, 739.
Introduction, first reading, 776.
Referred to Committee on Judiciary.
Reported back, amended, 1099.
Amendments adopted, 1114.
Second reading, 1147.
Final passage, 1147.
Returned to Senate, amended, 1217.
Senate concurs, 1346.
Received from Senate, 1596.
Signed by Speaker, 1597.
Returned to Senate, 1598.

Senate Concurrent Resolution No. 6 —

Senate Concurrent Resolution No. 6. A Concurrent Resolution for the amendment of the Constitution of the state of North Dakota, relating to issuance of dedicated bonds by political subdivisions of the state and providing the methods for repayment thereof.

Received from Senate, 993.
 Introduction, first reading, 1049.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 1150.
 Amendments adopted, 1166.
 Motion to place at Foot of Calendar prevailed, 1268.
 Second reading, 1276.
 Final passage, 1276.
 Returned to Senate, amended, 1364.
 Senate concurs, 1469.
 Received from Senate, 1596.
 Signed by Speaker, 1597.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 7 —

Senate Concurrent Resolution No. 7. A Concurrent Resolution for the amendment of section 45 of the Constitution of the state of North Dakota, relating to compensation of members of the Legislative Assembly and providing an independent commission to set legislative pay and compensation.

Received from Senate, 276.
 Introduction, first reading, 294.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 355.
 Re-referred to Committee on State and Federal Government, 389.
 Amended, 562.
 Amendments adopted, 588.
 Laid over one legislative day, 629.
 Second reading, 649.
 Final passage, 650.
 Returned to Senate, amended, 704.
 Senate concurs, 813.
 Received from Senate, 902.
 Signed by Speaker, 905.
 Returned to Senate, 920.

Senate Concurrent Resolution No. 9 —

Senate Concurrent Resolution No. 9. A Concurrent Resolution relating to a study by the legislative research committee of the feasibility of modifying the doctrine of governmental immunity.

Received from Senate, 1218.
 Introduction, first reading, 1277.
 Placed on Calendar, 1277.
 Second reading, 1333.
 Final passage, 1333.
 Returned to Senate, 1392.
 Received from Senate, 1596.
 Signed by Speaker, 1597.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 10 —

Senate Concurrent Resolution No. 10. A Concurrent Resolution expressing the willingness of the Forty-first Legislative Assembly

of the State of North Dakota to join with the states of South Dakota, Montana, and Wyoming or individually study and develop joint program proposals for interstate cooperation in providing degree-granting programs in the fields of medical science, dentistry, and veterinary medicine and in providing for the sharing of facilities to serve female incarcerates, sanatoriums, and facilities for the physically and mentally handicapped which will be mutually beneficial to the entire citizenry of the four-state area.

Received from Senate, 739.
 Introduction, first reading, 776
 Referred to Committee on Education.
 Re-referred to Legislative Research Resolutions Committee, 1251.
 Reported back, do pass, 1251, 1297.
 Second reading, 1368.
 Final passage, 1369.
 Returned to Senate, 1393.
 Received from Senate, 1596.
 Signed by Speaker, 1597.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 11 —

Senate Concurrent Resolution No. 11. A Concurrent Resolution requesting that meat slaughterers and processors within the state of North Dakota comply with the Wholesome Meat Act, and the rules and regulations promulgated thereunder, except when the same are oppressive or unreasonable, and that the Attorney General give legal advice to such slaughterers and processors under certain conditions if they are subjected or threatened with a civil action by the Federal Government.

Received from Senate, 511.
 Introduction, first reading, 539.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 1043.
 Returned to Senate, 1119.

Senate Concurrent Resolution No. 12 —

Senate Concurrent Resolution No. 12. A Concurrent Resolution directing the Legislative Research Committee to study the use of state-owned and private motor vehicles for transportation requirements of state departments, agencies, and institutions.

Received from Senate, 1218.
 Introduction, first reading, 1277.
 Placed on Calendar, 1277.
 Second reading, 1334.
 Final passage, 1334.
 Returned to Senate, 1392.
 Received from Senate, 1596.
 Signed by Speaker, 1597.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 14 —

Senate Concurrent Resolution No. 14. A Concurrent Resolution commending the North Dakota American Legion upon its Golden Anniversary, and declaring January 28, 1969, as American Legion Day in North Dakota.

Received from Senate, 219.
 Introduction, first reading, 219.
 Rules suspended, placed on second reading.

