

STATE OF NORTH DAKOTA

Journal of the Senate

of the

Forty-First Session

of the

Legislative Assembly

Begun and held at the Capitol Building at Bismarck,
January 7, to March 18, 1969, inclusive

RICHARD LARSEN
Grand Forks, N. Dak.
President of the Senate

LEO LEIDHOLM
Underwood, N. Dak.
Secretary of the Senate

MEMBERS OF THE SENATE, 1969

Dist.	County	Name	Address	Business or Occupation	Marital Status	Member During Session of
1	Pt. Williams	Frank A. Wenstrom	Williston	Savings and Loan General Manager	Married	1957-67-69
2	Pt. Williams and Divide	George Rait	Noonan	Farmer	Married	1965-67-69
3	Pt. Renville and Pt. Ward	L. D. Christenson	Kenmare	Farmer	Married	1967-69
4	Mountrail and Pt. Ward	Clark Van Horn	Parshall	Farmer	Married	1959-61-63-65-69
5	Pt. Ward	John D. Coughlin	Minot	Petroleum Marketing and Refining Business, Farmer and Rancher	Married	1967-69
	Pt. Ward	John D. Decker	Minot	Oil Equipment	Married	1967-69
	Pt. Ward	Herbert L. Meschke	Minot	Lawyer	Married	1967-69
6	Bottineau and Pt. McHenry	Edwin C. Becker	Willow City	Farmer	Single	1959-61-63-65-67-69
7	Pt. McHenry and Pt. Ward	Ernest M. Sands	Velva	Department Store Manager	Married	1967-69
8	McLean	Dave M. Robinson	Coleharbor	Farmer-Rancher	Married	1963-65-67-69
9	Rolette and Pt. Towner	Philip Berube	Rolla	Farmer	Married	1953-55-57-59-61-63-65-67-69
10	Cavalier and Pt. Towner	Richard E. Forkner	Langdon	Co-Publisher	Married	1963-65-67-69
11	Pembina	Grant Trenbeath	Neché	Farmer	Married	1957-59-61-63-65-67-69
12	Pierce and Pt. Benson	William J. Thoreson	York	Farmer and Grain Buyer	Married	1969
13	Eddy-Foster and Pt. Benson	Ed Doherty	New Rockford	Editor-Publisher	Married	1969
14	Sheridan-Wells	Clarence G. Schultz	Harvey	Merchant	Married	1967-69
15	Ramsey	Milton G. Kelly	Devils Lake	Retired	Married	1959-61-63-65-67-69
16	Pt. Walsh	Elton W. Ringsak	Grafton	Lt. Col., Retired; Lawyer	Married	1965-67-69
17	Pt. Walsh and Nelson	Lester Larson	Brockton	Farmer	Married	1965-67-69
18	Pt. Grand Forks	George Longmire	Grand Forks	Attorney	Married	1956-57-59-61-63-65-67-69
	Pt. Grand Forks	Kenneth C. Lowe	Grand Forks	Motion Picture Projectionist	Married	1967-69
	Pt. Grand Forks	George M. Unruh	Grand Forks	Pres. Vaberg Co.	Married	1969
19	Pt. Grand Forks	Duane Mutch	Larimore	Oil Distributor, L.P. Gas Distributor	Married	1959-61-63-65-67-69
20	Traill and Pt. Cass	Oscar J. Sorlie	Buxton	Farmer	Married	1963-65-67-69

ADAM M. HARRIS

MEMBERS OF THE SENATE, 1969 — (Continued)

Dist.	County	Name	Address	Business or Occupation	Marital Status	Member During Session of
21	Pt. Cass	Francis J. Butler	Fargo	Executive, Retail Merchandising	Married	1967-69
	Pt. Cass	Richard W. Goldberg	Fargo	Grain and Feed Business	Married	1967-69
	Pt. Cass	C. Warner Litten	Fargo	Clinic — Business Manager	Married	1967-69
	Pt. Cass	Dr. William A. Stafne	Fargo	Physician	Married	1967-69
22	Pt. Cass	Ernest G. Pyle	Casselton	Farmer	Married	1967-69
23	Griggs-Steele, Pt. Barnes	Carrol Torgerson	Cooperstown	Auctioneer — Real Estate Broker	Married	1963-65-67-69
24	Pt. Barnes	Theron Strinden	Litchville	Businessman	Married	1963-65-69
25	Pt. Richland	A. W. Luick	Fairmont	Retired Farmer	Married	1951-53-55-57-59-61-63-65-67-69
26	Pt. Richland and Sargent	Kenneth L. Morgan	Walcott	Farmer	Married	1957-59-61-63-65-67-69
27	Ransom and Pt. LaMoure	Donald C. Holand	Lisbon	Attorney	Married	1955-57-59-61-63-65-67-69
28	Dickey and Pt. LaMoure	Earl H. Redlin	Ellendale	Farmer	Married	1965-67-69
29	Stutsman	Robert B. Melland	Jamestown	Implement-Auto-Trucks-Appliances	Married	1967-69
	Stutsman	David E. Nething	Jamestown	Lawyer	Married	1967-69
30	Logan-McIntosh	Gail H. Hernett	Ashley	Banker	Married	1955-57-59-61-63-65-67-69
31	Kidder-Emmons	Robert Chesrown	Linton	Attorney	Married	1963-65-67-69
32	Burleigh	Guy Larson	Bismarck	Businessman	Married	1953-55-57-59-67-69
	Burleigh	Evan E. Lips	Bismarck	Insurance	Married	1961-63-65-67-69
	Burleigh	I. J. Wilhite	Bismarck	Oil Producer	Married	1967-69
33	Mercer-Oliver, Pt. Morton	Robert L. Stroup	Hazen	Retail Lumberman	Married	1967-69
34	Pt. Morton	Emil E. Kautzmann	Mandan	Banker	Married	1963-65-67-69
35	Grant-Sioux, Pt. Morton	Frank J. Ruemmele	Carson	Retired Abstractor	Married	1965-67-69
36	McKenzie-Dunn	J. Garvin Jacobson	Alexander	Farmer-Rancher	Married	1967-69
37	Pt. Stark	Howard A. Freed	Dickinson	Attorney	Married	1967-69
38	Hettinger-Pt. Stark, Pt. Adams	Robert M. Nasset	Regent	Farmer	Married	1967-69
39	Golden Valley-Billings-Slope-Bowman and Pt. Adams	Leland Roen	Bowman	Farmer-Rancher	Married	1957-59-61-63-65-67-69

ERRATA

Page 1064 — correct spelling of word "Bill" in line 20.

Page 1190 — correct spelling of word "Motion" in line at bottom.

Page 1191 — correct spelling of word "Motion" in line 35.

Page 1192 — correct spelling of word "Motion" in line 28.

Page 1285 — in first line delete word "for" and insert "from".

Page 1286 — line 5, delete "Rep." and insert "Senator".

OFFICERS AND EMPLOYEES

of the

SENATE OF NORTH DAKOTA

of the

FORTY-FIRST LEGISLATIVE ASSEMBLY

Name	Position	Address
Leo Leidholm	Secretary	Underwood
Dagny Olson	Desk Reporter	Devils Lake
A. E. Bradley	Sergeant-at-Arms	Rock Lake
Arthur Herk	Assistant Secretary	Fingal
Vernon Asheim	Bill Clerk	Mohall
Cora Essington	Chief Stenographer and Payroll Clerk	Bismarck
Lois J. Scherr	Chief Committee Clerk	Bismarck
Lyness Lloyd	Calendar Clerk	Bismarck
Eunice Anderson	Enrolling and Engrossing Clerk	Bismarck
Marguerite Stenehjelm	Enrolling and Engrossing Clerk	Bismarck
Dormilee Diede	Secretary to the President	Bismarck
Donna Heisler	Secretary — Majority Floor Leader	Mandan
Mariann L. Lang	Secretary — Minority Floor Leader	Mandan
Robert Ellsworth	Deputy Sergeant-at-Arms	Westhope
Richard H. Jagd	Assistant Sergeant-at-Arms	Grand Forks
Ralph Scott	Assistant Sergeant-at-Arms	Jamestown
Roy Pearson	Assistant Sergeant-at-Arms	Rutland
Nick Frank	Assistant Sergeant-at-Arms	Dickinson
Dennis Rhode	Bill Room Clerk	New Town
Ernest Schramm	Bill Room Clerk	Hazen
Janine Haug	Stenographer	Bismarck
Marlene Backman	Stenographer	Bismarck
Jackie Burke	Stenographer	McKenzie
Lorraine Moos	Stenographer	Mandan
Celeste Archuleta	Typist — Committee Clerk	Bismarck
Ann Stephan	Typist	Bismarck
Gladys Derrick	Appropriations Committee Clerk	Bismarck
Betty Swang	Committee Clerk	Bismarck
Darlene Hedstrom	Committee Clerk	Wilton
Roberta Small	Committee Clerk	Menoken
Darlene Jose	Committee Clerk	Bismarck
Jackie Hayden	Page	New England
Rosella Grantham	Page	Bismarck
Susan Giles	Page	Bismarck
John Angell	Page	Bismarck
Kevin Reis	Page	Bismarck
Joy Markley	Page	Bismarck
Russell Berge	Page	Bismarck
Dianne Bennett	Page	Bismarck
Linda Morrison	Page	Mandan

OFFICERS AND EMPLOYEES (Continued)

Name	Position	Address
Frieda Schlaht.....	Telephone Attendant	Mercer
Viola DeForest.....	Telephone Attendant	Bismarck
Wanda Froehlich.....	Bill Book Clerk	Mandan
Pearl Herron.....	Bill Book Clerk	Fargo
John Fibelstad.....	Bill Book Clerk	Mercer
Emil Albrecht.....	Bill Book Clerk	Steele
Helen Peterson.....	Information Desk Attendant	Bismarck
Fred Krause, Jr.....	Journal Room Chief	Carson
Alta Harens.....	Journal Room Clerk	Bismarck
Hazel Ludemann.....	Journal Room Attendant	Bismarck
Iver Kval.....	Parking Lot Attendant	Lisbon
Marie Skjod.....	Proofreader	Mandan
Elma Schrammen.....	Proofreader	Elgin

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. Decker John D. (Jack) Coughlin Herbert L. Meschke	Minot Minot 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 Duane Mutch George Unruh	Grand Forks Larimore Grand Forks
20.	Trail and Pt. Cass	Oscar J. Sorlie	Buxton
21.	Pt. Cass	Francis J. Butler Richard W. Goldberg C. Warner Litten William A. Stafne	Fargo Fargo Fargo 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 David E. Nething	Jamestown Jamestown
30.	Logan and McIntosh	Gail H. Hernet	Ashley
31.	Kidder-Emmons	Robert Chesrown	Linton
32.	Burleigh	Guy Larson Evan E. Lips I. J. Wilhite	Bismarck Bismarck 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

HOUSE MEMBERS

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 C. Anderson.....	Minot
		Gordon Emerson.....	Minot
		Brynhild Haugland.....	Minot
		James A. (Jim) 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.....	Brocket
18.	Pt. Grand Forks	Henry Lundene.....	Adams
		I. O. (Sparky)	
		Hensrud.....	Grand Forks
		Stuart J. McDonald.....	Grand Forks
		Winston Register.....	Grand Forks
		Mrs. J. Lloyd Stone.....	Grand Forks
19.	Pt. 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
		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		
22.	Pt. Cass	LeRoy M. Larson.....	West Fargo
		Carl A. White.....	Fargo

HOUSE MEMBERS

22.	Pt. Cass.....	Wesley Belter.....	Leonard Francis E. (Hank) Weber.....	Wheatland
23.	Griggs, Steele, Pt. Barnes.....	Ernest N. Johnson.....	Simon A. Simonson.....	Dazey Hope
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 R. 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.....	Robert E. Reimers.....	Sydney Carrington
30.	Logan & McIntosh.....	Emil E. Schaffer.....	Joe Welder.....	Gackle Napoleon
31.	Kidder & Emmons.....	Howard F. Bier.....	Wm. DeKrey.....	Hazelton Pettibone
32.	Burleigh.....	Myron Atkinson.....	Carl H. Boustead.....	Bismarck Bismarck
		Monty Burke.....	Theodore A. (Ted) Lang.....	McKenzie Sterling
		Edward Metzger.....	Vernon E. Wagner.....	Bismarck Bismarck
33.	Mercer, Oliver, Pt. Morton.....	James L. Connolly.....	Ralph Hickie.....	Golden Valley Center
34.	Pt. Morton.....	William C. Kelsch.....	Duane A. Kuehn.....	Mandan Mandan
35.	Grant, Sioux, Pt. Morton.....	Lyle L. Dawson, Jr.....	Albert L. Rivinius.....	Fort Rice Elgin
36.	McKenzie & Dunn.....	Leonard J. Davis.....	Arthur A. Link.....	Killdeer Alexander
37.	Pt. Stark.....	Donald A. Froelich.....	Mike Olienyk.....	Dickinson Belfield
38.	Hettinger, Pt. Stark, Pt. Adams.....	Milon Austin.....	Kenneth Knudson.....	Mott Taylor
39.	Golden Valley, Billings, Slope, Bowman, Pt. Adams.....	Karnes Johnson.....	Earl C. Rundle.....	Sentinel Butte New England

"Buy North Dakota Products"

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

Journal of the Senate



Forty-First Legislative Assembly

TUESDAY, DECEMBER 3, 1968

FIRST DAY OF LEGISLATIVE ORGANIZATIONAL SESSION

Bismarck, December 3, 1968

At the hour of nine o'clock of the third day of December, 1968, according to the Constitution and Statute of the State of North Dakota, the holdover members and members elected to the Senate of the Forty-first Legislative Assembly of the State of North Dakota, assembled in the North Dakota State Capitol Building at Bismarck, North Dakota, were called to order by the Honorable Grant Trenbeath, President Pro Tem for the Interim of the Senate.

The following communications were received from the Secretary of State:

STATE OF NORTH DAKOTA

Department of State

Bismarck, December 2, 1968

Secretary of the Senate
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 Senate of the Forty-first Legislative Assembly of the State of North Dakota:

Dist.	County	Name	Address
2.	Pt. Williams and Divide.....	George Rait.....	Noonan
4.	Mountrail and Pt. Ward.....	Clark Van Horn.....	Parshall
6.	Bottineau and Pt. McHenry.....	Edwin C. Becker.....	Willow City
8.	McLean.....	Dave M. Robinson.....	Coleharbor
10.	Cavalier and Pt. Towner.....	Richard E. Forkner.....	Langdon
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
16.	Pt. Walsh.....	Elton Ringsak.....	Grafton
18.	Pt. Grand Forks.....	George Longmire.....	Grand Forks
		Kenneth Lowe.....	Grand Forks
		George Unruh.....	Grand Forks
20.	Traill and Pt. Cass.....	Oscar J. Sorlie.....	Buxton
22.	Pt. Cass.....	Ernest G. Pyle.....	Casselton

24.	Pt. Barnes.....	Theron L. Strinden.....	Litchville
26.	Pt. Richland and Sargent.....	Kenneth L. Morgan.....	Walcott
28.	Dickey and Pt. LaMoure.....	Earl Redlin.....	Ellendale
30.	Logan and McIntosh.....	Gail H. Hernet.....	Ashley
32.	Burleigh.....	Guy Larson.....	Bismarck
		Evan Lips.....	Bismarck
		I. J. Wilhite.....	Bismarck
34.	Pt. Morton.....	Emil E. Kautzmann.....	Mandan
36.	McKenzie and Dunn.....	J. Garvin Jacobson.....	Alexander
38.	Hettinger, Pt. Stark, Pt. Adams.....	Ted Hardmeyer.....	Mott

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

STATE OF NORTH DAKOTA

Department of State

Bismarck, December 2, 1968

Secretary of the Senate
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, 38th Legislative District, Robert Nasset VS Ted Hardmeyer.

Yours sincerely,
BEN MEIER
Secretary of State

NOTICE OF CONTEST

In the Matter of the Contest
for Senate Seat For the 38th
Legislative District of the
State of North Dakota

Robert Nasset, a candidate for the Senate for the 38th Legislative District, State of North Dakota, in the General Election held on November 5, 1968, hereby gives notice to Ted Hardmeyer, also a candidate for Senate from the 38th Legislative District, that the said Robert Nasset does intend to and does hereby contest the right of the said Ted Hardmeyer to hold the Senate seat on the ground and for the following reason:

I.

The canvassing board in and for Stark County, State of North Dakota, erred in regard to the certification of votes from the precinct of the City of Richardton, certifying that a total of 197 votes were cast in said precinct for Ted Hardmeyer, when in fact only 97 votes were cast for Ted Hardmeyer.

II.

Had a proper certification of the vote been made by the Stark County Canvassing Board, Robert Nasset, the contestant, by reason of having received more votes than Ted Hardmeyer in said election, would have been certified as the elected Senator of the 38th Legislative District.

WHEREFORE, Robert Nasset respectfully requests that this contest be determined by the North Dakota State Senate and that he be adjudged the elected Senator of the 38th Legislative District.

Dated this 22nd day of November, 1968.

ROBERT NASSET
WOLF GLASER AND MILHOLLAN
ATTORNEYS AT LAW
N.D.E.A. BUILDING
BISMARCK, NORTH DAKOTA

Attached to the Notice of Election was a Sheriff's Return duly executed by E. G. Kramer, Sheriff of Hettinger County, North Dakota.

Senator Lips moved that a committee of three be appointed by the President Pro Tem to escort the Chief Justice Obert C. Teigen of the Supreme Court of the State of North Dakota to the rostrum for the purpose of administering the oath of office to the newly elected Senators.

The President Pro Tem appointed as such committee Senators Lips and Meschke.

Chief Justice Obert C. Teigen then administered the oath of office to the newly elected Senators.

Prayer by Father Dolan, Church of Corpus Christi, Bismarck.

Inspire us, O God,
with such a deep love of country
that we will be actively concerned
for its welfare
as well as
that of all our fellow countrymen
for time
and for eternity.

Guide and strengthen
the Governor of our State
the officials of our community
and all others,
in high position and low,
who are entrusted with the task
of protecting for all citizens
those rights which come from You
and from You alone.

Teach us likewise
to be worthy instruments
in sharing with all men
— Your children and brothers —
the same peace, freedom and security
with which You have blessed us.

ROLL CALL

The roll was called and there were 44 present, 4 absent and one contested.

Those present were:

Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Nething	Stafne
Chesrown	Larson, G.	Pyle	Strinden
Decker	Larson, L.	Rait	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Torgerson
Freed	Longmire	Robinson	Trenbeath
Goldberg	Lowe	Roen	Unruh
Hernett	Luick	Ruemmele	Van Horn
Holand	Melland	Sands	Wenstrom
Jacobson	Meschke	Schultz	Wilhite

Those absent were:

Becker	Christensen	Coughlin	Mutch
--------	-------------	----------	-------

Contested:

*Nasset

A quorum was declared by the President Pro Tem.

Senator Lips moved that the President Pro Tem appoint a Committee of three to consider the contested election in the 38th Legislative District, and to report back to the Senate, which motion prevailed.

The President Pro Tem appointed as such committee: Senators Ringsak, Butler, and Lester Larson.

Senator Lips moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President Pro Tem presiding.

Senator Robinson moved that the name of Leo Leidholm of McLean County be placed in nomination for the office of Secretary of the Senate.

Senator Larson (Burleigh) moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of Leo Leidholm as Secretary of the Senate, the roll was called and there were ayes, 44; nays, 4; and one contested.

Those voting in the affirmative were:

Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Rait	Thoreson
Forkner	Litten	Redlin	Torgerson
Freed	Longmire	Robinson	Trenbeath
Goldberg	Lowe	Roen	Unruh
Hernett	Luick	Ruemmele	Van Horn
Holand	Melland	Sands	Wenstrom
Jacobson	Meschke	Schultz	Wilhite

Absent and not voting:

Becker	Christensen	Coughlin	Ringsak
--------	-------------	----------	---------

Contested:

*Nasset

Leo Leidholm was declared elected as Secretary of the Senate.

The President Pro Tem then administered the oath of office to the Secretary of the Senate-elect.

Senator Kelly moved that the name of Dagny Olson of Ramsey County be placed in nomination for the position of Desk Reporter.

Senator Larson of Burleigh moved that the nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of Dagny Olson as Desk Reporter of the Senate, the roll was called and there were ayes, 4; nays, 4; and one contested vote.

Those voting in the affirmative were:

Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Rait	Thoreson
Forkner	Litten	Redlin	Torgerson
Freed	Longmire	Robinson	Trenbeath
Goldberg	Lowe	Roen	Unruh
Hernett	Luick	Ruemmele	Van Horn

Holand	Melland	Sands	Wenstrom
Jacobson	Meschke	Schultz	Wilhite
Absent and not voting:			
Becker	Christensen	Coughlin	Ringsak

Contested:

*Nasset

Dagny Olson was declared elected Desk Reporter.

The President Pro Tem then administered the oath of office to the Desk Reporter-elect.

ELECTION OF PRESIDENT PRO TEM

Senator Freed: Mr. President and Members of the Senate. It is with great pleasure and pride that I place in nomination for the office of President Pro Tem, the name of Senator Leland Roen. Senator Roen has been a member of this legislative body for six sessions; he has been a hard committee worker, a committee chairman, and has become well versed in parliamentary procedure. In addition, this veteran lawmaker is a friend of all. With these remarks, I submit the name of Leland Roen as President Pro Tem.

Senator Van Horn: Mr. President. I would like to place in nomination the name of a man who has the unique job of getting to this august body by having to run for every session he has acted. He has acted three sessions. That man is George Rait, from Divide County. It gives me a great deal of pleasure to nominate George Rait as President Pro Tem.

Senator Larson (Burleigh) moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of President Pro Tem, the roll was called and there were 39, Roen; 5, Rait; 4 absent and one contested.

Those voting for Roen were:

Butler	Kautzmann	Mutch	Stafne
Chesrown	Kelly	Nething	Strinden
Decker	Larson, G.	Pyle	Stroup
Doherty	Lips	Rait	Thoreson
Forkner	Litten	Redlin	Torgerson
Freed	Longmire	Robinson	Trenbeath
Goldberg	Lowe	Ruemmele	Unruh
Hernett	Luick	Sands	Wenstrom
Holand	Melland	Schultz	Wilhite
Jacobson	Morgan	Sorlie	

Those voting for Rait were:

Berube	Meschke	Roen	Van Horn
--------	---------	------	----------

Larson, L.

Absent and not voting:

Becker	Christensen	Coughlin	Ringsak
--------	-------------	----------	---------

Contested:

*Nasset

Senator Roen was declared elected President Pro Tem of the Senate.

The President appointed as a committee of two to escort Senator Roen to the rostrum, Senators Freed and Morgan.

The President then administered the oath of office to Senator Roen as President Pro Tem of the Senate.

Senator Roen: Gentlemen of the Senate. I am indeed most happy for this your vote of confidence and good will. I am reminded at this time of the several Senators I have known and served with men who distinguished themselves in years of service and as good legislators. I humbly accept this position. I am sure that we will have a credible

session. I would appreciate it if our present top man here, Senator Trenbeath would stay on for the next two days. Senator, you are doing a great job. Thank you.

MOTIONS

Senator Longmire 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:

AMENDMENTS

It is moved that the temporary Senate Rules Nos. 28, 35, 39, 40, 41, and 79 be amended to read as follows:

SECTION 1.) Senate Rules Nos. 28, 35, 39, 40, 41, and 79 are hereby amended to read as follows:

28. 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 Secretary of the Senate, 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 Secretary of the Senate for introduction. The President of the Senate 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 Senate in the manner provided by the rules, and such bills, memorials, or resolutions shall not be confidential.

35. 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 Senate. **Bills, resolutions, or memorials which are pre-filed pursuant to Rule 28 may be printed upon order of the Legislative Research Committee.**

39. STANDING COMMITTEES

The Senate shall elect a Committee on Committees to consist of eight members of which the President of the Senate shall be the Chairman, and which committee shall appoint the following standing committees classified in accordance with the usual amount of work and concerned with matters in the field as indicated:

1. **AGRICULTURE** (((, eleven members.)))
Agriculture; Livestock; Drainage and Irrigation; Warehouse and Grain Grading.
2. **APPROPRIATIONS** (((, fifteen members.)))
All bills calling for appropriations in excess of two hundred dollars.
3. **EDUCATION** (((, eleven members.)))
Public Schools, Libraries and Institutions of Higher Learning.
4. **FINANCE AND TAXATION** (((, eleven members.)))
Public Debt; Taxes and Tax Laws.
5. **JUDICIARY** (((, eleven members.)))
Elections and Election Privileges; Judiciary.
6. **STATE AND FEDERAL GOVERNMENT** (((, eleven 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.

7. **INDUSTRY, BUSINESS AND LABOR** (((, eleven members.)))
Banks and Banking; Corporations; Insurance; Matters pertaining to private business and industry.
Workmen's Compensation; Unemployment Compensation; Labor Laws and kindred subjects.
8. **NATURAL RESOURCES** (((, twelve members.)))
Game and Fish; Public Lands; Mines and Mining; Gas and Oil; Forestry.
9. **POLITICAL SUBDIVISIONS** (((, twelve members.)))
Cities ((and Villages)); Counties; Townships; Park Districts; Apportionment.
10. **SOCIAL WELFARE AND VETERANS AFFAIRS** (((, twelve members.)))
Public Welfare; Public Health; Public Safety; Temperance. Matters affecting the Military and Veterans.
11. **TRANSPORTATION** (((, twelve members.)))
Highways and Bridges; Railroads; Motor Vehicles; Airlines and Airports.
(PROCEDURAL COMMITTEES)
12. **DELAYED BILLS**, to consist of five members.
13. **EMPLOYMENT**, to consist of eight members.
14. **ENROLLED AND ENGROSSED BILLS**, to consist of five members.
- ((15. **MILEAGE**, to consist of three members.
- 16.)) 15. **REVISION AND CORRECTION OF JOURNAL**, to consist of three members.
- ((17.)) 16. **RULES**, to consist of nine members.
- ((18.)) 17. **LEGISLATIVE RESEARCH RESOLUTIONS COMMITTEE**, to consist of five members, one of whom may be a member of the Legislative Research Committee.

The number of members upon each standing committee shall be determined by the Senate at the time of the adoption of the report of the Committee on Committees. In all cases a majority of the Committee shall consist of 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 members 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 amendment 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 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)) **not less than one year** following such adjournment.

40. **LIMITATIONS ON COMMITTEE MEMBERSHIP**

Each member shall serve on **NOT MORE THAN** three standing committees except the Majority floor leader, who shall not serve on any standing committee, **all members of the Finance and Taxation Committee who shall serve on only one other standing committee**, and all members of the Appropriations Committee, who shall serve on ((only one)) **no other standing committee** ((in addition to the Appropriations Committee)). The Majority floor leader and Minority floor leader shall be permitted to participate in all standing committees but shall not be permitted to vote therein **except that the minority floor leader may vote on the committees to which he has been appointed.**

41. **MEETINGS OF COMMITTEES**

The Committee on Appropriations 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 ((Committees)) Committee on Finance and Taxation ((, Education, and State and Federal Government)) shall meet on Monday, ((and)) Tuesday, Wednesday, and Thursday of each week from 9:00 o'clock a.m. to 12:00 o'clock noon. The Committees on Agriculture, Judiciary, and Industry, Business and Labor shall meet on ((Wednesday)) Monday and ((Thursday)) Tuesday of each week from 9:00 o'clock a.m. to 12:00 o'clock noon. The Committees on Education and State and Federal Government shall meet on Wednesday and Thursday of each week from 9:00 o'clock a.m. to 12:00 o'clock noon. The Committees on Natural Resources, Political Subdivisions, Social Welfare and Veterans' Affairs, and Transportation shall meet on Friday of each week from 9:00 o'clock a.m. to 12:00 o'clock noon. Any committee may schedule Saturday morning meetings.

79. OFFICERS AND EMPLOYEE POSITIONS OF THE SENATE

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	NUMBER OF POSITIONS
-------------------	---------------------

GROUP A

Secretary of the Senate	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 Secretary of the Senate	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))	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 President	1
Secretary to Majority Floor Leader	1
Secretary to Minority Floor Leader	1

The President 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	5
Typists	2
Appropriations Committee Clerk	1
Committee Clerks	((3)) 4
Assistant Enrolling and Engrossing Clerk	1
Pages	4
((Postmaster 1))	1))
Telephone Attendants	2

Bill Book Clerks	4
Information Desk Attendant	1
Journal Room Clerks	2
Parking Lot Attendant	1
Chief in Charge of Journal Room and Bill Clerks	1
Journal Proofreader	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 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 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 specifically provided in these rules and as provided in the Legislative Employee's Handbook for such position.

SELECT COMMITTEES

Committee on Committees — Lt. Gov., Chairman and **seven members.**

((Committee on Telephone
Committee on Stationery, Supplies and Printing
Committee on Chaplains)))
Committee on Senate Committee Rooms
Committee on Photography

Which motion prevailed.

MOTIONS

Senator Longmire moved that a committee of three be appointed to notify the Governor and the House that the Senate is organized and ready to transact business, which motion prevailed.

The President Pro Tem appointed as such committee Senators Luick, Wilhite and Lester Larson.

The Senate was at ease until the above committee returned.

Senator Luick announced that the committee appointed to inform the Governor and the House that the Senate is organized and ready to transact business, had performed its duty and requested that they be discharged, which request was granted.

Senator Longmire moved that the President Pro Tem appoint a Committee on Committees to consist of the President Pro Tem and seven members, which motion prevailed.

The President Pro Tem appointed as such committee, Senators Roen, Lips, Decker, Freed, Ringsak, Trenbeath, Jacobson and Berube.

Senator Longmire moved that the President appoint a committee of three to act as a committee on committee room arrangements, which motion prevailed.

The President appointed as such committee, Senators Morgan, Litten and Lester Larson.

Senator Longmire moved that the President Pro Tem appoint a committee of eight to act as a Committee on Employment, which motion prevailed.

The President Pro Tem appointed as such committee, Senator Robinson, Kautzmann, Wilhite, Morgan, Ruemmele, Goldberg, Forkner and Berube.

Senator Longmire moved that the President Pro Tem appoint a permanent committee of three to act as a Committee on Revision and Correction of the Journal, which motion prevailed.

The President Pro Tem appointed as such committee, Senators Lowe, Nething and Rait.

Senator Longmire moved that the President Pro Tem appoint a permanent committee of nine to act as a Committee on Senate and Joint Rules, which motion prevailed.

The President Pro Tem appointed as such committee Senators Longmire, Holand, Hernet, Melland, Lips, Torgerson, Wenstrom, Chesrown and Meschke.

Senators Longmire moved that the President Pro Tem appoint a Committee of three to act as a Committee on Photography, which motion prevailed.

The President Pro Tem appointed as such committee, Senators Redlin, Schultz, and Van Horn.

REPORT OF SELECT COMMITTEES

Mr. President: Your Select Committee appointed to examine notice of contest of election met at 1:00 p.m. in the Office of the Secretary of State at the Capitol Building in Bismarck.

Attending: Senator Ringsak
 Senator Butler
 Senator Lester Larson

Present at the meeting was Robert Nasset, Contestant, and Walter Mohn, Assistant Administrator of Records of the Office of the Secretary of State.

The Committee received and read a notice of contest filed by Robert Nasset, dated 11-22-68, with an attached "Sheriff's Return" of said service on Ted Hardmeyer. Document was served on 11-22-68. No answer was made and served upon the Contestant or Attorney by Ted Hardmeyer, within the 10-day period required by law.

The Committee inspected the statement of the findings of the State Canvassing Board dated 11-19-68 and found the record certified Robert Nasset had 1943 votes. Ted Hardmeyer had 1977 votes. The Committee subtracted 100 votes from Hardmeyer pursuant to the allegation in the notice of "Contest of Election," which has not been denied, leaving Hardmeyer with a vote of 1877 and Nasset with a vote of 1943.

At 1:30 p.m. today, 12-3-68, Senator Ringsak and Senator Larson contacted Ted Hardmeyer by telephone and received his acknowledgement that Ted Hardmeyer did not answer the Notice of Contest and does not contest the seating of Senator Nasset. He also requested that Senator Nasset be seated by the Senate as he, Ted Hardmeyer, states that he knows the certification of election to be erroneous.

It was moved by Senator Larson that this Select Committee recommend to the Senate that Senator Robert Nasset be seated as the duly elected Senator of the 38th Legislative District.

Motion seconded by Senator Butler, and the motion carried.

Senator Ringsak moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator Ringsak, the roll was called and there were ayes, 43; nays, 0; absent and not voting 6.

Those voting in the affirmative were:

Berube	Kautzmann	Nething	Sorlie
Butler	Kelly	Pyle	Stafne
Chesrown	Larson, G.	Rait	Strinden
Decker	Lips	Redlin	Stroup
Doherty	Litten	Ringsak	Thoreson
Forkner	Longmire	Robinson	Torgerson
Freed	Lowe	Roen	Trenbeath
Goldberg	Melland	Ruemmele	Unruh

Hernett	Meschke	Sands	Van Horn
Holand	Morgan	Schultz	Wenstrom
Jacobson	Mutch		
Absent and not voting:			
Becker	Coughlin	Luick	Wilhite
Christensen	Larson, L.		

Contested:

*Nasset

Which motion prevailed and Senator Nasset was declared seated as the duly elected Senator from District 38.

The President Pro Tem then administered the oath of office to Senator Nasset.

MESSAGE FROM THE HOUSE

A committee from the House was received and reported that the House of Representatives was organized and ready to transact business, and invited the Senate to meet in joint session with the House.

ANNOUNCEMENT

Senator Longmire announced that he had received word that Senator Becker has been elected President of the Council of State Government of the United States, and that Senator Becker would arrive in Bismarck today.

MOTION

Senator Wilhite moved that his name be removed from the Committee on Employment and that the name of Senator Doherty be inserted in lieu thereof, which motion prevailed.

Senator Longmire moved that the Senate recess until 9:00 a.m. December 4, 1968, which motion prevailed.

LEO LEIDHOLM, Secretary

SECOND DAY OF LEGISLATIVE ORGANIZATIONAL SESSION

Bismarck, December 4, 1968

The Senate convened at 9:00 A.M., pursuant to recess taken, the President Pro Tem presiding.

Roll call: All Senators present except Senators Christensen, Coughlin, Goldberg, Meschke, Mutch, Nething, Ringsak, and Van Horn.

A quorum was declared by the President Pro Tem.

MOTION

Senator Longmire moved that a committee of two be appointed by the President Pro Tem to escort Senator Becker to the rostrum for the purpose of taking the oath of office and to address the assembly briefly, which motion prevailed.

The President Pro Tem appointed as such committee Senators Longmire and Rait.

The President Pro Tem then administered the oath to Senator Becker.

Senator Becker: Thank you, very kindly, Mr. President, and my fellow Senators. As Senator Longmire pointed out sometime later today I will give, and I feel it is my responsibility, a report of the activities of the Council of State Government and on the roll that I have been elected to play in that organization in the next year. But very briefly, I would like to make this observation. I am in this terribly responsible, high position because of you. My arriving at this position in State Government is only by the support of those people I worked with in this legislative body. You gentlemen have elected me to serve as a member of the North Dakota Legislative Research Committee, I believe now, for six years, and it is because of my position on the Legislative Research Committee that I was selected to represent this State in the area of taxation on the Midwest Conference of the Council, and from there I was selected to serve as Vice Chairman of that conference, and as western chairman, and immediate past president of the Midwest Conference, and had I not been on the Legislative Research Committee here, I would not have become involved in that which I consider to be working toward revitalizing and preservation of state and local government. I would not be here today as Chairman of the National Council of State Governments.

I recognize this position as a tremendous honor, but also a very responsible one, and I am looking forward to the challenge. Thank you very kindly.

PERSONAL PRIVILEGE

Senator Forkner: Mr. President, I rise to a point of personal privilege, and request that my remarks be printed in the journal.

Senator Forkner:

Mr. President Pro Tem and fellow Senators:

I would like to take this opportunity to present to you a situation existing at the University of North Dakota in Grand Forks, which situation, I feel, is definitely a disgrace to the University and to our people of North Dakota.

In October, about the fifth of the month, several University students from Langdon and their parents came into my office in Langdon and asked me if I had seen the Friday, September 27th, issue of The Dakota Student, which is the student paper of the University. When I said I had not seen it, they presented to me a copy of this issue of their paper, pointing out to me the article to which they were objecting, and asked me if something could be done to help stop this printing of such obscenities in their student paper. Upon reading the article in question, I was shocked and ashamed to see several filthy words printed boldly for all to read. This was morally unbecoming to the editor to have printed such filthy trash. I telephoned President Starcher of the University, asking his advice and intention in the matter. He expressed his concern, somewhat feebly, however, and informed me there was to be a meeting of the Board of Publications regarding the incident, but that it would be impossible for him to attend because of his busy schedule. I told President Starcher my feelings that this is a very grave situation and hoped he would, by all means, attend this meeting. About a month after this meeting, by letter from Mr. Starcher, I was informed that no action had been taken at this meeting regarding the editor, Mr. Frederickson, who was responsible for this irresponsible incident.

Now, Mr. President and members of this Senate, again, in the Tuesday, November 19th, issue of this Dakota Student paper, a photo of an obscene, filthy word was deliberately printed in this publication by this editor, disregarding moral ethics and standards which should be upheld in our State. After the appearance of this second incident in the November issue of The Dakota Student, Mr. Paul Schmidt, Executive Secretary of the North Dakota Press Association, resigned as editorial consultant to The Dakota Student, stating that, "It is pointless to be a non-consulting consultant," and adding, "that he did not want to be associated with a publication characterized by vulgarity, ill-mannered arrogance, and editorial incompetence." Mr. Schmidt said a great deal more, which would take too much time to relate here to you now.

However, I would like to stress the graveness of this situation again, and wonder why, when Mr. Lloyd Omdahl, a University of North Dakota Political Science Instructor and member of the Board of Publications, offered a motion to fire Mr. Frederickson, his motion was tabled.

I feel strongly that you fellow Senators should be deeply concerned about this matter because of the fact that this paper is being published on University press equipment which has been, no doubt, purchased with funds appropriated by the Legislature. I have been told this is true. I have been informed and had it verified, proof of which is available, that each student attending the University is obliged to subscribe to this student paper when paying his enrollment fees each year. In view of this fact that each student must subscribe to this paper, whether he wants to or not, the editor should have the moral decency to refrain from characterizing his printed page with vulgar obscenities.

I submit to you this situation, Mr. President and members of this Senate, and urge that pressure be applied, by this Senate Body, upon the Board of Publications and President Starcher, to take action to have Mr. Frederickson removed from his position as editor of this Dakota Student publication, which publication is in a position to influence potentially the mind of every student at the University of North Dakota. I feel that Mr. Frederickson should never again have the opportunity to publish his obscenities in The Dakota Student. Up

to now, our educational institutions in North Dakota have been free of incidents such as this. Let us nip this thing in the bud, and keep our college publications clean and free of smut, that we, in North Dakota, might be proud, rather than ashamed of the moral standing of our institutions of higher learning among other universities of our land.

Senator Longmire: Mr. President. Because of the remarks that have been placed into the record, I would say that I certainly have not approved of the activities that are taking place as referred to by Senator Forkner. However, it is my personal understanding that the Board of Publications has taken some action with respect to the incident to which he refers. As I understand all the teachers on the board did vote to either fire or censor the editor of the school paper but the majority of the board, which I believe consists of six students and five faculty people, voted against that motion. There was some action taken by the group which met at the time the board met, which was in opposition to firing the editor of the Dakota Student. As it ended up apparently the motion to censor him did not pass the Board. However, I personally feel, Senator Forkner, that enough publicity has been given to this matter, that the University will take the necessary action to prevent this sort of thing from happening again, and I don't feel that there is any action, any legal action that this body can take as well as any moral action that is needed at this time to prevent this type of activity to which you refer.

Senator Longmire moved that the Senate recess until 9:00 a.m., on December 5, 1968, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRD DAY OF LEGISLATIVE ORGANIZATIONAL SESSION

Bismarck, December 5, 1968

The Senate convened at 9:00 A.M., pursuant to recess taken, the President Pro Tem presiding.

Roll call: All Senators present except Senators Christensen, Coughlin, Rait, Sands.

A quorum was declared by the President Pro Tem.

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to recess taken, the President Pro Tem presiding.

MOTIONS

Senator Longmire moved that the President Pro Tem appoint a committee of five to act as a Committee on Delayed Bills, which motion prevailed.

The President Pro Tem appointed as such committee, Senators Goldberg, Sands, Decker, Wenstrom and Van Horn.

Senator Longmire moved that the President Pro Tem appoint a committee of five to serve as a Committee on Enrolled and Engrossed Bills, which motion prevailed.

The President appointed as such committee, Senators Wenstrom, Pyle, Stroup, Schultz and Berube.

Senator Longmire moved that the President Pro Tem appoint a committee of five to serve as the Legislative Research Resolutions Committee, which motion prevailed.

The President appointed as such committee, Senators Larson (Burleigh), Butler, Ringsak, Unruh, and Rait.

Senator Longmire moved that the name of Senator Morgan be substituted for the name of Senator Redlin on the Committee on Photography, which motion prevailed.

REPORT OF SELECT COMMITTEES

Mr. President: Your Select Committee appointed to the Committee on Committees submits the following report as to proposed Chairmen, Vice Chairmen, and members of Standing Committees and as to the number of members on each Committee.

SENATE COMMITTEE ASSIGNMENTS

APPROPRIATIONS

Sorlie, Chairman
 Luick, Vice Chairman
 Christenson
 Coughlin
 Kelly
 Larson, L.
 Litten

Lips
 Lowe
 Melland
 Robinson
 Schultz
 Wenstrom

(13 members)

FINANCE AND TAXATION

Becker, Chairman
 Torgerson, Vice Chairman
 Butler
 Decker
 Doherty
 Rait
 Thoreson
 Unruh
 Wilhite

(9 members)

JUDICIARY

Chesrown, Chairman
 Fred, Vice Chairman
 Holand
 Meschke
 Ringsak
 Roen
 Ruemmele
 Sands
 Stafne

(9 members)

AGRICULTURE

Morgan, Chairman
 Nasset, Vice Chairman
 Jacobson
 Berube
 Pyle
 Redlin
 Trenbeath

(7 members)

INDUSTRY, BUSINESS AND LABOR

Hernett, Chairman
 Nething, Vice Chairman
 Forkner
 Goldberg
 Kautzmann
 Larson, G.
 Mutch
 Strinden
 Stroup
 Van Horn

(10 members)

EDUCATION

Holand, Chairman
 Larson, G., Vice Chairman
 Berube
 Jacobson
 Nasset
 Pyle
 Redlin
 Roen
 Ruemmele
 Stafne

Strinden
Trenbeath
Van Horn
(13 members)

STATE AND FEDERAL GOVERNMENT

Ringsak, Chairman
Sands, Vice Chairman
Chesrown
Forkner
Freed
Goldberg
Hernett
Kautzmann
Meschke
Morgan
Mutch
Nething
Stroup
(13 members)

POLITICAL SUBDIVISIONS

Redlin, Chairman
Ruemmele, Vice Chairman
Berube
Chesrown
Freed
Goldberg
Hernett
Holand
Sands
(9 members)

TRANSPORTATION

Forkner, Chairman
Butler, Vice Chairman
Nasset
Meschke
Morgan
Mutch
Roen
Unruh
(8 members)

NATURAL RESOURCES

Trenbeath, Chairman
Jacobson, Vice Chairman
Becker
Decker
Larson, G.
Pyle
Thoreson
Van Horn
Wilhite
(9 members)

SOCIAL WELFARE AND VETERANS AFFAIRS

Kautzmann, Chairman
Stroup, Vice Chairman
Doherty
Nething
Rait
Ringsak
Stafne

Strinden
Torgerson
(9 members)

Senator Ringsak, Vice Chairman, moved that the report be adopted, which motion prevailed.