Second reading, 219.
 Final passage, 219.
 Returned to Senate, 220.
 Received from Senate, 334.
 Signed by Speaker, 350.
 Returned to Senate, 350.

Senate Concurrent Resolution No. 15 —

Senate Concurrent Resolution No. 15. A Concurrent Resolution for the amendment of section 183 of the Constitution of the state of North Dakota, relating to the debt limits of political subdivisions.

Received from Senate, 838.
 Introduction, first reading, 876.
 Referred to Committee on Finance and Taxation.
 Indefinitely postponed, 1303.
 Reconsidered, 1432.
 Rules suspended, re-referred to Committee on Finance and Taxation, 1432.
 Reported back, amended, 1448.
 Amendments adopted, 1449.
 Rules suspended, placed on second reading and final passage, 1449.
 Second reading, 1449.
 Final passage, 1449.
 Returned to Senate, amended, 1486.
 Senate concurs, 1504.
 Received from Senate, 1596.
 Signed by Speaker, 1597.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 16 —

Senate Concurrent Resolution No. 16. A Concurrent Resolution petitioning the secretary of transportation to review and amend the department of transportation's internal policies regarding highway beautification, so as to afford the continued operation of the outdoor advertising industry and allied industries, and affording local enterprises the opportunity to advertise in this manner, subject to state control, and whereby said industries and enterprises of North Dakota would attain equality with similar industries and enterprises located in the more densely populated and developed states.

Received from Senate, 511.
 Introduction, first reading, 539.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 822.
 Second reading, 843.
 Final passage, 843.
 Returned to Senate, 903.
 Received from Senate, 1269.
 Signed by Speaker, 1605.
 Returned to Senate, 1605.

Senate Concurrent Resolution No. 17 —

Senate Concurrent Resolution No. 17. A Concurrent Resolution for a constitutional amendment authorizing the issuance of bonds of the state of North Dakota and the expenditure of the proceeds for the payment of adjusted compensation to North Dakota veterans of the Viet Nam conflict.

Received from Senate, 739.
Introduction, first reading, 776.
Referred to Committee on Veterans Affairs.
Reported back, do pass, 906.
Second reading, 929.
Final passage, 929.
Returned to Senate, 994.
Received from Senate, 1098.
Signed by Speaker, 1129.
Returned to Senate, 1159.

Senate Concurrent Resolution No. 19 —

Senate Concurrent Resolution No. 19. A Concurrent Resolution urging the governments of the United States and Canada to begin development of the water resources of the Pembina River Basin in the Province of Manitoba, and the State of North Dakota.

Received from Senate, 739.
Introduction, first reading, 776.
Referred to Committee on Natural Resources.
Reported back, do pass, 1303.
Second reading, 1369.
Final passage, 1369.
Returned to Senate, 1393.
Received from Senate, 1596.
Signed by Speaker, 1597.
Returned to Senate, 1598.

Senate Concurrent Resolution No. 21 —

Senate Concurrent Resolution No. 21. A Concurrent Resolution designating the Northern Pike as the State fish of North Dakota.

Received from Senate, 371.
Introduction, first reading, 380.
Referred to Committee on Natural Resources.
Reported back, do pass, 788.
Second reading, 829.
Final passage, 829.
Returned to Senate, 875.
Received from Senate, 919.
Signed by Speaker, 923.
Returned to Senate, 938.

Senate Concurrent Resolution No. 22 —

Senate Concurrent Resolution No. 22. A Concurrent Resolution urging the United States Department of Agriculture to give favorable consideration to annual incentive payments to owners of native woodlands in order to preserve those native woodlands still existing.

Received from Senate, 773.
Introduction, first reading, 811.
Referred to Committee on Natural Resources.
Reported back, do pass, 913.
Second reading, 935.
Final passage, 935.
Returned to Senate, 994.
Received from Senate, 1269.
Signed by Speaker, 1605.
Returned to Senate, 1605.

Senate Concurrent Resolution No. 24 —

Senate Concurrent Resolution No. 24. A Concurrent Resolution for the amendment of section 82 of the Constitution of the state of North Dakota, relating to removing the term limitation on the eligibility of a person to seek the office of state treasurer.