REPORT OF SELECT COMMITTEES

Mr. President: Your Select Committee on Rules 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, and thereafter be adopted as the permanent legislative rules for the Forty-first Legislative Assembly:

1 It is moved that the temporary Senate Rules of the Forty-first
2 Legislative Assembly Nos. 5, 8, 29, 32, 44, 46, 61, and 62
3 be amended, Joint Rule No. 8 be amended, and Joint Rules
4 Nos. 16, 17, and 18 be created, to read as follows:

5 SECTION 1.) Senate Rules Nos. 5, 8, 29, 32, 44, 46, 61,
6 and 62 are hereby amended to read as follows:

7 5. REFERENCE TO THE JOURNAL

8 The Secretary shall, each evening deliver to the printer,
8a having

9 the contract for printing the legislative journals, a complete copy
10 of the Senate Journal. Printed copies of the same in such number,
11 style, and on such grade of paper as may be determined by the
12 Printing Committee of the Senate and shall be delivered before
12a 9:00

13 o'clock A.M., of the following calendar day to the Secretary, who
14 shall cause a copy of the same to be placed immediately on the
14a desk

15 of each member. The committee on revision and correction 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

18 be noted by the committee and reported to the Senate for action.

18a 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
22a 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
27 are identical and official journals as delivered to him. The

28 Secretary of State shall forward one of these twenty-five sets
29 of the permanent journals to the supreme court library, law

30 school library at the University of North Dakota, Attorney
31 General, Legislative Research Committee, and each of the

32 district judges. The remaining sets of the journal shall be
33 distributed by the Secretary of State as prescribed

34 (((jointly))) by the (((House and Senate printing
35 committees))) **Legislative Research Committee**, except that one

36 set of the Journal shall be sent to members of the legislative
37 assembly, and to public officials upon their request if in the

38 discretion of the Secretary of State the public official needs
39 such journal to carry on the functions of his office.

40 8. DUTIES OF SECRETARY

41 The Secretary of the Senate shall:

- 42 a. **Keep correct journals of the proceedings of the**
 43 **Senate.**
 44 b. Have the custody of all records, accounts and other
 45 papers committed to him.
 46 c. Prepare a bulletin board upon which shall be posted
 47 a list of committee meetings and any other announce-
 48 ments or notices.
 49 d. **Prepare a short orientation program for Senate**
 50 **employees which shall be carried on within the first**
 51 **ten days of each session.**
 52 (((d.))) e. Neither the Secretary nor his assistants shall permit
 53 any records or papers belonging to the Senate to be
 54 taken out of their custody otherwise than in the
 55 regular course of business. The Secretary shall report
 56 all missing bills, resolutions and papers to the
 57 President, he shall have general supervision of all
 58 clerical duties appertaining to the business of the
 59 Senate; shall perform, under the direction of the
 60 President, all duties pertaining to the office, and
 61 shall also keep a book showing the situation and
 62 progress of all the bills, memorials and joint
 63 resolutions, including a complete record of all
 64 actions taken thereon, and shall prepare, have printed
 65 and distributed to the members a daily calendar
 66 detailing the action had and pending on all measures.
 67 (((e.))) f. At the close of each session, he shall deposit for
 68 safekeeping in the office of the Secretary of State,
 69 all books, bills, documents, resolutions, and papers
 70 in the possession of the Senate, correctly labeled,
 71 folded and classified. The Journal need not be
 72 deposited until it is completed fully and is indexed;
 73 and
 74 (((f.))) g. Perform such other duties as shall be assigned him by
 75 the President of the Senate.

76 29. WHEN INTRODUCED

77 No bill shall be introduced after the (((twentieth)))
 78 **fifteenth legislative** day; nor shall any resolution be
 79 introduced after the thirty-fifth day, except upon the
 80 approval of a majority of the Committee on Delayed Bills or
 81 upon two-thirds vote of the members-elect of the Senate.

82 32. APPROVAL OF BILLS AS TO FORM

83 The Secretary shall ascertain whether the bill or joint
 84 resolution conforms to the requirements of law and these
 85 rules, as to form, and place his approval as to form thereon
 86 before it can be first read. For this purpose the Secretary
 87 may avail himself of such services as may be provided by the
 88 Senate or by the Legislative **Research** Committee.

89 44. DISPOSITION OF MEASURES

90 **Commencing on the twenty-fifth legislative day of the**
 91 **session, (((Every))) every bill (((,))) or resolution (((,)))**
 92 referred to a committee, except appropriation bills, must be
 93 returned to the Senate with the committee report thereon, not
 94 later than the (((tenth))) **fifteenth legislative** day after
 95 (((it is))) **such bill or resolution was referred**, unless upon
 96 application of the committee, an extension of time is granted
 97 within which to consider it. (((Provided that this rule does not
 98 apply until ten days after the first twenty days of the Session.
 99 In case))) **If the (((same))) bill or resolution is not reported**
 100 **(((on the tenth day after it is referred,))) as required by this**
 101 **rule** and such time is not extended, it shall automatically go on
 102 the calendar of bills without recommendation. The same rule
 102a shall
 103 apply to Senate bills not reported back the (((forty-first)))

104 **thirty-eighth legislative** day and House bills not reported back by
105 the fifty-seventh **legislative** day.

106 **46. REPORT OF COMMITTEES**

107 The report of a committee shall be for passage, for indefinite
108 postponement, for amendment, or without recommendation. If for
109 amendment the proposed amendments shall be fully set forth in
109a the

110 report. If such report is adopted, the bill shall thereupon go on
111 the calendar for the next legislative day for action of the Senate
112 as to amendments under the Sixth Order of Business. No action
112a shall

113 be taken upon amendments until a full mimeographed or printed
113a copy

114 of the report is in the hands of the members. Upon receiving the
115 report, the Secretary shall cause copies thereof to be made and
116 placed on the desk of each member. Provided, however, that
116a upon a

117 two-thirds vote of the members-elect, this may be suspended,
117a and the

118 amendment acted on immediately after the report of the
118a committee.

119 If a report or motion recommending a bill for passage without
120 amendment is adopted, the bill shall go on the calendar for the
120a next

121 legislative day for second reading and final passage.

122 If a report or motion for indefinite postponement is adopted,
122a it

123 shall have the effect of entirely removing the bill or resolution
124 from before the Senate for that session (unless revived by motion
124a to

125 reconsider). The passage of a motion for the adoption of a report
126 recommending amendments has the effect of adopting the report
126a but

127 not the amendments.

128 **If the committee report is not divided, it is in order for any**
129 **member to move that a report for passage, for indefinite postpone-**
130 **ment, for amendment, or without recommendation be substituted**
130a **for**

131 **the regular committee report and if such motion carries, it shall**
131a **be**

132 **substituted for the regular committee report.**

133 **61. NOTICE OF INTENTION TO RECONSIDER**

134 Except on the (((forty-third))) **fortieth** and sixtieth
134a **legislative**

135 days of the session, when notice of intention to move the recon-
136 sideration of any bill or joint resolution shall be given by a
137 member, the Secretary of the Senate shall retain the said bill or
138 joint resolution until the end of the next legislative day,

138a excluding

139 Sundays, unless the same has previously been disposed of. When
139a a

140 member, in explaining his vote, states to the Senate that his vote
141 is for the purpose of reconsideration, such statement shall be
142 deemed to be notice of such intention.

143 **62. (((WHO MAY MOVE))) MOTION FOR**

143a **RECONSIDERATION**

144 Any member who votes on the prevailing side of a question,
145 ("**prevailing side of a question**" shall be that side which
146 voted "**Aye**" on a question that passed, and "**Nay**" on a question

147 that failed), or who did not vote on the question, may move a
147a recon-

148 sideration of the (((same))) **question**, which motion shall be
148a decided

149 by a majority vote of the members-elect. In case of a bill, joint
150 resolution, or amendment to the Constitution, (((such))) **the**
150a **motion**

151 **to reconsider** if made after the end of the next legislative day,
152 shall require a two-thirds vote of the members-elect. No (((such
153 action))) **motion to reconsider** may be (((taken))) **made** unless
153a **the**

154 (((measure))) **matter** is in possession of the Senate.

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

156 **8. LIMITATION OF MESSAGING BILLS**

157 Whenever a time shall have been previously fixed for an
158 adjournment of the Legislature before the constitutional
158a **limitation**

159 thereof no bill that shall have passed one House shall be sent
160 for concurrence to the other on (((either))) **any** of the last four

161 **legislative** days of the session, and in case no such time for
162 adjournment is fixed, other than the constitutional limitation,

163 no bill that shall have passed one House shall be sent to the other

164 for concurrence after the (((forty-third))) **fortieth legislative day**

165 of the session except bills introduced after the first (((twenty)))

166 **fifteen** days of the session by the Committee on Delayed Bills or

167 introduced with the concurrence of two-thirds or more of the
167a **members**

168 of the House of introduction.

169 **SECTION 3.)** Joint Rules Nos. 16, 17, 18 & 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**

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

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

176a **a**

176b **do-pass or do-pass-as-amended recommendation from the**

176c **committee to**

177 **which it is referred, by unanimous vote of the members present**
177a **provided**

178 **a quorum is present.**

179 **Following the adoption of a committee report, or the adoption**
179a **of**

180 **committee amendments thereto if any, all bills or resolutions**
180a **reported**

181 **by the committee as uncontested shall be placed on the consent**
181a **calendar**

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

182a **and**

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

183a **Any**

184 **consent calendar bill or resolution which is amended from the**
184a **floor**

185 **shall cease to be a consent calendar bill or resolution and shall**
186 **be placed on the regular calendar. Upon objection of any member**

186a **to the**

187 **placement or retention of any bill or resolution on the consent**
187a **calendar,**

188 **such shall cease to be a consent calendar bill or resolution and**
188a **shall**

189 **be placed on the regular calendar. No consent calendar bill or**
189a **resolution**

190 **shall be considered for adoption on the same legislative day it is**

- 191 placed on the consent calendar.
 192 **17. CONSIDERATION OF BILLS ON CONSENT CALENDAR**
 193 Bills or resolutions on the consent calendar are not debatable,
 194 except that the President of the Senate or the Speaker of the
 194a House
 195 shall allow a reasonable time for questions from the floor and
 195a shall
 196 permit the proponents of such bills or resolutions to answer such
 197 questions. The questions of the final passage of more than one
 197a bill
 198 or resolution contained in the consent calendar may be voted upon
 198a in
 199 a single roll call vote provided that such roll call vote is upon
 200 either bills or resolutions and not upon both in the same roll call
 201 vote. Immediately prior to voting on the first consent calendar
 202 bills or resolutions, the President of the Senate or the Speaker of
 203 the House shall call to the attention of the members the fact that
 204 the next roll call will be the roll call on the bills or resolutions
 205 on the consent calendar.
 206 The consent calendar shall be considered immediately prior to
 207 the consideration of bills and resolutions on second reading and
 208 final passage in the regular calendar.
 209 **18. JOINT SESSIONS**
 210 Joint sessions of the House and Senate shall be allowed only
 210a for
 211 the inauguration ceremony, the inaugural address by the newly
 213 elected governor, an address by the retiring governor, if any, and
 214 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.

SENATOR LONGMIRE, Chairman

Senator Meschke moved that rule 23 be amended by deleting the word "eight" and inserting in lieu thereof the word "five".

Senator Meschke requested a recorded vote, which request was not granted.

The question being on the motion of Senator Meschke, which motion lost.

Senator Wilhite moved that the committee report be amended by deleting therefrom lines 128, 129, 130, 131, and 132, which motion prevailed.

Senator Longmire moved that Rule 23 be amended by deleting the words "eight of the members" and insert in lieu thereof the words "one-sixth of the members present", which motion prevailed.

Senator Lips moved that the committee report be amended as follows:

In line 213 delete the words, "retiring";

In line 214 delete the words "if any,"

Which motion prevailed.

Senator Longmire moved that the Report of the Committee on Rules, as amended, be adopted, which motion prevailed.

MOTIONS

Senator Sorlie moved that the President appoint a committee of three to act with a like committee from the House on the Joint Session Committee, which motion prevailed.

The President Pro Tem appointed as such committee, Senators Wenstrom, Sorlie and Lester Larson.

Senator Melland moved that the absent Senators be excused for the entire Legislative Organizational Session, which motion prevailed.

ANNOUNCEMENT

Senator Meschke announced that Senator Christensen was coming along nicely since his accident, and sent his greetings to the Senators, and that he will be with them sometime in January.

Senator Longmire moved that the Senate recess until 12:00 noon on January 7, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRD DAY OF LEGISLATION ORGANIZATIONAL SESSION
AFTER RECESS

Bismarck, January 7, 1969

The Senate reconvened at 11:45 A.M., pursuant to recess taken, the President Pro Tem presiding.

Senator Longmire moved that the Legislative Organizational Session be adjourned, which motion prevailed.

LEO LEIDHOLM, Secretary



"Buy North Dakota Products"

Journal of the Senate



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 Senate convened in its regular session, President Pro Tem Roen presiding.

Prayer by Chaplain Charles Backes, St. Joseph, Mandan.

As this Senate begins its sessions of decision for the benefit of North Dakota, we first turn to you, our God, in praise and thanksgiving for all the gifts and grace you have conferred upon us in past years. We adore you as our living God: — a God who has created each of us — a God who is extremely interested in each object of His creation — a God who will guide each of us if only we respond to your help.

We are grateful that we live in a land where each one can freely give praise to You. And, we pray that this freedom will always continue in this, Your country.

Now we ask, O God, that you bless this Senate and their work during the months which lie ahead. And, we ask that You inspire each member of this Senate with Your special blessing — so that, when their work is done, the laws they have enacted will be the BEST that can be made to help all our people on their journey back to YOU, their Creator.

Roll call: All Senators present except Senator Christensen, Mutch, Rait, Ringsak, Ruemmele, and Sands.

A quorum was declared by the President Pro Tem.

OATH OF OFFICE TO LIEUTENANT GOVERNOR

Senator Longmire moved that a committee of two be appointed to escort the Honorable Obert C. Teigen, Chief Justice of the North Dakota Supreme Court to the rostrum for the purpose of administering the oath of office to the Lieutenant Governor, which motion prevailed.

The President appointed as such committee, Senators Longmire and Van Horn.

Senator Longmire moved that a committee of two be appointed to escort the Honorable Richard F. Larsen to the rostrum for the purpose of taking the oath of office as Lieutenant Governor of the State of North Dakota.

The President appointed as such committee, Senators Melland and Kautzmann.

The Chief Justice then administered the oath of office to the Honorable Richard F. Larsen, Lieutenant Governor of the State of North Dakota, and Lt. Gov. Larsen presided.

ELECTION OF SERGEANT AT ARMS

Senator Forkner placed in nomination the name of A. E. Bradley of Towner County for the position of Sergeant-at-Arms.

Senator Longmire moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of A. E. Bradley as Sergeant-at-Arms of the Senate, the roll was called and there were: ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Hernett	Lowe	Schultz
Berube	Holand	Luick	Sorlie
Butler	Jacobson	Melland	Strinden
Chesrown	Kautzmann	Morgan	Thoreson
Coughlin	Kelly	Nasset	Torgerson
Decker	Larson, G.	Nething	Unruh
Doherty	Larson, L.	Pyle	Van Horn
Forkner	Lips	Redlin	Wenstrom
Freed	Litten	Robinson	Wilhite
Goldberg	Longmire	Roen	

Absent and not voting:

Christensen	Rait	Sands	Stroup
Meschke	Ringsak	Stafne	Trenbeath
Mutch	Ruemmele		

A. E. Bratley was declared elected Sergeant-at-Arms of the Senate.

The Lieutenant Governor then administered the oath of office to the Sergeant-at-Arms.

REPORT OF SELECT COMMITTEE

Mr. President: Your Select Committee appointed to arrange for Committee Rooms submits the following:

APPROPRIATIONS.....	Senate Lounge.....	Mon.-Tues.-Wed.-Thurs.-Fri.
FINANCE AND		
TAXATION.....	G-2	Mon.-Tues.-Wed.-Thurs.
JUDICIARY.....	G-1	Mon.-Tues.
AGRICULTURE.....	Senate Conference	Mon.-Tues.
INDUSTRY, BUSINESS		
AND LABOR.....	Room 204	Mon.-Tues.
EDUCATION.....	G-1	Wed.-Thurs.
STATE AND		
FEDERAL GOVT.....	Senate Conference	Wed.-Thurs.
POLITICAL		
SUBDIVISIONS.....	Room 204	Friday
TRANSPORTATION.....	G-1	Friday
NATURAL		
RESOURCES.....	Senate Conference	Friday
SOCIAL WELFARE		
AND VETERANS		
AFFAIRS.....	G-2	Friday

Senator Morgan moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

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

The Committee on Appropriations introduced:

Senate Bill No. 6. A Bill for an Act making an appropriation for the use of the North Dakota economic development commission.

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

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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 sales rings.

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

The Committee on Appropriations introduced:

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.

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

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

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

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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 first time and referred to the committee on Appropriations.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

Senators Becker, Lips, Litten, Luick, Melland, Robinson, Sorlie, Torgerson, Wenstrom, Wilhite introduced:

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 first time and referred to the committee on Agriculture.

Senators Becker, L. Larson, Lips, Litten, Luick, Melland, Robinson, Sorlie, Wenstrom, Wilhite introduced:

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 and providing funds for such program by transferring to it the state scholarship fund and providing for the administration of federal funds, 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.

Senators Coughlin, Holand, Litten, Wenstrom introduced:

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.

Senators Coughlin, Holand, Litten, Wenstrom introduced:

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.

Senators Berube, Jacobson, Longmire, Nasset, Redlin, Roen and Ruenmele introduced:

Senate Bill No. 35. A Bill for an Act to amend and reenact sections 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, and declaring an emergency.

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

Senators Berube, Jacobson, Longmire, Nasset, Redlin, Roen and Ruemmele introduced:

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 first time and referred to the committee on Education.

Senators Berube, Longmire, Redlin introduced:

Senate Bill No. 37. A Bill for an Act to provide for the reorganization and annexation of any school district in this state which is not operating a high school within its school district.

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

Senators Becker, Butler, Lowe, Pyle, Rait, Torgerson, and Trenbeath introduced:

Senate Bill No. 38. A Bill for an Act relating to and defining abandoned personal property and abandoned severed mineral interests, 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.

Senators Butler, Becker, Hernet, G. Larson, Lowe, Wilhite introduced:

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.

Senators Freed, Holand, Nething, Ringsak introduced:

Senate Bill No. 40. A Bill for an Act to create and enact subsections 47, 48, 49, 50, and 51 of section 24-01-01.1, and sections 24-01-24.1 and 24-01-24.2 of the North Dakota Century Code, relating to definitions of terms in regard to condemnation procedures, and to trial and 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.

Senators Freed, Holand, Nething, Ringsak introduced:

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 first time and referred to the committee on Judiciary.

Senators Lips, Meschke, Unruh introduced:

Senate Bill No. 42. A Bill for an Act to create and enact section 54-35-03.1 of the North Dakota Century Code, and 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.

Senators Lips, Unruh introduced:

Senate Bill No. 43. A Bill for an Act acknowledging the rights and defining the limitations of legislative office, establishing a code of legislative conduct, and establishing a joint committee on legislative conduct.

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

Senators Lips, Meschke and Unruh introduced:

Senate Bill No. 44. 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.

Senators Butler, Kelly, Rait, Schultz, Stroup introduced:

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.

Senators Berube, Goldberg, Longmire, Meschke, Morgan, Nething, Trenbeath introduced:

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.

Senators Berube, Longmire, Meschke, Morgan, Nething, Trenbeath introduced:

Senate Bill No. 47. A Bill for an Act to provide for a classification system for state employment positions, to provide for uniform scales of pay, and to provide for supervision of the classification system.

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

Senators Forkner, L. Larson, Luick, Stafne introduced:

Senate Bill No. 48. 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.

Senators Forkner, L. Larson, Luick, Stafne introduced:

Senate Bill No. 49. A Bill for an Act to amend and reenact section 15-41-24 of the North Dakota Century Code, making driver education a course area or field required for high school accreditation.

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

Senators Forkner, L. Larson, Luick, Stafne introduced:

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.

Senators Christensen, Sorlie introduced:

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.

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

Senators Christensen, Lips introduced:

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.

Senators Christensen, Lips, Sorlie introduced:

Senate Bill No. 53. A Bill for an Act providing for the creation of a revolving fund for prepayment of consulting and planning fees for capital improvement projects and structures and providing for an appropriation.

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

Senators Christensen, Lips, Sorlie introduced:

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 first time and referred to the committee on Judiciary.

Senators Christensen, Sorlie introduced:

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.

Senators Christensen, Lips, Sorlie introduced:

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.

Senators Lips, Sorlie introduced:

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 and Veterans' Affairs.

Senators Lips, Sorlie introduced:

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

Senators Lips, Sorlie introduced:

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.

Senator Unruh introduced:

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 first time and referred to the committee on Judiciary.

Senator Unruh introduced:

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.

Senator Unruh introduced:

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 first time and referred to the committee on Judiciary.

Senator Unruh introduced:

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.

Senator Becker introduced:

Senate Bill No. 64. A Bill for an Act to amend and reenact sections 20-03-10 and 20-05-08 of the North Dakota Century Code, providing for a mandatory fine of two hundred fifty dollars for violation of the big game hunting laws.

Was read the first time and referred to the committee on Natural Resources.

Senators Butler, Unruh, Lowe, Litten, Trenbeath, Goldberg introduced:

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, providing an effective date, and declaring an emergency.

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

Senator Freed introduced:

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 first time and referred to the committee on Agriculture.

Senator Hernet introduced:

Senate Bill No. 67. A Bill for an Act providing an appropriation to the capitol grounds planning commission for employment of a landscape engineer to prepare a landscaping plan for the capitol grounds.

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

Senator Holand introduced:

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.

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

Senator Holand introduced:

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 first time and referred to the committee on Social Welfare and Veterans' Affairs.

Senator G. Larson introduced:

Senate Bill No. 70. A Bill for an Act to amend and reenact section 39-04A-03 of the North Dakota Century Code, relating to issuance of tags upon payment of the additional fee for motor vehicles engaged in transportation of property.

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

Senator Lips introduced:

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.

Senator Lips introduced:

Senate Bill No. 72. A Bill for an Act to propose an amendment of the Constitution of the state of North Dakota calling a constitutional convention and providing for the method of selection of the delegates, meeting place and time, and procedures for such convention.

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

Senator Lips introduced:

Senate Bill No. 73. A Bill for an Act to amend and reenact subsection 4 of section 57-38-58 of the North Dakota Century Code, relating to definition of nonresidents for state income tax withholding purposes.

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

Senators Litten, Lips, Decker introduced:

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 first time and referred to the committee on Political Subdivisions.

Senator Longmire introduced:

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.

Senator Longmire introduced:

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 first time and referred to the committee on Judiciary.

Senator Longmire introduced:

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

Senator Longmire introduced:

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 operators' licenses one year or more after expiration of such licenses.

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

Senator Longmire introduced:

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.

Senator Longmire introduced:

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.

Senator Longmire introduced:

Senate Bill No. 81. A Bill for an Act to provide for measles immunization for school children, and providing a penalty.

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

Senator Melland introduced:

Senate Bill No. 82. A Bill for an Act to create and enact section 54-44-12 of the North Dakota Century Code and to amend and reenact sections 24-03-12 and 24-03-15 of the North Dakota Century Code, relating to the replacement of state-owned motor vehicles.

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

Senator Meschke introduced:

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.

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

Senator Morgan introduced:

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 first time and referred to the committee on Agriculture.

Senator Nething introduced:

Senate Bill No. 85. A Bill for an Act to create and enact subdivision j of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to an adjustment to taxable income for student dependents.

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

Senator Nething introduced:

Senate Bill No. 86. A Bill for an Act to create and enact subsection 19 of section 57-39.2-04 and subsection 8 of section 57-40.2-04 of the North Dakota Century Code (misnumbered in Code as 59-40.2-04), relating to exemption from sales and use tax.

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

Senator Nething introduced:

Senate Bill No. 87. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, allowing business corporations to pay more than seven percent interest on a loan.

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

Senator Trenbeath introduced:

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 first time and referred to the committee on Judiciary.

Senators Nething and Decker introduced:

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

Senator Melland introduced:

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 first time and referred to the committee on State and Federal Government.

Senator Melland introduced:

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.

Senator Meschke introduced:

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.

Senator Litten introduced:

Senate Bill No. 93. A Bill for an Act to amend and reenact sections 23-15-01, 23-15-02, and 62-04-05 of the North Dakota Century Code, relating to fireworks.

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

Senator Hernett introduced:

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 Judiciary.

Senator Hernett introduced:

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 first time and referred to the committee on Judiciary.

Senators Becker, Torgerson introduced:

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.

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

Senator Holand introduced:

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.

Senator Becker introduced:

Senate Bill No. 98. A Bill for an Act to prohibit service stations from engaging in contests and games of chance.

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

Senator Longmire introduced:

Senate Bill No. 99. A Bill for an Act to amend and reenact sections 20-01-07, 20-05-01, and 20-05-03 of the North Dakota Century Code, relating to protection of big game animals.

Was read the first time and referred to the committee on Natural Resources.

Senator Longmire introduced:

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 first time and referred to the committee on Education.

Senator Longmire introduced:

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.

Senator Luick introduced:

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 eight cents per gallon.

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

Senator Luick introduced:

Senate Bill No. 103. A Bill for an Act transferring the field enforcement functions of the weight control division of the state highway department, together with all field equipment and facilities used by the weight control division, to the state highway patrol, and to amend and reenact sections 24-01-13, 24-03-02, 39-03A-09, 39-04-40, and 39-12-07 of the North Dakota Century Code, relating to the authority of the state highway commissioner in regulating and controlling the weight of vehicles traveling upon the state highway system.

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

Senator Morgan introduced:

Senate Bill No. 104. A Bill for an Act to amend and reenact subsection e of section 39-09-02 of the 1967 Supplement to the North Dakota Century Code, relating to the maximum speed limits for all vehicles on limited-access highways.

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

Senator Morgan introduced:

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 recent photograph be submitted and attached to the motor vehicle operator's license.

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

Senator Stroup introduced:

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 first time and referred to the committee on Judiciary.

Senators Trenbeath, Becker introduced:

Senate Bill No. 107. A Bill for an Act to amend and reenact sections 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.

Senators Doherty, Hernet introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

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.

The Committee on Appropriations introduced:

Senate Bill No. 112. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of departments of state government and for 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.

Senator Lips introduced:

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.

Senator Lips introduced:

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.

Senator Trenbeath introduced:

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.

Senators Chesrown, Freed, Holand introduced:

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.

Senators Chesrown, Freed, Holand introduced:

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.

Senators Chesrown, Freed, Holand introduced:

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.

Senators Chesrown, Freed, Holand introduced:

Senate Bill No. 119. A Bill for an Act to amend and reenact section 27-05-17 and subsection 4 of section 28-04-07 of the North Dakota Century Code, relating to general provisions concerning terms of district court and providing for the transfer of jury cases to another county in the judicial district and for special consolidated jury terms of two or more counties in the judicial district.

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

Senators Jacobson, Nasset, Pyle introduced:

Senate Bill No. 120. A Bill for an Act to amend and reenact sections 19-02.1-01 and 19-02.1-02 of the North Dakota Century Code by the creation of new subsections, requiring that the approximate date of processing be placed upon the immediate containers of perishable foods.

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

Senators Lips, Meschke, Unruh introduced:

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 referred to the committee on State and Federal Government.

Senator Becker introduced:

Senate Concurrent Resolution No. 2. A Concurrent Resolution for the amendment of section 71 of the Constitution of the state of North Dakota, relating to the executive power, and limiting the eligibility of any person to serve as governor to two terms.

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

Senator Lips introduced:

Senate Concurrent Resolution No. 3. A Concurrent Resolution for the amendment of sections 82 and 83 of the Constitution of the state of North Dakota, relating to the manner of choosing members of the executive department, and prescribing the source of their powers and duties.

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

Senator Longmire introduced:

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 first time and referred to the committee on State and Federal Government.

Senator Longmire moved that the Senate recess until 1:30 p.m., January 8, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FIRST DAY AFTER RECESS AND SECOND DAY

Bismarck, January 8, 1969

The Senate convened at 1:30 P.M., pursuant to recess taken, the President presiding.

REPORT OF SELECT COMMITTEE

Mr. President: Your Select Committee appointed to act as a Committee on Employment recommends the following employees:

Arthur Herk, Fingal.....	Assistant Secretary
Vernon Asheim, Mohall.....	Bill Clerk
Cora Essington, Bismarck.....	Chief Stenographer and Payroll Clerk
Lois J. Scherr, Bismarck.....	Chief Committee Clerk
Lyness Lloyd, Bismarck.....	Calendar Clerk
Eunice Anderson, Bismarck.....	Enrolling and Engrossing Clerk
Dormilee Diede, Bismarck.....	Secretary to the President
Donna Heisler, Mandan.....	Secretary — Majority Floor Leader
Mariann L. Lang, Mandan.....	Secretary — Minority Floor Leader
Robert Ellsworth, Westhope.....	Deputy Sergeant-at-Arms
Richard H. Jagd, Grand Forks.....	Assistant Sergeant-at-Arms
Ralph Scott, Jamestown.....	Assistant Sergeant-at-Arms
Roy Pearson, Rutland.....	Assistant Sergeant-at-Arms
Nick Frank, Dickinson.....	Assistant Sergeant-at-Arms
Dennis Rhode, New Town.....	Bill Room Clerk
Ernest Schramm, Hazen.....	Bill Room Clerk
Janine Haug, Bismarck.....	Stenographer
Marlene Backman, Bismarck.....	Stenographer
Jackie Burke, McKenzie.....	Stenographer
Celeste Archuleta, Bismarck.....	Typist — Committee Clerk
Ann Stephan, Bismarck.....	Typist
Gladys Derrick, Bismarck.....	Appropriations Committee Clerk
Betty Swang Bismarck.....	Committee Clerk
Darlene Hedstrom, Wilton.....	Committee Clerk
Roberta Small, Menoken.....	Committee Clerk
Jane Romsdal, Bismarck.....	Committee Clerk
Jackie Hayden, New England.....	Page
Rosella Grantham, Bismarck.....	Page
Susan Giles, Bismarck.....	Page
John Angell, Bismarck.....	Page
Kevin Reis, Bismarck.....	Page
Joy Markley, Bismarck.....	Page
Russell Berge, Bismarck.....	Page
Dianne Bennett, Bismarck.....	Page
Frieda Schlaht, Mercer.....	Telephone Attendant
Viola DeForest, Bismarck.....	Telephone Attendant
Wanda Froehlich, Mandan.....	Bill Book Clerk
Pearl Herron, Fargo.....	Bill Book Clerk
John Fibelstad, Mercer.....	Bill Book Clerk
Emil Albrecht, Steele.....	Bill Book Clerk
Helen Peterson, Bismarck.....	Information Desk Attendant

Fred Krause, Jr., Carson.....	Journal Room Chief
Alta Harens, Bismarck.....	Journal Room Clerk
Hazel Ludemann, Bismarck.....	Journal Room Attendant
Iver Kval, Lisbon.....	Parking Lot Attendant
Marie Skjod, Mandan.....	Proofreader
Elma Schrammen, Elgin.....	Proofreader

Senator Robinson moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator Robinson, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Roen	Ruemmele
-------------	------	----------

So the report was declared adopted.

The Lieutenant Governor then administered the oath of office to the above named employees.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 unopposed and be placed on the consent calendar.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 73 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Senator Longmire moved that the Committee Report on Senate Bill No. 73 be laid over one legislative day, which motion prevailed.

Mr. President: 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 do pass unopposed, and to be placed on the consent calendar.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 33 after the word "six" insert the following "and one-half."

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Lips introduced:

Senate Bill No. 121. A Bill for an Act to exempt from the provisions of title 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.

Senator Lips introduced:

Senate Bill No. 122. A Bill for an Act to amend and reenact section 11-17-08 of the North Dakota Century Code, relating to destruction of certain court records by clerks of court.

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

Senator Lips introduced:

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 grain and flaxseed to grain inspection laboratories; and declaring an emergency.

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

Senator Lips introduced:

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.

Senator Lips introduced:

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.

Senator Lips introduced:

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.

Senator Thoreson introduced:

Senate Bill No. 127. A Bill for an Act to create and enact section 20-01-08.1 of the North Dakota Century Code, and to amend and reenact section 20-01-07 of the North Dakota Century Code, relating to the regulation of aerial fox hunting.

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

Senator Melland moved that the absent Senators be excused which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

SECOND DAY

Bismarck, January 8, 1969

The Senate convened at 2:00 P.M., the President presiding. Prayer by Chaplain Richard Beckman, Lord of Life Lutheran, Bismarck.

Our Father, who has shown concern for the life of man in many ways, display your concern this day by bestowing your blessings upon our endeavors.

And especially, we pray for your Spirit to impart gifts of wisdom, knowledge and mutual trust to the deliberators of this assembly.

We thank you for the gifts already given that make it possible to meet in this way to legislate the affairs of our state.

May your name be glorified by our sense of gratitude and responsibility. Through Jesus Christ, Amen.

Roll call: All Senators present except Senators Christensen, Roen, and Ruemmele.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the first day and recommends that the same be corrected as follows:

On page 30, line 7, after the word "nays," delete the figure "10" and insert in lieu thereof the figure "0", and after the word "voting," delete the figure "0" and insert in lieu thereof the figure "10".

Delete line 19 and insert in lieu thereof the following:

"Absent and not voting:"

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MOTION

Senator Jacobson moved that the Secretary of the Senate send a suitable message, signed by the Senators, to Ron Anderson, a page in the 40th Legislative Session, who is now serving in Vietnam, which motion prevailed.

MESSAGE FROM THE HOUSE

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

FIRST READING OF 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.

Which was read the first time.

MOTION

Senator Longmire moved that the rules be suspended and that House Concurrent Resolution No. 5 be not referred to committee, but 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 resolution, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland		Wilhite
Holand	Meschke	Schultz	
Absent and not voting:			
Christensen	Roen	Ruemmele	

So the resolution was declared adopted.

Senator Longmire moved that the Senate recess until 1:30 P.M., January 9, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

SECOND DAY AFTER RECESS AND THIRD DAY

January 9, 1969

The Senate convened at 1:30 P.M., pursuant to recess taken, the President presiding.

FIRST READING OF SENATE BILLS

Senators Jacobson, G. Larson, Nasset, Van Horn, Strinden and Pyle introduced:

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, Business and Labor.

Senator Holand introduced:

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, Business and Labor.

Senators Trenbeath, Van Horn and Decker introduced:

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.

Senator Holand introduced:

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 Social Welfare and Veterans' Affairs.

Senator Holand introduced:

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.

Senator Holand introduced:

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.

Senator Holand introduced:

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.

Senator Holand introduced:

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.

Senator Holand introduced:

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.

Senator Torgerson introduced:

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.

Senators Torgerson, Becker, Decker, Doherty, Freed, Kautzmann, Kelly, Mutch Nasset, Nething, Redlin, Ringsak, Ruemmele, Strinden, Thoreson, Trenbeath and Van Horn introduced:

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 Social Welfare and Veterans' Affairs.

Senators Torgerson, Becker, Decker, Doherty, Freed, Kautzmann, Kelly, Litten, Mutch, Nasset, Nething, Redlin, Ringsak, Ruemmele, Schultz, Strinden, Thoreson, Trenbeath, and Van Horn introduced:

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 Social Welfare and Veterans' Affairs.

Senator Goldberg introduced:

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, Business and Labor.

Senator Goldberg introduced:

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, Business and Labor.

MESSAGE TO THE HOUSE

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

REPORTS OF STANDING COMMITTEES

The question being on the motion of Senator Becker that the committee report on Senate Bill No. 73, which was laid over one legislative day, recommending indefinite postponement, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 85 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the amendments to Senate Bill No. 100 as recommended by the Committee on Education, and printed on page 48 of the Senate Journal, be adopted, which motion prevailed.

MOTIONS

Senator Hernettt moved that the report of the Select Committee on Committee Rooms be amended to show that Industry, Business and Labor will meet in room 207 instead of room 204, which motion prevailed.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRD DAY

Bismarck, January 9, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Senator Guy Larson.

Roll call: All Senators present except Senators Christensen, Luick, Roen, Ruemmele.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the first day after recess and second day and recommends that the same be corrected as follows:

On page 47, line 21, delete the name "Maxbass" and insert in lieu thereof the name "Westhope".

On page 48, line 8 delete the comma and insert a period, and delete the words "which motion".

On page 48, line 9, delete "prevailed and the report was adopted."

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 43 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 44 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 1 has had the same under consideration and recommends that the same do pass, and be rereferred to the Legislative Research Resolutions Committee.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted.

Senator Ringsak moved that the committee report on Senate Concurrent Resolution 1 be laid over one legislative day, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. President: 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 do pass unopposed and be placed on the consent calendar.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted.

Senator Ringsak moved that the committee report on Senate Concurrent Resolution 4 be laid over one legislative day, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Meschke introduced:

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.

SECOND READING OF SENATE BILLS ON
CONSENT CALENDAR

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.

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.

Were read the second time

ROLL CALL

The question being on the final passage of Senate Bills Nos. 36 and 90, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Stafne
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Lips	Pyle	Torgerson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Redlin	Unruh
Freed	Lowe	Ringsak	Van Horn
Goldberg	Luick	Robinson	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Roen	Ruemmele	Sorlie
-------------	------	----------	--------

So Senate Bills Nos. 36 and 90 passed and the titles were agreed to.

Senator Longmire moved that the Senate recess until 1:30 P.M., January 10, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRD DAY AFTER RECESS AND FOURTH DAY

Bismarck, January 10, 1969

The Senate convened at 1:30 P.M., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 61 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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:

In line 3 of the title after the word "income" add the following: ", and declaring an emergency".

In line 23 after the period insert triple parentheses.

In line 26 after the period insert triple parentheses.

In line 30 after the comma insert the following new language: "including that of his or her spouse,"

In line 37 after the word "sheet" insert a period and triple parentheses before the word "and".

In line 38 insert triple parentheses after the period and add the following: "3. 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 when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 69 has had the same under consideration and recommends that the same be amended as follows:

In line 7 after the word "discharge" insert the following "or honorable release".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

In line 11 insert triple parentheses before and after the word "four" and insert the word "five".

Delete all of lines 36 thru 40.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 81 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 83 has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill.

Senate Bill No. 100

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Wenstrom moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Nething, Ringsak and Morgan introduced:

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.

Senators Ringsak, Freed, Morgan, Holand and Meschke introduced:

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.

Senators Pyle, Nasset, Trenbeath and Jacobson introduced:

Senate Bill No. 145. A Bill for an Act to create and enact section 57-02-18.8 of the North Dakota Century Code, relating to the listing and assessment of livestock according to average market value; and to repeal sections 57-02-18, 57-02-18.1, 57-02-18.2, 57-02-18.3, 57-02-18.4, 57-02-18.5, 57-02-18.6, and 57-02-18.7, relating to the listing and assessment of livestock.

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

Senators Ringsak, Freed, Nething, Holand and Meschke introduced:

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.

Senators Stroup, Wenstrom and Kautzmann introduced:

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, Business and Labor.

Senators Nething and Freed introduced:

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.

Senator Holand introduced:

Senate Bill No. 149. A Bill for an Act to repeal chapter 37-24 of the North Dakota Century Code, relating to educational assistance to veterans.

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

Senators Lips, Kautmann and Becker introduced:

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.

Senator Strinden and Butler introduced:

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 Political Subdivisions.

Senators Becker and Torgerson introduced:

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.

Senators Becker and Torgerson introduced:

Senate Bill No. 153. A Bill for an Act to amend and reenact subsection 4 of section 57-39.2-14 of the North Dakota Century Code, relating to sales tax penalties.

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

Senators Becker and Torgerson introduced:

Senate Bill No. 154. A Bill for an Act relating to the granting of authority to the tax commissioner to examine records of workmen's compensation bureau and the unemployment compensation division of that bureau.

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

FIRST READING OF A SENATE RESOLUTION

Senator Lips introduced:

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.

SECOND READING OF SENATE BILLS

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, on page 48 of Senate Journal, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Melland	Sorlie
Berube	Jacobson	Meschke	Stafne
Butler	Kautzmann	Morgan	Strinden
Chesrown	Kelly	Mutch	Stroup
Coughlin	Larson, G.	Nasset	Thoreson
Decker	Larson, L.	Nefhing	Torgerson
Doherty	Lips	Rait	Trenbeath
Forkner	Litten	Redlin	Unruh
Freed	Longmire	Ringsak	Wenstrom
Goldberg	Lowe	Robinson	Wilhite
Hernett	Luick	Ruemmele	

Those voting in the negative were:

Sands	Schultz	Van Horn
-------	---------	----------

Absent and not voting:

Christensen	Pyle	Roen
-------------	------	------

So the bill passed and the title was agreed to.

PERSONAL PRIVILEGE

Senator Holand: Mr. President, I rise to a point of personal privilege and request that my remarks be printed in the Journal.
Gentlemen:

I have today introduced a piece of legislation which I believe will call upon each of you for some deep soul-searching in the near future. I want to alert you to it so that you can be giving the matter some thought. I refer to Senate Bill No. 149 which would repeal Chapter 37-24 relating to educational assistance for veterans.

To some this will seem to be anti-veterans legislation. I prefer to think of it as anti-discrimination legislation. I have asked no others to join me in the sponsorship of this bill. I know there are a number of you who would be willing to do so, but I did not wish to have this matter give the appearance of choosing up sides so to speak.

A bill was introduced yesterday which would propose to broaden the program I am seeking to eliminate. It carried the names of 17 sponsors and I would sincerely hope that some of those who signed as a courtesy to the sponsor will reconsider their positions.

The Veterans Educational Assistance program must have one of two purposes — either rehabilitation or reward.

If it is rehabilitation let me first remind you that the federal government has properly and quite adequately assumed this responsi-

bility under the G. I. Bill and through generous loan plan programs. If it is rehabilitation what about the veterans who do not choose to pursue educational courses? When do we begin a program for them, and how much will it cost?

If it is reward why are we being so discriminatory? What about the veterans who finish college before serving? What about the veterans who return to the farms or non-college occupations?

If we must reward let's be fair. Let's turn to a bonus as has been done in the past. Possibly the supporters feel we should do both. If so, I am afraid we are developing Cadillac tastes with a Volkswagen income for I am lead to believe that what started out two years ago as an innocent low-cost program could soon cost \$1,000,000.00. This is nearly as much as it costs to run the entire legislative branch of the government, including the LRC and other interim activities.

I am a veteran, I have two sons who could conceivably benefit financially by the program, yet I cannot in good conscience support it.

My purpose in bringing the matter before you at this time is to give you an opportunity to reflect on the problem so that you may ultimately make the decision with which you can best live. There will be no turning back from the course we choose in this session.

MOTIONS

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FOURTH DAY

Bismarck, January 10, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Daniel Black, Church of God, Bismarck.

God, our Father, we are taught in your Word that in this world which is checkered with both good and evil, in all things you are working for the good. We believe this is true in every area of living. Not only in those things which are religious in nature but in human relations, economics, and in government. The men gathered here have been called to the honorable task of lawmaking by the people of this state. By your providence may you work through them for the good of the people whom they serve. Bless these men with wisdom and guidance and vision. Cause them to know that they can serve you by serving the people. With grateful hearts for the blessings of your providence this prayer is offered in the name of your Son, Jesus Christ. Amen.

Roll call: All Senators present except Senators Christensen, Pyle and Roen.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the second day after recess and third day and find the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

The question being on the motion of Senator Ringsak that the committee report on Senate Concurrent Resolution No. 1, which was laid over one legislative day, recommending that the same do pass and be referred to the Legislative Research Resolutions Committee, which motion prevailed.

The question being on the motion of Senator Ringsak that the committee report on Senate Concurrent Resolution No. 4, which was laid over one legislative day, recommending that the same do pass unopposed and be placed on the consent calendar, which motion prevailed.

MOTIONS

Senator Morgan moved that Senate Bill No. 127 be returned to the Senate from the Committee on Agriculture, which motion prevailed. Senator Morgan moved that Senate Bill No. 127 be re-referred to the Committee on Natural Resources, which motion prevailed.