Received from Senate, 936.
Introduction, first reading, 946.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1106.
Second reading, 1141, 1320.
Final passage, 1142, 1330.
Reconsidered, 1144.
Re-referred to Committee on State and Federal Government, 1144.
Reported back, amended, 1169.
Motion to dispense with reading of amendments prevailed, 1237.
Amendments adopted, 1237.
Returned to Senate, amended, 1394.
Senate concurs, 1469.
Received from Senate, 1596.
Signed by Speaker, 1597.
Returned to Senate, 1598.

Senate Concurrent Resolution No. 25 —

Senate Concurrent Resolution No. 25. A Concurrent Resolution expressing the policy of the state in its relations with tribal councils.

Received from Senate, 936.
Introduction, first reading, 947.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1106.
Second reading, 1142.
Final passage, 1142.
Returned to Senate, 1216.
Received from Senate, 1596.
Signed by Speaker, 1597.
Returned to Senate, 1598.

Senate Concurrent Resolution No. 26 —

Senate Concurrent Resolution No. 26. A Concurrent Resolution commending the League of Women Voters upon the beginning of its Fiftieth Anniversary Year.

Received from Senate, 403.
Introduction, first reading, 435.
Referred to Committee on State and Federal Government.
Reported back, do pass, 528.
Second reading, 576.
Final passage, 576.
Returned to Senate, 629.
Received from Senate, 714.
Signed by Speaker, 754.
Returned to Senate, 772.

Senate Concurrent Resolution No. 27 —

Senate Concurrent Resolution No. 27. A Concurrent Resolution urging and requesting the Board of Higher Education to increase both resident and nonresident tuition fees at all institutions of higher education.

Received from Senate, 838.
 Introduction, first reading, 877.
 Referred to Committee on Education.
 Indefinitely postponed, 1170.
 Returned to Senate, 1170.

Senate Concurrent Resolution No. 30 —

Senate Concurrent Resolution No. 30. A Concurrent Resolution commending the North Dakota State University Bison and Ronald P. Erhardt for the national recognition received in collegiate football.

Received from Senate, 475.
 Introduction, first reading, 479.
 Rules suspended, not referred to committee, 479.
 Second reading, 479.
 Final passage, 480.
 Returned to Senate, 530.
 Received from Senate, 714.
 Signed by Speaker, 754.
 Returned to Senate, 772.

Senate Concurrent Resolution, No. 34 —

Senate Concurrent Resolution No. 34. A Concurrent Resolution urging Congress to direct the United States Army Corps of Engineers to construct and maintain at Federal expense additional bank stabilization works on the Missouri River in North Dakota.

Received from Senate, 936.
 Introduction, first reading, 947.
 Referred to Committee on Agriculture.
 Reported back, do pass, 1170.
 Second reading, 1268.
 Final passage, 1268.
 Returned to Senate, 1364.
 Received from Senate, 1596.
 Signed by Speaker, 1597.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 35 —

Senate Concurrent Resolution No. 35. A Concurrent Resolution in support of the concentration of the Garrison Diversion Unit.

Received from Senate, 511.
 Introduction, first reading, 529.
 Rules suspended, not referred to committee, 529.
 Second reading, 529.
 Final passage, 529.
 Returned to Senate, 601.
 Received from Senate, 714.
 Signed by Speaker, 754.
 Returned to Senate, 772.

Senate Concurrent Resolution No. 37 —

Senate Concurrent Resolution No. 37. A Concurrent Resolution dissolving the Medora Restoration Commission which was created by House Concurrent Resolution "U" in 1959 Legislative Session.

Received from Senate, 936.
 Introduction, first reading, 947.

Referred to Committee on State and Federal Government.
 Reported back, do pass, 1106.
 Second reading, 1142.
 Final passage, 1142.
 Returned to Senate, 1216.
 Received from Senate, 1596.
 Signed by Speaker, 1597.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 38 —

Senate Concurrent Resolution No. 38. A Concurrent Resolution for the amendment of section 121 of the Constitution of the state of North Dakota, relating to the elective franchise lowering the voting age from twenty-one to nineteen.

Received from Senate, 936.
 Introduction, first reading, 947.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 1106.
 Second reading, 1143.
 Lost, 1143.
 Motion to reconsider be laid on the table prevailed, 1143.

Senate Concurrent Resolution No. 39 —

Senate Concurrent Resolution No. 39. A Concurrent Resolution urging the Board of Higher Education to continue to offer a four-year, degree-granting program in industrial arts at Ellendale Branch of the University of North Dakota.