Senator Sorlie moved that Senate Bill No. 148 be returned to the Senate from the Committee on Appropriations, which motion prevailed.

Senator Sorlie moved that Senate Bill No. 148 be re-referred to the Committee on Transportation, which motion prevailed.

MESSAGE FROM THE HOUSE

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

Senator Longmire moved that the Senate recess until 1:55 P.M., January 11, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FOURTH DAY AFTER RECESS AND FIFTH DAY

Bismarck, January 11, 1969

The Senate convened at 1:55 P.M., pursuant to recess taken, the President presiding.

FIRST READING OF SENATE BILLS

Senators Becker and Torgerson introduced:

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.

Senators Lips and Nething introduced:

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.

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

Senators Goldberg and Pyle introduced:

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 Industry, Business and Labor.

Senators Litten, Stafne, Goldberg and Butler introduced:

Senate Bill No. 158. A Bill for an Act to create and enact subsection 29 of section 12-21.1-04 of the North Dakota Century Code, relating to exemptions from the prohibitions against doing business on Sunday.

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

Senators Becker, Litten, Torgerson, Kautzmann, Trenbeath, Luick, Sorlie, Hernet, Goldberg, Butler, Stafne, Decker and Berube introduced:

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.

Senator Stroup introduced:

Senate Bill No. 160. A Bill for an Act relating to a municipal undertaking which may be financed by the issuance of revenue bonds,

to include hospitals and nursing homes, and authorizing counties to issue revenue bonds for hospitals and nursing homes, amending and reenacting sections 40-35-02, 40-35-03, 40-35-08, and 11-11-14 of the North Dakota Century Code, and declaring an emergency.

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

Senators Berube, Rait, Van Horn, Nasset, Becker, Lester Larson, and Meschke introduced:

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.

Senators Kautzmann and Stroup introduced:

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, Business and Labor.

Senators Kautzmann and Stroup introduced:

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 Judiciary.

Senators Holand, Wenstrom and Goldberg introduced:

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.

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

Senators Berube, Rait, Nasset, Van Horn, Becker, Lester Larson and Meschke introduced:

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.

Senator Lips moved that the absent Senators be excused, which motion prevailed.

Senator Lips moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTH DAY

Bismarck, January 11, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Henry Bosch, Cathedral of Holy Spirit, Bismarck.

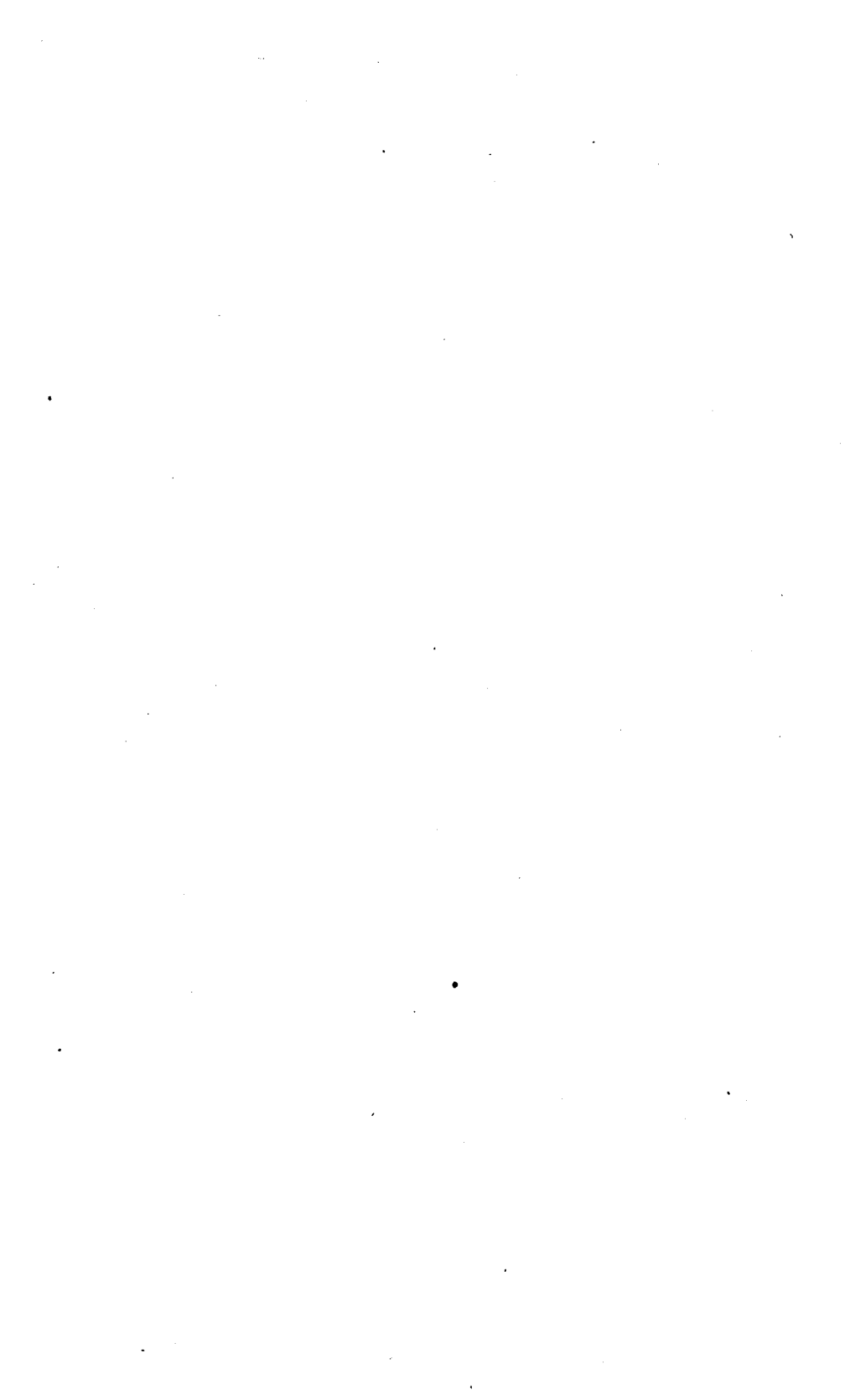
"O God, You are the author of every good thing, and without You we can do nothing. You give us the strength and inspiration to live and work as You would have us live and work. In Your hands rest the destiny of our state and country. Help us, therefore, we ask of you, to fulfill all our duties and obligations so that in our legislation we may carry out Your will and do what is pleasing to you.

Amen.

Roll call: All Senators absent except Becker, Berube, Butler, Kautzmann, Kelly, Lester Larson, Lips, Luick, Rait, Ruemmele, Sorlie, Trenbeath, Van Horn, and Wenstrom.

The President declared the Senate lacked a quorum and would stand adjourned until 1:30 P.M., January 13, 1969.

LEO LEIDHOLM, Secretary



FIFTH DAY AFTER RECESS AND SIXTH DAY

Bismarck, January 13, 1969

The Senate convened at 1:30 p.m., the President presiding.

Roll call: All Senators present except Senators Christensen and Roen.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the third days after recess and fourth day and recommends that the same be corrected as follows:

On page 60, delete line 9 from the bottom of the page, and insert in lieu thereof "Senators Pyle, Nasset, Trenbeath and Jacobson introduced:"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 5 of the title after the word "membership" delete the following ", and declaring an emergency."

In line 287 insert triple parentheses before the word "SECTION"

In line 289 insert triple parentheses after the period.

Add the following new section:

"SECTION: 6. PAYMENTS UNDER FORMER LAW.) Notwithstanding the provisions of this Act, in no case shall a school district receive foundation aid payments for the 1968-1969 school year in an amount less than such school district was entitled to receive for such school year under applicable laws and legislative appropriations therefor in effect on September 15, 1968."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 unopposed and be placed on the consent calendar.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 54, has had the same under consideration and recom-

mends that the same do pass unopposed and be placed on the consent calendar.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 60, has had the same under consideration and recommends that the same be amended as follows:

In line 26 after the word "Within" delete the word "three" and insert in lieu thereof the word "thirty"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Becker moved that the amendments to Senate Bill No. 68 as recommended by the Committee on Finance and Taxation, and printed on page 59 of the Senate Journal, be adopted, which motion prevailed.

Senator Kautzmann moved that the amendments to Senate Bill No. 69 as recommended by the Committee on Social Welfare and Veterans Affairs, and printed on page 59 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 74 as recommended by the Committee on Political Subdivisions, and printed on page 60 of the Senate Journal, be adopted, which motion prevailed.

Senator Lips moved that Senate Bill No. 74 be further amended as follows:

In line 11 delete the word "five" and insert in lieu thereof the word "six".

Which motion prevailed.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

SIXTH DAY

Bismarck, January 13, 1969

The Senate convened at 2:00 P.M., the President presiding. Prayer by Chaplain Eugene Bova, Chaplain, State Industrial School, Mandan.

Let us pray. — Oh, God, Creator and Master of the universe, all powerful and all wise Lord, Father of all peoples, ever present among

men and ever watchful over the rights of Your children, we humbly beg You be present in a most special way in and among these Senators of the State of North Dakota to enlighten, guide, direct and further their efforts for the welfare of this sovereign state; inspire them with a love of Your eternal law, a love of people, a love of law and order in our day, and a love especially of the unfortunate and the oppressed; direct their deliberations in the spirit of selfless service and prudent judgment, fulfill Your will in their decisions for the betterment of our people, the righting of injustice, the promotion of the general welfare, and the securement of peace. With confidence we pray in the name of Jesus Christ, Your Son, Our Lord, Amen.

Roll call: All Senators present except Senators Christensen and Roen.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fourth Day after recess and Fifth Day and recommends that the same be corrected as follows:

On page 66, line 15, delete "Holand, Wenstrom, and Goldberg" and insert in lieu thereof "Kautzmann and Stroup".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Goldberg moved that Senate Bill No. 157 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Goldberg moved that Senate Bill No. 157 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Kautzmann moved that Senate Bill No. 158 be returned to the Senate from the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

Senator Kautzmann moved that Senate Bill No. 158 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Trenbeath and Becker introduced:

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 personal 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 personal 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 supervisors of assessments.

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

Senators Sands and Lips introduced:

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.

Senators Morgan, Van Horn and Robinson introduced:

Senate Bill No. 168. A Bill for an Act to amend and reenact section 61-02-04 of the North Dakota Century Code, relating to members on the state water conservation commission.

Was read the first time and referred to the committee on Natural Resources.

SECOND READING OF SENATE BILLS ON CONSENT CALENDAR

Senator Melland requested that Senate Bill No. 61 be removed from the Consent Calendar, which request was granted.

Senator Melland moved that Senate Bill No. 61 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

SECOND READING OF A 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.

Senator Ringsak moved that Senate Concurrent Resolution No. 4 be adopted, which motion prevailed, and the Resolution was declared adopted.

SECOND READING OF A SENATE BILL

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.

Was 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, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen Roen

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

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

Senator Longmire moved that the Senate recess until 1:30 P.M., January 14, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

SIXTH DAY AFTER RECESS AND SEVENTH DAY

Bismarck, January 14, 1969

The Senate convened at 1:30 p.m., the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 39 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 58 has had the same under consideration and recommends that the same be amended as follows:

In line 10 after the triple parentheses insert the following:

"The audit report shall include a statement, which may be in summary form, presenting the market value of all investments of the board as of the last business day of the fiscal year being audited and such other financial statements and information as the auditor shall determine necessary to properly present the financial position and financial operations of the board for the period under review. The auditor shall also make such recommendations to improve the fiscal practices and procedures of the board as may be considered necessary and shall also comment on such other items as requested by the legislative audit and fiscal review committee."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 unopposed and be placed on the consent calendar.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 84 has had the same under consideration and recommends that the same be amended as follows:

In line 35 following the word "commissioner" insert the following language:

"after consultation and advice with the state entomologist"

In line 106 following the word "warrant" insert the following language:

"with the assistance of any law enforcement agency provided for in this Code"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 unopposed and be placed on the consent calendar.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: The majority of 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 be indefinitely postponed.

For the Majority:

Senator Becker
 Senator Torgerson
 Senator Butler
 Senator Rait
 Senator Thoreson
 Senator Unruh

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Mr. President: The minority of 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.

For the Minority:

Senator Decker
 Senator Wilhite
 Senator Doherty

Senator Wilhite moved that the report of the minority be substituted for the report of the majority, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 95 has had the same under consideration and recommends that the same be amended as follows:

In line 8 place triple parentheses before and after the word "in" and insert in lieu thereof the word "of"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 unopposed and be placed on the consent calendar.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

SEVENTH DAY

Bismarck, January 14, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Walter Brill, Messiah Lutheran, Mandan.

Almighty God, our heavenly Father, we Your servants give You humble thanks for all Your goodness, love, and kindness to us and to all men. We praise You for our creation and preservation and for all the blessings which we enjoy in this life. Above all do we praise You for showing Your love for man in the redemption of the world by our Lord and Savior Jesus Christ. We beseech You to give us that proper sense of all Your mercies that our hearts may be truly thankful and that we may show forth Your praise with our lips and in our lives.

O merciful Father in heaven, in Your hand You hold all the might of man and of You is all rule and authority in the kingdoms of the world. We therefore humbly beseech You to graciously regard Your servants, the President of the United States, the Governor of this State, our Judges and all officials, and especially the members of this Senate body. Grant them protection and rich blessing, O God. Give them the knowledge to discern the problems and the needs of our land and our people; give them the wisdom to work effectively and to pass legislation for the relief of the same, so that peace and happiness, truth and piety may be established among us and for our children.

Hear us, most merciful God, in these our humble requests, which we offer up unto You in the name of Jesus Christ, Your Son, our Lord, to whom, with You and the Holy Spirit, be all honor and glory, forever and ever. Amen.

Roll Call: All Senators present except Senators Christensen, Coughlin, and Roen.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the fifth day after recess and sixth day and finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 68

Senate Bill No. 69

Senate Bill No. 74

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

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 FROM THE HOUSE

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

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the amendments to Senate Bill No. 35 as recommended by the Committee on Education, and printed on page 69 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that Senate Bill No. 35 be further amended as follows:

In line 8 of the amendment delete the figures "1968-1969" and insert in lieu thereof the figures "1969-1970".

Which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 60 as recommended by the Committee on Judiciary, and printed on page 70 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Decker, Thoreson, and Lowe introduced:

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.

Senators Nasset, Guy Larson, Berube, Chesrown, Kautzmann, Trenbeath, Hernet, Robinson and Torgerson introduced:

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.

Senators Goldberg, Hernet, Strinden, Pyle, Nething, Kelly, Decker, Nasset, Thoreson and Lowe introduced:

Senate Bill No. 171. A Bill for an Act to amend and reenact sections 36-01-01 and 36-01-08 of the North Dakota Century Code, re-

lating to the composition and duties of the state livestock sanitary board, to repeal chapter 4-13 of the North Dakota Century Code, and providing an appropriation.

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

Senators Litten, Freed, Goldberg, Decker, Longmire, Luick and Becker introduced:

Senate Bill No. 172. A Bill for an Act to authorize the state board of higher education to sell tax-exempt bonds and provide for the use of the proceeds of such 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 Appropriations.

Senators Stroup and Freed introduced:

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.

Senators Stroup and Redlin introduced:

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 amending sections 2-06-10, 21-03-28, 40-27-09, 40-34-03, 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.

Senator Unruh introduced:

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.

Senator Meschke introduced:

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.

Senator Meschke introduced:

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.

Senator Meschke introduced:

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.

Senators Hernet, Rait, and Kautzmann introduced:

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.

Senators Holand, Ringsak and Chesrown introduced:

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.

Senator Hernettt introduced:

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, Business and Labor.

Senators Unruh, Longmire, Lowe and Stafne introduced:

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 and Veterans Affairs.

Senators Longmire, Lips and Holand introduced:

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, and declaring an emergency.

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

Senator Longmire introduced:

Senate Bill No. 184. A Bill for an Act to repeal 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.

Senators Longmire and Morgan introduced:

Senate Bill No. 185. A Bill for an Act to amend and reenact sections 10-06-03 and 10-06-04 of the North Dakota Century Code, relating to nonprofit corporations carrying on farming operations.

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

Senators Kelly, Decker, Jacobson, Doherty and Wenstrom introduced.

Senate Bill No. 186. A Bill for an Act to provide that a property tax receipt or personal affidavit be required before shipment of household goods, clothing, or musical instruments by common carrier or rental vehicle; and providing a penalty.

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

Senators Litten and Goldberg introduced:

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.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Trenbeath and Torgerson introduced:

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 revenue 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.

MOTIONS

Senator Sorlie moved that Senate Bill No. 172 be returned to the Senate from the Committee on Appropriations, which motion prevailed.

Senator Sorlie moved that Senate Bill No. 172 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Redlin moved that Senate Bill No. 151 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Redlin moved that Senate Bill No. 151 be re-referred to the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 164 be not printed, which motion prevailed.

SECOND READING OF SENATE BILLS ON THE CONSENT CALENDAR

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.

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.

Were read the second time.

ROLL CALL

The question being on the final passage of the Senate Bills Nos. 41 and 54, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen	Coughlin	Roen
-------------	----------	------

So Senate Bills Nos. 41 and 54 passed and the titles were agreed to.

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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann.	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen Coughlin Roen

So the bill was passed and the title was agreed to.

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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen Coughlin Roen

So the bill passed and the title was agreed to.

Senate Bill No. 68. A Bill for an Act to amend and reenact section 57-02-21 of the North Dakota Century Code, relating to the personal property tax exemption for persons with minimum income.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 59 of the Senate Journal, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Berube	Larson, G.	Nasset	Stafne
Butler	Larson, L.	Nething	Strinden
Chesrown	Lips	Pyle	Stroup
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Torgerson
Forkner	Lowe	Ringsak	Trenbeath
Freed	Luick	Robinson	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Holand	Meschke	Sands	Wenstrom
Jacobson	Morgan	Schultz	Wilhite
Kautzmann			

Those voting in the negative were:
Hernett

Absent and not voting:
Christensen Coughlin Roen

So the bill passed and the title was agreed to.

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, as amended, on page 59 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Absent and not voting:
Christensen Coughlin Roen

So the bill passed and the title was agreed to.

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, as amended, on page 60 of the Senate Journal and from the floor, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Ruemmele	Van Horn

Goldberg	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson			

Those voting in the negative were:

Berube	Luick	Mutch	Sorlie
Hernett	Morgan	Robinson	Torgerson
Larson, G.			

Absent and not voting:

Christensen	Coughlin	Roen
-------------	----------	------

So the bill passed and the title was agreed to.

FIRST 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 was read the first time and referred to the Committee on Industry, Business and Labor.

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 was read the first time and referred to the Committee on Transportation.

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 was read the first time and referred to the Committee on Judiciary.

PERSONAL PRIVILEGE

Senator Strinden rose on a point of personal privilege and requested that his remarks be not printed in the Journal.

Senator Longmire moved that the Senate recess until 1:30 P.M., January 15, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

SEVENTH DAY AFTER RECESS AND EIGHTH DAY

Bismarck, January 15, 1969

The Senate convened at 1:30 p.m., the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- Senate Bill No. 35
- Senate Bill No. 60

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

REPORT OF SELECT COMMITTEE

Mr. President: Your Select Committee appointed to act as a Committee on Employment recommends the following employees:

- Lorraine Moos, Mandan.....Stenographer
- Marguerite Stenehjelm, Bismarck.....Enrolling and Engrossing Clerk
- Linda Morrison, Mandan.....Page

Senator Robinson moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator Robinson the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Torgerson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Ringsak	Unruh
Hernett	Luick	Robinson	Van Horn
Holand	Melland	Roen	Wenstrom

Absent and not voting:

Christensen	Ruemmele	Stroup	Wilhite
Goldberg			

So the motion prevailed.

The Lt. Gov. then administered the oath of office to the above employees.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor 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 236 delete the triple parentheses before and after the word "LIMITATIONS"

In line 238 delete the triple parentheses after the word "member"

In line 239 delete the triple parentheses after the word "annually"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 8 after the period insert the following:

"A complete list of the names and addresses of each taxpayer, the return, report or other document of such taxpayer, and the file identification number of such return, report or other document examined by the state auditor or any other person under the provision of this act shall become a part of the audit report. The audit report shall also contain the name or names of individuals examining the above described returns, report or other document."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 71 has had the same under consideration and recommends that the same be amended as follows:

In line 6 after the word "of" delete the word "her"

In line 7 after the word "and" delete the word "her"

In line 10 delete the word "her" at the beginning and end of the line

In line 55 after the word "way" insert triple parentheses before the comma and after the word "nor" and insert the words "**No school**" and after the word "shall" place triple parentheses before and after the word "they"

In line 57 after the word "of" delete the words "**their work**" and insert in lieu thereof "**the student's training**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 77 has had the same under consideration and recommends that the same do pass unopposed and be placed on the consent calendar.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 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 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.

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

SECTION 1.) A new subsection to section 57-39.2-04 of the 1967 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows: Gross receipts from the leasing or renting of motion picture film to motion picture exhibitors for exhibition if the sale of tickets or admissions to the exhibition of the film is subject to the sales tax imposed by this chapter.

SECTION 2.) A new subsection to section 57-40.2-04 of the 1967 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows: Gross receipts from the leasing or renting of motion picture film to motion picture exhibitors for exhibition in this state if the sale of the tickets or admissions to the exhibition of the film is subject to the sales tax imposed by chapter 57-39.2 of the North Dakota Century Code."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 92 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 94 has had the same under consideration and recommends that the same be amended as follows:

In line 7 following the triple parentheses delete the word "fifteen" and insert in lieu thereof "twelve"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 120 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. Chairman: Your Committee on Agriculture to whom was referred Senate Bill No. 123 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title after the third word "of" delete the words "grain and flaxseed" and insert in lieu thereof "agricultural crops"

In line 4 of the title delete the word "grain"

In line 4 after the second word "of" delete the word "grain" and insert the words "agricultural crops"

In line 5 delete "including flaxseed" and after the word "to" delete the word "grain"

In line 7 after the first word "or" delete the words "protein content, or both" and insert in lieu thereof "other laboratory tests"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Hernettt moved that the amendments to Senate Bill No. 58 as recommended by the Committee on Industry, Business and Labor, and printed on page 73 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 84 as recommended by the Committee on Agriculture, and printed on page 74 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 95 as recommended by the Committee on Judiciary, and printed on page 74 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Chesrown, Holand, Ringsak and Freed introduced:

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.

Senators Ringsak, Chesrown, Holand and Freed introduced:

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.

Senators Chesrown, Freed, Holand, and Ringsak introduced:

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.

Senators Morgan and Luick introduced:

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.

Senator Meschke introduced:

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.

Senators Becker, Nasset, Torgerson, Van Horn, Mutch and Decker introduced:

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.

Senator Ringsak introduced:

Senate Bill No. 194. A Bill for an Act to provide for a discount of sales and use taxes to be paid for retailers to compensate for costs of records, collection, reports, and remittance.

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

Senators Chesrown, Holand, Freed, and Ringsak introduced:

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.

Senators Lips and Trenbeath introduced:

Senate Bill No. 196. A Bill for an Act to amend and reenact section 26-24-26 of the North Dakota Century Code, relating to the waiver of subrogation rights during construction of public buildings insured in the state fire and tornado fund.

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

Senators Torgerson, Nasset, Sands and Freed introduced:

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 and Veterans' Affairs.

Senators Morgan, Luick and Redlin introduced:

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.

Senators Hernet, Sorlie, Chesrown, Melland and Luick introduced:

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.

Senators Ringsak, Holand, Chesrown, and Freed introduced:

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.

Senators Goldberg and Chesrown introduced:

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.

Senators Forkner, Mutch, Pyle and Doherty introduced:

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.

Senators Forkner, Torgerson, Pyle, Robinson and Doherty introduced:

Senate Bill No. 203. A Bill for an 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.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Ringsak, Hernet, Sands, Jacobson, Mutch, Morgan and Chesrown introduced:

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.

Senators Longmire, Holand, Chesrown, Freed, Goldberg, Meschke, and Unruh introduced:

Senate Concurrent Resolution No. 8. A Concurrent Resolution for the amendment of sections 85, 90, 94, and 100 of the Constitution of the state of North Dakota, relating to the powers of the judiciary, changing the selection of judges from an elective to an appointive-elective system, preserving the tenure of judges presently in office and those who would take office prior to the effective date of this amendment; to provide for the retirement, discipline and removal of supreme and district court judges; to provide for requirements to declare a law unconstitutional; providing for judicial districts, judicial council, and to repeal sections 88, 89, 92, 93, 95, 97, 98, 102, 104, 105, 106, 107, 108, 109, 112, 113, 114, 115, 116, 117, and 118, relating to procedures of state courts, all of such sections amended and repealed being a part of the Constitution of the state of North Dakota.

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

Senators Ringsak and Decker introduced:

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 referred to the committee on Judiciary.

Senators Becker, Holand, Unruh, Rait, Meschke, Lowe, L. Larson, Doherty, Melland, Decker, Nasset, and Wilhite introduced:

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.

Senator Melland moved that the absent Senators be excused which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

EIGHTH DAY

Bismarck, January 15, 1969

The Senate convened at 2:00 P. M., the President presiding.

Prayer by Chaplain Peter Brinckerhoff, United Church of Christ, Bismarck.

O Lord God Almighty, we pray Thee for Thy blessing upon the President of the United States, the Governor of this state and upon all those who are invested with executive, judicial or legislative authority. Guide, we pray Thee, all those to whom Thou has committed the government of this state, and grant them at this time special gifts of wisdom and understanding, of counsel and strength, that upholding what is right and following what is true, that they may obey Thy holy will and fulfill Thy divine purpose; through Jesus Christ, Our Lord, Amen.

Roll call: All Senators present except Senators Christensen, Goldberg and Ruemmele.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixth Day after recess and Seventh Day and finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

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 FROM THE HOUSE

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

SECOND READING OF
SENATE BILLS ON CONSENT CALENDAR

Senator Freed requested that Senate Bills Nos. 76, 88 and 106 be removed from the Consent Calendar, which request was granted.

SECOND READING OF SENATE BILLS

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Hernett	Luick	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite

Absent and not voting:

Christensen	Melland	Roen	Ruemmele
Goldberg			

So the bill passed and the title was agreed to.

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, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Stafne
Berube	Kautzmann	Nasset	Strinden
Butler	Kelly	Nothing	Stroup
Chesrown	Larson, G.	Pyle	Thoreson
Coughlin	Lips	Rait	Torgerson
Decker	Litten	Redlin	Trenbeath
Doherty	Longmire	Robinson	Unruh
Forkner	Lowe	Roen	Van Horn
Freed	Luick	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand	Morgan	Sorlie	

Those voting in the negative were:

Larson, L.	Ringsak
------------	---------

Absent and not voting:

Christensen	Goldberg	Melland	Ruemmele
-------------	----------	---------	----------

So the bill passed and the title was agreed to, and the emergency clause carried.

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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Lips	Redlin	Thoreson
Decker	Litten	Ringsak	Torgerson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:

Christensen	Goldberg	Melland
-------------	----------	---------

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, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Nasset	Sands
Butler	Jacobson	Nething	Schultz
Chesrown	Kautzmann	Pyle	Strinden
Coughlin	Kelly	Redlin	Stroup
Decker	Larson, G.	Ringsak	Thoreson
Doherty	Lips	Robinson	Van Horn
Forkner	Luick	Roen	Wenstrom
Freed	Morgan	Ruemmele	Wilhite
Hernett	Mutch		

Those voting in the negative were:

Berube	Longmire	Rait	Torgerson
Larson, L.	Lowe	Sorlie	Trenbeath
Litten	Meschke	Stafne	Unruh

Absent and not voting:

Christensen	Goldberg	Melland
-------------	----------	---------

So the bill passed and the title was agreed to.

Senate Bill No. 35. A Bill for an Act to amend and reenact sections 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, and declaring an emergency.

Was read the second time.

Senator Meschke moved that Senate Bill No. 35, as engrossed, be amended as follows:

In line 5 of the title after the word "membership" insert the following", and declaring an emergency.

Delete lines 287 through 292 and insert in lieu thereof the following:

"SECTION 6. 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.

Senator Meschke requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Meschke the roll was called and there were ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sands
Berube	Kelly	Nothing	Thoreson
Chesrown	Larson, G.	Rait	Torgerson
Coughlin	Larson, L.	Redlin	Trenbeath
Decker	Longmire	Robinson	Unruh
Doherty	Lowe	Roen	Wenstrom
Freed	Meschke	Ruemmele	Wilhite
Hernett	Morgan		

Those voting in the negative were:

Butler	Lips	Pyle	Stafne
Forkner	Litten	Ringsak	Strinden
Holand	Luick	Schultz	Stroup
Jacobson	Mutch	Sorlie	Van Horn

Absent and not voting:

Christensen	Goldberg	Melland
-------------	----------	---------

So the motion prevailed.

Senator Van Horn moved that Senate Bill No. 35 as engrossed, be further amended as follows:

After line 286 insert the following:

"SECTION 6. PAYMENTS UNDER FORMER LAW.) Notwithstanding the provisions of this Act, in no case shall a school district receive foundation aid payments for the 1968-1969 school year in an amount less than such school district was entitled to receive for such school year under applicable laws and legislative appropriations therefor in effect on September 15, 1968."

Renumber the lines and sections accordingly.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 35 be deemed properly reengrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 35 as amended on page 69 of the Senate Journal and from the floor, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Stafne
Berube	Kautzmann	Nasset	Strinden
Butler	Kelly	Nothing	Stroup
Chesrown	Larson, G.	Pyle	Thoreson
Coughlin	Larson, L.	Rait	Torgerson
Decker	Lips	Redlin	Trenbeath

Doherty	Litten	Robinson	Unruh
Forkner	Longmire	Roen	Van Horn
Freed	Lowe	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Those voting in the negative were:

Ringsak Sorlie

Absent and not voting:

Christensen Goldberg Luick Melland

So the bill passed and the title was agreed to, and the emergency clause carried.

SECOND READING OF A SENATE BILL

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, as amended, on page 70 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Hernett	Meschke	Ruemmele	Wenstrom
Holand	Morgan	Sands	Wilhite

Jacobson

Absent and not voting:

Christensen Goldberg Melland Schultz

So the bill passed and the title was agreed to.

Senator Longmire moved that the Senate recess until 1:30 P.M., January 16, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

EIGHTH DAY AFTER RECESS AND NINTH DAY

Bismarck, January 16, 1969

The Senate convened at 1:30 P.M., the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 58

Senate Bill No. 84

Senate Bill No. 95

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

Mr. President:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 35

And find the same correctly re-engrossed.

SENATOR WENSTROM, Chairman

Senator Ernest G. Pyle moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 1 of the title after the word "to" delete the remainder of the line.

In line 2 of the title delete the words "Century Code, and"

Delete all of lines 84 through 113.

Renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Wenstrom moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

Underline all of lines 1, 2 and 3.

In line 33 after the word SECTION delete the numeral "4" and insert in lieu thereof the numeral "3".

Re-number the sections accordingly.

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 to be placed on the Consent Calendar.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Coughlin moved that the Senate reconsider the action by which Senate Bill No. 39 was passed, which motion prevailed.

Senator Coughlin moved that Senate Bill No. 39 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Senator Guy Larson moved that the Senate reconsider the action by which Senate Bill No. 35 was passed, which motion prevailed.

Senator Guy Larson moved that Senate Bill No. 35 be re-referred to the Committee on Appropriations, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Rait moved that consideration of the amendments to Senate Bill No. 55 be laid over one legislative day, which motion prevailed.

Senator Torgerson moved that consideration of the amendments to Senate Bill No. 46 be laid over one legislative day, which motion prevailed.

Senator Nething moved that the amendments to Senate Bill No. 71 as recommended by the Committee on Industry, Business and Labor, and printed on page 84 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 86 as recommended by the Committee on Finance and Taxation, and printed on pages 84 and 85 of the Senate Journal, be adopted.

Senator Rait moved that the amendments to Senate Bill No. 86 be laid on the table, which motion lost.

The question being on the motion of Senator Becker, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 94 as recommended by the Committee on Judiciary, and printed on page 85 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 123 as recommended by the Committee on Agriculture, and printed on pages 85 and 86 of the Senate Journal, be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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 has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Senator Nething moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

NINTH DAY

Bismarck, January 16, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain J. F. Burdine, Jr., Supt. Missions, (North Dakota) So. Baptist Convention.

Our Father and our God, we thank Thee for the privilege of governing ourselves. Yet we know that we cannot do it in our own strength. Grant us Thy wisdom as we meet today. Help us to be willing to accept it and to apply it in this Chamber. We know that this is not always the easy course, but it is the course best for us and for our fellowmen in this great state. It is the course that helps us each to live the truth "Thy will be done." In Jesus Name. Amen.

Roll call: All Senators present except Senators Berube, Christensen, Goldberg, Hernet and Melland.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the seventh day after recess and eighth day and recommends that the same be corrected as follows:

On page 84, line 4, correct the spelling of the word "after".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Freed and Meschke introduced:

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.

Senators Freed and Meschke introduced:

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.

Senators Becker, Mutch, Chesrown, Kautzmann, Decker and Coughlin introduced:

Senate Bill No. 206. A Bill for an Act requiring approval by the board of higher education of new vocational education programs at the post-secondary level.

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

Senators Nething, Forkner and Stroup introduced:

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, Business and Labor.

Senators Mutch, Becker, Torgerson and Forkner introduced:

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.

Senators Nething, Forkner, and Stroup introduced:

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, Business and Labor.

Senators Ruemmele, and Freed introduced:

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.

Senator Litten introduced:

Senate Bill No. 211. A Bill for an Act to create and enact section 20-03-42 of the North Dakota Code, relating to limitation of the period of time a nonresident may hunt geese.

Was read the first time and referred to the committee on Natural Resources.

Senator Litten introduced:

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.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Strinden, Morgan, Nasset, Pyle, Schultz, Van Horn, Robinson, Redlin, Doherty, Torgerson, Coughlin, Decker, Luick, Trenbeath, Jacobson, Freed, Roen, Sorlie, Ruemmele and Wenstrom introduced:

Senate Concurrent Resolution No. 11. A Concurrent Resolution requesting that meat slaughterers and processors within the state of North Dakota refuse to comply with the Wholesome Meat Act, and the rules and regulations promulgated thereunder, and that the Attorney General defend such slaughterers and processors that are subjected to legal action by the Federal Government.

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

MESSAGE TO THE HOUSE

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

SECOND READING OF SENATE BILLS ON THE
CONSENT CALENDAR

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, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Schultz
Butler	Larson, G.	Nething	Sorlie
Chesrown	Larson, L.	Pyle	Stafne
Coughlin	Lips	Rait	Strinden
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Holand	Meschke	Ruemmele	Wenstrom
Jacobson	Morgan	Sands	Wilhite
Kautzmann	Mutch		

Absent and not voting:

Berube	Goldberg	Melland	Trenbeath
Christensen	Hernett	Stroup	

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

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, on page 73 of the Senate Journal, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nething	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Coughlin	Lips	Rait	Stroup
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Forkner	Lowe	Robinson	Trenbeath
Freed	Luick	Roen	Unruh
Holand	Meschke	Ruemmele	Van Horn
Jacobson	Morgan	Sands	Wenstrom
Kautzmann	Mutch	Schultz	Wilhite

Absent and not voting:

Berube	Goldberg	Hernett	Melland
Christensen			

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, **as amended**, on page 74 of the Senate Journal, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nething	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Coughlin	Lips	Rait	Stroup
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Forkner	Lowe	Robinson	Trenbeath
Freed	Luick	Roen	Unruh
Holand	Meschke	Ruemmele	Van Horn
Jacobson	Morgan	Sands	Wenstrom
Kautzmann	Mutch	Schultz	Wilhite

Absent and not voting:

Berube	Goldberg	Hernett	Melland
Christensen			

So the bill passed and the title was agreed to.

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 second time.

Senator Wilhite moved that Senate Bill No. 92 be amended as follows:

In line 22, delete the triple parentheses and the language "fourth Monday in".

In line 23 delete the word "October".

Senator Stroup moved that the amendment of Senator Wilhite be amended as follows:

In line 57 delete the triple parentheses and the language "the fourth Monday in October".

Senator Torgerson moved that Senate Bill No. 92 be laid on the table, which motion prevailed.

Senator Mutch moved that the vote by which Senate Bill No. 92 was laid on the table be reconsidered and the motion to reconsider be laid on the table, which motion lost.

SECOND READING OF SENATE BILLS

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, **as amended**, on page 74 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kelly	Nething	Stafne
Butler	Larson, L.	Pyle	Strinden
Chesrown	Lips	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Freed	Meschke	Ruemmele	Van Horn
Holand	Morgan	Sands	Wenstrom

Jacobson	Mutch	Schultz	Wilhite
Kautzmann	Nasset	Sorlie	
Absent and not voting:			
Berube	Goldberg	Larson, G.	Melland
Christensen	Hernett		

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, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kelly	Nething	Stafne
Butler	Larson, L.	Pyle	Strinden
Chesrown	Lips	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Freed	Meschke	Ruemmele	Van Horn
Holand	Morgan	Sands	Wenstrom
Jacobson	Mutch	Schultz	Wilhite
Kautzmann	Nasset	Sorlie	

Absent and not voting:

Berube	Goldberg	Larson, G.	Melland
Christensen	Hernett		

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, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kelly	Pyle	Stafne
Butler	Larson, L.	Rait	Strinden
Chesrown	Lips	Redlin	Stroup
Coughlin	Litten	Ringsak	Thoreson
Decker	Longmire	Robinson	Torgerson
Doherty	Lowe	Roen	Trenbeath
Forkner	Luick	Ruemmele	Unruh
Freed	Morgan	Sands	Van Horn
Holand	Mutch	Schultz	Wenstrom
Jacobson	Nasset	Sorlie	Wilhite
Kautzmann	Nething		

Those voting in the negative were:

Meschke

Absent and not voting:

Berube	Goldberg	Larson, G.	Melland
Christensen	Hernett		

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, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kelly	Nothing	Stafne
Butler	Larson, L.	Pyle	Strinden
Chesrown	Lips	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Freed	Meschke	Ruemmele	Van Horn
Holand	Morgan	Sands	Wenstrom
Jacobson	Mutch	Schultz	Wilhite
Kautzmann	Nasset	Sorlie	

Absent and not voting:

Berube	Goldberg	Larson, G.	Melland
Christensen	Hernett		

So the bill passed and the title was agreed to.

Senator Longmire moved that the Senate recess until 1:30 p.m., January 17, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

NINTH DAY AFTER RECESS AND TENTH DAY

Bismarck, January 17, 1969

The Senate convened at 1:30 P.M., the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 71
Senate Bill No. 86
Senate Bill No. 94
Senate Bill No. 123

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

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 was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

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 was read the first time and referred to the Committee on Finance and Taxation.

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 was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

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

Which was read the first time and referred to the Committee on Transportation.

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 was read the first time and referred to the Committee on State and Federal Government.

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 was read the first time and referred to the Committee on Political Subdivisions.

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 was read the first time and referred to the Committee on State and Federal Government.

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 was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

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 was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 57, has had the same under consideration and recommends that the same do pass, and be re-referred to the Committee on Appropriations.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

In line 4 insert triple parenthesis before the word "over" and remove the triple parenthesis before and after the word "forty" and delete the words "twenty-five".

In line 5 insert triple parenthesis before the word "with".

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In the last line of the title before the period insert the following language: "; and making an appropriation".

Following line 739 add the following new section:

"SECTION 9. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$6,800.00 or so much thereof as may be necessary, to the North Dakota state tax department to pay the necessary expenses for North Dakota's cooperation and participation in the multistate tax commission 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, and be referred to the Committee on Appropriations.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 131, has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 160, has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Nething moved that Senate Bill No. 46 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Senator Becker moved that Senate Bill No. 55 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Morgan moved that consideration of the amendments to Senate Bill No. 42 be laid over one legislative day, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 126, as recommended by the Committee on State and Federal Government, and printed on page 96 of the Senate Journal, be adopted, which motion prevailed, and Senate Bill No. 126 was re-referred to the Committee on Appropriations.

MOTIONS

Senator Strinden moved that the Senate reconsider the action by which Senate Bill No. 92 was laid on the table, which motion prevailed.

Senator Strinden moved that Senate Bill No. 92 be laid over one legislative day, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Decker introduced:

Senate Bill No. 213. A Bill for an Act to amend and reenact Sections 40-48-03 and 40-48-04 of the North Dakota Century Code, relating to municipal planning commissions.

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

Senators Redlin, Forkner, and Sands introduced:

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.

Senators Kautzmann, Stroup, Decker, Wenstrom, Meschke, and Guy Larson introduced:

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, Business and Labor.

Senators Freed, Sands and Redlin introduced:

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 and Veterans' Affairs.

Senators Stroup, Sands and Redlin introduced:

Senate Bill No. 217. A Bill for an Act to create and enact section 40-35-14.1 of the North Dakota Century Code, relating to the levy of a tax for additional security for municipal revenue bonds; to amend and reenact section 40-35-14 of the North Dakota Century Code, relating to the liability of municipalities for bonds; and declaring an emergency.

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

Senators Litten, Coughlin, Lowe, Forkner, Lips, Kelly, Butler, Ringsak, Strinden and Kautzmann introduced:

Senate Bill No. 218. A Bill for an Act to amend and reenact subsection 4 of section 34-06-06 of the North Dakota Century Code, relating to the hours of employment of female workers during periods of emergency.

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

Senators Wenstrom, Jacobson and Ringsak introduced:

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.

Senators Ringsak, Nething and Robinson introduced:

Senate Bill No. 220. A Bill for an Act relating to the deposit of federal funds for expenditure within North Dakota.

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

Senators Decker and Coughlin introduced:

Senate Bill No. 221. A Bill for an Act to create and enact section 23-06-03.2 of the North Dakota Century Code, relating to prepayments to cemetery associations and operators for vaults, markers, and other funeral merchandise.

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

Senators Decker and Coughlin introduced:

Senate Bill No. 222. A Bill for an Act to amend and reenact section 46-02-15 of the North Dakota Century Code, relating to in-state bidding preference for printing.

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

Senator Holand introduced:

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.

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

Senators Lowe, Forkner, Freed, Unruh, Sands and Nething introduced:

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, Business and Labor.

Senators Lowe, Forkner and Unruh introduced:

Senate Bill No. 225. A Bill for an Act to create and enact subsection 21 of the section 65-01-02 of the North Dakota Century Code, relating to the definition of average weekly wages; to amend and reenact section 65-05-09 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, Business and Labor.

Senator Longmire introduced:

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.

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

Senators Redlin and Thoreson introduced:

Senate Bill No. 227. A Bill for an Act to require the prompt delivery of the proceedings of any political subdivision required by law to be published to the publishing newspaper and prompt publication of such proceedings by such newspaper.

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

Senators Redlin and Thoreson introduced:

Senate Bill No. 228. A Bill for an Act to amend and reenact section 40-01-09 and 40-01-11 of the North Dakota Century Code relating to official newspaper of a municipality and publication of notice by cities and park districts.

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

Senators Lowe and Doherty introduced:

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.

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

Senators Lowe, Unruh, Butler and Sands introduced:

Senate Bill No. 230. A Bill for an Act to amend and reenact sections 40-29-03 and 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.

Senators Nething, Redlin, Unruh, and Lowe introduced:

Senate Bill No. 231. A Bill for an Act to amend and reenact section 57-36-06, 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 and allocating proceeds to cities.

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

Senators Redlin and Sands introduced:

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.

Senator Freed introduced:

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.

Senator Lips introduced:

Senate Bill No. 234. A Bill for an Act to amend and reenact section 52-12-04 of the Supplement to the North Dakota Century Code, relating to the contribution by state agencies toward employee hospitalization and medical care and group life insurance coverage.

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

Senator Wenstrom introduced:

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 and Veterans' Affairs.

Senators Van Horn, and Guy Larson introduced:

Senate Bill No. 236. A Bill for an Act to amend and reenact sections 57-39.2-02, 57-39.2-07, and 57-40.2-02 of the North Dakota Century Code, relating to the imposition of a sales and use tax and the amount thereof; and to repeal sections 57-39.2-03, 57-39.2-08, and 57-40.2-03 of the North Dakota Century Code, relating to the imposition of a separate and additional sales and use tax and the amount thereof.

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

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

TENTH DAY

Bismarck, January 17, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain James M. Butler, First Presbyterian Church, Bismarck.

O God, before Thee men and governments pass in triumph and in disaster. May this minute of prayer be a time when the vision is cleared, and the spirit refreshed. We thank Thee for the realistic view of **man** which this form of assembly expresses — dignity, social responsibility, the reach for freedom: we also thank Thee for safeguards it affords against sin and pride and the grasp for unbridled power. May we so respect and guard and use this means of ordering our common life that it shall not disappear into chaos and dark night.

Protect us from those temptations peculiar to us — from parochialism, from postponing decisions that should be made with courage from mistaking the loudest voice for the greatest need from being so overwhelmed by problems we do not take the next best step remind us that in the moment of **judgment**, we are ourselves. Pressures there must be, help us to be guided more by prayer, than pressure. Lord, you give power to the faint, and to him who has no might, you increase strength — may the gifts of **Thy** wisdom and the unfailing resources of **Thy** spirit belong to us **today**. Amen.

Roll call: All Senators present except Senators Berube, Christensen, Hernet, Ringsak and Torgerson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eighth Day after Recess and Ninth Day and find the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

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

SECOND READING OF
SENATE BILLS ON THE 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.

Were read the second time.

ROLL CALL

The question being on the final passage of Senate Bills Nos. 132, 133, 134, 135 and 136, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite
Jacobson	Meschke	Schultz	
Absent and not voting:			
Berube	Hernett	Ringsak	Torgerson
Christensen	Mutch		

So Senate Bills Nos. 132, 133, 134, 135 and 136 were passed and the titles were agreed to.

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson

Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Holand	Melland	Ruemmele	Wenstrom
Jacobson	Meschke	Sands	Wilhite
Absent and not voting:			
Berube	Hernett	Ringsak	Torgerson
Christensen			

So the bill passed and the title was agreed to.

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Holand	Melland	Ruemmele	Wenstrom
Jacobson	Meschke	Sands	Wilhite

Absent and not voting:

Berube	Hernett	Ringsak	Torgerson
Christensen			

So the bill passed and the title was agreed to.

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 second time.

Senator Forkner moved that Senate Bill No. 59 be re-referred to the Committee on State and Federal Government, which motion lost.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 17; absent and not voting, 5.

Those voting in the affirmative were:

Butler	Kautzmann	Meschke	Stafne
Chesrown	Larson, L.	Nasset	Stroup
Decker	Lips	Nothing	Unruh
Freed	Litten	Pyle	Van Horn
Goldberg	Longmire	Rait	Wenstrom
Holand	Luick	Roen	Wilhite
Jacobson	Melland	Sorlie	

Those voting in the negative were:

Becker	Larson, G.	Redlin	Schultz
Coughlin	Lowe	Robinson	Strinden
Doherty	Morgan	Ruemmele	Thoreson
Forkner	Mutch	Sands	Trenbeath
Kelly			

Absent and not voting:

Berube	Hernett	Ringsak	Torgerson
Christensen			

So the bill passed and the title was agreed to.

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, **as amended**, on page 84 of the Senate Journal, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Butler	Larson, G.	Nasset	Stafne
Chesrown	Larson, L.	Nothing	Strinden
Coughlin	Lips	Pyle	Stroup
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Holand	Melland	Ruemmele	Wenstrom
Jacobson	Meschke	Sands	Wilhite
Kautzmann	Morgan	Schultz	

Those voting in the negative were:

Freed

Absent and not voting:

Berube	Hernett	Ringsak	Torgerson
Christensen			

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, **as amended**, on pages 84 and 85 of the Senate Journal, the roll was called and there were ayes, 38; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Stafne
Chesrown	Kelly	Nothing	Strinden
Coughlin	Larson, G.	Pyle	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Robinson	Trenbeath
Forkner	Longmire	Roen	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Those voting in the negative were:

Butler	Larson, L.	Meschke	Rait
--------	------------	---------	------

Absent and not voting:

Berube	Hernett	Ringsak	Torgerson
Christensen	Luick	Sorlie	

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, **as amended**, on page 85 of the Senate Journal, the roll was called and there were ayes, 40; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Schultz
Butler	Kelly	Morgan	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Coughlin	Larson, L.	Nothing	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Redlin	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Holand	Melland	Sands	Wilhite

Those voting in the negative were:

Jacobson	Mutch	Ruemmele
----------	-------	----------

Absent and not voting:

Berube	Hernett	Sorlie	Torgerson
Christensen	Ringsak		

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, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Schultz
Butler	Larson, G.	Nasset	Stafne
Chesrown	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Holand	Melland	Ruemmele	Wenstrom
Jacobson	Meschke	Sands	Wilhite
Kautzmann	Morgan		

Absent and not voting:

Berube	Coughlin	Ringsak	Torgerson
Christensen	Hernett	Sorlie	

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, **as amended**, on pages 85 and 86 of the Senate Journal, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Schultz
Butler	Larson, G.	Nasset	Stafne
Chesrown	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Holand	Melland	Ruemmele	Wenstrom
Jacobson	Meschke	Sands	Wilhite
Kautzmann	Morgan		

Absent and not voting:

Berube	Coughlin	Ringsak	Torgerson
Christensen	Hernett	Sorlie	

So the bill passed and the title was agreed to.

FIRST 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 was read the first time and referred to the Committee on Education.

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 was read the first time and referred to the Committee on Political Subdivisions.

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 was read the first time and referred to the Committee on Judiciary.

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 the first time and referred to the Committee on State and Federal Government.

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 was read the first time and referred to the Committee on Education.

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 was read the first time and referred to the Committee on Political Subdivisions.

MESSAGE FROM THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign House Concurrent Resolution No. 5

And the President signed the same in the presence of the Senate.

EXECUTIVE SESSION

Senator Longmire moved that the Senate resolve itself into an Executive Session and receive a message from the Governor, which motion prevailed.

One message from the Governor was read by the Secretary requesting confirmation of certain appointments.

The Executive Session was there upon dissolved and the Senate resumed its regular session.

Senator Longmire moved that the Senate recess until 1:45 P.M., January 18, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

TENTH DAY AFTER RECESS AND ELEVENTH DAY

Bismarck, January 18, 1969

The Senate convened at 1:45 P. M., January 18, 1969, the President Pro Tem presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 126

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Wenstrom moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Litten introduced:

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 and Veterans' Affairs.

Senator Becker introduced:

Senate Bill No. 238. A Bill for an Act to amend and reenact subsections 1, 2, and 4 of section 57-02-11 and section 57-02-34 of the North Dakota Century Code, relating to time of assessment of real property and personal property.

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

Senators Becker and Wilhite introduced:

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.

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

Senators Kautzmann, Wenstrom, Lips, Lowe, Rait and Van Horn introduced:

Senate Bill No. 240. A Bill for an Act relating to motor vehicles used by common carriers by rail to transport workers to and from their places of employment or during the course of their employment and directing the Public Service Commission to prepare rules and regulations regulating such motor vehicles, providing penalties for violation and the enforcement hereof, and for liability for injury or death of such workers.

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

Senator Holand introduced:

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.

Senator Longmire and Meschke introduced:

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.

Senators Meschke and Decker introduced:

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.

FIRST 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 was read the first time and referred to the Committee on Judiciary.

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.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

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.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

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.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

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 was read the first time and referred to the Committee on Industry, Business and Labor.

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 was read the first time and referred to the Committee on Industry, Business and Labor.

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 was read the first time and referred to the Committee on State and Federal Government.

MOTIONS

Senator Meland moved that the absent Senators be excused, which motion prevailed.

Senator Melland moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

ELEVENTH DAY

Bismarck, January 18, 1969

The Senate convened at 2:00 P.M., the President Pro Tem presiding. Prayer by Chaplain Senator Melland.

Roll call: All Senators absent except Senators Holand, Kautzmann, Kelly, Luick, Melland, Morgan, Rait, Roen, Ruemmele, Stafne, Trenbeath, Van Horn, Wenstrom and Willhite.

The President announced that the Senate lacked a quorum and would stand at ease until 1:00 P.M., January 20, 1969.

LEO LEIDHOLM, Secretary

ELEVENTH DAY AFTER RECESS AND TWELFTH DAY

Bismarck, January 20, 1969

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

Roll call: All Senators present except Senators Berube, Chesrown, Christensen, Goldberg, Ringsak and Torgerson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Ninth Day after Recess and Tenth Day and finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

COMMUNICATION

Senators Ringsak and Torgerson, who represented the Senate at the inauguration in Washington, sent the following message to the Senate:

"Washington. Richard Nixon has been sworn in as the 37th President of the United States. The oath of office was administered by Chief Justice Earl Warren on the steps of the capitol at 11:15 CST."

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 49 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 70 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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:

Delete lines 9 and 10.

Re-number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FREED, Vice Chairman

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 104 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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 unopposed and be placed on the consent calendar.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 unopposed and be placed on the consent calendar.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 unopposed and be placed on the consent calendar.

SENATOR FREED, Vice Chairman

Senator Freed moved that the report be adopted, which motion prevailed.

Mr. President: 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 delete the word "five" and insert in lieu thereof the word "one"

And when so amended recommends the same do pass.

SENATOR FREED, Vice Chairman

Senator Freed moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Morgan moved that consideration of the amendments to Senate Bill No. 42 be laid over one legislative day, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 61 as recommended by the Committee on Political Subdivisions, and printed on page 106 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 96 as recommended by the Committee on Finance and Taxation, and printed on page 107 of the Senate Journal, be adopted, which motion prevailed, and Senate Bill No. 96 was re-referred to the Committee on Appropriations.

FIRST READING OF SENATE BILLS

Senator Guy Larson introduced:

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.

Senator Melland introduced:

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.

Senators Melland and Litten introduced:

Senate Bill No. 246. A Bill for an Act designating the board of higher education as the board for vocational education; and to amend and reenact sections 15-20-03, 15-20-04, 15-20-06, 15-20-08, 15-20-10, 15-20-12, 15-40-04, and 15-41-05 of the North Dakota Century Code, relating to the powers and duties of the state board of public school education acting as the state board for vocational education.

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

Senator Morgan introduced:

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 Political Subdivisions.

Senator Morgan introduced:

Senate Bill No. 248. A Bill for an Act to create and enact section 39-04-15.2 of the North Dakota Century Code, relating to registration of certain motor vehicles for six months or less; and to amend and reenact section 39-04-14 of the North Dakota Century Code, exempting certain motor vehicles from annual renewal of registration.

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

Senator Trenbeath introduced:

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.

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

Senator Trenbeath introduced:

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 Political Subdivisions.

Senators Morgan and Roen introduced:

Senate Bill No. 251. A Bill for an Act to provide for mandatory inspection of the slaughter of animals and of the preparation of carcasses and the parts thereof solely for distribution in this state; for the regulation of related industries; for cooperation with the United States department of agriculture; and for enforcement, seizure, detention, and penalties for violations; to amend and reenact subsection 32 of section 40-05-01 of the North Dakota Century Code, relating to powers of municipalities, and subsection 3 of section 19-02.1-01 of the North Dakota Century Code, relating to the definition of food; 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.

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

Senator Decker introduced:

Senate Bill No. 252. A Bill for an Act to amend and reenact subsection 13 of section 57-39.2-04, sections 57-40.2-04 (misnumbered as 59-40.2-04), 57-40.3-04, 57-40.3-05, and 57-40.3-07 of the North Dakota Century Code, relating to exemptions from sales, use, and motor vehicle excise taxes, motor vehicle purchaser's certificate, and the issuing of motor vehicle titles.

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

Senators Freed, Strinden, and Butler introduced:

Senate Bill No. 253. A Bill for an Act to amend and reenact section 43-13-20 of the North Dakota Century Code, relating to the renewal of certificate of registration to practice optometry and the requirement of continuing optometric education and the payment of license fee.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senator Melland introduced:

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 referred to the committee on Transportation.

Senators Melland and Litten introduced:

Senate Concurrent Resolution No. 13. 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, commissioner of insurance, commissioner of agriculture and labor, and tax commissioner from election by the voters of the state to appointment by the governor with the consent of the senate.

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

MESSAGES TO THE HOUSE

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

SECOND READING OF
SENATE BILLS ON THE CONSENT CALENDAR

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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Butler	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Robinson	Unruh
Hernett	Luick	Roen	Van Horn
Holand	Melland	Ruemmele	Wenstrom
Jacobson	Meschke	Sands	Wilhite

Absent and not voting:

Chesrown	Goldberg	Ringsak	Torgerson
Christensen			

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 160. A Bill for an Act relating to a municipal undertaking which may be financed by the issuance of revenue bonds, to include hospitals and nursing homes, and authorizing counties to issue revenue bonds for hospitals and nursing homes, amending and reenacting sections 40-35-02, 40-35-03, 40-35-08, and 11-11-14 of the North Dakota Century Code, and declaring an emergency.

Was read the second time.

Senator Stroup moved that Senate Bill No. 160 be amended as follows:

On line 159, after the word "six" insert the following "and one-half".
Which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 160 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

Senator Stroup moved that Senate Bill No. 160 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

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 second time.

Senator Strinden moved that Senate Bill No. 92 be laid over one legislative day, which motion prevailed.

MOTIONS

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

TWELFTH DAY

Bismarck, January 20, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer Chaplain Ted Dockter, First United Methodist, Bismarck.

O God, our Heavenly Father, to you we come at the start of a new days work. We lift our hearts in praise and thanks to You because You have led our country and blessed it. You have made America great, even as Thy word has declared "Blessed is the nation whose God is the Lord," so we have been blessed.

Today, we have seen a new man installed as President of the United States. He will need wisdom and strength to carry out the task that has been assigned to him as leader of our country. We ask your blessing upon his work, your wisdom to lead him as he makes important decisions that will direct the affairs of our country for the next four years. May he be dependent upon You, not trusting his own judgment, but in all ways acknowledge You, and seek heavenly guidance which You alone can give.

What we have asked for him, we ask for every man that has been elected or appointed to office, on state or national level. We seek your guidance for the task in directing the affairs of the State of North Dakota. Give each man the wisdom to understand the legislation presented, the courage to speak his convictions, and to vote for that which will benefit our state and the citizens of this state.

Sanctify our love of country, that our boasting may be turned into humility and our pride into a ministry to men everywhere.

Help us to make this God's own country by living like God's own people.

This we pray in Jesus precious and holy name. Amen.

Roll call: All Senators present except Senators Chesrown, Christensen, Goldberg, Ringsak and Torgerson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Tenth Day After Recess and Eleventh Day and recommends that the same be corrected as follows:

On page 120, in line 24, correct the spelling of the word "estate".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 4 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "323,175.00" and insert in lieu thereof the figure "347,175.00".

In line 8 delete the figure "166,700.00" and insert in lieu thereof the figure "184,400.00".

In line 11 delete the figure "15,600.00" and insert in lieu thereof the figure "18,100.00".

In line 12 delete the figure "35,000.00" and insert in lieu thereof the figure "38,800.00".

In line 21 delete the figure "323,175.00" and insert in lieu thereof the figure "347,175.00"

And when so amended recommends the same do pass.

Statement of the purpose of the Amendment:

The purpose was to restore monies in the appropriation that were inadvertently omitted for the maintenance and operation of Ft. Buford, Ft. Rice, and Whitestone Hill Battlefield when presenting the budget to the budget analyst. The funds are needed to continue operations at the present operating level.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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 line 2 of the title after the word "park" insert the following: ", and declaring an emergency".

After line 18 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.

After line 34 add the following: "SECTION 5.) When an employee terminates employment, the amount of salary and related expenses previously budgeted for him to be paid during the remainder of the biennium may be expended by the department only after certification to the executive budget office that another person has been employed in that position or that such funds are necessary for the payment of unbudgeted employer contributions to public employees' retirement programs.

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.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose of the emergency clause is to provide immediate funds for the sanitary fund at Lake Metigoshe.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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 delete the figure "197,255.00" and insert in lieu thereof the figure "182,105.00".

In line 12 delete the figure "30,500.00" and insert in lieu thereof the figure "25,850.00".

In line 13 delete the figure "79,100.00" and insert in lieu thereof the figure "68,600.00".

In line 16 delete the figure "409,255.00" and insert in lieu thereof the figure "394,105.00".

In line 18 delete the figure "197,255.00" and insert in lieu thereof the figure "182,105.00".

After line 18 add the following: "SECTION 2.) When an employee terminates employment, the amount of salary and related expenses previously budgeted for him to be paid during the remainder of the biennium may be expended by the department only after certification to the executive budget office that another person has been employed in that position or that such funds are necessary for the payment of unbudgeted employer contributions to public employees' retirement programs.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose was to lower the appropriation for fees and services and supplies and materials because it was felt that the present level of operation could be maintained after the reduction in these areas.

SENATOR SORLIE, Chairman

Senator Litten moved that the report be adopted, which motion prevailed.

Mr. President: 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:

After line 22 add the following: "SECTION 3.) When an employee terminates employment, the amount of salary and related expenses previously budgeted for him to be paid during the remainder of the biennium may be expended by the department only after certification to the executive budget office that another person has been employed in that position or that such funds are necessary for the payment of unbudgeted employer contributions to public employees' retirement programs.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR SORLIE, Chairman

Senator Litten moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 25 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "10,000.00" and insert in lieu thereof the figure "24,000.00".

In line 4 following the word "of" insert the words "the preparation of a comprehensive landscaping and site development plan and "

Renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent was to combine the total appropriations for the Capitol Grounds Planning Commission into one Bill.

SENATOR SORLIE, Chairman

Senator Melland moved that the report be adopted, which motion prevailed.

Mr. President: 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 36 following the period insert the following **"A copy of any rejection certificate shall be mailed to the safety responsibility division by the examining physician or optometrist."**

Renumber the lines accordingly.

And when so amended recommends the same do pass..

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 101 has had the same under consideration and recommends that the same be amended as follows:

In line 9 following the word "vehicles" insert the words **"approach or"**.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

Senator Longmire moved that after reading of Senate Bills Nos. 155, 161, and 167, on the Consent Calendar, and Senate Bills Nos. 7, 61 and 92 on the calendar, that the Senate recess until 1:30 P.M., January 21, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

TWELFTH DAY AFTER RECESS AND THIRTEENTH DAY

Bismarck, January 21, 1969

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 61

Senate Bill No. 96

Senate Bill No. 160

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

SECOND READING OF BILLS ON THE CONSENT CALENDAR

Senator Becker requested that Senate Bills No. 155 and 161 be removed from the Consent Calendar, which request was granted.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 39 has had the same under consideration and recommends that the same be amended as follows:

At the end of line 11 add the following:

"It is the intent of the legislative assembly that political subdivisions and the state board of equalization in their determination of whether the tax exemptions authorized by this chapter shall be granted, shall give due weight to their impact and effect upon existing industry and business to the end that an unfair advantage shall not be given to new enterprises which is to the substantial detriment of existing enterprises."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 8 after the period insert the following:

"The audit report of the state auditor shall identify every return, report or other document examined whose secrecy is guarded by law and which is examined pursuant to this Act by the state auditor or his representatives, provided however that the contents of the return, report, or other document shall not be set out in the audit

report, except that such identification shall include the name and address of the taxpayer or other person who filed the return, report or other document or to whom it relates and the tax department file identification number for it; the audit report shall also show the name or names of the individuals who examined each such return, report or other document.”

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 128 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor 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.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 140 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 141 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 147 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 11 insert triple parentheses before and after the word “remit” and insert in lieu thereof the following: **“waive, and if paid, refund”**

In line 27 insert triple parentheses before and after the word “remit” and insert in lieu thereof the following: **“Waive, and if paid, refund”**

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 153 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

In line 2 of the title delete the words "refuse to comply with"

Delete all of line 3 of the title

In line 4 of the title delete the word "thereunder" and insert in lieu thereof the words "continue operations and oppose unreasonable rules and regulations promulgated under the federal wholesome meat act"

In line 2 after the word "meat" insert the words "**and meat slaughterers' and processors**"

In line 6 after the word "or" insert the words "**injury to health**"

In line 10 delete the words "intends to" and insert in lieu thereof the word "**could**"

In line 28 after the word "an" delete the word "ante-mortem" and after the word "all" delete the words "cattle before" and insert in lieu thereof the words "**livestock when**"

In line 37 delete the words "without complying with" and insert in lieu thereof the words "**and oppose by all legal means all**"

In line 43 after the word "from" delete the words "refusal to comply with the"

Delete all of line 44 and insert in lieu thereof the words "**the application of unreasonable**"

In line 45 after the word "promulgated" delete the word "thereunder" and insert in lieu thereof the words "**under the federal wholesome meat act**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Nething and Roen introduced:

Senate Bill No. 254. A Bill for an Act to amend and reenact sections 15-04-21 and 15-07-20 of the North Dakota Century Code, relating to leasing of grant and nongrant lands and providing for notice to be given to holdover tenants regarding renewal.

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

Senators Nething and Freed introduced:

Senate Bill No. 255. A Bill for an Act to provide that every county shall have at least one deputy sheriff or office deputy sheriff.

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

Senators Doherty, Unruh, and Wenstrom introduced:

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, Business and Labor.

Senators Ruemmele and Freed introduced:

Senate Bill No. 257. A Bill for an Act to amend and reenact section 25-09-04 of the North Dakota Century Code, relating to the definition of responsible relatives for pay for care and treatment of patients at state institutions.

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

Senator Longmire introduced:

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 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.

Senator Longmire introduced:

Senate Bill No. 259. A Bill for an Act to create and enact section 15-39-17.1 of the North Dakota Century Code, relating to the levy of a tax by school districts for matching contributions to the teachers' insurance and retirement fund.

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

Senators Guy Larson, Freed, Wenstrom, Meschke and Kautzmann introduced:

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.

Senators Doherty, Freed, Wenstrom and Kelly introduced:

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.

Senator Becker introduced:

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.

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

Senators Roen, Mutch and Lowe introduced:

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.

Senators Unruh and Meschke introduced:

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.

Senators Freed, Roen and Lips introduced:

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, Business and Labor.

Senators Van Horn, Ruemmele and Doherty introduced:

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.

Senator Redlin introduced:

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.

Senators Doherty, Rait, Wenstrom, and Kelly introduced:

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.

Senators Longmire and Lips introduced:

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.

Senators Chesrown, Freed, Nething and Holand introduced:

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.

Senators Morgan, Doherty, Guy Larson and Toreson introduced:

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 and Veterans' Affairs.

MOTION

Senator Becker moved that Senate Bill No. 102 be returned to the Senate from the Committee on Finance and Taxation, which motion prevailed.

Senator Becker moved that Senate Bill No. 102 be re-referred to the Committee on Transportation, which motion prevailed.

Senator Chesrown moved that Senate Bill No. 163 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Chesrown moved that Senate Bill No. 163 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Senator Redlin moved that Senate Bill No. 247 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Redlin moved that Senate Bill No. 247 be re-referred to the Committee on Agriculture, which motion prevailed.

REQUEST TO WITHDRAW

Senator Hernettt moved that Senate Bill No. 67 be returned to the Senate from the Committee on Appropriations, which motion prevailed.

Senator Hernettt requested the unanimous consent of the Senate to withdraw Senate Bill No. 67, which request was granted.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTEENTH DAY

Bismarck, January 21, 1969

The Senate convened at 2:00 P.M., the President presiding. Prayer by Chaplain John J. Dolan, Church of Corpus Christi, Bismarck.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

O God, grant your blessings to these members of our legislature. Let their minds be opened to Thy enlightenment, so that, in the practice of politics, they may be able to distinguish between agreement which compromises principle, and agreement which does not compromise principle. Let their hearts be opened to your strengthening, so that in all they do here, they may act for their own souls' salvation and for the spiritual and temporal welfare of us all.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

Roll call: All Senators present except Senators Christensen, Ringsak and Torgerson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eleventh Day After Recess and Twelfth Day and recommends that the same be corrected as follows:

On page 128, line 14, delete the word "lead" and insert in lieu thereof the word "led".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Sorlie moved that the amendments to Senate Bill No. 4 as recommended by the Committee on Appropriations, and printed on pages 128 and 129 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 5 as recommended by the Committee on Appropriations, and printed on page 129 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that consideration of the amendments to Senate Bill No. 10 be laid over one legislative day, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 15 as recommended by the Committee on Appropriations, and printed on page 130 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 25 as recommended by the Committee on Appropriations, and printed on page 130 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that consideration of the amendments to Senate Bill No. 42 be laid over one legislative day, which motion prevailed.

Senator Nasset moved that Senate Bill No. 50 be re-referred to the Committee on Transportation, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 75 as recommended by the Committee on Judiciary, and printed on page 123 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 101 as recommended by the Committee on Transportation, and printed on page 131 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 173 as recommended by the Committee on Judiciary, and printed on page 124 of the Senate Journal, be adopted, which motion prevailed.

Senator Freed moved that Senate Bill No. 173 be further amended as follows:

In line 19, delete the word "five" and insert in lieu thereof the word "one".

Which motion prevailed.

SECOND READING OF A SENATE BILL ON THE CONSENT CALENDAR

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen Ringsak Torgerson

So the bill was passed and the title was agreed to.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Low	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen Ringsak Torgerson

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 106 of the Senate Journal, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Unruh
Freed	Low	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand			

Those voting in the negative were:

Trenbeath

Absent and not voting:

Christensen Ringsak Torgerson

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.

Which has been read.

Senator Strinden moved that Senate Bill No. 92 be laid over one legislative day, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Ringsak	Torgerson
-------------	---------	-----------

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Becker moved that Senate Bill No. 161 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

FIRST 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.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

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.

Which was read the first time and referred to the Committee on Agriculture.

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.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

MESSAGE FROM THE HOUSE

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

MOTION

Senator Longmire moved that a committee of three be appointed to act with a like committee from the House to arrange for a joint memorial session on February 22nd commemorating Washington's birthday, which motion prevailed.

The President appointed as such committee, Senators Decker, Stafne and Thoreson.

Senator Longmire moved that after the reading of Senate Bills Nos. 4, 5, 15, 25, 75, 101, 128, 140, 141, 147 and 173 that the Senate recess until 1:30 P.M., on January 22, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTEENTH DAY AFTER RECESS AND FOURTEENTH DAY

Bismarck, January 22, 1969

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- Senate Bill No. 4
- Senate Bill No. 5
- Senate Bill No. 15
- Senate Bill No. 25
- Senate Bill No. 75
- Senate Bill No. 101
- Senate Bill No. 173

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Schultz moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

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.

- Senator Decker
- Senator Stafne
- Senator Thoreson

LEO LEIDHOLM, Secretary

REPORT OF SELECT COMMITTEE

Mr. President: Your Select Committee appointed to act as a Committee on Employment recommends that the name of Jane Romsdal as committee clerk be deleted as of January 21, 1969, and the name of Darlene Jose be inserted in lieu thereof as Committee Clerk-Typist.

Senator Robinson moved that the report be adopted.

ROLL CALL

The question being on the motion of Senator Robinson, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

- | | | | |
|----------|------------|---------|-----------|
| Becker | Kelly | Mutch | Sorlie |
| Butler | Larson, G. | Nasset | Stafne |
| Chesrown | Larson, L. | Nothing | Strinden |
| Coughlin | Lips | Pyle | Stroup |
| Doherty | Litten | Rait | Thoreson |
| Forkner | Longmire | Redlin | Torgerson |

Freed	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Roen	Van Horn
Holand	Meschke	Sands	Wenstrom
Jacobson	Morgan	Schultz	Wilhite
Kautzmann			
Absent and not voting:			
Berube	Christensen	Decker	Ruemmele
So the motion prevailed.			

The Lieutenant Governor then administered the oath of office to Darlene Jose.

REPORTS OF STANDING COMMITTEES

Mr. President: 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:

Delete everything after the words "A BILL" and insert in lieu thereof the following language:

"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.

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

SECTION 1. GUARANTEE LOAN PROGRAM — ADMINISTRATION.) The Bank of North Dakota, hereinafter called the "agency", shall be the state agency designated to administer a state guarantee loan program, as provided in this Act. The board of higher education, hereinafter referred to as the "board", shall advise the agency on criteria for student eligibility to participate in the program.

SECTION 2. POWERS AND DUTIES OF THE BANK OF NORTH DAKOTA.) The Bank of North Dakota shall have the following powers and duties under this Act:

1. To guarantee the loan of money by eligible lending institutions, upon such terms, conditions, and application procedures, commensurate with the applicable provisions of the federal Higher Education Act of 1965, as amended, which it may establish in accordance with the provisions of this Act, to students, provided such persons shall have been residents of this state for at least one year and meet such other requirements as may be determined necessary, prior to making application under this Act, and who are attending or plan to attend an eligible institution located within or without this state to assist them in meeting their expenses of higher education or vocational education. Students who are attending or plan to attend colleges on a part-time basis shall be eligible for loans hereunder. The agency shall, by rule, establish minimum qualifications for a person to be deemed a part-time student for purposes of this Act.
2. To take, hold, and administer, on behalf of the state from any source any real property, personal property and moneys, or any interest therein, and the income therefrom, either absolutely or in trust, for any purpose of the guarantee loan program, provided that no guarantee obligation of the agency shall be an obligation of the agency, payable out of any moneys except those made available to it under this Act.
3. To adopt rules and regulations not inconsistent with law, governing the qualifications and financial needs of students; and establish a method of application for the granting, administration, and repayment of loans which may be made by eligible lending

institutions, and make such other rules as may be necessary to properly administer this Act.

SECTION 3. AGENCY SHALL PRESCRIBE THE RATE OF INTEREST.) Any loan guaranteed by the agency shall bear simple interest at a rate not in excess of the interest charged by the lender to other persons for similar types of loans not guaranteed by the agency unless the agency determines that such a higher rate of interest is justified by special circumstances and would be consistent with the general objectives of this Act.

SECTION 4. REPAYMENT OF LOANS.) Loans made under the provisions of this Act and any other loans received by the student under the provisions of the Higher Education Act of 1965, as amended, shall be repaid in the amount of not less than thirty dollars per month commencing on the first day of the tenth calendar month following terminations of enrollment or earlier at the option of the borrower. Deferment of repayment provisions for not more than three years may be authorized by the agency if the student shall serve on active duty as a member of the armed forces of the United States or an active member of such other program as may be approved by the agency.

SECTION 5. ESTABLISHMENT AND MAINTENANCE OF ADEQUATE GUARANTEE FUNDS.) The agency shall establish and at all times maintain from funds appropriated under this Act an adequate guarantee reserve fund in a special account in the Bank of North Dakota which fund shall not be less than one-tenth of the dollar value of the total portion of loans not insured by the federal government. The agency is authorized to enter into an agreement with the federal government for the coinsurance of loans guaranteed under this program. The securities in which the moneys in the reserve fund may be invested shall meet the same requirements as those authorized for investment under the state investment board. The income from such investments shall be made available for the costs of administering the guarantee loan program and income in excess of that required to pay the cost of administering the program shall be deposited in the reserve fund. The proceeds of such reserve fund received from federal, state, or private sources for the purpose of guaranteeing loans made to students as provided in this Act are hereby appropriated as a continuing appropriation for the payment of defaulted loans. This fund shall be a self-sustaining revolving fund, and the amount of such fund to be available for the guaranteeing of loans in any one year shall be determined by a formula which will assure so far as possible an equal amount of reserve funds being available for each future year of operation.

SECTION 6. PROCEDURE ON DEFAULT OF GUARANTEED LOAN.) Whenever it shall appear to the satisfaction of the agency that a guaranteed loan made in accordance with the provisions of this Act is in default, and the eligible lender has certified such fact to the agency, the agency shall reimburse the eligible lender making the loan from the reserve fund to the extent the loan was guaranteed by the fund. Whenever payment of the guaranteed principal balance of any insured or guaranteed loan is demanded of the agency, the note and accompanying evidence of the loan shall be tendered to the agency in manner and form to confer good title so that the loan may be collected by the agency as it may determine according to law. Neither minority nor any statute of limitations may be used as a defense against collection of any loan through court proceedings.

SECTION 7. FEES FOR INSURANCE AND OTHER REASONABLE COSTS.) The agency is hereby authorized to charge reasonable fees for guarantee and insurance to students obtaining loans under this Act, and such receipts shall be deposited in the reserve fund in the agency.

SECTION 8. CONTRACT WITH UNITED STUDENT AID FUNDS, INC., OR SIMILAR NONPROFIT CORPORATION.) The agency is authorized to appoint the United Student Aid Funds, Inc., or similar nonprofit corporation, as agent of the state, to assist in performing the administrative functions of the state under and subject to the terms and provisions of this Act and to perform such other duties as may be prescribed by the agency for the proper administration of the guarantee loan program. The agency shall pay fees to the United Student Aid Funds, Inc., or similar nonprofit corporation, as it may determine necessary for the administration of such program. In the event that the agency has entered into an agreement with United Student Aid Funds, Inc., or a similar nonprofit corporation and at a later date determines that it can administer the program more economically and efficiently than can such nonprofit corporation, it shall upon proper notice terminate the agreement with such nonprofit corporation.

SECTION 9. INFORMATION SYSTEM.) The eligible institutions in the state shall furnish to the agency and other lending institutions such information as may be necessary to properly administer the guarantee loan program and the agency shall furnish information in regard to student loan transactions on a regular basis to such educational institutions.

SECTION 10. ELIGIBILITY FOR PARTICIPATION IN FEDERAL STUDENT LOAN PROGRAM.) The agency is directed to comply with such requirements as may be necessary to enter into an agreement with the government of the United States for the purpose of procuring funds and assistance for the administration, development, and operation of a guarantee loan program. No provision of this Act shall be construed or have the effect of preventing the agency from complying with the guarantee loan program requirements of title IV, part B, of the Higher Education Act of 1965, or similar Acts of the Congress or with any amendments thereto relating to the guarantee loan program.

SECTION 11. COORDINATION WITH FEDERAL PROGRAMS RELATING TO STUDENT LOANS.) The office of the board shall be the information center for the guarantee loan program and any other federal student assistance programs under the Higher Education Act of 1965 or similar Acts of Congress and amendments thereto, and shall, through its biennial report, provide the governor and the legislative assembly with information regarding the financial activities pertaining to the student financial aid provisions of such Act in the state. If state matching funds are needed, the board shall present to the office of the executive budget on a biennial basis a request for an appropriation of funds for the establishment and continuation of such programs.

SECTION 12. ASSISTANCE TO OTHER STATE AGENCIES — REPORTS TO THE BOARD.) For the purpose of developing efficiency and economy in scholarship and loan programs and to develop a central scholarship and student loan information system, all state agencies, departments, and institutions shall make available to the board all necessary information regarding student loan or scholarship programs administered by such agencies. Before establishing new student loan or scholarship programs, such agencies, departments, and institutions shall notify the board of such plans and the board shall make available such services as it is able to provide in the development, administration, and coordination of such programs. The information which is provided to the board shall be made available from time to time in the form of a written report to the governor and the legislative assembly, and to the students of the state who are seeking financial assistance in furthering their education.

SECTION 13. STATE SCHOLARSHIP BOARD TO DISCONTINUE MAKING LOANS.) The state scholarship board shall discon-

tinue making loans under chapter 15-62 of the North Dakota Century Code, and the funds in the state scholarship revolving fund along with the available interest on such moneys and subsequent payments of interest and principal received from students shall be transferred by the Bank of North Dakota to a reserve fund for a state guarantee loan program in a special fund in the bank. The bank and the state scholarship board shall continue to collect all outstanding loans and provide such other services as may be necessary to collect such loans.

SECTION 14. PENALTY.) Any person who knowingly makes a false statement or misrepresentation in connection with an application under the guarantee loan program shall be subject to a fine of not more than one thousand dollars or to imprisonment for not more than one year, or both fine and imprisonment."

And when so amended recommends the same do pass.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Hernettt moved that the amendments to Senate Bill No. 39 as recommended by the Committee on Industry, Business and Labor, and printed on page 133 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 55 as recommended by the Committee on Finance and Taxation, and printed on pages 133 and 134 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 152 as recommended by the Committee on Finance and Taxation, and printed on page 134, of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Concurrent Resolution No. 11 as recommended by the Committee on Agriculture, and printed on page 135 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Butler, Guy Larson and Meschke introduced:

Senate Bill No. 272. A Bill for an Act to create and enact sections 43-03-22, 43-03-23, 43-03-24, and 43-03-25 of the North Dakota Century Code, relating to the regulation of the practice of architecture, and to amend and reenact sections 43-03-01, 43-03-02, 43-03-03, 43-03-04, 43-03-06, 43-03-09, 43-03-10, 43-03-11, 43-03-13, 43-03-14, 43-03-15, 43-03-16, 43-03-18, 43-03-19, 43-03-20, and 43-03-21 of the North Dakota Century Code, relating to the membership, powers, and duties of the state board of architecture, the qualifications and examination of applicants for registration, and the regulation of the practice of architecture, and providing a penalty.

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

Senators Decker, Kelly and Meschke introduced:

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.

The Committee on Appropriations introduced:

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.

Senator Meschke introduced:

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.

Senator Longmire introduced:

Senate Bill No. 276. A Bill for an Act to provide for protection in public buildings from fallout gamma radiation hazards.

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

Senators Chesrown and Meschke introduced:

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.

Senators Butler, Guy Larson and Melland introduced:

Senate Bill No. 278. A Bill for an Act to amend and reenact section 6-01-03 of the North Dakota Century Code, relating to the state banking board and its powers.

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

Senators Butler, Guy Larson and Melland introduced:

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, Business and Labor.

Senators Robinson, Mutch and Forkner introduced:

Senate Bill No. 280. A Bill for an Act to require the placing of the state highway patrol emergency assistance telephone number on all speed control signs on state highways.

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

Senators Kelly, Morgan and Van Horn introduced:

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.

Senators Wenstrom, Melland, Wilhite, Litten and Lowe introduced:

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.

Senators Chesrown and Freed introduced:

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.

Senator Kautzmann introduced:

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.

Senators Robinson and Mutch introduced:

Senate Bill No. 285. A Bill for an Act to amend and reenact subsection 2 of section 39-21-18 of the North Dakota Century Code, providing that an ambulance equipped with a rotating red light is excepted from the requirement that all emergency vehicles display two flashing red lights to the front and two flashing red lights to the rear.

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

Senators Chesrown and Freed introduced:

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.

Senators Chesrown and Freed introduced:

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.

Senator Decker introduced:

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.

Senator Decker introduced:

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.

Senators Litten, Lowe and Sorlie introduced:

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.

Senators Coughlin and Nasset introduced:

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.

Senators Lips and Longmire introduced:

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 and Veterans' Affairs.

Senator Lowe introduced:

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, Business and Labor.

Senators Guy Larson, Butler and Lips introduced:

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 Industry, Business and Labor.

Senator Trenbeath introduced:

Senate Bill No. 295. A Bill for an Act to create and enact section 61-01-27, relating to the acquisition of land by eminent domain for flood control or municipal or industrial water supply purposes.

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

FIRST READING OF HOUSE BILLS

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.

Which was read the first time and referred to the Committee on Natural Resources.

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 was read the first time and referred to the Committee on Industry, Business and Labor.

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.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

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.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

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.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FOURTEENTH DAY

Bismarck, January 22, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain A. Benjamin Dove, First Presbyterian, Mandan.

Gracious God, our Father, you have made this state and it is your spirit which sustains us in it. Nothing we do or say can compare with the majesty of your creation — the resources with which you have blessed North Dakota. We thank thee for trusting this state, these times to our care.

Forgive us when our view and our opportunities have been diminished by fear or by greed, or short sightedness.

As citizens, as lawmakers, help us to see beyond the pressures of the immediate hour. Lend the light of your will as your people face the peculiar problems of a rural state in an urban society. Keep us from feeling sorry for ourselves.

Enable these senators to see in their difficult decisions, not only problems, but opportunities.

Grant them all wisdom, courage and joy as they work.

In Christ's name,

Amen.

Roll call: All Senators present except Senators Christensen and Decker.

A quorum was declared by the President.

Mr. President: 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:

On page 142, in line 19, delete the figure "50".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Sorlie moved that the amendments to Senate Bill No. 10 as recommended by the Committee on Appropriations and printed on pages 129 and 130 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 42 as recommended by the Committee on State and Federal Government and printed on page 95 of the Senate Journal, be adopted, which motion prevailed.

SECOND READING OF
A SENATE BILL ON THE CONSENT CALENDAR

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen	Decker	Stafne
-------------	--------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 128 and 129 of the Senate Journal, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Stafne
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Those voting in the negative were:

Strinden

Absent and not voting:

Christensen Decker

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 129 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Torgerson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen Decker Nasset

So the bill passed and the title was agreed to, and the emergency clause 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 130 of the Senate Journal, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Butler	Larson, G.	Nething	Stafne
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson			

Those voting in the negative were:

Strinden

Absent and not voting:

Christensen Decker Nasset

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 130 of the Senate Journal, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Doherty	Lips	Redlin	Torgerson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Roen	Van Horn
Hernett	Luick	Sands	Wenstrom
Holand	Melland	Schultz	Wilhite

Those voting in the negative were:

Morgan Mutch

Absent and not voting:

Christensen Decker Ruemmele

So the bill passed and the title was agreed to.

Senate Bill No. 75. A Bill for an Act to provide immunity for counselors of school pupils from the disclosure of privileged information.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 123 of the Senate Journal, the roll was called and there were ayes, 32; nays, 15; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Goldberg	Lowe	Roen
Berube	Hernett	Luick	Sorlie
Butler	Holand	Melland	Stafne
Chesrown	Jacobson	Meschke	Stroup
Coughlin	Kautzmann	Nasset	Thoreson
Doherty	Kelly	Nething	Unruh
Forkner	Lips	Pyle	Wenstrom
Freed	Longmire	Rait	Wilhite

Those voting in the negative were:

Larson, G.	Mutch	Ruemmele	Torgerson
Larson, L.	Redlin	Sands	Trenbeath
Litten	Ringsak	Schultz	Van Horn
Morgan	Robinson	Strinden	

Absent and not voting:

Christensen Decker

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Ringsak moved that Senate Bill No. 92 be amended as follows:

In line 14, delete the triple parentheses and the words "last Monday in".

In line 22 delete the triple parentheses and the words "fourth Monday in"

In line 23 delete the word "October".

In line 57 delete the triple parentheses and the words "the fourth Monday in October".

Renumber the lines accordingly.

Which motion lost.

Senator Doherty moved that Senate Bill No. 92 be amended as follows:

In line 22 delete the triple parentheses and the words "fourth Monday in".

In line 23 delete the word "October".

In line 57 delete the triple parentheses and the words "the fourth Monday in October".

Renumber the lines accordingly.

Senator Torgerson requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Doherty, the roll was called and there were ayes, 25; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Longmire	Redlin	Thoreson
Berube	Lowe	Ringsak	Torgerson
Doherty	Luick	Robinson	Trenbeath
Forkner	Morgan	Schultz	Unruh
Kautzmann	Mutch	Sorlie	Van Horn
Kelly	Rait	Strinden	Wilhite
Larson, L.			

Those voting in the negative were:

Butler	Holand	Meschke	Ruemmele
Chesrown	Jacobson	Nasset	Sands
Coughlin	Larson, G.	Nething	Stafne
Freed	Lips	Pyle	Stroup
Goldberg	Litten	Roen	Wenstrom
Hernett	Melland		

Absent and not voting:

Christensen Decker

So the motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 92 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 92 as amended from the floor, the roll was called and there were ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Kautzmann	Meschke	Sorlie
Butler	Kelly	Morgan	Stafne
Chesrown	Larson, L.	Nasset	Strinden
Coughlin	Lips	Nething	Stroup
Doherty	Litten	Pyle	Trenbeath
Forkner	Longmire	Rait	Unruh
Freed	Lowe	Ringsak	Van Horn
Goldberg	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite

Those voting in the negative were:

Becker	Larson, G.	Robinson	Thoreson
Hernett	Mutch	Sands	Torgerson
Jacobson	Redlin	Schultz	

Absent and not voting:

Christensen Decker

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.