Received from Senate, 838.
 Introduction, first reading, 877.
 Referred to Committee on Education.
 Reported back, do pass, 1170.
 Second reading, 1268.
 Lost, 1268.
 Request for recorded roll call, 1268.
 Returned to Senate, 1364.

Senate Concurrent Resolution No. 41 —

Senate Concurrent Resolution No. 41. A Concurrent Resolution directing an interim study by the Legislative Research Committee, relating to the various aspects of lignite mining in North Dakota, including union welfare funds, retirement benefits, royalties, and other matters pertinent to the lignite mining industry in North Dakota.

Received from Senate, 1286.
 Introduction, first reading, 1277.
 Placed on Calendar, 1277.
 Second reading, 1334.
 Final passage, 1335.
 Returned to Senate, 1392.
 Received from Senate, 1596.
 Signed by Speaker, 1597.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 42 —

Senate Concurrent Resolution No. 42. A Concurrent Resolution urging the Congress of the United States and the Administration to adopt policies relative to the economic well-being of agriculture in the United States of America.

Received from Senate, 936.
 Introduction, first reading, 947.
 Referred to Committee on Agriculture.
 Reported back, amended, 1297-1298.
 Motion to dispense with reading of amendments prevailed, 1341.
 Amendments adopted, 1341.
 Second reading, 1403.
 Final passage, 1403.
 Returned to Senate, amended, 1440.
 Senate concurs, 1469.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 44 —

Senate Concurrent Resolution No. 44. A Concurrent Resolution providing for a study by the Legislative Research Committee and appointed citizen members, of business and industrial development within the State of North Dakota, for the cooperation of the Legislative Assembly in the business and industrial development of the State, and for the study of the structure, responsibilities, and programs of the Economic Development Commission.

Received from Senate, 1286.
 Introduction, first reading, 1277.
 Placed on Calendar, 1277.
 Second reading, 1335.
 Final passage, 1335.
 Returned to Senate, 1392.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 45 —

Senate Concurrent Resolution No. 45. A Concurrent Resolution directing the Legislative Research Committee to study the effects of the Revenue Bond Act.

Received from Senate, 1286.
 Introduction, first reading, 1277.
 Placed on Calendar, 1277.
 Second reading, 1336.
 Final passage, 1336.
 Returned to Senate, 1392.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 47 —

Senate Concurrent Resolution No. 47. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of microfilming state records and documents through a centralized system.

Received from Senate, 1286.
 Introduction, first reading, 1277.
 Placed on Calendar, 1277.
 Second reading, 1336.
 Final passage, 1337.
 Returned to Senate, 1392.
 Received from Senate, 1596.

Signed by Speaker, 1598.
Returned to Senate, 1598.

Senate Concurrent Resolution No. 50 —

Senate Concurrent Resolution No. 50. A Concurrent Resolution expressing the support of the Forty-first Legislative Assembly of the State of North Dakota for collective bargaining efforts by farmers.

Received from Senate, 1218.
Introduction, first reading, 1277.
Referred to Committee on Agriculture.
Reported back, do pass, 1309.
Second reading, 1369.
Final passage, 1369.
Returned to Senate, 1393.
Received from Senate, 1596.
Signed by Speaker, 1598.
Returned to Senate, 1598.

Senate Concurrent Resolution No. 51 —

Senate Concurrent Resolution No. 51. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of establishing a Department of Motor Vehicles to administer all functions relating to motor vehicles.

Received from Senate, 1286.
Introduction, first reading, 1277.
Placed on Calendar, 1277.
Second reading, 1337.
Final psasage, 1337.
Returned to Senate, 1392.
Received from Senate, 1596.
Signed by Speaker, 1598.
Returned to Senate, 1598.

Senate Concurrent Resolution No. 52 —

Senate Concurrent Resolution No. 52. A Concurrent Resolution commending Mrs. Frank Bodine of Velva, North Dakota, upon her selection as North Dakota Mother of the Year and as National Mother of the Year.

Received from Senate, 683.
Introduction, first reading, 704.
Not referred to Committee, 704.
Reported back, do pass, 704.
Second reading, 704.
Final passage, 704.
Returned to Senate 773.
Received from, Senate, 902.
Signed by Speaker, 905.
Returned to Senate, 920.