Which has been read.

Senator Holand moved that Senate Bill No. 101 be re-referred to the Committee on Judiciary, which motion prevailed.

Senate Bill No. 128. A Bill for an Act relating to banks and banking and relating to payment or settlement of checks.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Stafne
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nething	Thoreson
Doherty	Lips	Pyle	Torgerson
Forkner	Litten	Redlin	Trenbeath
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite

Those voting in the negative were:

Rait	Sands	Schultz
------	-------	---------

Absent and not voting:

Christensen	Decker
-------------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Schultz
Berube	Larson, G.	Nasset	Sorlie
Butler	Larson, L.	Nething	Stafne
Chesrown	Lips	Pyle	Strinden
Coughlin	Litten	Rait	Thoreson
Freed	Longmire	Redlin	Torgerson
Goldberg	Lowe	Ringsak	Trenbeath
Hernett	Luick	Robinson	Unruh
Holand	Melland	Roen	Van Horn
Jacobson	Meschke	Ruemmele	Wenstrom
Kautzmann	Morgan	Sands	Wilhite

Those voting in the negative were:

Doherty

Absent and not voting:

Christensen	Decker	Forkner	Stroup
-------------	--------	---------	--------

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, L.	Nething	Stafne
Chesrown	Lips	Pyle	Strinden
Coughlin	Litten	Rait	Stroup
Doherty	Longmire	Redlin	Thoreson
Forkner	Lowe	Ringsak	Torgerson
Freed	Luick	Robinson	Trenbeath
Goldberg	Melland	Roen	Unruh
Hernett	Meschke	Ruemmele	Van Horn
Holand	Morgan	Sands	Wenstrom
Jacobson			Wilhite

Absent and not voting:

Christensen Decker Larson, G.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Butler	Larson, G.	Nasset	Stafne
Chesrown	Larson, L.	Nething	Strinden
Coughlin	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Torgerson
Freed	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Roen	Van Horn
Holand	Meschke	Ruemmele	Wenstrom
Jacobson		Sands	Wilhite

Absent and not voting:

Christensen Decker

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 124 of the Senate Journal and from the floor, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Schultz
Berube	Larson, G.	Nasset	Sorlie
Butler	Larson, L.	Nething	Stafne
Chesrown	Lips	Pyle	Strinden
Coughlin	Litten	Rait	Stroup
Doherty	Longmire	Redlin	Thoreson
Forkner	Lowe	Ringsak	Torgerson
Freed	Luick	Robinson	Trenbeath

Goldberg
Hernett
Holand
Kautzmann

Melland
Meschke
Morgan

Roen
Ruemmele
Sands

Unruh
Van Horn
Wenstrom
Wilhite

Absent and not voting:
Christensen Decker

Jacobson

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

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

MOTIONS

Senator Redlin moved that Senate Bill No. 250 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Redlin moved that Senate Bill No. 250 be re-referred to the Committee on Agriculture, which motion prevailed.

Senator Longmire moved that after the reading of Senate Bills Nos. 10, 39, 42, 55, 152, 199, 219 and Senate Concurrent Resolution No. 11, that the Senate recess until 1:30 p.m., January 23, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FOURTEENTH DAY AFTER RECESS AND FIFTEENTH DAY

Bismarck, January 23, 1969

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and a concurrent resolution:

Senate Bill No. 10
 Senate Bill No. 39
 Senate Bill No. 42
 Senate Bill No. 55
 Senate Bill No. 152
 Senate Concurrent Resolution No. 11

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 82 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 28 delete the word "perjury" and insert in lieu thereof the words "this chapter"

In line 56 delete the word "perjury" and insert in lieu thereof the words "this chapter"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

In line 6 after the triple parentheses delete the word "ten" and insert in lieu thereof the word "fifteen"

In line 30 after the word "fee" insert the following "unless the report and payment have been made by a prior distributor of the feed"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 5 delete the word "nonptofit" and insert in lieu thereof the word "nonprofit"

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 172 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the word "sell" insert the words "self-liquidating"

In line 2 of the title after the word "such" insert the words "self-liquidating"

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 206 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 23 after the word "any" delete the word "agency" and insert the following "occupational and professional boards"

Remember the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 20 after the word "state" insert a comma

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 32 be dispensed with, which motion prevailed.

Senator Holand moved that the amendments to Senate Bill No. 32 as recommended by the Committee on Education, and printed on pages 144, 145, 146 and 147 of the Senate Journal, be adopted, which motion prevailed.

MOTIONS

Senator Melland moved that the Senators absent be excused, which motion prevailed.

Senator Longmire move that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FOURTEENTH DAY

Bismarck, January 23, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Walter Ellingson, St. George Episcopal Church, Bismarck.

Grant, O God, that all people may come to understand the work of local government as a vocation and ministry — that they may bring to their work brains that think, and hearts that feel the true needs of this State and Nation. We ask that we may have ideals, imagination, wisdom and courage; that we may never be enslaved by routine, outmoded tradition and popular opinion, but that we ever be upheld by Thy Free Spiirt. This we ask for all men. Amen.

Roll call: All Senators present except Senators Christensen and Decker.

A quoroum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirteenth Day after Recess and Fourteenth Day and recommends that the same be corrected as follows:

On page 158, second line from bottom of page, delete the words "do adjourn" and insert in lieu thereof the words "recess until 1:30 p.m., January 23, 1969"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Torgerson, Litten, Strinden, Ringsak, Sands, Freed, Nething, Redlin, Doherty, Thoreson, Nasset, Van Horn, Wilhite, Becker, Melland, Longmire, Mutch, Kelly, Unruh, Kautzmann, Meshke, Holand, Lips, and Ruemmele introduced:

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.

Senator Torgerson moved that the Rules be suspended, that Senate Concurrent Resolution No. 14 be not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 14

Introduced by Senators Torgerson, Litten, Strinden, Ringsak, Sands, Freed, Nething, Redlin, Doherty, Thoreson, Nasset, Van Horn, Wilhite, Becker, Melland, Longmire, Mutch, Kelly, Unruh, Kautzmann, Meschke, Holand, Lips, Ruemmele.

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.

1 WHEREAS, the North Dakota American Legion is, with the
2 national American Legion, currently observing the fiftieth
3 anniversary of its inception in 1919; and

4 WHEREAS, the North Dakota American Legion has, during the
5 past fifty years, been a responsible contributor to citizen
6 thought and deed during the years of our Nation's emergence as
7 a world power; and

8 WHEREAS, American Legion history of the past fifty years is
9 filled with achievements in behalf of mankind through active,
170 continuous campaigns to preserve the lofty concepts of Justice,

11 Freedom, and Democracy; and

12 WHEREAS, in this, the Golden Year of the North Dakota
13 American Legion, the organization is addressing itself to
14 charting anew its course of service to a changing community,
15 State, and Nation; and

16 WHEREAS, the North Dakota American Legion is dedicated,
17 with the national organization, to forging the future of a
18 strong, vigorous, compassionate America in the next half
18a century;

19 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE
19a OF THE

20 STATE OF NORTH DAKOTA, THE HOUSE OF
20a REPRESENTATIVES

21 CONCURRING THEREIN:

22 That the Forty-first Legislative Assembly recognizes the
23 contribution which the American Legion has made and
23a continues

24 to make to our State and congratulates the North Dakota
24a American

25 Legion and each of its members upon the Golden Anniversary of
26 their organizations and hereby declares that January 28, 1969,
27 shall be North Dakota American Legion Day in North Dakota;
27a and

28 BE IT FURTHER RESOLVED, that copies of this resolution be
29 forwarded by the Secretary of State to the Commander of the
30 North Dakota American Legion and to the Department Adjutant of
31 the North Dakota American Legion.

SECOND READING OF SENATE CONCURRENT 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.

Senator Torgerson moved that Senate Concurrent Resolution No. 14 be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Strinden introduced:

Senate Bill No. 296. 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.

Senators Trenbeath, Wenstrom, Pyle, Hernett and Ringsak introduced:

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 Industry, Business and Labor.

Senators Chesrown and Freed introduced:

Senate Bill No. 298. A Bill for an Act providing for the adoption of an interstate agreement on detainers and for the implementation thereof.

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

Senator Wilhite introduced:

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, Business and Labor.

Senators Jacobson, Roen and Robinson introduced:

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.

Was read the first time and referred to the committee on Natural Resources.

Senator Wenstrom introduced:

Senate Bill No. 301. A Bill for an Act to amend and reenact section 7-02-14 of the North Dakota Century Code, relating to the powers of state-chartered savings and loan associations.

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

Senators Guy Larson, Trenbeath introduced:

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.

Senators Ringsak and Trenbeath introduced:

Senate Bill No. 303. A Bill for an Act to create and enact section 26-15-16.1 of the North Dakota Century Code, relating to establishment of premium charges for county mutual insurance companies; to amend and reenact subsection 2 of section 26-01-11, sections 26-15-01, 26-15-01.1, subsection 3 of section 26-15-02, and sections 26-15-13, 26-15-14, 26-15-15, and 26-15-16 of the North Dakota Century Code, relating to organization of county mutual insurance companies, their liability insurance contracts, territorial limits of operation, and risk coverage; and to repeal sections 26-15-17, 26-15-18, 26-15-19, 26-15-20, and 26-15-21 of the North Dakota Century Code, relating to assessment for payment of losses and expenses of county mutual insurance companies.

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

Senators Butler and Lowe introduced:

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, Business and Labor.

Senators Butler and Lowe introduced:

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 Industry, Business and Labor.

Senators Butler, Coughlin, Melland, Lips, Wenstrom, Kelly and Unruh introduced:

Senate Bill No. 306. A Bill for an Act to provide for airport service fees for originating passengers boarding aircrafts 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.

Senators Wilhite and Lips introduced:

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.

Senators Meschke and Chesrown introduced:

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.

Senators Sands, Pyle and Ringsak introduced:

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, Business and Labor.

Senator Morgan introduced:

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.

Senators Ringsak, Chesrown, Forkner and Nething introduced:

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.

Senators Ringsak, Chesrown, Forkner and Nething introduced:

Senate Bill No. 312. A Bill for an Act to amend and reenact subsections 1 and 2 of section 11-10-10, and section 11-10-11 of the North Dakota Century Code, relating to salaries of county officers and the appointment and salaries of deputies and clerks.

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

Senators Ringsak and Nething introduced:

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.

Senators Ringsak and Nething introduced:

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.

Senators Ringsak and Nething introduced:

Senate Bill No. 315. A Bill for an Act to amend and reenact section 50-06-04 of the 1967 Supplement of the North Dakota Century Code, relating to compensation of public welfare board members.

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

Senator Forkner introduced:

Senate Bill No. 316. A Bill for an Act to provide for the refund of any motor vehicle registration fees due Donald Quam because of erroneous payment; and providing an appropriation.

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

Senator Rait introduced:

Senate Bill No. 317. A Bill for an Act to repeal section 50-24-37 of the 1967 Supplement of the North Dakota Century Code, relating to fee charges for assisting applicants or recipients of assistance.

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

Senators Becker and Torgerson introduced:

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.

Senators Torgerson, Melland, and Becker introduced:

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.

Senators Ringsak, Hernett and Nething introduced:

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.

Senator Wilhite introduced:

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 and natural gas, prohibiting discrimination among purchasers of crude petroleum, vesting jurisdiction over common purchasers in the industrial commission, and providing a penalty for violation.

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

Senator Torgerson introduced:

Senate Bill No. 322. A Bill for an Act to create and enact sections 37-01-09.1 and 37-01-10.1 of the North Dakota Century Code, relating to military decorations and awards, and declaring an emergency.

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

Senators Ringsak and Nething introduced:

Senate Bill No. 323. A Bill for an Act to amend and reenact subsection 6 of section 10-04-02 of the North Dakota Century Code, relating to definition of person.

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

Senators Melland, Nething, and Torgerson introduced:

Senate Bill No. 324. A Bill for an Act applying to automobile liability insurance policies when an insured under a garage liability policy loans, rents, or leases a vehicle to a person or organization, and establishing primary and excess insurance coverage in relation thereto.

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

Senators Forkner, Ringsak, Redlin and Doherty introduced:

Senate Bill No. 325. A Bill for an Act to place all college and university student publications for which public funds or mandatory student fees are expended or for which college or university facilities are used under the supervision and authority of the journalism or English departments of the institution under the jurisdiction of the head of such institution.

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

Senators Kautzmann, Doherty, Freed, Coughlin, Kelly and Roen introduced:

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.

Senators Butler and Unruh introduced:

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 withhold-

ing 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.

Senators Butler, Unruh and Becker introduced:

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.

Senators Butler, Unruh and Wilhite introduced:

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.

Senators Butler and Rait introduced:

Senate Bill No. 330. A Bill for an Act authorizing the referral of delinquent sales, use and income taxes to a collection agency for collection purposes.

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

Senator Lester Larson introduced:

Senate Bill No. 331. A Bill for an Act providing that the state shall pay one-half of election costs in primary, general, and statewide special elections, and making an appropriation.

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

Senators Lester Larson and Pyle introduced:

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.

Senator Lester Larson introduced:

Senate Bill No. 333. A Bill for an Act making an appropriation for the purpose of constructing an access highway from state highway 1 to Stump Lake in Nelson County.

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

Senator Redlin introduced:

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.

Senator Freed introduced:

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.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 129 and 130 of the Senate Journal, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

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 exemption 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 133 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen Decker

So the bill passed and the title was agreed to.

Senate Bill No. 42. A Bill for an Act to amend and re-enact 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 92 of the Senate Journal, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 133 and 134 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen Decker Sorlie

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 134 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne

Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:
Christensen Decker

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Torgerson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Morgan	Schultz	

Those voting in the negative were:

Larson, L.	Meschke	Rait	Van Horn
------------	---------	------	----------

Absent and not voting:
Christensen Decker

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen Decker

So the bill passed and the title was agreed to and the emergency clause carried.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 11. A Concurrent Resolution requesting that meat slaughterers and processors within the state of North Dakota continue operations and oppose unreasonable rules and regulations promulgated under the federal wholesome meat act, and that the Attorney General defend such slaughterers and processors that are subjected to legal action by the Federal Government.

Which has been read.

Senator Longmire moved that Senate Concurrent Resolution No. 11 be re-referred to the Committee on Judiciary, which motion lost.

Senator Strinden moved that Senate Concurrent Resolution No. 11 be adopted.

Senator Meschke requested a division, which request was granted.

The question being on the motion of Senator Strinden, which motion prevailed.

Senator Van Horn moved that the Senate reconsider the action by which Senate Concurrent Resolution No. 11 was adopted, which motion prevailed.

Senator Van Horn moved that Senate Concurrent Resolution No. 11 be re-referred to the Committee on Judiciary, which motion prevailed.

MOTIONS

Senator Becker moved that the rules be suspended and that Senate Bill No. 318 be not printed as a bill but that 300 mimeographed copies be furnished to the members of both the Senate and House Committee on Finance and Taxation, which motion prevailed.

Senator Longmire moved that the name of Senator Thoreson be deleted from the Committee on the Joint Memorial Service and that the name of Senator Van Horn be inserted in lieu thereof, which motion prevailed.

MESSAGES TO THE HOUSE

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

MESSAGES FROM THE HOUSE

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

House Chamber

Bismarck, January 23, 1969

Mr. President: I have the honor to return:

Senate Concurrent Resoltuion No. 14

Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

Senator Longmire moved that after the reading of Senate Bills Nos. 32, 91, 159, 165, 176, Senate Concurrent Resolution No. 7 and House Bill No. 54, that the Senate recess until 1:00 p.m., January 24, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTEENTH DAY AFTER RECESS AND SIXTEENTH DAY

Bismarck, January 24, 1969

The Senate convened at 1:00 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 32

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 79, has had the same under consideration and recommends that the same be amended as follows:

In line 15 place triple parentheses before the word "shall".

In line 16 delete the triple parentheses before and after the word "ten", and delete the word "twenty".

In line 20 place triple parentheses after the period and add the following new language: "may be allowed the sum of fifteen dollars per day while performing his duties as a member of the board of drainage commissioners, and an allowance for actual meals and lodging expenses in an amount of not to exceed twelve dollars per day for each day actually employed in the performance of his duties as a drainage board commissioner. Compensation for expenses incurred in the performance of these duties shall be made in the manner provided in chapter 44-08."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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 line 37 after the parentheses insert the numeral "1" and a period.

In line 43 delete the word "October" and insert in lieu thereof the word "July" and delete the word "employ" and insert in lieu thereof the following: "appoint or elect, as the case may be,"

At the end of line 47 insert the following: "2. The county director of tax equalization shall have the power, duty and responsibility to call upon and confer with township and city assessors in the county and to instruct them in the preparation and proper use of land maps and property record cards, the preparation of assessment books, the changes in assessment laws and regulations, the determination of proper standards of value, the use of proper classifications of property, and the authority to require attendance at meetings, to the end that a uniform assessment of all personal and real property in the county will prevail."

In line 59 delete the word "prepare" and insert in lieu thereof the word "furnish"

In line 112 after the word "study" insert the word "made"

In line 146 delete the words "with the approval" and insert in lieu thereof the following: "after having given due consideration to the recommendations"

In line 149 after the word "association" insert the following: "**the North Dakota township officers association**"

In line 150 delete the word "municipalities" and insert in lieu thereof the word "cities" and delete the word "formulate" and insert in lieu thereof the words "prescribe personal"

In line 151 after the word "blanks" insert the following: "**subject to the approval of the state board of equalization**" and after the period delete the remainder of the line.

In line 152 delete the word "in" and insert in lieu thereof the word "**In**"

In line 153 after the second word "the" insert the word "**personal**"

In line 154 after the word "of" insert the word "**personal**" and delete the triple parentheses before and after the words "Personal property."

In line 155 delete the word "**Property**"

In line 158 insert triple parentheses before and after the word "all" and after the word "property" insert the following: "**as designated by the prescribing form,**"

In line 173 delete the word "**April**" and insert in lieu thereof the word "**February**"

In line 200 delete the word "**ten**" and insert in lieu thereof the word "**fifteen**"

In line 209 delete the word "**they**" and insert in lieu thereof the words "**such official**"

In line 214 delete the word "**they**" and insert in lieu thereof the words "**said official**"

In line 217 insert triple parentheses after the word "he" and insert the words "**said official**" and after the word "has" delete the triple parentheses and the words "**they have**"

Re-number the lines and subsections accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 168, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 170, has had the same under consideration and recommends that the same be amended as follows:

In line 10 after the word "any" insert the following words; "**two or more**" and delete the word "**member**" and insert in lieu thereof the word "**members**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 179, has had the same under consideration and recommends that the same be amended as follows:

In line 8 delete the word "**thirty-five**" and insert in lieu thereof the word "**thirty**"

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Becker moved that the amendments to Senate Bill No. 142 as recommended by the Committee on Finance and Taxation, and printed on page 159 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 157 as recommended by the Committee on State and Federal Government, and printed on page 160 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 161 as recommended by the Committee on Finance and Taxation, and printed on page 160 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 172 as recommended by the Committee on State and Federal Government, and printed on page 160 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 50 as recommended by the Committee on State and Federal Government, and printed on page 161 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 53 as recommended by the Committee on State and Federal Government, and printed on page 161 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF A HOUSE RESOLUTION

House Concurrent Resolution No. 14. A Concurrent Resolution providing and designating House and Senate employees and fixing their salaries.

Which was read the first time.

Senator Robinson moved that the rules be suspended and that House Concurrent Resolution No. 14 be not referred to committee but placed on second reading and final passage, which motion prevailed.

SECOND READING OF 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.

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.

ROLL CALL

The question being on the final passage of House Concurrent Resolution No. 14, **as amended**, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Torgerson
Freed	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Roen	Van Horn
Holand	Meschke	Sands	Wenstrom
Jacobson	Morgan	Schultz	Wilhite
Kautzmann			

Absent and not voting:

Becker	Butler	Christensen	Ruemmele
--------	--------	-------------	----------

So the resolution was declared adopted.

MESSAGE TO THE HOUSE

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

FIRST READING OF SENATE BILLS

Senators Longmire and Holand introduced:

Senate Bill No. 336. A Bill for an Act to state the circumstances in which a court should exercise jurisdiction which has been granted it by the defendant's consent, or should refrain from exercising

existing jurisdiction because of an agreement by the parties that suit should be brought in another state.

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

Senator Holand introduced:

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.

Senators Unruh, Longmire, Coughlin, Rait and Wilhite introduced:

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.

Senators Hernett and Wilhite introduced:

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.

Senator Lowe introduced:

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, Business and Labor.

Senators Hernett and Guy Larson introduced:

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, Business and Labor.

Senators Forkner and Kelly introduced:

Senate Bill No. 342. A Bill for an Act to create and enact subsection 73 of section 39-01-01, sections 39-03-13.1, 39-08-19, and 39-22-14 of the North Dakota Century Code, defining a "used motor vehicle"; providing for random inspection and test of the equipment and mechanical condition of motor vehicles; providing for inspection, test, and certification of the safety of the equipment and mechanical condition of used motor vehicles by licensed motor vehicle dealers prior to sale; to amend and reenact subsection 4 of section 39-03-09 of the North Dakota Century Code, relating to inspection of a motor vehicle operator's license, registration, and the equipment and mechanical condition of motor vehicle being operated; and providing a penalty.

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

Senators Unruh and Sands introduced:

Senate Bill No. 343. A Bill for an Act to amend and reenact sections of 40-35-08, 40-35-09, and 40-35-14 of the North Dakota Century Code, relating to provisions regulating municipal revenue bonds with respect to maximum interest rates, sales at ninety-eight per cent of par, and establishment of certain reserves, and declaring an emergency.

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

Senators Becker and Trenbeath introduced:

Senate Bill No. 344. A Bill for an Act to amend and reenact section 54-49-03 of the North Dakota Century Code, relating to the membership of the natural resources council.

Was read the first time and referred to the committee on Natural Resources.

Senators Becker and Trenbeath introduced:

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, Business and Labor.

Senators Kelly, Wilhite, Lips, G. Larson, and Wenstrom introduced:

Senate Bill No. 346. A Bill for an Act to amend and reenact section 15-18-09, relating to method of payment of state aid paid on current enrollment.

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

Senators Freed, Sands, Mutch, Ringsak and Nething introduced:

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.

Senator Nething introduced:

Senate Bill No. 348. A Bill for an Act to provide for examination of persons eighteen years of age and under before the issuance of a general game license, for the issuance of certificates, and for a penalty.

Was read the first time and referred to the committee on Natural Resources.

Senators Nething and Sands introduced:

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.

Senators Longmire and Holand introduced:

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 commis-

sioners 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.

Senator Melland introduced:

Senate Bill No. 351. A Bill for an Act to create and enact section 54-35-11.1 of the North Dakota Century Code, relating to the selection, number, training, title, and compensation of legislative employees; and to amend and reenact sections 54-03-08, 54-03-10, 54-03-11, 54-03-13, 54-03-14, 54-03-15, 54-03.1-03, and 54-35-11 of the North Dakota Century Code, relating to hiring and removal of legislative employees.

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

Senators Ringsak, Hernet and Nething introduced:

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.

Senators Sands, Thoreson, Redlin and Ruemmele introduced:

Senate Bill No. 353. A Bill for an Act to amend and reenact sections 58-04-01, 58-06-03, 58-08-04, 58-11-02, 58-11-03, and 58-12-01 of the North Dakota Century Code, relating to changing of the dates of township meetings and elections, and the meetings of the boards of township supervisors.

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

Senators Becker and Trenbeath introduced:

Senate Bill No. 354. A Bill for an Act to repeal subdivision i of subsection 1 of section 57-38-01.2 and subdivision g of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the domestic dividend exclusion.

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

Senator Butler introduced:

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 farm machinery for one year.

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

Senator Decker introduced:

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.

Senators Strinden, Ringsak and Nething introduced:

Senate Bill No. 357. A Bill for an Act to create and enact subsection 8 of section 26-08-02, subsection 8 of section 26-14-07, and sections 65-01-13, 65-02-05.1, 65-02-05.2, 65-04-04.2, 65-04-04.3, 65-04-04.4, 65-04-04.5, 65-04-04.6, and to amend and reenact sections 26-28-02, subsection 2 of section 65-01-02, 65-01-05, 65-01-08, 65-01-09, 65-01-10, 65-01-11, 65-02-13, 65-02-14, 65-03-02, 65-04-01, 65-04-04, 65-04-07, 65-04-08, 65-04-10, 65-04-17, 65-04-18, 65-04-19, 65-04-20,

65-04-21, 65-04-27, subsection 1 of section 65-04-27.1, 65-04-28, 65-04-29, 65-04-30, 65-05-01, 65-05-02, 65-05-05, 65-05-06, 65-05-07, 65-05-09, 65-05-10, 65-05-12, 65-05-13, 65-05-14, 65-05-15, 65-05-17, 65-05-25, 65-05-26, 65-05-27, 65-05-28, 65-05-30, 65-07-01, 65-07-02, 65-07-03, 65-08-01, 65-08-03, 65-09-04, 65-10-02, and 65-10-03 of the North Dakota Century Code, relating to workmen's compensation, and to permit employers at their option to provide workmen's compensation insurance through insurance companies, by qualification as self-insured employers, or by contributions to the North Dakota workmen's compensation fund; specifying the terms and conditions under which the same may be done; providing for action of the workmen's compensation bureau upon all controversial claims; providing an assigned risk plan, providing for organization and authority of domestic stock and mutual insurance companies to write workmen's compensation and employer's risk insurance; providing for liability of the carrier or fund insuring workmen's compensation coverage, and to permit insurance companies to provide workmen's compensation insurance, and providing for an effective date.

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

Senators Holand and Freed introduced:

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.

Senators Ringsak and Nething introduced:

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 and Veterans' Affairs.

Senators Nething and Kautzmann introduced:

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, Business and Labor.

Senators Forkner, Stafne, Luick and Roen introduced:

Senate Bill No. 361. A Bill for an Act to provide for a tax on disposable aluminum beverage cans upon the sale of such beverages in cans to a retailer, the tax to be collected by the wholesaler or dealer upon such sale, and providing a penalty; and to amend and reenact section 54-27-19 of the North Dakota Century Code, relating to moneys to be received by the highway tax distribution fund, and providing that revenues from the aluminum can tax shall be deposited in such fund.

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

Senators Ringsak, Rait, Robinson, Morgan, Thoreson, and Van Horn introduced:

Senate Bill No. 362. 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.

Senators Ringsak and Hernet introduced:

Senate Bill No. 363. A Bill for an Act to amend and reenact Section 21-10-04 of the 1967 Supplement to the North Dakota Century Code, relating to meetings of the State Investment Board.

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

Senators Litten, Lips, Melland, Coughlin, Robinson, Luick, Sorlie, Wenstrom, Lester Larson, Kelly and Lowe introduced:

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.

Senators Doherty, Rait, Sands and Schultz introduced:

Senate Bill No. 365. A Bill for an Act to amend and reenact subsection 5 of section 39-04-19 of the North Dakota Century Code, relating to the motor vehicle registration fee for farm vehicles, or vehicles used in soil or water conservation work, or used in construction work that benefits agriculture.

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

Senators Rait, Doherty, Wenstrom and Kelly introduced:

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.

Senators Nething and Freed introduced:

Senate Bill No. 367. A Bill for an Act to provide that cities shall be entitled to sums equal to a percentage of certain insurance premiums collected within such cities for police pensions and other police services; and making an appropriation.

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

Senators Nething and Roen introduced:

Senate Bill No. 368. A Bill for an Act to provide that misdemeanants may be sentenced to the state penitentiary when serving more than thirty days confinement; to amend and reenact section 12-01-07 of the North Dakota Century Code, relating to the definition of "felony" and "misdemeanor" and to repeal Chapter 12-49 and Chapter 12-51 of the North Dakota Century Code, effective July 1, 1971, relating to the Twine and Cordage Plant and North Dakota State Farm.

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

Senator Jacobson introduced:

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.

Senators Litten and Goldberg introduced:

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.

Senator Longmire introduced:

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.

Senator Goldberg introduced:

Senate Bill No. 372. A Bill for an Act to provide for the registration of all persons selling and servicing human hair wigs and hairpieces at retail, and to amend and reenact section 43-11-04 of the North Dakota Century Code, relating to qualifications for membership on the state board of hairdressers and cosmetologists.

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

Senator Goldberg introduced:

Senate Bill No. 373. A Bill for an Act to authorize the industrial commission to use the resources of the Bank of North Dakota in the promotion of industry and economic activities and the promotion of employment; to require the governor to appoint and compensate a five-member advisory committee for the purpose of making recommendations to the industrial commission concerning the Bank of North Dakota; and to authorize the Bank of North Dakota to participate, on a matching basis, with private lenders in an interest rate incentive program for industrial expansion.

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

Senator Nething introduced:

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, Business and Labor.

Senators Goldberg and Litten introduced:

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.

Senators Lips, Chesrown, Holand, Longmire, Meschke and Coughlin introduced:

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 Appropriations.

Senators Meschke, Coughlin and Decker introduced:

Senate Bill No. 377. A Bill for an Act to amend subsection 3 of Section 57-15-14 of the North Dakota Century Code to authorize elections on increased mill levy authorization in addition to elections for unlimited taxing authority for certain school districts.

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

Senators Holand, Freed and Chesrown introduced:

Senate Bill No. 378. A Bill for an Act to create and enact section 57-37-33 of the North Dakota Century Code, relating to the additional assessment, statute of limitations, extension agreements for the filing of a return and the filing of a false or fraudulent or the failure to file a return pursuant to the provisions of the estate tax act.

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

Senator Melland introduced:

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 Industry, Business and Labor.

Senator Melland introduced:

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, Business and Labor.

Senator Melland introduced:

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, Business and Labor.

Senator Longmire introduced:

Senate Bill No. 382. A Bill for an Act to amend and reenact subsection 3 of section 15-34-23 of the North Dakota Century Code, defining "daily mileage" for the computation of payments to school districts for transportation by bus.

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

Senator Longmire introduced:

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.

Senator Longmire introduced:

Senate Bill No. 384. A Bill for an Act to establish a North Dakota educational television commission and setting forth its powers and duties; and providing an appropriation.

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

Senator Mutch introduced:

Senate Bill No. 385. A Bill for an Act to prohibit expenditures out of any state funds to cover fees payable to the Council of State Governments, commencing with the Forty-First Session of the Legislative Assembly.

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

Senators Meschke, Ringsak, Longmire and Decker introduced:

Senate Bill No. 386. A Bill for an Act to amend and reenact section 50-06-01 of the North Dakota Century Code, relating to change of public welfare board name and 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, 25-01.1-01, 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 State and Federal Government.

Senators Longmire and Meschke introduced:

Senate Bill No. 387. A Bill for an Act to amend and reenact section 61-16-46 of the North Dakota Century Code, relating to the cost of constructing and maintaining openings for drains constructed by districts through railroads and highways.

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

Senators Rait, Ringsak, Wenstrom and Meschke introduced:

Senate Bill No. 388. A Bill for an Act to provide that the name of the writer of all editorials shall be published, and that the source of all republished editorials should be stated, and providing a penalty.

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

Senators Nething and Kautzmann introduced:

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 State and Federal Government.

Senators Litten and Goldberg introduced:

Senate Bill No. 390. A Bill for an Act to amend and reenact Sub-section 3 of Section 10-04-10 of The North Dakota Century Code, permitting registered securities dealers to provide investment advice.

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

Senator Unruh introduced:

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.

Senator Meschke introduced:

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.

Senator Meschke introduced:

Senate Bill No. 393. A Bill for an Act to amend subsections 3 and 4 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.

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

Senator Meschke introduced:

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 publication of false information in any political advertisement a misdemeanor.

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

Senator Meschke introduced:

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.

Senators Forkner, Meschke, Mutch, Nasset, Unruh and Roen introduced:

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 Judiciary.

Senators Ringsak and Nething introduced:

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.

Senator Lips introduced:

Senate Bill No. 398. A Bill for an Act making an appropriation for the design and implementation of complete accounting and budgetary systems at the charitable and penal institutions by the legislative audit and fiscal review committee.

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

Senators Forkner, Meschke, Nasset, Unruh, Mutch and Roen introduced:

Senate Bill No. 399. A Bill for an Act to provide that chemical tests for blood alcohol content shall be conducted on drivers of motor vehicles involved in accidents in which another person is killed, and to provide that the state toxicologist shall publish statistical reports based on analysis of the results of such chemical tests, and disallowing use of such results as evidence in any trial or proceeding.

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

Senators Meschke, and Chesrown introduced:

Senate Bill No. 400. A Bill for an Act to provide for a certificate of full consideration prior to the recordation of certain deeds filed with the office of the county register of deeds.

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

Senators Meschke and Longmire introduced:

Senate Bill No. 401. A Bill for an Act to amend and reenact section 57-15-03 of the North Dakota Century Code, relating to limiting state tax levy to state construction.

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

Senators Holand, Chesrown and Meschke introduced:

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.

Senators Holand and Litten introduced:

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.

Senator Rait introduced:

Senate Bill No. 404. A Bill for an Act to create and enact section 26-13-19 and section 26-27-01.1 of the North Dakota Century Code, relating to discrimination against doctors of chiropody and to participation by doctors of chiropody in nonprofit medical service corporations.

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

Senators Meschke, Van Horn, Rait, Lester Larson and Berube introduced:

Senate Bill No. 405. A Bill for an Act requiring public disclosure by Governor, Lt. Governor and legislators of any substantial interest in a business affected by any bill or resolution; requiring public disclosure by any elected or appointed official or employee of any substantial interest in a business affected by his official action; defining substantial interest; and providing penalties for the violation thereof.

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

Senators Holand and Longmire introduced:

Senate Bill No. 406. A Bill for an Act to amend and reenact section 32-09-10 of the North Dakota Century Code, relating to return of the fee paid by the plaintiff to the garnishee for making an affidavit of disclosure.

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

Senator Sorlie introduced:

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.

Senators Hernett, Chesrown and Berube introduced:

Senate Bill No. 408. 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 Appropriations.

Senators Meschke, and Ringsak introduced:

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; 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 first time and referred to the committee on Natural Resources.

Senators Hernett, Chesrown, and Berube introduced:

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.

Senators Longmire and Meschke introduced:

Senate Bill No. 411. A Bill for an Act to provide that the governor shall have authority to appoint a majority of the members of certain boards and commissions within six months after taking office; and providing an effective date.

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

Senators Chesrown, Holand and Freed introduced:

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.

Senators Chesrown and Freed introduced:

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.

Senator Forkner introduced:

Senate Bill No. 414. A Bill for an Act to authorize the highway commissioner to erect and maintain signs, displays and devices giving specific information in the interest of the traveling public, within the right-of-way of interstate highways, at locations approved by the Secretary of Transportation, and in conformance with national standards promulgated by the Secretary of Transportation.

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

Senators Decker, Trenbeath, Becker and Coughlin introduced:

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.

Senator Redlin introduced:

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; for the participation of a designated state committee in such agreements; for a tax levy; and providing an appropriation.

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

Senators Meschke, Decker and Coughlin introduced:

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.

Senators Meschke, Decker and Coughlin introduced:

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.

Senators Meschke, Decker and Coughlin introduced:

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.

Senator Decker introduced:

Senate Bill No. 420. A Bill for an Act to amend subsection 2 of section 57-39.2-01, and subsections 6 and 9 of section 57-40.2-01 of the North Dakota Century Code, relating to the exemption of newspapers from sales and use tax.

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

Senator Decker introduced:

Senate Bill No. 421. A Bill for an Act to amend and reenact section 57-39.2-02 and subsection 9 of section 57-40.2-01 of the North Dakota Century Code, relating to the imposing of sales and use tax on newsprint and ink used in the publication of a newspaper, and to repeal section 57-39.2-03, subsection 16 of section 57-39.2-04, and subsection 6 of section 57-40.2-04 of the North Dakota Century Code, relating to an exemption of newsprint and ink used in the publication of a newspaper, and the imposition of a separate and additional tax on retail sales.

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

Senators Decker and Coughlin introduced:

Senate Bill No. 422. A Bill for an Act to provide compensation to local law enforcement officers for disability or death gratuity to survivors when the officer is disabled or killed while in the performance of duty and an appropriation to establish a peace officers' disability fund.

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

Senators Decker and Coughlin introduced:

Senate Bill No. 423. A Bill for an Act to create and enact section 40-18-06.1 of the North Dakota Century Code, relating to uncollectible fines levied by municipal judges.

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

Senators Longmire and Meschke introduced:

Senate Bill No. 424. A Bill for an Act to provide that the governor shall have authority to appoint a majority of the members of certain boards and commissions within six months after taking office; and providing an effective date.

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

Senators Lips and Wenstrom introduced:

Senate Bill No. 425. A Bill for an Act to amend and reenact sections 12-52-03, 23-01-02, 25-05-30, 54-21-02, 54-21-03, 54-21-04, 54-21-05, 54-21-06, 54-21-07, 54-21-08, 54-21-11, 54-21-12, 54-23-14, 54-23-18, 54-23-19, 54-23-41, 54-23-43, and 54-23-49 of the North Dakota Century Code, relating to organization and duties of the board of administration and the appointment of an executive director.

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

Senators Pyle, Forkner, Litten, Roen, Decker, Strinden, Lips, Nething, Luick, Kelly, Trenbeath and Ringsak introduced:

Senate Bill No. 426. A Bill for an Act defining "public utility" to include any association, person, firm, corporation or agency, and all suppliers of electric service, and placing the same under the general jurisdiction of the public service commission; and enacting three new sections of the North Dakota Century Code, concerning specific guidelines for extension of electric service and the regulation thereof, providing for service area agreements and their effectiveness, and for temporary certificates for service extensions; and to amend and reenact sections 49-01-01, 49-02-01, 49-03-01, and 49-03-05 of the North Dakota Century Code; and repealing sections 49-02-01.1, 49-03-01.1, 49-03-01.2, 49-03-01.3, 49-03-01.4, and 49-03-01.5 of the North Dakota Century Code.

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

Senators Nething, Lips and Kelly introduced:

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 and Veterans' Affairs.

Senators Mutch, Ringsak, Roen, Torgerson, Thoreson, Lester Larson and Robinson introduced:

Senate Bill No. 428. A Bill for an Act to abolish the new school of behavioral sciences.

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

Senators Longmire, Lowe, Unruh introduced:

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.

Senators Trenbeath, Becker, Luick, Nasset and Morgan introduced:

Senate Bill No. 430. A Bill for an Act to provide for the levying and collection of an adjusted tax on individual income and to permit a credit from such tax for personal property taxes paid.

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

Senators Kautzmann and Roen introduced:

Senate Bill No. 431. A Bill for an Act to provide that municipalities shall pay city officials and employees the same mileage and travel expenses as regular state employees.

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

Senators Lips, Trenbeath and Nasset introduced:

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.

Senators Nething, Forkner and Litten introduced:

Senate Bill No. 433. A Bill for an Act to amend and reenact subdivision h of subsection 2 of section 39-04-18 of the North Dakota

Century Code, relating to temporary licensing of certain motor vehicles.

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

Senators Freed, Chesrown, Meschke, and Wenstrom introduced:

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.

Senators Kautzmann, Stafne and Litten introduced:

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 and Veterans' Affairs.

Senator Lips introduced:

Senate Bill No. 436. A Bill for an Act to create and enact subsection 25 of section 57-02-08 of the North Dakota Century Code, to provide for the exemption of certain items of personal property from taxation and repeal section 57-15-23 of the North Dakota Century Code relating to the levy of a per capita school tax.

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

Senator Unruh introduced:

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.

Senator Lips and Wenstrom introduced:

Senate Bill No. 438. A Bill for an Act to provide that employers must grant time off for employees to vote at any special, primary, or general election.

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

Senators Holand, Robinson and Morgan introduced:

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.

Senators Nething and Melland introduced:

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, and declaring an emergency.

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

Senators Ringsak, Trenbeath, Meschke and Van Horn introduced:

Senate Bill No. 441. A Bill for an Act to amend and reenact sub-

section 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.

Senators Goldberg, Butler, Schultz and Stroup introduced:

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, Business and Labor.

Senators Doherty, Torgerson, Jacobson and Sands introduced:

Senate Bill No. 443. A Bill for an Act to create and enact subsection 11 of section 10-04-06 of the North Dakota Century Code, relating to the exemption of certain transactions involving stock in domestic agricultural marketing enterprises from the provisions of the Securities Act.

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

Senators Forkner, Meschke, Nasset, Unruh, Mutch and Roen introduced:

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.

Senators Forkner, Meschke, Nasset, Unruh, Mutch and Roen introduced:

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.

Senator Freed introduced:

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, Business and Labor.

Senator Forkner introduced:

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,

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

Senators Coughlin, Kelly, Litten, Pyle, Decker, Unruh, Lowe, Butler, Stafne and Wilhite introduced:

Senate Bill No. 448. A Bill for an Act providing for the taxation of the net income of cooperative corporations whether such income is

distributed as patronage dividends or whether it is withheld by the cooperatives; and providing an effective date.

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

Senators Roen, Robinson and Wenstrom introduced:

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.

Senator Trenbeath introduced:

Senate Bill No. 450. A Bill for an Act providing an appropriation for construction of a state museum at the Norman Kittson state historic site.

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

Senators Nething and Ringsak introduced:

Senate Bill No. 451. A Bill for an Act to establish a department of state personnel to do the following: (1) Develop and implement personnel classification and salary plans and other terms of employment that will ensure consistency and equity in the relationship that exist between state employment and prevailing private employment in the labor market of North Dakota and second, between the several state agencies; (2) Guide and assist the state agencies in the conduct of work analysis, skills analysis, work load studies and work methods studies toward the end that essential work is performed, non-essential work is eliminated and appropriate relationships exist between work accomplished and the costs of doing the work; (3) Guide and assist the state agencies in determining manpower needs, developing effective staffing patterns, and in accomplishing the efforts essential to matching the employee forces to the manpower needs and staffing patterns; (4) Guide and assist the state agencies in determining the training needs of state employees, in planning training programs used in developing training materials; and (5) Provide the funds necessary for the operation of the department of personnel.

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

Senators Trenbeath, Becker and Morgan introduced:

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.

Senators Luick, Trenbeath, Morgan and Sorlie introduced:

Senate Bill No. 453. A Bill for an Act to provide for a land assessment on farmland which is being used for agricultural purposes regardless of its location.

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

Senators Morgan and Wenstrom introduced:

Senate Bill No. 454. A Bill for an Act to repeal sections 4-12-03.1 and 4-12-03.2 of the North Dakota Century Code, relating to the establishment of locations and the retention of locations of beekeepers.

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

Senators Trenbeath and Morgan introduced:

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.

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

Senator Rait introduced:

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.

Senator Rait introduced:

Senate Bill No. 457. A Bill for an Act to amend and reenact sections 4-09-02, 4-09-03, 4-09-07, and 4-09-20 of the North Dakota Century Code, relating to the transfer of the state seed department and the powers and duties of the board of administration to the commissioner of agriculture.

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

Senators Van Horn and Sorlie introduced:

Senate Bill No. 458. A Bill for an Act to amend and reenact sections 54-24-01, 54-24-03, 54-24-03.1, 54-24-07, 54-24-08, and 54-24-09; and the repeal of section 54-24-02 of the North Dakota Century Code, relating to the reorganization of state library commission to establish a state public library division of the department of public instruction.

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

Senators Trenbeath, Luick, Nasset, Robinson, Sorlie and Jacobson introduced:

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.

Senators Morgan, Trenbeath and Pyle introduced:

Senate Bill No. 460. A Bill for an Act to amend and reenact subsection 2 of section 20-03-12 of the North Dakota Century Code to increase the fee for a nonresident hunting license to thirty-five dollars.

Was read the first time and referred to the committee on Natural Resources.

Senators Morgan and Trenbeath introduced:

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.

Senators Morgan and Wenstrom introduced:

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.

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

Senator Kautzmann introduced:

Senate Bill No. 463. A Bill for an Act requiring and providing for filing of corner records containing information on public land survey corners by a registered land surveyor; defining terms; providing for filing and filing fees, and making records available to the public; allowing registered land surveyors to file information on any property corner; requiring surveyors to reconstruct and perpetuate monuments of public land survey corners; directing that unconstitutionality of a part of this Act shall not affect or impair the remainder, and repealing all Acts and Parts of Acts inconsistent herewith.

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

Senator Trenbeath introduced:

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.

Senators Morgan, Holand and Freed introduced:

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.

Senators Doherty, Morgan, Nething, Torgerson and Freed introduced:

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 and Veterans' Affairs.

MOTION

Senator Longmire moved that a committee of three be appointed to escort the Honorable Milton R. Young, Senior United States Sena-

tor, to the rostrum for the purpose of addressing the Senate, which motion prevailed.

The President appointed as such committee Senators Longmire, Holand and Meschke, and Senator Young was escorted to the rostrum, and invited to address the Senate by the President.

Senator Young: Mr. President and Members of the Senate. This has been kind of hurry-up day for me. We started out last night and did not make it. We hired a small plane to make it here from Minneapolis today. It is good to be back again. It is about like coming home. We had partisan politics here years ago — the NPL, the IVA, and the ROC. Despite the partisan politics, there was always a spirit of good friendship here. I remember one session back in the thirties. I got in a rather heated argument with a Democrat the night before about organization of the Senate, and the next day when I took the seat over there that I kept all those years, he came in and sat right next to me, in the seat that the Senator from Walsh County has now. I thought what a miserable session this is going to be with that Senator sitting back of me. Two or three days after that we roomed together and roomed together that session and the session afterwards. One of the hardest things I ever had to do was to resign from this body. I pushed the pen all right but my heart did not seem to go with it. Somehow I felt like I wanted to belong to this body.

North Dakota has made great progress since I first came to this body during the depression years of the Thirties.

We have made tremendous improvements in our educational system — both in the quality of our education and the physical facilities themselves. The enrollment in institutions of higher learning is ten times larger now than it was in the early Thirties.

We have witnessed a great development in water projects, and now have begun construction of the greatest project of all — the Garrison Diversion Irrigation Project.

Unfortunately, we have lost an alarming number of our farms.

Those that we have left, though, are much nicer and more modern. Much of this was made possible through REA and extensive tree plantings and other programs of the Soil Conservation Service.

We have one of the best highway systems in the nation.

We have become a major oil-producing state.

We have many new and thriving small manufacturing industries.

We have huge mine-mouth REA steam generating plants.

One of our greatest needs is that of bringing industry to our state to provide necessary jobs for young people who now, for the most part, have to seek employment in other states.

Like you, I have been greatly interested in doing something to get big industry to locate plants in the state. Two years ago, through seniority in the United States Senate, I became ranking Republican on the Senate Appropriations Committee and more influential in the leadership of the Senate. This made it possible for me to become better acquainted with top officials of many industries.

As a result, I saw an opportunity — and took advantage of it — of getting top officials of four big industries to come to North Dakota to look over the possibility of locating a plant in our state.

The timing probably wasn't the most propitious since there was an election coming up in about a year and a half. Some habitual skeptics thought my efforts were politically motivated. Frankly, this kind of criticism of my well-intentioned efforts did hurt a bit. Maybe I should have waited until after my re-election to initiate my efforts to get industry into North Dakota, but my first thought was why waste time and opportunity.

I did not campaign on a promise of bringing industry to North Dakota, but I intend to continue the efforts I started nearly two years ago, at least until North Dakota is better prepared to take over this task.

Contacting industry presents some problems for me, particularly the time consumed in this effort. I have increased responsibilities in the Senate now as the ranking Republican on the Senate Appropriation Committee which is now wrestling with a \$195 billion budget.

I found that there are other complications, too, which I did not anticipate at first. When I am successful in getting the officials of a major industry to come to North Dakota, it is only natural for every city and town to want me to help them. While I would like to get an industry for every city and town, this just is not possible. Consequently, when several cities are competing for one industry, I must remain neutral.

I have learned considerable in working with heads of industry in the past two years, and I am sure that the Chambers of Commerce in North Dakota, the Greater North Dakota Association, and others have also learned a great deal.

We have met with some success. I am happy to be able to tell you that Lockheed Aircraft, which does a \$2 1/3 billion a year business in both military and civilian products, will be announcing within the next two weeks the location of a site for one of their plants in North Dakota.

I received today the following telegram from A. C. Kotchian, President of Lockheed Aircraft Corporation:

Confirming our telephone conversation I wish to advise that Lockheed has substantially completed its survey and selection of a location for our airframe feeder plant in North Dakota. We expect to be able to make a formal announcement concerning this entire matter within no later than the next two weeks.

A. C. KOTCHIAN, Lockheed Aircraft Corp."

Present plans would mean a plant which would employ about 225 people, but if they follow the pattern of similar plants in other states the employment would soon go to 500 or more.

I think I can say with considerable assurance that another big industry will announce the location of a site for one of their plant in North Dakota before this year ends.

This means a breakthrough in getting industry to North Dakota. This will make it much easier in future years to get other industry to come here.

I think Mr. Carl Kotchian, President of Lockheed, uses one of the best arguments for getting industry to North Dakota of anyone I know. He says Minnesota, particularly Minneapolis, is experiencing a great surge in industrial expansion. Mr. Kotchian says that if Minnesota can do this, why not North Dakota? I agree with him.

We seem to be overlooking one of the best opportunities — that of getting subcontracts from major industries for our existing and even new small manufacturing plants. Grumman Aircraft officials stated when they appeared at Grand Forks that they would be willing to help train employees for such subcontractors as well as help them financially. Grumman farms out approximately 70 percent of all of their manufacturing.

You will recall that when Mr. Carl Kotchian, President of Lockheed, appeared at Minot he stated that he would conduct a symposium in North Dakota to better inform our people just how to go about getting subcontracts. He offered to come himself and bring some of his top officials.

If no one else in North Dakota wants to sponsor such a symposium, I will do it myself — probably in April or May. Our friend Carl Kotchian, an enthusiastic North Dakotan, would like to have it in the southeastern part of the state where it would be handy for him to visit some of his Bohemian relatives. He is related to the Bonzers — an old Lidgerwood family — one of whom I served with here in the State Senate, the late Art Bonzer.

I would welcome the opportunity to discuss how best we can get industry to come to North Dakota with you and all other interested people around the state. I see no reason why we can't get industry to come to North Dakota if we work together in the most effective way.

It is good to be back with you again. I deeply appreciate the opportunity of visiting with you again. I have been coming back every year since 1932 and I hope to do so for at least four years more.

Thank you.

Senator Longmire moved that the remarks of Senator Young be printed in the journal, which motion prevailed.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

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

FIRST READING OF A HOUSE BILL

House Bill No. 367. A Bill for an Act to prohibit discrimination against women jockeys and providing a penalty.

Which was read the first time.

Senator Ringsak moved that the rules be suspended and that House Bill No. 367 be not referred to committee but placed on second reading and final passage, which motion prevailed.

SECOND READING OF A 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, 39; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nething	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Rait	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Ruemmele	Van Horn

Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Kautzmann	Morgan	Sorlie	

Those voting in the negative were:

Redlin

Absent and not voting:

Becker	Coughlin	Litten	Roen
Butler	Jacobson	Nasset	Stafne
Christensen			

So the bill passed and the title was agreed to.

Senator Ringsak 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.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign

House Bill No. 367

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MOTIONS

Senator Wenstrom moved that Senate Bill No. 301 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Wenstrom requested the unanimous consent of the Senate to withdraw Senate Bill No. 301, which request was granted.

Senator Forkner moved that Senate Bill No. 324 be returned to the Senate from the Committee on Transportation, which motion prevailed.

Senator Forkner moved that Senate Bill No. 324 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 350 be not printed as a bill but that 200 copies be made available, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 357 be not printed as a bill but that 200 copies be made available, which motion prevailed.

Senator Longmire moved that Senate Bill No. 376 be returned to the Senate from the Committee on Appropriations, which motion prevailed.

Senator Longmire moved that Senate Bill No. 376 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Melland moved that the Senators absent be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

SIXTEENTH DAY

Bismarck, January 24, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain R. Walter Erdmann, First United Methodist, Bismarck.

Our Father and our God, we praise Thee for this our native land, and for the heritage that has come to us through the sacrifices of our founding fathers. May we not take our liberties and privileges for granted. As we enjoy them, may we also exercise the responsibilities to guard and preserve all that has made us a great nation, under God, indivisible.

Continue to bless our country, its citizens and all who are in position of leadership. Bless the members of this state legislative body elected by the people. Endue each one with Thy truth, wisdom and strength. Enable them to make wise and creative decisions and enact legislation that shall be for the common good and bring honor and glory to Thee, our God. Help us to be ever mindful of the unfailing truth that righteousness exalteth a nation but sin is a reproach to any people. In the name of Jesus Christ we pray. Amen.

Roll call: All Senators present except Senators Becker, Butler, Christensen, Coughlin, Jacobson and Roen.

A quorum was declared by the President.

Mr. President: 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:

On page 163, line 4, correct the spelling of the word "itself", and in line 26, after the word "State" delete the word "of" and insert in lieu thereof the word "to".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 144 to 147 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Larson, G.	Nasset	Stafne
Chesrown	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Torgerson
Freed	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Ruemmele	Van Horn
Holand	Meschke	Sands	Wenstrom
Kautzmann	Morgan	Schultz	Wilhite
Kelly	Mutch	Sorlie	

Absent and not voting:

Becker	Christensen	Jacobson	Roen
Butler	Coughlin		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Larson, L.	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Ruemmele	Unruh
Hernett	Melland	Sands	Van Horn
Holand	Meschke	Schultz	Wenstrom
Kautzmann	Morgan	Sorlie	Wilhite
Kelly	Mutch		

Absent and not voting:

Becker	Christensen	Jacobson	Roen
Butler	Coughlin	Redlin	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Larson, L.	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Torgerson
Freed	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Ruemmele	Van Horn
Holand	Meschke	Sands	Wenstrom
Kautzmann	Morgan	Schultz	Wilhite
Kelly	Mutch	Sorlie	

Absent and not voting:

Becker	Christensen	Jacobson	Roen
Butler	Coughlin		

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Rait moved that Senate Bill No. 165 be laid on the table, which motion prevailed.

Senator Wilhite moved that the vote by which Senate Bill No. 165 was laid on the table be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Larson, L.	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Torgerson
Freed	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Ruemmele	Van Horn
Holand	Meschke	Sands	Wenstrom
Kautzmann	Morgan	Schultz	Wilhite
Kelly	Mutch	Sorlie	

Absent and not voting:

Becker	Christensen	Jacobson	Roen
Butler	Coughlin		

So the bill passed and the title was agreed to and the emergency clause carried.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 38; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Larson, L.	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Decker	Lips	Nething	Thoreson
Forkner	Litten	Pyle	Torgerson
Freed	Longmire	Rait	Trenbeath
Goldberg	Lowe	Redlin	Unruh
Hernett	Luick	Ringsak	Van Horn
Holand	Melland	Sorlie	Wenstrom
Kautzmann	Meschke	Stafne	Wilhite
Kelly	Morgan		

Those voting in the negative were:

Doherty	Ruemmele	Sands	Schultz
Robinson			

Absent and not voting:

Becker	Christensen	Jacobson	Roen
Butler	Coughlin		

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Larson, L.	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Decker	Lips	Pyle	Strinden
Doherty	Litten	Rait	Stroup
Forkner	Longmire	Redlin	Thoreson
Goldberg	Lowe	Ringsak	Torgerson
Hernett	Luick	Robinson	Trenbeath
Holand	Melland	Ruemmele	Unruh
Kautzmann	Morgan	Sands	Van Horn
Kelly	Mutch	Schultz	Wenstrom

Those voting in the negative were:

Freed	Meschke	Wilhite
-------	---------	---------

Absent and not voting:

Becker	Christensen	Jacobson	Roen
Butler	Coughlin		

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the Senate reconsider the action by which Senate Bill No. 165 was laid on the table, which motion lost.

Senator Longmire moved that after the reading of Senate Bills Nos. 142, 150, 157, 161, 172 and House Bills Nos. 50 and 53, that the Senate recess until 1:45 P. M., January 25, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary



SIXTEENTH DAY AFTER RECESS AND
SEVENTEENTH DAY

Bismarck, January 25, 1969

The Senate convened at 1:45 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 142

Senate Bill No. 157

Senate Bill No. 161

Senate Bill No. 172

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Schultz moved that the report be adopted, which motion prevailed.

MOTION

Senator Ringsak moved that Senate Bill No. 426 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Ringsak moved that Senate Bill No. 426 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

FIRST READING OF HOUSE BILLS

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

Which was read the first time and referred to the Committee on State and Federal Government.

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.

Which was read the first time and referred to the Committee on State and Federal Government.

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.

Which was read the first time and referred to the Committee on Social Welfare and Veterans' Affairs.

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.

Which was read the first time and referred to the Committee on Education.

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.

Which was read the first time and referred to the Committee on Education.

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".

Which was read the first time and referred to the Committee on Finance and Taxation.

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.

Which was read the first time and referred to the Committee on Finance and Taxation.

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.

Which was read the first time and referred to the Committee on Political Subdivisions.

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.

Which was read the first time and referred to the Committee on Political Subdivisions.

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.

Which was read the first time and referred to the Committee on State and Federal Government.

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.

Which was read the first time and referred to the Committee on Natural Resources.

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 was read the first time and referred to the Committee on Political Subdivisions.

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.

Which was read the first time and referred to the Committee on Finance and Taxation.

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.

Which was read the first time and referred to the Committee on Finance and Taxation.

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.

Which was read the first time and referred to the Committee on Education.

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.

Which was read the first time and referred to the Committee on State and Federal Government.

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 was read the first time and referred to the Committee on Political Subdivisions.

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.

Which was read the first time and referred to the Committee on Political Subdivisions.

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.

Which was read the first time and referred to the Committee on State and Federal Government.

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.

Which was read the first time and referred to the Committee on State and Federal Government.

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.

Which was read the first time and referred to the Committee on Social Welfare and Veterans' Affairs.

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

SEVENTEENTH DAY

Bismarck, January 25, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Don Hill, St. Mary's Church, Bismarck.

O Lord, grant that the work we have before us here in the Senate may give us a deeper understanding and interest in the work that is ours by virtue of our office.

May we be inspired in our thinking and dedication — so that with Your help, we may achieve the ideals and goals we have set forth in the service of others.

We ask that you continue to Bless our work and guide it through it's many phases in our future endeavors, so that it will bear the fruit which you desire of us. Through Jesus Christ, Your Son, Our Lord, who lives and reigns with You in the Unity of the Holy Spirit, One God forever and ever. Amen.

Roll Call: All Senators absent except Senators Berube, Hernet, Holand, Kautzmann, Kelly, Lester Larson, Lips, Lowe, Luick, Meschke, Morgan, Rait, Ringsak, Ruemmele, Schultz, Sorlie, Stafne, Strinden, Trenbeath, Van Horn, Wenstrom and Wilhite.

The President announced that the Senate lacked a quorum and would stand at ease until 1:00 P.M., January 27, 1969.

LEO LEIDHOLM, Secretary

SEVENTEENTH DAY AFTER RECESS AND EIGHTEENTH DAY

Bismarck, January 27, 1969

The Senate convened at 1:00 P.M., the President presiding.

Roll call: All Senators present except Senators Christensen, Coughlin, Guy Larson, Nasset, Pyle and Stroup.

A quorum was declared by the President.

Mr. President: 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:

On page 188, line 17 from the bottom, before the name "Larson" insert the name "Lester".

On page 205, line 6 from the bottom, delete the figure "65" and insert in lieu thereof the figure "165".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 4 of the title delete the words "sales rings" and insert in lieu thereof the words "auction markets"

In line 7 delete the words "sales rings" and insert in lieu thereof the words "auction markets"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

This change was recommended because prior legislation changed the name from sales rings to auction markets.

SENATOR SORLIE, Chairman

Senator Litten moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Melland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 63, has had the same under consideration and recommends that the same be amended as follows:

In line 6 after the word "the" insert the word "qualified"

In line 9 after the word "election" insert the following: "of the city"

In line 10 place triple parentheses before and after the words "appended to" and insert in lieu thereof "contained in"

In line 14 insert triple parentheses before the word "name" and after the comma"

In line 15 after the word "address" insert triple parentheses before the first comma and after the word "age"

In line 50 insert triple parentheses before and after the word "ballot" and insert in lieu thereof the word "ballots"

In line 52 after the word "substantially" insert the words "one of" and insert triple parentheses before and after the word "form" and insert in lieu thereof the word "forms"

In line 55 after the word "government" add the following: "with a five man council?"

After line 57 add the following new language: "Shall the city of _____ change from its organization under the council system of government and become a city under the modern council form of government with an eleven man council?"

Yes ()
No ()"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 93, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 103, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion lost.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 107, has had the same under consideration and recommends that the same be amended as follows:

In line 16 place triple parentheses before the word "moved" and delete the triple parentheses before the word "become" and insert triple parentheses after the word "become" and insert the word "been" and delete the triple parentheses after the word "of" and delete the words "resided in"

In line 19 after the words "twenty-one" insert the following:

"; provided that a student, whose parents, custodial parent or guardian do not reside in this state, shall not be deemed to have initiated residency in this state until reaching the age of twenty-one years and provided further that attendance at an institution of higher learning within the state shall not alone be sufficient to qualify for residence in this state"

Delete lines 27 through 35 and insert in lieu thereof the following;

"Any student who may otherwise be classified as a nonresident under this section, but who is a citizen of the United States may, if his parents, custodial parent, or guardian live in this state, provide to the institution of higher learning which he plans to attend a statement signed by the county treasurer and the city auditor, if his parents, custodial parent or guardian live in a city, or by the county auditor if they reside outside of a city, showing proof of their intent to establish residence in this state for a period of years. Such statements shall entitle the student to be regarded as a resident of this state for purposes of tuition if there is no substantial evidence to the contrary."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 138, has had the same under consideration and recommends that the same be amended as follows:

Underline all of lines 1 through 43

In line 51 after the second comma insert the following: **"and prior to the date of the substantial cessation, in Vietnam, of hostilities as determined by the president or the congress,"**

In line 52 after the second comma insert the following: **"and prior to the date of the substantial cessation, in Vietnam, of hostilities as determined by the president or the congress,"**

In line 107 after the second comma insert the following: **"and prior to the date of the substantial cessation, in Vietnam, of hostilities as determined by the president or the congress,"**

And when so amended recommends the same do pass, and be referred to the Committee on Appropriations.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 139, has had the same under consideration and recommends that the same be amended as follows:

In line 5 after the word "of" insert the words **"period of"**

And when so amended recommends the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans Affairs to whom was referred Senate Bill No. 151, has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 163, has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 181, has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 183 has had the same under consideration and recommends that the same be amended as follows:

In line 26 delete the figure "1,000.00" and insert in lieu thereof the figure "2,355.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The cost of rebuilding and repairing a window, door, and wall of the Armory at Lisbon was raised.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 186, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 207, has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 209, has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Trenbeath moved that the amendments to Senate Bill No. 79 as recommended by the Committee on Natural Resources, and printed on page 175 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 166 as recommended by the Committee on Finance and Taxation, and printed on pages 175 and 176 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that Senate Bill No. 166 be further amended as follows:

In the last line of the title, delete the words "supervisors of assessments" and insert in lieu thereof the words "directors of tax equalization"

Which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 170 as recommended by the Committee on Political Subdivisions, and printed on page 177 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 179 as recommended by the Committee on Political Subdivisions, and printed on page 177 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senator Becker introduced:

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.

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

Senators Nething, and Kautzmann introduced:

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 State and Federal Government.

Senators Holand, and Torgerson introduced:

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 Social Welfare and Veterans' Affairs.

SECOND 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 159 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Nasset	Pyle	Stroup
-------------	--------	------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Melland	Schultz
Berube	Jacobson	Morgan	Sorlie
Butler	Kautzmann	Mutch	Stafne
Chesrown	Kelly	Nething	Strinden
Coughlin	Larson, G.	Rait	Thoreson
Decker	Larson, L.	Redlin	Torgerson
Doherty	Lips	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Wenstrom
Goldberg	Luick	Sands	Wilhite
Hernett			

Those voting in the negative were:

Meschke	Ruemmele	Van Horn
---------	----------	----------

Absent and not voting:

Christensen	Nasset	Pyle	Stroup
Litten			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 160 of the Senate Journal, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Berube	Larson, G.	Nething	Stafne
Butler	Larson, L.	Rait	Strinden
Chesrown	Lips	Redlin	Thoreson
Coughlin	Longmire	Ringsak	Torgerson
Decker	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Unruh
Hernett	Melland	Ruemmele	Van Horn
Holand	Meschke	Sands	Wenstrom
Jacobson	Morgan	Schultz	Wilhite
Kautzmann			

Those voting in the negative were:

Doherty	Forkner	Freed
---------	---------	-------

Absent and not voting:

Christensen	Nasset	Pyle	Stroup
Litten			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 160 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Nasset	Pyle	Stroup
-------------	--------	------	--------

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, as amended, on page 160 of the Senate Journal, the roll was called and there were ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Hernett	Lowe	Ruemmele
Berube	Holand	Luick	Sorlie
Butler	Kautzmann	Melland	Stafne
Chesrown	Kelly	Meschke	Strinden
Decker	Larson, G.	Nething	Thoreson
Doherty	Larson, L.	Rait	Trenbeath
Forkner	Lips	Redlin	Unruh
Freed	Litten	Ringsak	Van Horn
Goldberg	Longmire	Roen	Wenstrom

Those voting in the negative were:

Coughlin	Mutch	Sands	Torgerson
Jacobson	Robinson	Schultz	Wilhite
Morgan			

Absent and not voting:

Christensen	Nasset	Pyle	Stroup
-------------	--------	------	--------

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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

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

MOTIONS

Senator Sorlie moved that Senate Bill No. 183 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Litten moved that Senate Bill No. 218 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Litten requested unanimous consent of the Senate to withdraw Senate Bill No. 218, which request was granted.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

EIGHTEENTH DAY

Bismarck, January 27, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Dan Black, Bismarck Church of God.

Lord God, thank You for inviting us to come boldly before You with our prayers. Accept this prayer, not because it is a nice formality, but because we believe in You, and believe that You hear those who diligently seek Your blessing. We stand before You in prayer to acknowledge our need of Your help and with grateful hearts for Your Kindness. The men of this Senate will need the wisdom You can impart in making decisions which will affect the lives of many people. Guide them into paths that are constructive and progressive. In Your Providence You have seen fit that these men should represent the people of this state in making laws. Create in them a humble awareness of the noble responsibility they bear, and of the fact that service is the expression of true greatness. Convict the people whom they serve to maintain a steadfast faith in You, Lord, that we may enjoy the unspeakable benefits of Your Grace and bring glory to Your Name by honorable lives. In the name of Jesus Christ we pray. Amen.

Roll call: All Senators present except Senators Christensen, Nasset, Pyle and Stroup.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixteenth Day

After Recess and Seventeenth Day and recommends that the same be corrected as follows:

On page 210, line 12, delete the figure "20" and insert in lieu thereof the figure "27"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

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

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

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 was read the first time.

Senator Melland moved that the rules be suspended and that House Concurrent Resolution No. 10 be not referred to committee but placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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 second time.

Senator Melland moved that House Concurrent Resolution No. 10 be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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 has been read.

Senator Forkner moved that House Bill No. 50 be laid over one legislative day, which motion prevailed.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 161 of the Senate Journal, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Holand	Melland	Sorlie
Berube	Jacobson	Meschke	Stafne
Butler	Kautzmann	Morgan	Strinden
Chesrown	Kelly	Mutch	Thoreson
Coughlin	Larson, G.	Nething	Torgerson
Decker	Larson, L.	Rait	Trenbeath
Doherty	Lips	Redlin	Unruh
Forkner	Litten	Ringsak	Van Horn
Freed	Longmire	Robinson	Wenstrom
Goldberg	Lowe	Roen	Wilhite
Hernett	Luick	Ruemmele	

Those voting in the negative were:

Sands Schultz

Absent and not voting:

Christensen Nasset Pyle Stroup

So the bill passed and the title was agreed to.

Senator Longmire moved that after the reading of Senate Bills Nos. 52, 79, 103, 151, 163, 166, 170, 179, 181, 207 and 209 that the Senate recess until 1:30 p.m., on January 28, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

EIGHTEENTH DAY AFTER RECESS
AND NINETEENTH DAY

Bismarck, January 28, 1969

The Senate convened at 1:30 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 79

Senate Bill No. 166

Senate Bill No. 170

Senate Bill No. 179

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed:

REPORTS OF STANDING COMMITTEES

Mr. President: 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 unopposed and be placed on the Consent Calendar.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 119, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 122, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 143, has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 144, has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 146, has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 175, has had the same under consideration and recommends that the same be amended as follows:

In line 111 after the word "the" delete the words "plat and"

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 188, has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 unopposed and be placed on the Consent Calendar.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SEN. CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SEN. CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SEN. CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 252, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Sorlie moved that the amendments to Senate Bill No. 8 as recommended by the Committee on Appropriations, and printed on page 211 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 63 as recommended by the Committee on Political Subdivisions, and printed on page 212 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 107 be dispensed with, which motion prevailed.

Senator Holand moved that the amendments to Senate Bill No. 107 as recommended by the Committee on Education, and printed on page 212 of the Senate Journal, be adopted, which motion prevailed.

Senator Kautzmann moved that the amendments to Senate Bill No. 138 as recommended by the Committee on Social Welfare and Veterans' Affairs and printed on page 213 of the Senate Journal, be adopted, which motion prevailed, and Senate Bill No. 138 was referred to the Committee on Appropriations.

Senator Kautzmann moved that the amendments to Senate Bill No. 139 as recommended by the Committee on Social Welfare and Veterans' Affairs and printed on page 213 of the Senate Journal, be adopted, which motion prevailed.

Senator Litten moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

NINETEENTH DAY

Bismarck, January 28, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Senator Guy Larson, Bismarck.

Roll call: All Senators present except Senators Berube, Christensen and Stroup.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Seventeenth Day After Recess and Eighteenth Day and finds the same correct.

Your committee further recommends that the following correction be made;

On page 178, line 13, delete the figure "19.00" and insert in lieu thereof the figure "18.00"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senator Forkner introduced:

Senate Concurrent Resolution No. 18. A Concurrent Resolution requesting the department of public instruction of local school districts within the state of North Dakota to do all those things necessary to assure that all eligible high school students have an opportunity to complete a full course in driver education, and that the superintendent of public instruction and the colleges and universities of the state and other affected state agencies and the Governor's highway safety representative implement an effective driver education program in conformance with the intent of the National Highway Safety Act of 1966.

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

SECOND 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Schultz
Butler	Kelly	Morgan	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Torgerson
Forkner	Longmire	Redlin	Unruh
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Sands	Wilhite
Jacobson			

Those voting in the negative were:

Freed	Robinson	Ruemmele	Trenbeath
Mutch			

Absent and not voting:

Berube Christensen Stroup

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 175 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Schultz
Butler	Larson, G.	Nasset	Sorlie
Chesrown	Larson, L.	Nothing	Stafne
Coughlin	Lips	Pyle	Strinden
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Torgerson
Forkner	Lowe	Ringsak	Trenbeath
Freed	Luick	Robinson	Unruh
Hernett	Melland	Roen	Van Horn
Holand	Meschke	Ruemmele	Wenstrom
Jacobson	Morgan	Sands	Wilhite
Kautzmann			

Absent and not voting:

Berube Christensen Goldberg Stroup

So the bill passed and the title was agreed to.

Senate Bill No. 103. A Bill for an Act transferring the field enforcement functions of the weight control division of the state highway department, together with all field equipment and facilities used by the weight control division, to the state highway patrol, and to amend and reenact sections 24-01-13, 24-03-02, 39-03A-09, 39-04-40, and 39-12-07 of the North Dakota Century Code, relating to the authority of the state highway commissioner in regulating and controlling the weight of vehicles traveling upon the state highway system.

Which has been read.

Senator Melland moved that Senate Bill No. 103 be laid over one legislative day, which motion prevailed.

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.

Which has been read.

Senator Sands requested that he be excused from voting on Senate Bill No. 151 because of personal interest therein.

Senator Longmire moved that Senator Sands be excused from voting on Senate Bill No. 151, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 151, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 5. One excused.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Lips	Pyle	Torgerson
Doherty	Litten	Rait	Trenbeath

Forkner	Longmire	Redlin	Unruh
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Roen	Wilhite
Jacobson	Meschke	Schultz	

Absent and not voting:

Berube	Freed	Ruemmele	Stroup
Christensen			

Excused:

Sands

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Melland	Sands
Chesrown	Kautzmann	Mutch	Schultz
Coughlin	Kelly	Nasset	Sorlie
Decker	Larson, G.	Nothing	Stafne
Doherty	Larson, L.	Pyle	Strinden
Forkner	Lips	Redlin	Unruh
Goldberg	Litten	Ringsak	Van Horn
Hernett	Longmire	Robinson	Wenstrom
Holand	Lowe	Ruemmele	Wilhite

Those voting in the negative were:

Butler	Morgan	Roen	Torgerson
Freed	Rait	Thoreson	Trenbeath
Meschke			

Absent and not voting:

Berube	Christensen	Luick	Stroup
--------	-------------	-------	--------

So the bill passed and the title was agreed to.

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 personal 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 personal 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 second time.

Senator Becker moved that Senate Bill No. 166 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 177 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne

Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Melland	Roen	Van Horn
Hernett	Meschke	Ruemmele	Wenstrom
Holand	Morgan	Sands	Wilhite
Jacobson			

Absent and not voting:
 Berube Christensen Luick Stroup

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 177 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Melland	Roen	Van Horn
Hernett	Meschke	Ruemmele	Wenstrom
Holand	Morgan	Sands	Wilhite
Jacobson			

Absent and not voting:
 Berube Christensen Luick Stroup

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Forkner	Litten	Redlin	Torgerson
Freed	Longmire	Ringsak	Trenbeath
Goldberg	Lowe	Robinson	Unruh
Hernett	Melland	Roen	Van Horn
Holand	Meschke	Ruemmele	Wenstrom
Jacobson	Morgan	Sands	Wilhite

Those voting in the negative were:
 Doherty

Absent and not voting:

Berube	Christensen	Luick	Stroup
--------	-------------	-------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube	Christensen	Stroup
--------	-------------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube	Christensen	Stroup
--------	-------------	--------

So the bill passed and the title was agreed to.

MOTIONS

Senator Holand moved that Senate Bill No. 32 be reprinted, which motion prevailed.

Senator Melland moved that the Senate reconsider the action by which Senate Bill No. 165 was laid on the table, which motion prevailed.

Senator Melland moved that Senate Bill No. 165 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Forkner moved that Senate Bill No. 455 be returned to the Senate from the Committee on Transportation, which motion prevailed.

Senator Forkner moved that Senate Bill No. 455 be re-referred to the Committee on Natural Resources, which motion prevailed.

SECOND READING OF A HOUSE BILL

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 has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 161 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube Christensen Stroup

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

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 Bill No. 53

Which the Senate has amended.

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

FIRST 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 first time and referred to the committee on Agriculture.

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 first time and referred to the committee on State and Federal Government.

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

Which was read the first time and referred to the Committee on State and Federal Government.

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.

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.

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.

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.

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, Business and Labor.

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.

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

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.

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.

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 first time and referred to the committee on Political Subdivisions.

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, Business and Labor.

Senator Longmire moved that after the reading of Senate Bills Nos. 117, 143, 144, 146, 169, 177, 188, 189, 190, 195, 200, 233 and House Bill No. 79 that the Senate recess until 1:00 P.M., January 29, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

NINETEENTH DAY AFTER RECESS AND TWENTIETH DAY

Bismarck, January 29, 1969

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 8

Senate Bill No. 63

Senate Bill No. 107

Senate Bill No. 138

Senate Bill No. 139

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 98 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion lost.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 118 has had the same under consideration and recommends that the same be amended as follows:

In line 6 after the word "judgments" insert triple parentheses before and after the word "of" and insert the words "entered in"

In line 8 after the triple parentheses delete the words "convictions of" and after the word "municipal" delete the word "judges" and insert in lieu thereof the word "courts"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 158 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 183 has had the same under consideration and recommends that the same be amended as follows:

In line 4 of the title after the word "armories" insert the following: "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"

In line 26 delete the figure "1,000.00" and insert in lieu thereof the figure "2,355.00"

Following line 28 add the following: "SECTION 4. AMENDMENT.) Section 37-10-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

37-10-06. TRANSFER OF MOTOR STORAGE BUILDINGS.) Any motor storage buildings owned by the state of North Dakota and used by the national guard may be transferred and conveyed to ((the municipality of the incorporated city or village))) a **political subdivision** in which such buildings are located when so recommended by the board of armory supervisors in order to take advantage of the provisions of Public Law 783, 81st Congress, 2nd session, chapter 945, and approved September 11, 1950.

In line 29 delete the numeral "4" and insert in lieu thereof the numeral "5"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the purpose of the Amendment:

In line 26 — the cost of rebuilding and repairing a window, door, and wall of the Armory at Lisbon was raised.

To authorize the National Guard to transfer surplus motor storage buildings to any political subdivision rather than just to a city in accordance with federal law.

SENATOR SORLIE, Chairman

Senator Melland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 222 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 249 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion lost.

Senator Trenbeath moved that Senate Bill No. 249 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 253 has had the same under consideration and recommends that the same be amended as follows:

In line 28 after the word "may" delete the words "exempt from" and insert in lieu thereof "suspended for a period of one year"

In line 29 delete the comma and insert the word "and" and after the word "those" add the following "hereunder and the case of"

In line 30 after the word "applicants" delete the words "that submit" and insert in lieu thereof the words "after submitting"

In line 32 after the word "reasons" insert the following "during any licensure year"

Re-number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Chesrown moved that the amendments to Senate Bill No. 175 as recommended by the Committee on Judiciary and printed on page 222 of the Senate Journal, be adopted, which motion prevailed.

Senator Nothing moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTIETH DAY

Bismarck, January 29, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Thomas Sullivan, St. Joseph Church, Mandan.

Our Heavenly Father, we are honored to recognize Your Presence in these chambers. We have been requested by our fellow citizens to reflect Your Divine Will in establishing the laws for the State of North Dakota. May Your presence here be our courage in the face of the enemy, our wisdom in times of deliberation, our mercy in matters of justice, that in all we do in these chambers and wherever we may go will show forth Your Presence and Your Desires to all who are influenced by our lives and our actions. In the Name of Your Divine Son, Jesus. Amen.

Roll call: All Senators present except Senators Berube, Christensen and Stroup.

A quorum was declared by the President.

CORRECTION AND REVISION OF JOURNAL

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eighteenth Day After Recess and Nineteenth Day and finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

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.

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS ON THE CONSENT CALENDAR

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.

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.

Which have been read.

ROLL CALL

The question being on the final passage of Senate Bills Nos. 117 and 189, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roem	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube Christensen Stroup

So Senate Bills Nos. 117 and 189 were passed and the titles were agreed to.

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 for veterinary inspectors fees and expenses pertaining to licensed quarantined feedlots and livestock auction markets.

Was read the second time.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 211 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube	Christensen	Stroup
--------	-------------	--------

So the bill passed and the title was agreed to.

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.

Senator Redlin moved that Senate Bill No. 63 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

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, as amended, on page 212 of the Senate Journal, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Freed	Longmire	Ringsak	Trenbeath
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite
Jacobson	Meschke	Sands	

Those voting in the negative were:

Forkner	Mutch	Unruh
---------	-------	-------

Absent and not voting:

Berube	Christensen	Stroup
--------	-------------	--------

So the bill passed and the title was agreed to.

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, as amended, on page 213 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube Christensen Stroup

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Lowe	Ringsak
Butler	Jacobson	Luick	Robinson
Chesrown	Kautzmann	Melland	Roen
Coughlin	Kelly	Meschke	Stafne
Decker	Larson, G.	Morgan	Trenbeath
Doherty	Larson, L.	Nasset	Unruh
Forkner	Lips	Nething	Van Horn
Freed	Litten	Pyle	Wenstrom
Goldberg	Longmire	Rait	Wilhite
Hernett			

Those voting in the negative were:

Mutch	Sands	Sorlie	Thoreson
Redlin	Schultz	Strinden	Torgerson
Ruemmele			

Absent and not voting:

Berube Christensen Stroup

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Holand moved that Senate Bill No. 144 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Ruemmele
Chesrown	Kautzmann	Morgan	Stafne
Coughlin	Kelly	Nasset	Thoreson
Decker	Larson, G.	Nething	Trenbeath
Forkner	Larson, L.	Pyle	Unruh
Freed	Lips	Rait	Van Horn
Goldberg	Litten	Ringsak	Wenstrom
Hernett	Longmire	Roen	Wilhite
Holand	Lowe		

Those voting in the negative were:

Butler	Melland	Robinson	Sorlie
Doherty	Mutch	Sands	Strinden
Luick	Redlin	Schultz	Torgerson

Absent and not voting:

Berube	Christensen	Stroup
--------	-------------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube	Christensen	Stroup
--------	-------------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson

Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube	Christensen	Stroup
--------	-------------	--------

So the bill passed and the title was agreed to, and the emergency clause carried.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube	Christensen	Stroup
--------	-------------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube Christensen Stroup

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube Christensen Stroup

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.

Which has been read.

Senator Morgan moved that Senate Bill No. 200 be re-referred to the Committee on Judiciary, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube Christensen Stroup

So the bill passed and the title was agreed to.

Senate Bill No. 103. A Bill for an Act transferring the field enforcement functions of the weight control division of the state highway department, together with all field equipment and facilities used by the weight control division, to the state highway patrol, and to amend and reenact sections 24-01-13, 24-03-02, 39-03A-09, 39-04-40, and 39-12-07 of the North Dakota Century Code, relating to the authority of the state highway commissioner in regulating and controlling the weight of vehicles traveling upon the state highway system.

Which has been read.

Senator Nething moved that Senate Bill No. 103 be re-referred to the Committee on State and Federal Government, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Stafne
Butler	Larson, G.	Nasset	Strinden
Chesrown	Larson, L.	Nething	Thoreson
Coughlin	Lips	Pyle	Torgerson
Decker	Litten	Rait	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Morgan	Sorlie	Wilhite
Holand			

Those voting in the negative were:

Doherty	Kelly	Redlin	Roen
Jacobson	Meschke	Robinson	Schultz

Absent and not voting:

Berube Christensen Luick Stroup

So the bill passed and the title was agreed to.

MOTION

Senator Melland moved that Senate Bill No. 144 be laid over one legislative day, which motion prevailed.

MESSAGES FROM THE HOUSE

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

Senator Longmire moved that after the reading of Senate Bills Nos. 21, 98, 175 and 242, that the Senate recess until 1:15 P.M., on January 30, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary



TWENTIETH DAY AFTER RECESS AND
TWENTY-FIRST DAY

Bismarck, January 30, 1969

The Senate convened at 1:15 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 175

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 37, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 96 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Litten moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 171 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title following the word "Act" insert the following "to provide for the licensing of poultry hatcheries," Before line 1 insert the following new section:

"SECTION 1. STATE LIVESTOCK SANITARY BOARD TO LICENSE HATCHERIES.) The state livestock sanitary board shall license all poultry hatcheries operating within the state at a fee of not to exceed ten dollars, annually. No hatchery shall operate within this state without first securing the license by this section."

In line 6 delete the word "nine" and insert in lieu thereof the word "eight"

In line 26 delete the word "two" and insert in lieu thereof the word "one"

In line 27 delete the word "members" and insert in lieu thereof the word "member"; delete the word "persons" and insert in lieu thereof

the words "a person"; after the word "engaged" delete the word "and"

In line 28 delete the words "financially interested" and after the word "in" delete the word "the" and after the word "poultry" delete the word "industry" and insert in lieu thereof the word "production"

In line 46 after the word "federation" delete the remainder of the line

At the beginning of line 47 delete the word "poultry" and after the semicolon insert the word "and"

At the beginning of line 48 delete the word "other"

In line 87 after the word "of" delete the word "twenty-five" and insert in lieu thereof "ten"

In line 90 after the word "board" delete the remainder of the line and insert in lieu thereof the following: "in connection with duties pertaining to"

In line 91 delete the word "of" and after the word "state" insert the words "as prescribed by law"

Renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 194, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 236, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 238, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 13 delete the word "six" and insert in lieu thereof the word "seven"

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 Committee on Appropriations.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed and Senate Bill No. 266 was re-referred to the Committee on Appropriations.

Senator Decker moved that the absent Senators be excused, which motion prevailed.

Senator Longmire move that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-FIRST DAY

Bismarck, January 30, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Henry W. Bosch, Cathedral of the Holy Spirit, Bismarck.

O Lord, Your coming upon this earth showed the love and concern You have for the needs of mankind. Give us an insight and awareness of the needs of our own fellowmen, especially those in our State. Grant that through the legislation we propose, we may help our fellowmen as You would want us to. We pray for Your guidance and help. Amen.

Roll call: All Senators present except Senators Berube, Christensen, and Lips.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Nineteenth Day After Recess and Twentieth Day and finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Chesrown moved that the amendments to Senate Bill No. 118 as recommended by the Committee on Judiciary, and printed on page 233 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that consideration of the amendments to Senate Bill No. 183 be laid over one legislative day, which motion prevailed.

Senator Freed moved that Senate Bill No. 253 be re-referred to the Committee on State and Federal Government, which motion prevailed.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

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.

The Committee on Delayed Bills introduced:

Senate Bill No. 468. 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.

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

SECOND 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Luick	Roen
Chesrown	Kautzmann	Melland	Sorlie
Decker	Kelly	Meschke	Stafne
Doherty	Larson, G.	Nething	Stroup
Forkner	Larson, L.	Pyle	Trenbeath
Freed	Lips	Rait	Unruh
Goldberg	Litten	Redlin	Van Horn
Hernett	Longmire	Ringsak	Wenstrom
Holand	Lowe		

Those voting in the negative were:

Butler	Nasset	Sands	Thoreson
Coughlin	Robinson	Schultz	Torgerson
Morgan	Ruemmele	Strinden	Wilhite
Mutch			

Absent and not voting:

Berube	Christensen
--------	-------------

So the bill passed and the title was agreed to.

Senate Bill No. 98. A Bill for an Act to prohibit service stations from engaging in contests and games of chance.

Which has been read.

Senator Nething moved that Senate Bill No. 98 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Sorlie
Butler	Larson, L.	Nasset	Stafne
Chesrown	Lips	Nething	Stroup
Coughlin	Litten	Pyle	Torgerson
Decker	Longmire	Rait	Trenbeath
Freed	Lowe	Ringsak	Unruh
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Those voting in the negative were:

Doherty	Larson, G.	Robinson	Strinden
Forkner	Morgan	Ruemmele	Thoreson
Jacobson	Mutch	Schultz	Van Horn
Kelly	Redlin		

Absent and not voting:

Berube	Christensen
--------	-------------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 222 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Berube Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Berube Christensen

So the bill passed and the title was agreed to and the emergency clause carried.

CONSIDERATION OF AMENDMENTS

Senator Sorlie moved that Senate Bill No. 183 be placed on the Sixth Order of Business for purpose of consideration of amendments, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 183 as recommended by the Committee on Appropriations, and printed on page 234 of the Senate Journal, be adopted, which motion prevailed.

MOTIONS

Senator Hernett moved that Senate Bills Nos. 299, 303 and 305 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Hernett moved that Senate Bill No. 299 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Hernett moved that Senate Bill No. 303 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Hernettt moved that Senate Bill No. 305 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Chesrown moved that Senate Bills Nos. 396, 399, 444 and 445 be returned to the Senate from the Committee on Judiciary, which motion prevailed.