Senate Concurrent Resolution No. 53 —

Senate Concurrent Resolution No. 53. A Concurrent Resolution requesting the Congress of the United States to enact enabling legislation to reestablish a more efficient mail service by reinstating distribution of in transit mail in railway postoffice cars.

Received from Senate, 936.
Introduction, first reading, 947.

Referred to Committee on Transportation.
 Reported back, do pass, 1107.
 Second reading, 1143.
 Final passage, 1144.
 Returned to Senate, 1216.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 58 —

Senate Concurrent Resolution No. 58. A Concurrent Resolution memorializing the Congress of the United States to enact legislation placing reasonable restrictions and limitations on payments to individual farmers and other farm groups, associations, or corporations by the Agricultural Stabilization and Conservation Service, and by the Commodity Credit Corporation.

Received from Senate, 1218.
 Introduction, first reading, 1277.
 Referred to Committee on Agriculture.
 Reported back, do pass, 1309.
 Substitute motion to place on Calendar prevailed, 1309.
 Motion to place at Foot of Calendar prevailed, 1369.
 Second reading, 1378.
 Final passage, 1378.
 Returned to Senate, 1393.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 61 —

Senate Concurrent Resolution No. 61. A Concurrent Resolution providing for a comprehensive study of the North Dakota tax system by the Legislative Research Committee, with the participation and cooperation of the State Tax Department.

Received from Senate, 838.
 Introduction, first reading, 877.
 Referred to Committee on Appropriations.
 Re-referred to Legislative Research Resolutions Committee, 1275.
 Reported back, do pass, 1298.
 Second reading, 1369.
 Final passage, 1370.
 Returned to Senate, 1393.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 62 —

Senate Concurrent Resolution No. 62. A Concurrent Resolution for an amendment of sections 153 and 156 and to repeal sections 159 and 162 of the North Dakota Constitution, all relating to the use and investment of trust funds of the common schools and state educational, penal, and charitable institutions.

Received from Senate, 902.
 Introduction, first reading, 906.
 Referred to Committee on Industry and Business.
 Re-referred to Committee on State and Federal Government, 940,
 1144.
 Reported back, do pass, 1106.

Amended, 1170.
 Motion to dispense with reading of amendments, prevailed, 1237.
 Amendments adopted, 1237.
 Second reading, 1330, 1377.
 Lost, 1331, 1378.
 Reconsidered, 1357.
 Motion to place at Foot of Calendar prevailed, 1357.
 Returned to Senate, amended, 1394.
 Senate concurs, 1469.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 65 —

Senate Concurrent Resolution No. 65. A Concurrent Resolution advising the Congress of the United States that the Legislative Assembly of North Dakota cannot support any of the interstate taxation proposals, which are derivations of the "Willis Bill", which are now before the Congress.

Received from Senate, 838.
 Introduction, first reading, 877.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 979.
 Second reading, 1018.
 Final passage, 1018.
 Returned to Senate, 1096.
 Received from Senate, 1269.
 Signed by Speaker, 1605.
 Returned to Senate, 1605.

Senate Concurrent Resolution No. 67 —

Senate Concurrent Resolution No. 67. A Concurrent Resolution seeking a National Policy under which programs for the correction of the social and economic ills of our State and Nation caused by population imbalance could be undertaken.

Received from Senate, 936.
 Introduction, first reading, 947.
 Referred to Committee on State and Federal Government.
 Reported back, without recommendation, 1107.
 Second reading, 1144.
 Final passage, 1144.
 Returned to Senate, 1216.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution, No. 68 —

Senate Concurrent Resolution No. 68. A Concurrent Resolution requesting the State Board of Higher Education to consider the feasibility of the appointment of a representative of the student body of a North Dakota institution of higher education as a student adviser to the Board.

Received from Senate, 1398.
 Introduction, first reading, 1399.
 Referred to Committee on Education.
 Reported back, do pass, 1432.
 Rules suspended, placed on second reading and final passage, 1450.
 Second reading, 1450.

Lost, 1450.

Returned to Senate, 1486.

Senate Concurrent Resolution No. 69 —

Senate Concurrent Resolution No. 69. A Concurrent Resolution directing the Board of Higher Education, college officials, and boards of publications to develop and enforce standards of decency and codes of fair play for student publications.

Received from Senate, 813.

Introduction, first reading, 832.

Referred to Committee on Education.

Reported back, amended, 1251.