Senator Chesrown moved that Senate Bills Nos. 396, 399, 444 and 445 be re-referred to the Committee on Transportation, which motion prevailed.

MESSAGES FROM THE HOUSE

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
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
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

SIGNING OF BILLS

The Secretary announced that the President was about to sign.

House Bill No. 54
House Concurrent Resolution No. 14

And the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

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

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. 79

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

ENROLLMENT AND ENGROSSMENT

Mr. President:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution No. 14

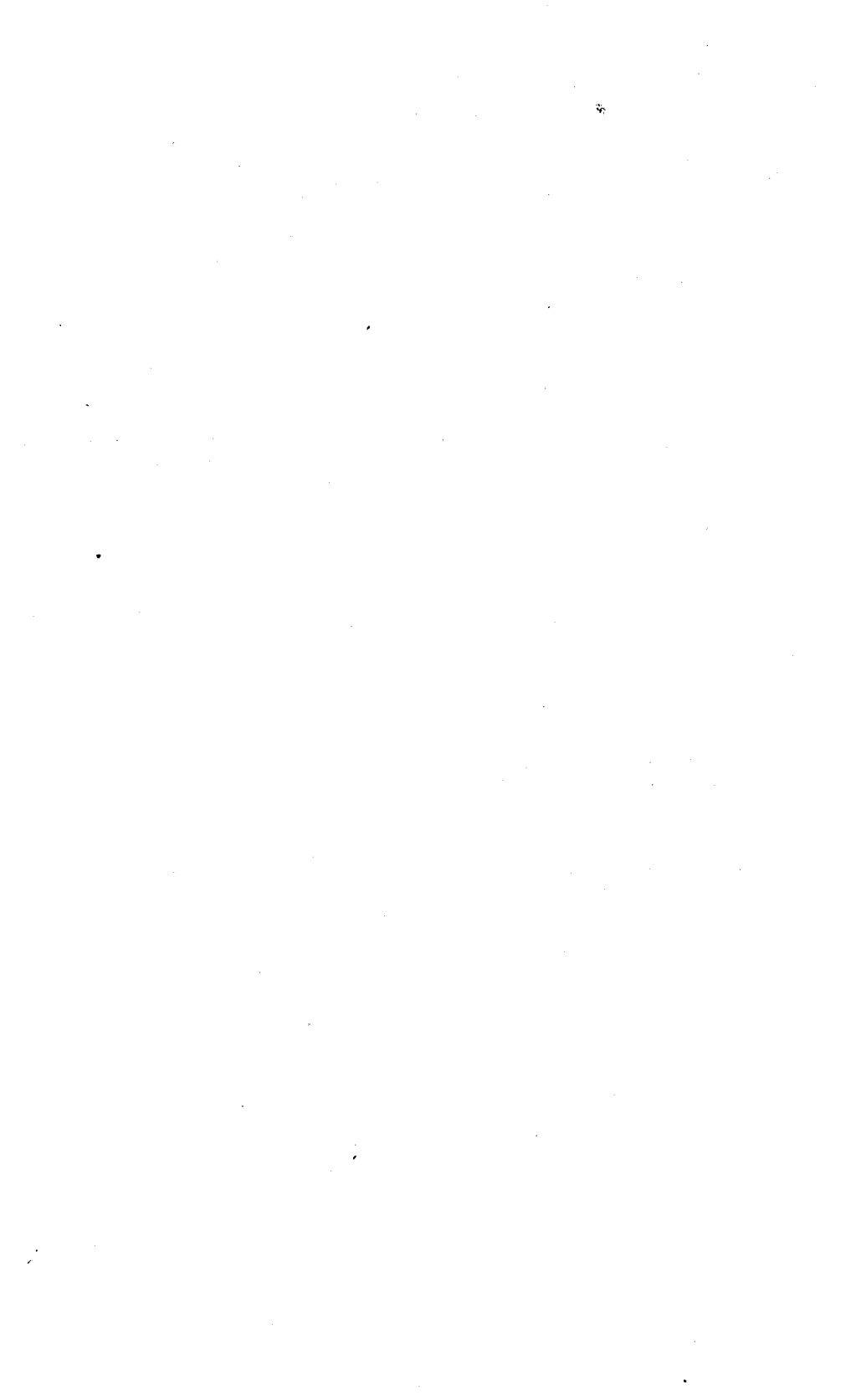
And find the same correctly enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

Senator Longmire moved that after the reading of Senate Bills Nos. 96, 118 and 183, that the Senate recess until 1:30 P.M., January 31, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary



TWENTY-FIRST DAY AFTER RECESS
AND TWENTY-SECOND DAY

Bismarck, January 31, 1969

The Senate convened at 1:30 P. M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 118

Senate Bill No. 183

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Schultz moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 45, has had the same under consideration and recommends that the same be amended as follows:

In line 18 delete the words "Reclamation for productive use" and insert in lieu thereof the words "Reclaimed or reclaim"

In line 184 following the word "approval" insert the words "or modification thereof"

In line 192 delete the word "operator" and insert in lieu thereof the words "operator's plan"

In line 198 following the period insert the following words:

"Any operator feeling aggrieved by the plan approved by the commission may request a hearing which shall be conducted in accordance with the provisions of chapter 28-32 of the North Dakota Century Code. The operator shall have the right of appeal in the manner prescribed therein."

In line 225 following the word "nurseries" and before the comma insert the words "or any nursery within the state"

In line 305 delete the words "The attorney general, upon request of"

In line 306 delete the word "the" where it first appears, and insert in lieu thereof the word "The"; and delete the word "shall" and insert in lieu thereof the word "may"

In line 309 delete the word "Before"

Delete lines 310 through 318 inclusive

In line 341 delete the words "Authorized representatives of" and insert in lieu thereof the words "Notwithstanding any other provi-

sion of this Act,"; and delete the word "shall" and insert in lieu thereof the word "may"

In line 342 delete the word "close" and insert in lieu thereof the words "proceed against"

In line 343 delete the words "down at once"

In line 347 after the word "in" delete the words "closing down" and insert in lieu thereof "proceeding against"

In line 349 following the word "FEDERAL" insert the words "AND STATE"

In line 351 following the word "States" insert a comma and the word "state,"

Renumber the lines and sections accordingly.

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 47, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 63, has had the same under consideration and recommends that the same be amended as follows:

At the end of line 59 of the amended bill insert the following:

"Shall the city of _____ change from its organization under the modern council form of government with a seven man council?"

Yes	()
No	()

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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 13 after the word "paragraph" insert triple parentheses before the word "any" and after the word "named" and insert in lieu thereof the following **"the naming of either a specific metalliferous, or organic non-metalliferous mineral"**

In line 14 after the triple parentheses delete the words **"all compounds and ores of a"**

In line 15 delete the words **"metallic element"** and insert in lieu thereof the following **"all of its compounds and by-products"**

In line 20 after the word "minerals" insert triple parentheses before the word "or" and after the word "lease" and insert in lieu thereof the following **"specifically named in the lease and their compounds and by-products"**

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 126, has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Melland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 130, has had the same under consideration and recommends that the same be amended as follows:

In line 8 after the word "as" insert the words "**to threaten or endanger or**"

Renumber the lines accordingly.

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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:

In line 17 delete the following: "**or organization, including but not**"

In line 18 delete the following: "**limited to those corporations**"

In line 19 after the word "Act" delete the comma and after the word "**which**" delete the words "**does not**"

In line 20 delete the following: "**pay North Dakota state income taxes, and which**"

In line 22 delete everything after the period

Delete all of lines 23 thru 25 and insert in lieu thereof the following:

"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."

After line 91 add the following:

"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."

After line 107 add the following:

"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 after the comma insert the following:

"and which is not subject to a special tax in lieu of personal property taxes,"

At the end of line 116 insert the following:

"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 addi-

tional tax of two percent of its net income. For the purposes of this Act, net income of a cooperative corporation shall include distributed patronage dividends, amounts allocated but withheld, and amounts earned but not allocated 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."

After line 132 insert the following new subsection:

"6. The provisions of this section shall be effective for all taxable years beginning on or after January 1, 1970."

After line 187 add the following:

"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."

After line 196 add the following:

"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."

After line 205 add the following:

"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."

After line 214 add the following:

"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 263 after the word "year" delete the numerals "1969" and insert in lieu thereof the numerals "1968"

In line 270 after the word "year" delete the numerals "1969" and insert in lieu thereof the numerals "1968"

In line 273 after the word "year" delete the numerals "1969" and insert in lieu thereof the numerals "1968"

After line 297 add the following:

"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 insert triple parentheses before and after the numerals "11" and insert in lieu thereof the numerals "13"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

Delete everything after "A BILL" and insert in lieu thereof the following:

"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.

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

SECTION 1. AMENDMENT.) Section 52-01-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

52-01-03. DISCLOSURE OF INFORMATION.) Except as otherwise provided in this section, information obtained from any employing unit or individual pursuant to the administration of this title and determinations as to the benefit rights of any individual shall be held confidential and shall not be disclosed or be open to public inspection in any manner revealing the individual's or employing unit's identity. Any claimant or his legal representative shall be supplied with information from the records of the division, to the extent necessary for the proper presentation of his claim in any proceeding under this title with respect to such claim. Subject to such restrictions as the bureau by regulations may prescribe, such information may be made available to any agency of this or any other state, or any federal agency, charged with the administration of any unemployment compensation law or the maintenance of a system of public employment offices, or the bureau of internal revenue of the United States department of the treasury, and information obtained in connection with the administration of the employment service may be made available to persons or agencies for purposes appropriate to the operation of a public employment service. Upon a request, the bureau shall furnish to any agency of the United States charged

with the administration of public works or assistance through public employment, and may furnish to any state agency similarly charged, the name, address, ordinary occupation, and employment status of each recipient of benefits and such recipient's rights to further benefits under this title. The bureau may request the comptroller of the currency of the United States to cause an examination of the correctness of any return or report of any national banking association, rendered pursuant to the provisions of this title, and in connection with such request, may transmit any such report or return to the comptroller of the currency of the United States as provided in section 3305, subsection c of the Federal Internal Revenue Code.

The unemployment compensation division of the employment security bureau may upon request of the state tax commissioner or the workmen's compensation bureau furnish to such commissioner or bureau a list or lists of employers showing only the names, addresses and bureau file identification numbers of such employers, provided that any list so furnished shall be used by the tax commissioner or the workmen's compensation bureau only for the purpose of administering the duties of such commissioner or bureau.

SECTION 2. AMENDMENT.) Section 57-38-57 of the North Dakota Century Code is hereby amended by creating and enacting thereto a new subsection to read as follows:

The tax commissioner is hereby authorized to furnish to the workmen's compensation bureau or to the unemployment compensation division of the employment security bureau upon the request of either a list or lists of employers showing only the names, addresses and the tax department file identification numbers of such employers, provided that any such list shall be used by the bureau to which it is furnished only for the purpose of administering the duties of such bureau.

SECTION 3. AMENDMENT.) Section 57-39.2-23 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-39.2-23. INFORMATION DEEMED CONFIDENTIAL — PENALTY.) It shall be unlawful for the commissioner, or any person having an administrative duty under this chapter, to divulge or to make known in any manner whatever, the business affairs, operations, or information obtained by an investigation of records and equipment of any person or corporation visited or examined in the discharge of official duty, or the amount or sources of income, profits, losses, expenditures or any particulars thereof, set forth or disclosed in any return, or to permit any return or copy thereof or any book containing any abstract of particulars thereof to be seen or examined by any person except as provided by law. The commissioner may authorize examination of such returns by other state officers, or, if a reciprocal arrangement exists, by tax officers of another state, or the federal government. Any person violating the provisions of this section shall be guilty of a misdemeanor and punishable by a fine of not to exceed one thousand dollars.

The commissioner is hereby authorized to furnish to the workmen's compensation bureau or to the unemployment compensation division of the employment security bureau upon request of either a list or lists of holders of permits issued pursuant to the provisions of this chapter or chapter 57-40.2, together with the addresses and tax department file identification numbers of such permit holders, provided that any such list shall be used by the bureau to which it is furnished only for the purpose of administering the duties of such bureau.

SECTION 4. AMENDMENT.) Section 65-04-15 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-04-15. INFORMATION IN EMPLOYER'S REPORTS CONFIDENTIAL — PENALTY IF EMPLOYEE OF BUREAU DIVULGES INFORMATION.) The information contained in an employer's report to the bureau shall be for the exclusive use and information of the bureau in the discharge of its official duties and shall not be open to the public nor used in any court in any action or proceeding pending therein unless the bureau is a party thereto. The information contained in such report, however, may be tabulated and published by the bureau in statistical form for the use and information of the state departments and of the public. Any person in the employ of the bureau who, while acting as an employee of the bureau, shall divulge to any person other than an officer or employee of the bureau any information secured by him in respect to the transactions, property, or business of any company, firm, corporation, person, association, co-partnership, or public utility, shall be guilty of a misdemeanor and, upon conviction thereof, shall be disqualified from holding any appointment with the bureau.

The workmen's compensation bureau may upon request of the state tax commissioner or the unemployment compensation division of the employment security bureau furnish to such commissioner or bureau a list or lists of employers showing only the names, addresses and workmen's compensation bureau file identification numbers of such employers, provided that any such list so furnished shall be used by the tax commissioner or the employment security bureau only for the purpose of administering the duties of such commissioner or bureau."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 162, has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 164, has had the same under consideration and recommends that the same be amended as follows:

In line 18 of the title delete the comma and insert in lieu thereof the following "and 32-09-03"

In line 295 delete "finace" and insert in lieu thereof "finance"

In line 601 delete "sume" and insert in lieu thereof "sum"

In line 614 delete "deferal" and insert in lieu thereof "deferral"

In line 873 delete "Perfrom" and insert in lieu thereof "perform"

In line 1070 delete "or" and insert in lieu thereof "of"

In line 1609 delete "authorze" and insert in lieu thereof "authorize"

In line 2200 after the comma delete "the"

In line 2318 delete "has" and insert in lieu thereof "had"

In line 2972 delete "perons" and insert in lieu thereof "person"

In line 3011 after the word "for" insert the word "the"

In line 3747 after the word "to" insert the word "persons"

In line 3901 delete the comma and insert in lieu thereof the words "AND THE"

In line 3903 delete the comma and insert in lieu thereof "and"

In line 4091 after the second word "of" delete "an" and insert in lieu thereof "and"

In line 4377 delete "technical" and insert in lieu thereof "technical"

In line 4378 delete "speclalized" and insert in lieu thereof "specialized"

In line 4519 delete "13 - 03" and insert in lieu thereof "13-03"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

In line 9 after the word "**receipts**" insert the following: "**of student fees and tickets**"

In line 15 after the comma delete the words "**irrespective of whether**" and insert in lieu thereof the word "**provided**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 line 2 of the title in the amended bill delete the word "personal" and insert in lieu thereof the word "taxable"

In line 5 of the title delete the word "personal" and insert in lieu thereof the word "taxable"

In line 156 insert triple parentheses before and after the word "PERSONAL" and insert in lieu thereof the word "**TAXABLE**"

In line 163 delete the word "**personal**" and insert in lieu thereof the word "**taxable**"

In line 166 delete the word "**personal**" and insert in lieu thereof the word "**taxable**"

In line 167 after the word "of" delete the word "**personal**" and insert in lieu thereof the word "**taxable**" and insert triple parentheses before and after the word "Personal" and insert in lieu thereof the word "**Taxable**"

In line 171 insert triple parentheses before and after the word "personal"

In line 184 delete the word "**personal**" and insert in lieu thereof the word "**taxable**"

In line 186 delete the word "**person**" and insert in lieu thereof the word "**taxable**"

In line 191 insert triple parentheses before and after the word "personal" and insert in lieu thereof the word "**taxable**"

In line 205 insert triple parentheses before and after the word "personal" and insert in lieu thereof the word "**taxable**"

In line 207 delete the word "**personal**" and insert in lieu thereof the word "**taxable**"

In line 209 insert triple parentheses before and after the word "personal" and insert in lieu thereof the word "**taxable**"

In line 211 delete the word **"personal"** and insert in lieu thereof the word **"taxable"**

In line 216 delete the word **"personal"** and insert in lieu thereof the word **"taxable"**

In line 231 delete the word **"personal"** and insert in lieu thereof the word **"taxable"**

In line 239 delete the word **"personal"** and insert in lieu thereof the word **"taxable"**

In line 241 delete the word **"personal"** and insert in lieu thereof the word **"taxable"**

In line 242 insert triple parentheses before and after the word **"personal"** and insert in lieu thereof the word **"taxable"**

In line 250 insert triple parentheses before and after the word **"personal"** and insert in lieu thereof the word **"taxable"**

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 before the period insert the following: **“, and by one hundred fifty dollars on each return if a husband and wife file separate returns under this chapter.”**

In line 6 insert triple parentheses before the word **"If"**

In line 8 insert triple parentheses after the period

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 196, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion lost.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 214, has had the same under consideration and recommends that the same be amended as follows:

In line 5 place triple parentheses before and after the words **"or for"** and place triple parentheses before and after the word **"and"** and insert in lieu thereof the words **“, or other”**

In line 6 after the word **"supplies"** insert the words **"or equipment"** delete the word **"five"** and insert in lieu thereof the word **"three"**

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 227, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 228, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

In line 3 of the title after the word "property" insert the following: ", 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"

In line 8 after the word "commissioner" delete the words "or at"

In line 9 delete the words "the discretion of the assessor" and after the period insert the following: "**Provided, however, that the assessor of any assessment district may, with the approval of the city or township board of equalization, change any assessed valuation if the change will, in the assessor's opinion, improve the equity and uniformity of assessments within such district.**"

After line 15 add the following new section:

"SECTION 2. AMENDMENT.) Section 57-12-09 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-12-09. WRITTEN NOTICE OF INCREASED ASSESSMENT TO REAL ESTATE OWNER.) When any assessor or county board of equalization has increased the assessed valuation of any lot or tract of land by more than ((fifteen percent of))) **three hundred dollars over** the last assessment on any lot or tract of real estate on which no taxable improvements had been made since the last assessment of it, written notice of the amount of increase over the last assessment and the amount of the last assessment shall be given by him to the property owner at his last known address. The tax commissioner shall prescribe suitable forms for this notice and such notice shall be mailed at county expense."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 289 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chariman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Ringsak moved that House Bill No. 55 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Ringsak moved that House Bill No. 55 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Ringsak moved that copies of Senate Bill No. 137 be made available, which motion prevailed.

MESSAGES FROM THE HOUSE

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 has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Senator Butler moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-SECOND DAY

Bismarck, January 31, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain E. O. Grunstead, McCabe United Methodist, Bismarck.

Our Father God we realize the importance to each of us to pause in the midst of our cares and responsibilities in life here to give thanks and praise to Thee from whom all blessings flow.

We are aware of your goodness to us knowing that we have no power of ourselves alone. We pray that you will keep us both outwardly in our bodies and inwardly in our souls. When we with our finite minds have uncertainties to face, when doubts arise to overwhelm us give us we pray the grace to ask what you would have us

to do, that the spirit of wisdom and understanding may save us from false choices or decisions, that in your light we may see, and in your straight path we may not stumble.

We would pray today, our Father that with Thy favor you will bless this Senate who are people of great responsibility with strength to know and to do your will. So rule their hearts, prosper their endeavors that all that is done here shall be to Thy honor and glory.

We are a nation under God, and as a state we are a part of that great nation, thus we pray today for all our people, and our leaders, praying that you will extend our zeal for good, deepen our influence of the making of a better state, nation and world.

God of the ages by whose hand,
Through years long past our lives were led,
Give us new courage now to stand,
New faith to find the paths ahead.

Amen.

Roll call: All Senators present except Senators Berube and Christensen.

A quorum was declared by the President.

CORRECTION AND REVISION OF JOURNAL

Mr. President: 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:

On page 249, line 10 from bottom, after the comma insert the following "be adopted,"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign Senate Concurrent Resolution No. 14

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, January 31, 1969

Mr. President: I have the honor to return:
Senate Concurrent Resolution No. 14
Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 14

Was delivered to the Secretary of State at the hour of 3:35 o'clock P.M., January 31, 1969.

SENATOR WENSTROM, Chairman

MOTION

Senator Melland moved that the absent Senators be excused, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Ringsak moved that the amendments to Senate Bill No. 171 as recommended by the Committee on State and Federal Government and printed on pages 245 and 246 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 244 as recommended by the Committee on State and Federal Government and printed on page 246 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

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 Appropriations.

The Committee on Delayed Bills introduced:

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.

The Committee on Delayed Bills introduced:

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.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senator Trenbeath introduced:

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.

Senators Van Horn, Rait, Meschke and Lester Larson introduced:

Senate Concurrent Resolution No. 20. A Concurrent Resolution for the amendment of sections 72, 82, and 83 of the Constitution of the State of North Dakota, relating to elected State officials, the duties of certain public offices, and limiting the eligibility of any person to serve as an elected State official for more than two consecutive terms.

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

Senators Wenstrom, Chesrown, Becker and G. Larson introduced:

Senate Concurrent Resolution No. 21. A Concurrent Resolution designating the Northern Pike as the State fish of North Dakota.

Was read the first time.

Senator Wenstrom moved that the rules be suspended and that Senate Concurrent Resolution No. 21 be not printed as a bill but printed in the Journal and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 21

Introduced by Senators Wenstrom, Chesrown, Decker, G. Larson.

A Concurrent Resolution designating the Northern Pike as the State fish of North Dakota.

1 WHEREAS, the sport of fishing has greatly increased in
2 popularity in North Dakota and the nation over the years,
3 resulting in increased tourism revenues and adding to the
4 relaxation and enjoyment of man; and

5 WHEREAS, recent years have also seen the game and fish
6 department of this State and private associations and individuals
7 contributing considerable amounts of moneys and time in an effort
8 to increase the game fish population and increase the facilities
9 relating to the sport of fishing; and

10 WHEREAS, as a result of these efforts the number and size
11 of fish harvested from the waters of the State of North Dakota
12 have gained the attention of the nation; and

13 WHEREAS, that species of fish known as the Northern Pike
14 has especially gained national recognition and prominence due
15 to the mammoth sizes of such species that the waters of this
16 State have yielded; and

17 WHEREAS, it is quite possible that a world record Northern
18 Pike will be taken from one of the lakes of the State of North
19 Dakota within the next few years:

20 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF
21 THE STATE OF NORTH DAKOTA, THE HOUSE OF
21a REPRESENTATIVES

22 CONCURRING THEREIN:

23 That the Northern Pike be officially designated as the
24 State fish of the State of North Dakota.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 21. A Concurrent Resolution designating the Northern Pike as the State fish of North Dakota.

Which has been read.

Senator Wenstrom moved that Senate Concurrent Resolution No. 21 be adopted, which motion prevailed.

FIRST READING OF A SENATE RESOLUTION

Senators Morgan, Schultz and Van Horn introduced:

Senate Resolution No. 1. A Resolution to appoint an official photographer for the senate of the Forty-first Legislative Assembly of the State of North Dakota.

Was read the first time.

Senator Morgan moved that the rules be suspended and that Senate Resolution No. 1 be not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE RESOLUTION No. 1

Introduced by Senators Morgan, Schultz, Van Horn.

A Resolution to appoint an official photographer for the senate 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 senate, size thirty inches by forty inches,
7 said picture to be framed and ready to hang; and fifty-five,
8 fourteen inches by eleven inches, copies of said picture for
9 each member and desk force of the senate; and one, five inches
10 by seven inches, print of each senator and the lieutenant
11 governor for the state historical society, at a cost of seven
12 hundred ninety-five dollars;

13 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF
14 THE STATE OF NORTH DAKOTA:

15 That L. W. Naegle's Studio, of Bismarck, North Dakota, be,
16 and is hereby appointed official photographer for the North
17 Dakota senate of the Forty-first Legislative Assembly.

18 BE IT FURTHER RESOLVED, that L. W. Naegle's Studio, of
19 Bismarck, North Dakota, be, and is hereby awarded the sole
20 privilege of photographing members of the senate of the Forty-
21 first Legislative Assembly, at a cost price of seven hundred
22 ninety-five dollars to be taken out of legislative expenses.

23 BE IT FURTHER RESOLVED, that delivery of the photographs
24 shall be within ninety days after the adjournment of the legis-
25 lative session.

SECOND READING OF A SENATE RESOLUTION

Senate Resolution No. 1. A Resolution to appoint an official photographer for the senate of the Forty-first Legislative Assembly of the State of North Dakota.

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, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Chesrown	Kautzmann	Morgan	Schultz
Coughlin	Kelly	Mutch	Stafne
Decker	Larson, G.	Nasset	Strinden
Doherty	Larson, L.	Nething	Stroup
Forkner	Lips	Pyle	Thoreson
Freed	Litten	Rait	Torgerson
Goldberg	Longmire	Redlin	Trenbeath
Hernett	Lowe	Ringsak	Unruh
Holand	Luick	Roen	Van Horn
Jacobson	Meschke	Ruemmele	Wenstrom

Those voting in the negative were:

Becker	Melland	Sands	Wilhite
Butler	Robinson		

Absent and not voting:

Berube Christensen Sorlie

So the resolution was adopted.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Rait	Torgerson
Forkner	Litten	Redlin	Trenbeath
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Ruemmele	Van Horn
Hernett	Luick	Sands	Wenstrom
Holand	Melland	Schultz	Wilhite
Jacobson	Meschke		

Those voting in the negative were:

Coughlin Mutch Ringsak Roen

Absent and not voting:

Berube Christensen Sorlie

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 233 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roan	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube Christensen Sorlie

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 234 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube	Christensen	Sorlie
--------	-------------	--------

So the bill passed and the title was agreed to and the emergency clause carried.

MOTIONS

Senator Morgan moved that Senate Bill No. 362 be returned to the Senate from the Committee on Agriculture, which motion prevailed.

Senator Morgan moved that Senate Bill No. 362 be re-referred to the Committee on State and Federal Government, which motion prevailed.

FIRST 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 first time and referred to the committee on Judiciary.

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.

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 first time and referred to the committee on Industry, Business and Labor.

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.

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.

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

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 Industry, Business and Labor.

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.

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

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.

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 and Veterans' Affairs.

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.

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.

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 first time and referred to the committee on Industry, Business and Labor.

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 Industry, Business and Labor.

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.

SIGNING OF BILLS

The Secretary announced that the President was about to sign House Concurrent Resolution No. 10

And the President signed the same in the presence of the Senate.

RECOGNITION

Senator Longmire announced that Honorable Earl McKellar, Honorable H. Einarson, and Honorable W. H. Hamilton, members of the Manitoba legislature were visitors in the chambers and asked that the Senate recognize them.

Senator Longmire moved that a committee of two be appointed to escort the Honorable Earl McKellar to the rostrum for the purpose of addressing the Senate, which motion prevailed.

The President appointed as such committee Senators Longmire and Meschke and Mr. McKellar was escorted to the rostrum.

Mr. McKellar:

Mr. President, Members of the Senate. This is indeed a pleasure to be here this afternoon at the invitation of Senator Trenbeath. We have been royally entertained here and listened in on several committees of both your House and Senate, and I must say this has been really an interesting experience.

I, myself, have been in the government of Manitoba and the legislature for 11 years, having been elected in '58, '59, '62 and '66, and I realize the responsibility that each and every one of you have to the people of the State of North Dakota in serving them during your term of office, and that sometimes for the younger members, if there are any here, I imagine you have had many sleepless nights in your first term of office, wondering whether you are doing the right thing for your people. After you have served about three or four terms you will leave this building and go away leaving your troubles here. I know this from experience and that is the way I have found it.

I would like to say on behalf of myself and my two colleagues of the legislature of Manitoba, Mr. Hamilton was elected in 1959, and Mr. Einarson was elected in 1966, that this has been an enjoyable day for us. It is too bad, being only 275 miles from your capitol that this hasn't happened more often in the past. Maybe we have started something here today and I know your Senator Trenbeath has visited our legislature on occasion, and Mr. Solberg from your House has also visited us on occasion. This has been a most meaningful experience to us, Senator Trenbeath, to visit you here and to listen in on hearings.

It is unfortunate in our House that we do not permit your members to speak because our rules do not provide for that, so I would like to say to you, Mr. President, I appreciate this experience here today to say a word to you. Sometimes it is not easy for politicians to limit their words — it takes them a long time to get started and a long while to stop, but I will try and be very brief at this time.

I bring you greetings from the Premier of Manitoba and the members of our legislature. We are just north of you. We feel just as

close to you as we do to Saskatchewan and Ontario because your problems are similar to the ones we deal with. We listened to one this morning that dealt with freight rates. We have truck rates, and we listened to one on divorce and problems of married people trying to get along with each other. The border line does not stop these type of problems. It was most interesting to listen to you as you were dealing with various problems to make your society better in the future.

Mr. President, I would like to say at this time that you have a very difficult job trying to keep everyone happy. I realize that you have Democrats who have a hard time being heard because they are outnumbered by a large percentage, but from what I have seen today you are doing a good job by the results here today. The majority of you are Republicans. I might say that the three of us are Conservatives and that is supposed to be identical with you Republicans of this body. We have right wing conservatives, we have left wing conservatives, and we have right wing liberals and left wing liberals, and we have liberals going in a hurry and we call them NDP's. All these voices in the House tend to make for betterment of all when we get this variety of voices heard. During one of our legislatures it was said "Only when you hear all sides of the story can you come up with a piece of legislation that is passed for the benefit of all.

I would like to say at this time I did a little research to find out whether there were any McKellars on the North Dakota side of this continent, and have found out that there was one McKellar in the House of Representatives of your Federal House of Representatives whose name was Kenneth McKellar of Tennessee, and who was a promoter of the Tennessee Valley Authority. I have traveled through that part of this country and I am really proud that the name McKellar existed on this side of the border as well as on the north side.

I have enjoyed my experiences in the Manitoba legislature during my 11 years. At the present time we are in the unfortunate position of having four party election, and we could be defeated about the second day and we could be ex-M.L.'s. the first of March. We don't have terms of office, we have to depend on the majority government. We have 28 in our party at the present time, 13 in another, 11 in another. February 20th is the date of the bi-election.

I would like to say that in 1970 we are going to celebrate the 100th birthday of Manitoba and wish that each of you would come up and visit us during that year. We may be in session at that time, and you can visit us, or you may like to go fishing, or just come to enjoy yourself. If you come to Winnipeg when the session is on, I hope that you let us know and we will make you welcome. The distance isn't as great as it used to be and I hope that many of you will be able to visit us during 1970. We are going to start our session February 27th this year and continue until we finish our business, which will be around the middle of May.

Mr. President, I thank you for this privilege on behalf of myself and my two colleagues, to meet with you here this afternoon, and we do wish you well during the days to come in your session, and I understand that you have a limited time to do your work and you have number of bills before you and I know you have a great amount of work to do in the next six weeks, and I hope that the State of North Dakota has a bright future in the years to come.

In closing, Mr. President, I have a little pin here that I would like to present to you. It is the Manitoba coat of arms and I hope that you have a tie that you will be able to wear this on and to keep with your other pins. Thank you very much.

Senator Longmire moved that the remarks of the Honorable Earl McKellar be printed in the journal, which motion prevailed.

Senator Longmire moved that a committee of one be appointed to

escort Mr. John Fjelsta to the rostrum for the purpose of briefly addressing the Senate, which motion prevailed.

The President appointed as such committee, Senator Becker, and Mr. Fjelsta was escorted to the rostrum and invited to address the Senate.

MR. FJELSTA: Mr. President. Members of the Senate. This morning I left a slightly warmer climate but because I grew up in Minnesota I am used to the sound of creaky snow that I heard at the airport this afternoon.

Because I have just a few minutes, I would like to tell you something about the activities of the Council of State Government and its affiliate the National Legislative Conference in regard to legislative staff training. The program will be held in 1969 for the first time and I would like to describe three objections with which we undertook our training program. First it appears to be recognized that legislative staff personnel are becoming harder and harder to find, plus the fact of government becoming more complex, so that the demands placed upon legislative staff personnel are more varied than have been in the past. So with this in mind, it seems to be appropriate to refer to the fact of finding more and better staff personnel to help you, the legislators, and once we have legislative staff personnel to find out how we can keep them longer and make them more capable.

This year we will be giving 17 one year training courses in various places in the country. The first of those courses is in Government and Inter-Governmental Relations at Princeton University and every weekend thereafter at one University or another there will be one week training courses for legislative staff people, and we would hope that legislators also would attend our courses that are more appropriate for legislator participation. The course at Princeton is an example of that kind of course.

The second objective was to make better the recruiting of people that could be legislative staff personnel, and here we have to get better and closer working relations with state supported universities, who I am afraid historically have focused most of their interest on federal government and as a result has been more successful in hiring graduates than have state governments. As result of our efforts in this direction at this point we have already arranged for a masters degree program to be held at the University of Missouri, Kansas City campus, where after 12 months a person attending that course will receive a masters degree, but it will be in state legislative service, so here we have for the first time a man coming out with a post graduate degree who is, let's say, honed into the direction of legislation on the state level.

We also have such programs in the final stages of development for the University of Arizona and Arizona State, and we would hope that other state universities will be interested.

The third objective of our program is to make legislators aware of the fact that it is becoming more difficult to find legislative staff persons, and it is becoming more difficult to keep those that you have. We would love to see North Dakota people attending our courses. We would love to have the state support a person, or several persons, to attend post graduate courses in legislation.

This state is doubly fortunate because you have a wonderful staff director in the person of Emerson Murry, who is very active in the Council of State Government, and you have Senator Becker, who has been active in the Council of State Government over the years and who has made it possible to wield his influence on these programs that I am describing. I think the combination of Senator Becker and his activities with the Council of State Government, and Mr. Murry's very deep interest in the subject of training of staff

personnel, and the fact that North Dakota is certainly, I think, a progressive state, in spite of the fact that your weather is not very progressive today, I would hope that North Dakota would be interested in these programs. There will be a mailing to all the states giving details of the courses, which will be available for all of you to consider and to make comment upon.

With this I believe I have used my four to six minutes that I more or less tentatively stated I would use. I appreciate your interest and the opportunity to speak to you. Thank you.

Senator Longmire moved that the remarks of Mr. Fjelsta be printed in the Journal, which motion prevailed.

MOTION

Senator Longmire moved that after the reading of Senate Bills Nos. 126, 162, 171, 196, 210, 244, 274, 284, and 289, that the Senate recess until 1:45 P. M., February 1, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-SECOND DAY AFTER RECESS AND
TWENTY-THIRD DAY

Bismarck, February 1, 1969

The Senate convened at 1:45 p.m., pursuant to recess taken, the President Pro Tem presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 171

Senate Bill No. 244

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. President: 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 amended as follows:

In line 20 place triple parentheses before the word "by" and delete the triple parentheses before the word "not"

In line 21 delete the triple parentheses following the word "hundred"

In line 25 place triple parentheses following the period and insert the following language: "in the following manner.

1. Any person who shall violate any provision of this section during any prescribed big game season shall be punished by a fine up to fifty dollars for a first violation, one hundred dollars for a second violation and two hundred fifty dollars for any violation thereafter.
2. Any person who shall violate any provision of this section during a period other than a prescribed big game season shall be punished by a fine of two hundred and fifty dollars for a first violation and five hundred dollars for any violation thereafter.

Any person who shall violate any provision of this section may also be subject to imprisonment in the county jail for not less than twenty days nor more than thirty days. The violator may be subject to either the fine or imprisonment, as prescribed in this section, or to both the fine and the imprisonment. Each violation of this section shall be a distinct and separate offense and shall be recorded in the office of the State Game and Fish Department."

In line 30 place triple parentheses before the word "by" and delete the parentheses before the word "not"

In line 31 delete the triple parentheses following the word "hundred"

In line 33 place triple parentheses following the period and insert the following language: "in the following manner.

1. Any person who shall violate any provision of this section during any prescribed big game season shall be punished by a fine up to fifty dollars for a first violation, one hundred dollars for a second violation and two hundred fifty dollars for any violation thereafter.
2. Any person who shall violate any provision of this section during a period other than a prescribed big game season shall be punished by a fine of two hundred and fifty dollars for a first violation and five hundred dollars for any violation thereafter.

Any person who shall violate any provision of this section may also be subject to imprisonment in the county jail for not less than twenty days nor more than thirty days. The violator may be subject to either the fine or imprisonment, as prescribed in this section, or to both the fine and the imprisonment.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Trenbeath, Becker and Morgan introduced:

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.

FIRST 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 first time and referred to the committee on Appropriations.

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 and Veterans' Affairs.

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.

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.

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 first time and referred to the committee on State and Federal Government.

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.

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.

Senator Melland moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-THIRD DAY

Bismarck, February 1, 1969

The Senate convened at 2:00 p.m., the President Pro Tem presiding. Prayer by Chaplain Roger Grussing, First Presbyterian, Bismarck. Let us pray.

Because of our State we bow before Thee, Our Father.

Because of the state of our inner selves,
and because of the state of our State
we turn to Thee.

Give us, we beseech Thee, the resources we need,
alone as individuals
and together as a people,
to discern and to do Thy will.

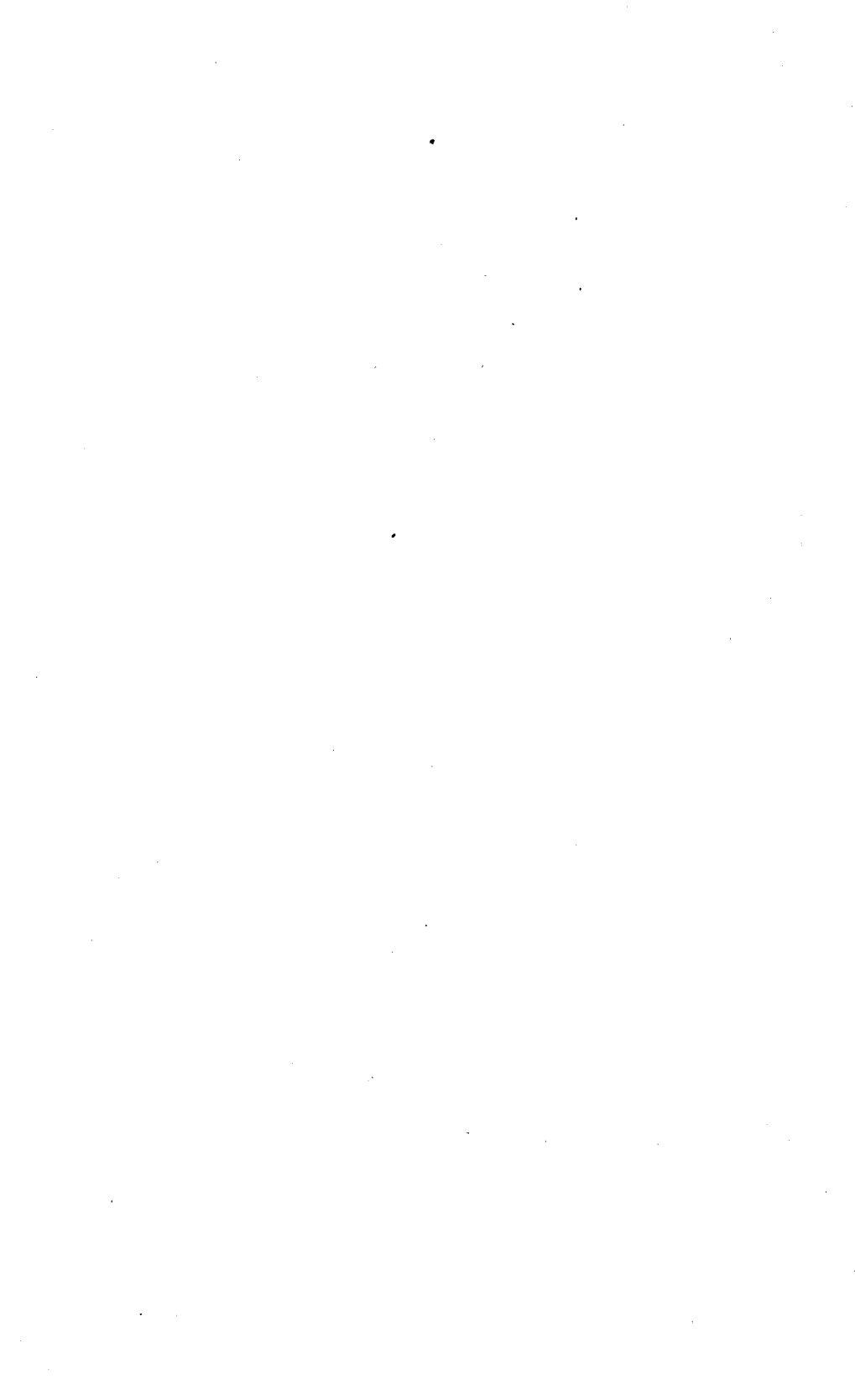
And, Our Father, may we never forget to bow before Thee
because of our state.

Amen.

Roll call: All Senators absent except Senators Becker, Hernet, Holand, Kautzmann, Kelly, Lester Larson, Lips, Luick, Melland, Morgan, Nasset, Nething, Rait, Ringsak, Stafne, Strinden, Trenbeath, Van Horn, and Wilhite.

The President Pro Tem announced that the Senate lacked a quorum and would stand at ease until 1:30 p.m., February 3, 1969.

LEO LEIDHOLM, Secretary



TWENTY-THIRD DAY AFTER RECESS
AND TWENTY-FOURTH DAY

Bismarck, February 3, 1969

The Senate convened at 1:30 P.M., pursuant to recess taken, the President presiding.

Roll call: All Senators present except Senator Christensen.

A quorum was declared by the President.

Mr. President: 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 260, in line 9 delete the comma and insert a period in lieu thereof, and delete the balance of the line, and delete all of line 10.

On page 266, line 5 from the bottom of the page, correct the spelling of the word "been".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment, respectfully report that they have examined the following bills:

Senate Bill No. 69

Senate Resolution No. 1

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 26, has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 57, has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Litten moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 201, has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 3 of the title after the word "bonds" insert the following: "**and declaring an emergency.**"

At the end of line 21 insert 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.**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 241, has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 243, has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 41 following the word "expenses" delete the words "**for the past school year**" and insert in lieu thereof "**of the school year for which the most recent compilation of data is available**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 55, has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Melland moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the reading of the amendments to Senate Bills Nos. 45, 63, 64, 115, 130, 137, 154, 164, 165, 166, 178, 214 and 229, be dispensed with, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 45 as recommended by the Committee on Natural Resources, and printed on pages 253 and 254 of the Senate Journal, be adopted, which motion prevailed, and Senate Bill No. 45 was re-referred to the Committee on Appropriations.

Senator Redlin moved that the amendments to Senate Bill No. 63 as recommended by the Committee on Political Subdivisions, and printed on page 254 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 64 as recommended by the Committee on Natural Resources and printed on pages 275 and 276 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 115 as recommended by the Committee on Natural Resources, and printed on page 254 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 130 as recommended by the Committee on Natural Resources, and printed on page 255 of the Senate Journal, be adopted, which motion prevailed, and Senate Bill No. 130 was re-referred to the Committee on Appropriations.

Senator Becker moved that the amendments to Senate Bill No. 137 as recommended by the Committee on Finance and Taxation, and printed on pages 255, 256, and 257 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 154 as recommended by the Committee on Finance and Taxation, and printed on pages 257, 258 and 259 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 164 as recommended by the Committee on Industry, Business and Labor, and printed on pages 259 and 260 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the rules be suspended and that Senate Bill No. 164 be not re-referred to the Committee on Appropriations, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 165 as recommended by the Committee on Finance and Taxation, and printed on page 260 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 166 as recommended by the Committee on Finance and Taxation, and printed on pages 260 and 261 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 178 as recommended by the Committee on Finance and Taxation, and printed on page 261 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 214 as recommended by the Committee on Political Subdivisions and printed on page 261 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 229 as recommended by the Committee on Finance and Taxation, and

printed on page 262 of the Senate Journal, be adopted, which motion prevailed.

MOTION

Senator Robinson moved that the name of Ernest Schramm, Bill Room Clerk, be deleted from the pay roll as of January 31, 1969, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign

Senate Bill No. 69

Senate Resolution No. 1

And the President signed the same in the presence of the Senate.