Amendments adopted, 1296.

Motion to move to Foot of Calendar prevailed, 1370.

Second reading, 1378.

Final passage, 1378.

Returned to Senate, amended, 1394.

Senate concurs, 1469.

Received from Senate, 1596.

Signed by Speaker, 1598.

Returned to Senate, 1598.

Senate Concurrent Resolution No. 70 —

Senate Concurrent Resolution No. 70. A Concurrent Resolution relating to the import of crude oil and the determination of available supplies for national defense purposes.

Received from Senate, 1109.

Introduction, first reading, 1157.

Referred to Committee on State and Federal Government.

Reported back, do pass, 1170.

Second reading, 1269.

Final passage, 1269.

Returned to Senate, 1364.

Received from Senate, 1596.

Signed by Speaker, 1598.

Returned to Senate, 1598.

Senate Concurrent Resolution No. 72 —

Senate Concurrent Resolution No. 72. A Concurrent Resolution relating to the intent of the Legislative Assembly in the allocation of moneys appropriated for salaries of employees of the State.

Received from Senate, 1109.

Introduction, first reading, 1157.

Referred to Committee on Appropriations.

Reported back, do pass, 1267.

Second reading, 1332.

Final passage, 1332.

Returned to Senate, 1392.

Received from Senate, 1596.

Signed by Speaker, 1598.

Returned to Senate, 1598.

Senate Concurrent Resolution No. 73 —

Senate Concurrent Resolution No. 73. A Concurrent Resolution relating to public welfare costs; the need for operating within given appropriations; the development of certain health-welfare services; and requesting the Governor to initiate community and statewide

planning for the health and medical needs of the aged and children.

Received from Senate, 1218.
 Introduction, first reading, 1277.
 Referred to Committee on Appropriations.
 Reported back, without recommendation, 1310.
 Second reading, 1375.
 Final passage, 1375.
 Returned to Senate, 1393.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 74 —

Senate Concurrent Resolution No. 74. A Concurrent Resolution expressing appreciation to the Honorable Walter J. Hickel, Secretary, Department of the Interior, Washington, D. C., for his first major visit to North Dakota, February 11 and 12, 1969.

Received from Senate, 1109.
 Introduction, first reading, 1157.
 Not referred to Committee. Read in its entirety and placed on final passage, 1157.
 Second reading, 1157.
 Final passage, 1158.
 Returned to Senate, 1216.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 75 —

Senate Concurrent Resolution No. 75. A Concurrent Resolution providing for the completion of the legislative journals of the house and senate.

Received from Senate, 1286.
 Introduction, first reading, 1278.
 Not referred to committee, placed on second reading and final passage, 1278.
 Second reading, 1278.
 Final passage, 1278.
 Returned to Senate, 1364.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 76 —

Senate Concurrent Resolution No. 76. A Concurrent Resolution commending and congratulating Senator Edwin C. Becker on his selection as Chairman of the Council of State Governments.

Received from Senate, 1218.
 Introduction, first reading, 1278.
 Not referred to committee, placed on second reading and final passage, 1278.
 Second reading, 1279.
 Final passage, 1279.
 Returned to Senate, 1364.
 Received from Senate, 1596.
 Signed by Speaker, 1598.
 Returned to Senate, 1598.

Senate Concurrent Resolution No. 77 —

Senate Concurrent Resolution No. 77. A Concurrent Resolution commending Senator Milton R. Young for his record of service in the United States Senate and his service to the State of North Dakota.

Received from Senate, 1289.

Introduction, first reading, 1339.

Rules suspended, not referred to a committee, placed on second reading and final passage, 1339.

Second reading, 1339.

Final passage, 1339.

Returned to Senate, 1392.

Received from Senate, 1596.

Signed by Speaker, 1598.

Returned to Senate, 1598.

Senate Concurrent Resolution No. 78 —

Senate Concurrent Resolution No. 78. A Concurrent Resolution commending the Grand Forks Red River and Grand Forks Saint James High School basketball teams for their performance during the State Class "A" Basketball Tournament.

Received from Senate, 1500.

Introduction, first reading, 1500.

Rules suspended, not referred to a committee, placed on second reading and final passage, 1500.

Second reading, 1500.

Final passage, 1500.

Returned to Senate, 1503.

Received from Senate, 1596.

Signed by Speaker, 1598.

Returned to Senate, 1598.