MESSAGES FROM THE HOUSE

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

Very respectfully,

ROY GILBREATH, Chief Clerk

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 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, as follows:

AMENDMENT TO SENATE BILL NO. 77

In line 10 before the word "notes" insert the word and comma "bills,"

And renumber the lines accordingly.

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

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary
 TWENTY-FOURTH DAY

Bismarck, February 3, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Lorange Schoenberg, Messiah Lutheran, Fargo.

Our gracious heavenly Father, we humbly implore you as one corporate body to look upon us as your children.

We ask not only your blessing on what has been done, but also seeking wisdom and insight for the task which lies ahead.

We pray dear heavenly Father for the legislative process which is now in session. May that which was born in pain and agony not be lost through misuse or lack of use.

We ask dear Father that this body may discharge its responsibility with integrity and honesty. We pray this in thy holy and precious name. Amen.

Roll call: All Senators present except Senators Christensen and Guy Larson.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-second Day After Recess and Twenty-third Day and finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE RESOLUTION

Senators Litten, Melland, Sorlie, Ringsak, Becker, Wilhite, Pyle, Christensen, Van Horn, Berube, Guy Larson, Rait, Stafne, Freed, Wenstrom, Sands, Kelly, Nasset, Jacobson, Decker, Coughlin, Lowe, Butler, Lips, Luick, Morgan, Robinson, Goldberg, L. Larson, Chesrown, Hernet, Stroup, Thoreson, Redlin, Roen, Holand, Unruh, Doherty, Kautzmann, Longmire, Mutch, Forkner, Strinden, Nething, Torgerson, Ruemmele, Schultz, and Meschke introduced:

Senate Resolution No. 2. A Resolution expressing the pleasure of the Senate in the selection of Senator Grant Trenbeath as North Dakota's Outstanding Handicapped Citizen for 1968.

Senator Litten moved that the rules be suspended, that Senate Resolution No. 2, be not printed as a bill, but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE RESOLUTION NO. 2

Introduced by Senators Litten, Melland, Sorlie, Ringsak, Becker, Wilhite, Pyle, Christensen, Van Horn, Berube, Guy Larson, Rait, Stafne, Freed, Wenstrom, Sands, Kelly, Nasset, Jacobson, Decker, Coughlin, Lowe, Butler, Lips, Luick, Morgan, Robinson, Goldberg, L. Larson, Chesrown, Hernet, Stroup, Thoreson, Redlin, Roen, Holand, Unruh, Doherty, Kautzmann, Longmire, Mutch, Forkner, Strinden, Nething, Torgerson, Ruemmele, Schultz, and Meschke.

A Resolution expressing the pleasure of the Senate in the selection of Senator Grant Trenbeath as North Dakota's Outstanding Handicapped Citizen for 1968.

1 WHEREAS, the Governor's Committee on Employment of the
2 Handicapped has selected a member of the Senate, Senator Grant
3 Trenbeath, as North Dakota's Outstanding Handicapped Citizen
3a for
4 1968; and

5 WHEREAS, the distinction accorded Senator Trenbeath in his
6 selection to receive this well deserved award not only honors
7 Senator Trenbeath, but also honors the North Dakota Senate in
8 which he serves; and

9 WHEREAS, while Senator Trenbeath's colleagues in the
10 Senate may be aware of the fact that he may occasionally be
11 inconvenienced, those with whom he works, and especially those
12 members who may at times be in opposition to a position
13 supported by him, would never agree that he might in any way
14 be handicapped; and

15 WHEREAS, the Senate desires to express the high esteem in
16 which Senator Trenbeath is held by his colleagues;

17 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF
18 THE STATE OF NORTH DAKOTA:

19 That it does hereby express its pleasure in regard to the
20 selection of Senator Trenbeath as North Dakota's Outstanding
21 Handicapped Citizen of 1968, and commends him for his
22 outstanding service to his community and state as well as the
23 distinction brought to the Senate of this State through the
24 recognition accorded him; and

25 BE IT FURTHER RESOLVED, that an enrolled copy of this
26 Resolution be presented to Senator Trenbeath by the Lieutenant
27 Governor in the presence of the Senate.

SECOND READING OF A SENATE RESOLUTION

Senate Resolution No. 2. A Resolution expressing the pleasure of the Senate in the selection of Senator Grant Trenbeath as North Dakota's Outstanding Handicapped Citizen for 1968.

Was read the second time.

Senator Litten moved that Senate Resolution No. 2 be adopted by a standing vote of the Senate, which motion prevailed, and Senate Resolution No. 2 was adopted by a standing vote, and an enrolled copy of the Resolution was presented to Senator Trenbeath by Lieutenant Governor Larsen in the presence of the Senate. Senator Trenbeath responded to the presentation with appropriate remarks.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senator Trenbeath introduced:

Senate Concurrent Resolution No. 23. A Concurrent Resolution directing the Legislative Research Committee to study the North Dakota irrigation district laws.

Was read the first time and referred to the committee on Natural Resources.

SECOND READING OF SENATE BILLS

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.

Which has been read.

Senator Sorlie moved that Senate Bill No. 126 be laid over one legislative day, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to.

Senate Bill No. 171. A Bill for an Act to provide for the licensing of poultry hatcheries, to amend and reenact sections 36-01-01 and 36-01-08 of the North Dakota Century Code, relating to the composi-

tion and duties of the state livestock sanitary board, to repeal chapter 4-13 of the North Dakota Century Code, and providing an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 245 and 246 of the Senate Journal, the roll was called and there were ayes, 16; nays, 31; absent and not voting, 2.

Those voting in the affirmative were:

Butler	Melland	Pyle	Strinden
Coughlin	Meschke	Rait	Stroup
Decker	Mutch	Roen	Van Horn
Goldberg	Nething	Sorlie	Wenstrom

Those voting in the negative were:

Becker	Jacobson	Luick	Schultz
Berube	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Nasset	Thoreson
Doherty	Larson, L.	Redlin	Torgerson
Forkner	Lips	Ringsak	Trenbeath
Freed	Litten	Robinson	Unruh
Hernett	Longmire	Ruemmele	Wilhite
Holand	Low	Sands	

Absent and not voting:

Christensen Larson, G.

So the bill was lost.

Senate Bill No. 196. A Bill for an Act to amend and reenact section 26-24-26 of the North Dakota Century Code, relating to the waiver of subrogation rights during construction of public buildings insured in the state fire and tornado fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 12; nays, 35; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Decker	Lips	Redlin
Butler	Goldberg	Litten	Stafne
Coughlin	Holand	Pyle	Wilhite

Those voting in the negative were:

Berube	Larson, L.	Nething	Strinden
Chesrown	Longmire	Rait	Stroup
Doherty	Low	Ringsak	Thoreson
Forkner	Luick	Robinson	Torgerson
Freed	Melland	Roen	Trenbeath
Hernett	Meschke	Ruemmele	Unruh
Jacobson	Morgan	Sands	Van Horn
Kautzmann	Mutch	Schultz	Wenstrom
Kelly	Nasset	Sorlie	

Absent and not voting:

Christensen Larson, G.

So the bill was lost.

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.

Which has been read.

Senator Redlin moved that Senate Bill No. 210 be laid over one legislative day, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 246 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Meschke	Stafne
Berube	Jacobson	Mutch	Sorlie

Butler	Kautzmann	Nasset	Stroup
Chesrown	Kelly	Nething	Thoreson
Coughlin	Larson, L.	Pyle	Torgerson
Decker	Lips	Rait	Trenbeath
Doherty	Litten	Redlin	Unruh
Forkner	Longmire	Robinson	Van Horn
Freed	Lowe	Roen	Wenstrom
Goldberg	Luick	Ruemmele	Wilhite
Hernett	Melland	Sands	

Those voting in the negative were:

Morgan	Ringsak	Strinden
--------	---------	----------

Absent and not voting:

Christensen	Larson, G.	Schultz
-------------	------------	---------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Stafne
Berube	Kelly	Nething	Sorlie
Butler	Larson, L.	Pyle	Strinden
Chesrown	Lips	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Forkner	Lowe	Robinson	Trenbeath
Freed	Luick	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Those voting in the negative were:

Doherty

Absent and not voting:

Christensen	Larson, G.
-------------	------------

So the bill passed and the title was agreed to.

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 1

Was delivered to the Secretary of the State at the hour of 3:00 o'clock P.M., February 3, 1969.

SENATOR WENSTROM, Chairman

MESSAGES TO THE HOUSE

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

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

MESSAGE FROM THE HOUSE

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

MESSAGE TO THE HOUSE

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

MOTION

Senator Longmire moved that copies of all Senate Bills be mailed
to the Law School, University of North Dakota, which motion
prevailed.

Senator Longmire moved that after the reading of Senate Bills
Nos. 26, 57, 63, 64, 115, 137, 154, 164, 165, 166, 178, 201, 205, 214, 229,
241, 243, and House Bill No. 55, that the Senate recess until 1:30 P.M.,
February 4, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-FOURTH DAY AFTER RECESS AND
TWENTY-FIFTH DAY

Bismarck, February 4, 1969

The Senate convened at 1:30 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 45
Senate Bill No. 64
Senate Bill No. 115
Senate Bill No. 130
Senate Bill No. 137
Senate Bill No. 154
Senate Bill No. 164
Senate Bill No. 165
Senate Bill No. 178
Senate Bill No. 214
Senate Bill No. 229

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Schultz moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 63
Senate Bill No. 166

And find the same correctly Re-engrossed.

SENATOR WENSTROM, Chairman

Senator Schultz moved that the report be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 69

Was delivered to the Governor for his approval at the hour of 10:20 o'clock A.M., February 4, 1969.

SENATOR WENSTROM, Chairman

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 3, has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "2,123,398.00" insert in lieu thereof the figure "2,142,798.00"

In line 13 delete the figure "243,560.00" insert in lieu thereof the figure "262,960.00"

In line 16 delete the figure "2,123,398.00" insert in lieu thereof the figure "2,142,798.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

We increased fees and services \$3,400.00 to pay the rent and the janitor for the office in the new Highway Building in Fargo, and \$16,000.00 to cover the \$8,000.00 per year for rent and telephone service in the Capitol.

SENATOR SORLIE, Chairman

Senator Melland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 19, has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "124,156.00" and insert in lieu thereof the figure "126,156.00"

In line 8 delete the figure "18,121.00" and insert in lieu thereof the figure "20,121.00"

In line 13 delete the figure "124,156.00" and insert in lieu thereof the figure "126,156.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

We increased fees and services \$2,000.00 to cover the rent and telephone service in the Capitol for the biennium.

SENATOR SORLIE, Chairman

Senator Kelly moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations 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 5 of the title after the word "membership" delete the following: ", and declaring an emergency"

In line 290 delete the following: "1968-1969" and insert in lieu thereof the following: "1969-1970"

Delete lines 294 through 296

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of these amendments to enable present fiscal planning of school districts to be maintained while updating foundation payments to the current enrollment level.

SENATOR SORLIE, Chairman

Senator Melland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 38, 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 "and" where it last appears

In the second line of the title delete the words "abandoned severed mineral interests"

Delete lines 42 through 46 inclusive

In line 55 at the beginning of the line delete the word "fifteen" and insert in lieu thereof the words "twenty-five"

In line 115 following the word "than" delete the word "fifteen" and insert in lieu thereof the words "twenty-five"

In line 178 following the word "royalty" delete the words "interest in" and insert in lieu thereof the word "from"

Delete lines 236 through 261, inclusive

Delete lines 328 through 373, inclusive

In line 385 delete the words "If the" following the period

Delete lines 386 through 391, inclusive

In line 399 delete the comma between the words "property" and "and" and delete the words ", in the case of" including the comma preceding

In line 400 delete the words "personal property," including the comma following and delete the comma following the word "holder"

In line 405 delete the words "in the case of"

Delete lines 406 through 409, inclusive

In line 410 delete the words "mineral interests," including the comma following

In line 420 delete the word "reports" and insert in lieu thereof the word "report" and delete the words "sections 12, 14, and 15" and insert in lieu thereof the words "section 12"

In line 431 delete the words ", and, where such property is personal property,"

In line 432 delete the words "the address of the holder"

In line 435 delete the words "in the case of personal"

Delete lines 436 through 439, inclusive

In line 440 delete the word "interests"

Delete lines 470 through 492, inclusive

In line 495 delete the words ", and severed mineral interests taken into," including the comma preceding

In line 496 delete the word "custody"

In line 554 delete the word "If"

Delete lines 555 through 557, inclusive

In line 558 delete the word "claim.," including the period following and delete the words "or severed mineral interests"

In line 559 delete the word "conveyed"

Renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 72, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 109, has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "261,020.00" and insert in lieu thereof the figure "322,150.00"

In line 4 delete the figure "670,356.00" and insert in lieu thereof the figure "609,226.00"

In line 12 delete the figure "261,020.00" and insert in lieu thereof the figure "322,150.00"

In line 13 delete the figure "670,356.00" and insert in lieu thereof the figure "609,226.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The estimated income was increased by \$61,130.00. It is the intent of the Legislature that the Board of Administration bill the colleges and universities the following telephone services:

University of North Dakota (including medical center)	\$27,360.00
North Dakota State University	6,780.00
Experiment Station	6,290.00
Extension Division	6,580.00
Minot State College	3,000.00
Dickinson State College	3,600.00
Valley City State College	2,000.00
Wahpeton School of Science	5,520.00
	\$61,130.00

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 184 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 amend and reenact section 27-05-18 of the North Dakota Century Code, relating to the holding of consecutive jury terms of court.

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

SECTION L. AMENDMENT.) Section 27-05-18 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

27-05-18. DISTRICT JUDGES PROHIBITED FROM HOLDING CONSECUTIVE JURY TERMS — EXCEPTION.) Except in the counties of Cass ((and)), Burleigh, **Grand Forks and Ward**, no judge of a district court of this state shall hold two consecutive jury terms of court in any county in his judicial district unless permission therefor has been given by the supreme court upon good cause shown."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 203 has had the same under consideration and recommends that the same be amended as follows:

In line 9 insert triple parentheses before the word "township" and delete the ","

In line 10 delete the words "or a county"

In line 11 following the word "census" delete the words "or by"

In line 12 after the "comma" insert the triple parentheses and insert in lieu thereof the words "political subdivision"

In line 13 place triple parentheses before the word "township" delete the word "county" and place triple parentheses after the fifth comma insert in lieu thereof the words "political subdivision"

In line 15 place triple parentheses before the word "township" and delete the word "county"

In line 16 after the second comma place triple parentheses and insert the words "political subdivision"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 215 has had the same under consideration and recommends that the same be amended as follows:

In line 71 after the word "receive" delete the word "their"

In line 73 delete the word "their" before the word "duties"

In line 86 after the word "IN" insert the word "WHICH"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 224 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 247 has had the same under consideration and recommends that the same be amended as follows:

In line 19 after the word "hearing" insert a "period"

In line 20 before the triple parentheses insert the following new language: "In the event special assessments remain outstanding upon any property within a drainage district to be affected by a hearing as provided in this section, the board of county commissioners shall notify by ordinary mail at least ten days before the date set for such hearing, all landowners of record subject to such special assessments in accordance with the provisions of section 61-21-66."

In line 25 after the triple parentheses delete the "period"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 261 has had the same under consideration and recommends that the same be amended as follows:

In line 19 after the word "more" insert the following: "than two thousand dollars in counties having a population of more"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 263 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 265 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 unopposed and be placed on the Consent Calendar.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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, unopposed and be placed on the Consent Calendar.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 293, has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 294, has had the same under consideration and recommends that the same be amended as follows:

In line 9 after the word "hospital" insert triple parentheses before and after the comma and delete the word "or" and insert in lieu thereof "and" and after the word "nursing" delete the word "homes" and insert in lieu thereof "home"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 304, has had the same under consideration and recommends that the same be amended as follows:

In line 46 after the triple parentheses delete the words "one year" and insert in lieu thereof "ninety days"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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:

In line 3 after the word "mean" delete the words "whatever department is" and substitute in lieu thereof the words "office of attorney general"

Renumber lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 309, has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 line 10 delete the words "shall be"

In line 17 after the word "he" delete the word "may" and insert in lieu thereof the word "shall"

In line 67 after the word "rules" place triple parentheses before the word "unless" and after the word "officer" in line 68 and insert the following new language: "approval of sales of unpasteurized milk may be granted by either the dairy commissioner or the local health officer"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 331, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Litten moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 334, has had the same under consideration and recommends that the same be amended as follows:

In line 33 after the word "applicant" delete the word "may" and insert in lieu thereof the word "shall" and after the word "file" insert the words "for approval" and after the word "department" insert the words "and the state examiner"

In line 46 after the word "required" and before the period insert the following language "in accordance with section 4-30-03"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 345, has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 360, has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 361, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 401, has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Holand moved that the amendments to Senate Bill No. 223 as recommended by the Committee on Education, and printed on page 280 of the Senate journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to Senate Bill No. 260 as recommended by the Committee on Education, and printed on page 280 of the Senate journal, be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Ringsak, Torgerson, Morgan, and Wilhite introduced:

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.

Senators Longmire and Meschke introduced:

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.

Senators Longmire and Meschke introduced:

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.

Senator Longmire moved that the rules be suspended, that Senate Concurrent Resolution No. 26 be not printed as a bill, but printed in the journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 26

Introduced by Senators Longmire and Meschke.

A Concurrent Resolution commending the League of Women Voters upon the beginning of its Fiftieth Anniversary Year.

1 WHEREAS, March 19, 1969, marks the beginning of the
2 Fiftieth Anniversary Celebration Year of the League of Women
3 Voters of the United States; and

4 WHEREAS, the League of Women Voters, which was founded in
5 1920 primarily to help twenty million women voters carry out
6 their new responsibilities, has in fact assisted men and women
7 voters alike; and

8 WHEREAS, the League of Women Voters has provided
8a nonpartisan
9 information on candidates and ballot issues prior to elections,
10 encouraged registration and informed voting and helped
10a generations
11 of women understand the structure and function of government;
11a and

12 WHEREAS, the League of Women Voters of North Dakota
12a was
13 established in 1958 to this same end; and

14 WHEREAS, the League of Women Voters, while nonpartisan
14a in
15 relation to candidates and political parties, has studied and
16 acted upon many issues of government in the public interest; and

17 WHEREAS, the League of Women Voters of North Dakota has
18 contributed to the strengthening of State government in North
19 Dakota through its work on issues in the field of constitutional
20 revision, election laws, and education;

21 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF
22 THE STATE OF NORTH DAKOTA, THE HOUSE OF
22a REPRESENTATIVES

23 CONCURRING THEREIN:

24 That the Forty-first Legislative Assembly congratulates the
25 League of Women Voters and each of its members upon the
25a beginning

26 of their organization's Fiftieth Anniversary Year and commends
27 the League of Women Voters for its promotion of informed and
28 active citizen participation in government; and

29 BE IT FURTHER RESOLVED, that copies of this resolution be
30 forwarded by the Secretary of State to the President of the
31 League of Women Voters of the United States and to the Acting
32 President of the League of Women Voters of North Dakota.

SECOND READING OF 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 second time.

Senator Longmire moved that Senate Concurrent Resolution No. 26 be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Decker moved that Senate Bill No. 137 be amended as follows:

After line 388 add the following sentence:

Nothing in this section shall be interpreted as exempting cooperative corporations from the additional tax provided in subsection 3 of section 2 of this Act.

Which motion prevailed.

MOTIONS

Senator Goldberg moved that Senate Bill No. 390 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Goldberg requested unanimous consent of the Senate to withdraw Senate Bill No. 390, which request was granted.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-FIFTH DAY

Bismarck, February 4, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Gary L. Hansen, Intern, Faith Lutheran, Bismarck.

O God our Father,

We come to You in thanks for the joy and the meaning which You have brought to our lives.

We come to You asking for the guidance and the strength to make the decisions that we must make —

lift us if we falter or fail

bring us back when we go out on the deep end

give us understanding if we become confused

May our thoughts and words, but even more our actions be done for those we serve as we would want them done to ourselves.

May our lives follow in the footsteps of Your Son. Amen.

Roll call: All Senators present except Senators Christensen and Ringsak.

A quorum was declared by the President.

CORRECTION AND REVISION OF JOURNAL

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-Third Day after Recess and Twenty-Fourth Day and finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign

House Bill No. 50

House Bill No. 53

House Bill No. 79

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened pursuant to call of the chair, the President presiding.

EXECUTIVE SESSION

Senator Longmire moved that the Senate resolve itself into an Executive Session and consider a message from the Governor, which motion prevailed.

The Senate in Executive Session thereupon advised and consented to the following appointments:

1. Securities Commissioner — (10-04-03 as amended)
Donald R. Holloway, Bismarck, August 1, 1968 to July 1, 1973.
2. North Dakota Council on the Arts and Humanities — Chapter 397, Article 3, 1967 Session Laws.
Mrs. Abner Larson, Fargo, July 1, 1968 to July 1, 1970.
Edward Milligan, Bottineau, July 1, 1967 to July 1, 1970.
Harold Aleshire, Minot, July 1, 1967 to July 1, 1970.
Robert Nelson, Grand Forks, July 1, 1967 to July 1, 1970.
Dr. William Boehle, Grand Forks, July 1, 1967 to July 1, 1972.
Jack Askew, Bismarck, July 1, 1967 to July 1, 1972.
Bryan Gackle, Dickinson, July 1, 1967 to July 1, 1972.
Mrs. A. J. Pederson, Kenmare, July 1, 1967 to July 1, 1972.
Mrs. Lawrence Summers, Grand Forks, July 1, 1968 to July 1, 1973.
Dr. T. L. Donat, Fargo, July 1, 1968 to July 1, 1973.
Mrs. Gordon Gray, Valley City, July 1, 1968 to July 1, 1973.
Dr. John Hove, Fargo, July 1, 1968 to July 1, 1973.
Mrs. I. L. Lazareck, Devils Lake, July 1, 1968 to July 1, 1973.
3. State Board of Higher Education — (15-10-02)
George Sinner, Casselton, July 1, 1967 to July 1, 1974.
Rev. Peter C. Hinrichs, Dickinson, July 1, 1968 to July 1, 1975.
4. Higher Education Facilities Commission — (15-10-29)
Richard P. Rausch, Bismarck, July 22, 1968 to July 1, 1971.
5. State Historical Society — (55-01-01 as amended)
T. E. Kopseng, Bismarck, July 1, 1967 to July 1, 1970.
La Vern Neff, Williston, July 1, 1967 to July 1, 1970.
Snorri Thorfinnson, Fort Ransom, July 1, 1967 to July 1, 1970.
Edward A. Milligan, Bottineau, July 1, 1968 to July 1, 1971.
Murray A. Baldwin, Fargo, July 1, 1968 to July 1, 1971.
Mrs. Hugh McCreery, Bismarck, July 1, 1968 to July 1, 1971.

6. Public School Education — (15-21-17 amended)
Robert P. Miller, Bismarck, August 24, 1967 to July 1, 1972.
Sam Kessler, Belfield, July 29, 1968 to July 1, 1974.
Lyle C. Sorum, Williston, July 29, 1968 to July 1, 1974.
7. Soldiers Home Trustees — (37-15-03)
James M. Morris, Jamestown, February 1, 1967 to July 1, 1971.
Clarence Welander, Fullerton, July 1, 1967 to July 1, 1973.

The Executive Session was thereupon dissolved and the Senate resumed its regular session.

FIRST READING OF HOUSE BILLS

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.

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

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.

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 first time and referred to the committee on Education.

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 first time and referred to the committee on Political Subdivisions.

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.

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.

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 first time and referred to the committee on Political Subdivisions.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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

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.

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.

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.

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.

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.

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 Finance and Taxation.

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, Business and Labor.

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.

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.

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.

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.

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, Business and Labor.

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.

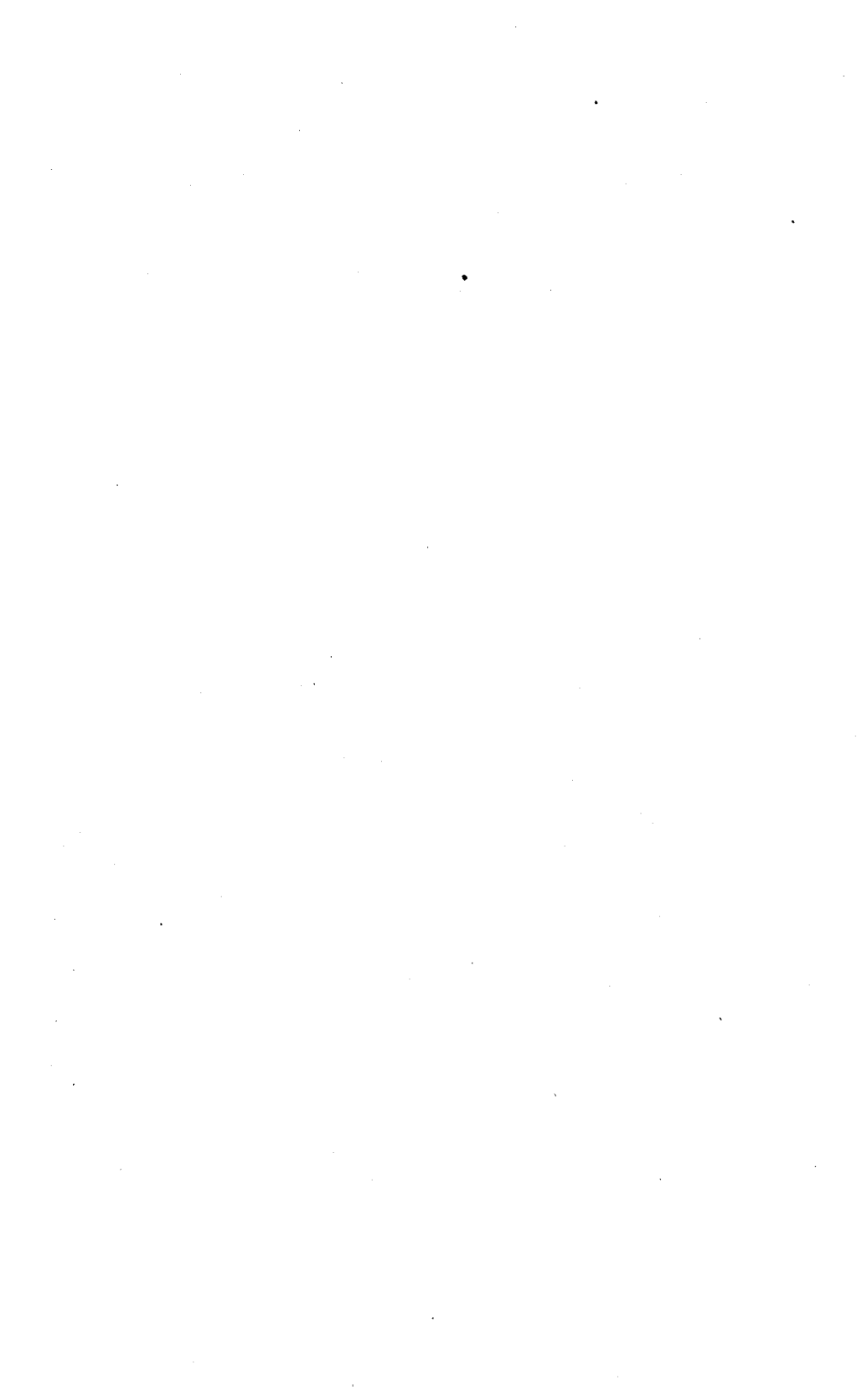
Was read the first time and referred to the committee on Political Subdivisions.

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.

Senator Longmire moved that after the reading of Senate Bills Nos. 204, 223, 224, 260, 263, 264, 265, 270, 275, 277, 293, 309, 345, 360 and 401, that the Senate recess until 1:00 P.M., February 5, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary



TWENTY-FIFTH DAY AFTER RECESS AND
TWENTY-SIXTH DAY

Bismarck, February 5, 1969

The Senate convened at 1:00 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 223

Senate Bill No. 260

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 16, has had the same under consideration and recommends that the same be amended as follow:

In line 3 delete the figure "2,470,638.00" and insert in lieu thereof the figure "2,572,638.00"

In line 9 delete the figure "1,239,418.00" and insert in lieu thereof the figure "1,289,418.00"

In line 14 delete the figure "288,000.00" and insert in lieu thereof the figure "340,000.00"

In line 22 delete the figure "2,470,638.00" and insert in lieu thereof the figure "2,572,638.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It was decided to add \$50,000 to the salaries and wages for the purpose of a further adjustment of the governor's budget, because it was felt by the Committee that this department had been below the salary standard. We increased fees and services \$52,000 to cover the rent and telephone service to the Capitol for the biennium.

SENATOR SORLIE, Chairman

Senator Wenstrom moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 101, has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 114, has had the same under consideration and recommends that the same be amended as follows:

In line 14 following the word "the" delete the remainder of the line and insert in lieu thereof the words "lieutenant governor"

In line 15 delete the word "court" at the beginning of the line

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 262, has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 305, 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" and delete the word "FELONY" and after the period insert a parentheses.

In line 10, delete the triple parentheses.

In line 11 before the word "and" insert triple parentheses

In line 13 delete the word "felony"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 324, has had the same under consideration and recommends that the same be amended as follows:

Delete all of the words following "A BILL" and insert in lieu thereof the following:

"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.

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

SECTION 1. ESTABLISHMENT OF PRIMARY AND EXCESS AUTOMOBILE LIABILITY COVERAGES IN CERTAIN IN-

STANCES.) When an automobile liability insurance policy is in force for anyone engaged in the business of selling, repairing, servicing, storing, leasing, or parking motor vehicles and the owner of said vehicle loans, rents, or leases a vehicle to any other person or organization and the vehicle is involved in an accident out of which bodily injury or property damage arises, the following automobile insurance policies shall be applicable:

1. In the even no other automobile liability insurance policy is in force at the time of the accident for the person or organization to whom the vehicle was loaned, rented, or leased, the coverage provided by the motor vehicle owner's automobile liability policy shall extend to the borrower, rentee, or lessee in the event the owner's automobile liability insurance policy extends coverage to said borrower, rentee, or lessee.
2. In the event that another automobile liability insurance policy is in force for the person or organization to whom the vehicle was loaned, rented, or leased, any coverage provided by the motor vehicle owners' automobile liability insurance policy shall be excess coverage only but limited, however, by the terms of the owner's applicable automobile liability insurance policy. The limits of liability in the policy afforded the person or organization to whom the vehicle was loaned, rented, or leased shall be primary.

SECTION 2. ENACTMENT PROSPECTIVE ONLY — INTERPRESTATION OF POLICIES.) The provisions of this Act shall apply only to policies and renewals having effective dates subsequent to the effective date of the Act.

Any policy provisions used by automobile insurance writing companies in this state, subsequent to the effective date of this Act, at variance with this Act, are to be interpreted as to comply with the above Sevntion 1."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government 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 insert triple parentheses before and after the word "five" and insert in lieu thereof the word "six"

In line 18 after the word "years" insert the following: "**; a representative of the petroleum council to be designated by its chairman to serve a term of two years**"

Remember the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution No. 11 has had the same under consideration and recommends that the same be amended as follows:

Delete the entire title, and substitute in lieu thereof the following:

"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."

In line 2 after the word "meat" add the following: "; and"

Delete all of line 3

In line 6 delete the words "injury to health"

In line 7 after the word "meat" and before the semi-colon insert the words "in North Dakota"

In line 10, delete the word "could", and insert in lieu thereof the words "intends to"

Delete lines 14 through 23 inclusive, and insert in lieu thereof the following:

"WHEREAS, the Wholesome Meat Act and the regulations that may be promulgated thereunder may, in some instances, be extremely burdensome, coercive, oppressive, and restrictive, and could result in needless or great expense to those meat slaughterers and processors to comply with same and could force many small meat slaughterers and processors to discontinue such slaughter and processing; and

WHEREAS, the Federal Government by the rules and regulations, might implement a program resulting in penalization of domestic meat slaughterers and processors by imposing standards which may be more restrictive than those imposed against imported meat products; and"

Delete line 28 and insert in lieu thereof the following: "an ante-mortem examination of all cattle before they are slaughtered,"

Delete lines 35 through 50 inclusive and insert in lieu thereof the following:

"That the Forty-first Legislative Assembly request that all meat slaughterers and processors within the state of North Dakota continue in operation and comply with all state laws and local ordinances and those federal standards set by rule and regulation that are not unreasonable or oppressive; and

BE IT FURTHER RESOLVED, that the state of North Dakota through the office of the Attorney General give legal advice when requested to slaughterers or processors on the question whether or not a rule, regulation, or standard is unreasonable or oppressive, when such slaughterer or processor is subjected or threatened with a civil action as the result of unreasonable or oppressive rules or directives promulgated under the Wholesome Meat Act; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Commissioner of Agriculture of the state of North Dakota to the administrators of the agricultural agencies or departments of the several states, to the Secretary of Agriculture of the United States, to each member of the North Dakota Congressional delegation, and to each meat slaughterer and processor within the state of North Dakota."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 16 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 3, 19, 35, 38, 109, 184, 203, 215, 247, 261, 294, 304, 307, 310 and 334 be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 3, as recommended by the Committee on Appropriations, and printed on pages 291 and 292 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 19, as recommended by the Committee on Appropriations, and printed on page 292 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 35, as recommended by the Committee on Appropriations, and printed on page 292 of the Senate Journal, be adopted.

Senator Meschke requested a roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Sorlie, the roll was called and there were ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Butler	Lips	Pyle	Strinden
Coughlin	Litten	Redlin	Stroup
Decker	Longmire	Ringsak	Torgerson
Goldberg	Lowe	Robinson	Trenbeath
Holand	Melland	Roen	Unruh
Jacobson	Mutch	Sands	Wenstrom
Kelly	Nasset	Sorlie	Wilhite
Larson, G.	Nething		

Those voting in the negative were:

Becker	Forkner	Larson, L.	Ruemmele
Berube	Freed	Meschke	Schultz
Chesrown	Hernett	Morgan	Thoreson
Doherty	Kautzmann	Rait	Van Horn

Absent and not voting:

Christensen	Luick	Stafne
-------------	-------	--------

So the motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 38 as recommended by the Committee on Judiciary, and printed on pages 292 and 293 of the Senate Journal, be adopted, which motion prevailed.

Senator Lips moved that Senate Bill No. 38 be further amended as follows:

In line 8 of the amendment delete the words "twenty-five" and insert in lieu thereof the word "seven"

Which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 109 as recommended by the Committee on Appropriations, and printed

on pages 293 and 294 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 184 as recommended by the Committee on Judiciary, and printed on page 294 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 203 as recommended by the Committee on Judiciary, and printed on pages 294 and 295 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 215 as recommended by the Committee on Industry, Business and Labor, and printed on page 295 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 247 as recommended by the Committee on Agriculture, and printed on page 295 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 261 as recommended by the Committee on Judiciary, and printed on page 295 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 294 as recommended by the Committee on Industry, Business and Labor, and printed on page 296 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 304 as recommended by the Committee on Industry, Business and Labor, and printed on page 297 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 307 as recommended by the Committee on Judiciary, and printed on page 297 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 310 as recommended by the Committee on Agriculture, and printed on page 297 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 334 as recommended by the Committee on Agriculture, and printed on page 298 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators G. Larson, Jacobson, Holand, Strinden, Trenbeath, Nasset, Roen, Hernettt, Coughlin, Melland, Ruemmele, Becker, Wilhite, Sorlie, Litten, Stafne, and Pyle introduced:

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.

Senators Morgan, Holand, Robinson and Nasset introduced:

Senate Concurrent Resolution No. 28. A Concurrent Resolution expressing opposition to a proposed flood control project on the lower reach of the Shyenenne River.

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

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Hernettt moved that the Senate do concur in the House amendments to Senate Bill No. 77, which motion prevailed.

Senator Hernettt moved that the rules be suspended, that Senate Bill No. 77 be deemed properly engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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 has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernettt	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:
Christensen Stafne

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

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.

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS
ON THE CONSENT CALENDAR

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.

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.

Which have been read.

ROLL CALL

The question being on the final passage of Senate Bills Nos. 270 and 277, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Netthing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen Stafne

So Senate Bills Nos. 270 and 277 passed and the titles were agreed to.

MESSAGE TO THE HOUSE

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

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Resolution No. 2

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-SIXTH DAY

Bismarck, February 5, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Charles Hill, First United Church of Christ, Bismarck.

Roll call: All Senators present except Senators Christensen and Stafne.

A quorum was declared by the President.

Mr. President: 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 finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Chesrown	Larson, L.	Nothing	Stroup
Coughlin	Lips	Pyle	Thoreson
Decker	Litten	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Freed	Luick	Robinson	Van Horn
Hernett	Melland	Roen	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Those voting in the negative were:

Butler	Larson, G.	Ruemmele	Strinden
Goldberg			

Absent and not voting:

Christensen Stafne

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen Stafne

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 254 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden

Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:
Christensen Stafne

So the bill passed and the title was agreed to.

Senate Bill No. 64. A Bill for an Act to amend and reenact sections 20-03-10 and 20-05-08 of the North Dakota Century Code, providing for a mandatory fine of two hundred fifty dollars for violation of the big game hunting laws.

Which has been read.

Senator Trenbeath moved that Senate Bill No. 64 be re-referred to the Committee on Natural Resources, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 254 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Berube	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke		

Absent and not voting:
Christensen Stafne Stroup

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Coughlin moved that Senate Bill No. 126 be amended as follows:

In line 71 delete the word "general" and insert in lieu thereof the word "highway".

Which motion prevailed.

Senator Coughlin moved that the rules be suspended and that Senate Bill No. 126 be deemed properly reengrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 126, as amended from the floor, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen Stafne

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 255, 256 and 257 of the Senate Journal and from the floor, the roll was called and there were ayes, 35; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sands
Berube	Larson, G.	Nasset	Schultz
Butler	Larson, L.	Pyle	Strinden
Coughlin	Longmire	Rait	Thoreson
Decker	Lowe	Redlin	Torgerson
Doherty	Luick	Ringsak	Unruh
Freed	Melland	Robinson	Van Horn
Holand	Meschke	Roen	Wenstrom
Jacobson	Morgan	Ruemmele	

Those voting in the negative were:

Chesrown	Hernett	Litten	Stroup
Forkner	Kautzmann	Nething	Trenbeath
Goldberg	Lips	Sorlie	Wilhite

Absent and not voting:
Christensen Stafne

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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 as follows:

AMENDMENTS TO SENATE CONCURRENT RESOLUTION No. 4

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.

ROY GILBREATH, Chief Clerk

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

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 se-

curity bureau, the tax commissioner and the workmen's compensation bureau.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 257, 258 and 259 of the Senate Journal, the roll was called and there were ayes, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Melland	Sorlie
Berube	Jacobson	Morgan	Stroup
Butler	Kautzmann	Mutch	Thoreson
Chesrown	Kelly	Nasset	Torgerson
Coughlin	Larson, G.	Nething	Trenbeath
Decker	Larson, L.	Pyle	Unruh
Doherty	Lips	Rait	Van Horn
Forkner	Longmire	Redlin	Wenstrom
Goldberg	Lowe	Robinson	Wilhite
Hernett	Luick		

Those voting in the negative were:

Freed	Roen	Schultz	Strinden
Litten	Sands		

Absent and not voting:

Christensen	Ringsak	Ruemmele	Stafne
Meschke			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 259 and 260 of the Senate Journal, the roll was called and there were ayes, 40; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Melland	Ruemmele
Berube	Jacobson	Meschke	Schultz

Butler	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Nething	Stroup
Decker	Lips	Pyle	Thoreson
Forkner	Litten	Redlin	Trenbeath
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Luick	Roen	Wilhite

Those voting in the negative were:

Doherty	Morgan	Sands	Van Horn
Larson, L.	Rait	Torgerson	

Absent and not voting:

Christensen	Stafne
-------------	--------

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Hernett moved that the vote by which Senate Bill No. 164 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 260 of the Senate Journal, the roll was called and there were ayes, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Larson, G.	Nasset	Strinden
Butler	Lips	Nething	Stroup
Chesrown	Litten	Pyle	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Melland	Ruemmele	Unruh
Holand	Morgan	Sands	Wenstrom
Jacobson			

Those voting in the negative were:

Coughlin	Kelly	Rait	Schultz
Decker	Larson, L.	Redlin	Van Horn
Forkner	Luick	Roen	Wilhite
Hernett	Meschke		

Absent and not voting:
Christensen Stafne

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 260 of the Senate Journal, the roll was called and there were ayes, 38; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Melland	Roen
Berube	Kautzmann	Meschke	Strinden
Butler	Kelly	Nasset	Stroup
Chesrown	Larson, G.	Nething	Thoreson
Coughlin	Larson, L.	Pyle	Trenbeath
Decker	Lips	Rait	Unruh
Doherty	Litten	Redlin	Van Horn
Freed	Longmire	Ringsak	Wenstrom
Goldberg	Lowe	Robinson	Wilhite
Hernett	Luick		

Those voting in the negative were:

Forkner	Mutch	Sands	Sorlie
Holand	Ruemmele	Schultz	Torgerson
Morgan			

Absent and not voting:

Christensen	Stafne
-------------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 261 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen	Stafne
-------------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh

Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Schultz	Stafne
-------------	---------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Melland	Roen
Berube	Jacobson	Meschke	Ruemmele
Butler	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Stroup
Coughlin	Larson, G.	Nasset	Torgerson
Decker	Larson, L.	Nething	Trenbeath
Doherty	Lips	Pyle	Unruh
Forkner	Litten	Rait	Van Horn
Freed	Longmire	Ringsak	Wenstrom
Goldberg	Lowe	Robinson	Wilhite
Hernett	Luick		

Those voting in the negative were:

Redlin	Schultz	Strinden	Thoreson
Sands			

Absent and not voting:

Christensen	Stafne
-------------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Ruemmele	Stafne
-------------	----------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite
Jacobson	Morgan	Sands	

Those voting in the negative were:

Hernett	Meschke	Trenbeath
---------	---------	-----------

Absent and not voting:

Christensen	Forkner	Stafne
-------------	---------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 261 of the Senate Journal, the roll was called and there were ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Stroup
Butler	Larson, G.	Nasset	Thoreson
Chesrown	Larson, L.	Pyle	Torgerson
Forkner	Lips	Rait	Trenbeath
Goldberg	Longmire	Redlin	Unruh
Hernett	Lowe	Ringsak	Van Horn
Holand	Luick	Ruemmele	Wenstrom
Jacobson	Melland	Sands	Wilhite

Those voting in the negative were:

Coughlin	Freed	Nothing	Schultz
Decker	Litten	Robinson	Strinden
Doherty	Meschke	Roen	

Absent and not voting:

Christensen	Stafne
-------------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 280 of the Senate Journal, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Hernett	Luick	Sorlie
Butler	Holand	Melland	Strinden
Chesrown	Kautzmann	Meschke	Stroup
Decker	Kelly	Nething	Trenbeath
Doherty	Lips	Pyle	Unruh
Forkner	Litten	Redlin	Van Horn
Freed	Longmire	Ringsak	Wenstrom
Goldberg	Lowe		

Those voting in the negative were:

Berube	Morgan	Robinson	Schultz
Coughlin	Mutch	Roen	Thoreson
Jacobson	Nasset	Ruemmele	Torgerson
Larson, G.	Rait	Sands	Wilhite
Larson, L.			

Absent and not voting:

Christensen	Stafne
-------------	--------

So the bill passed and the title was agreed to and the emergency clause lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen	Stafne
-------------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 262 of the Senate Journal, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie

Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Those voting in the negative were:

Mutch Robinson

Absent and not voting:

Christensen Stafne

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Those voting in the negative were:

Mutch

Absent and not voting:

Christensen Stafne

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Schultz
Berube	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan		

Absent and not voting:

Christensen Lowe Stafne

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen Stafne

So the bill passed and the title was agreed to.

SIGNING OF A RESOLUTION

The Secretary announced that the President was about to sign

Senate Resolution No. 2

And the President signed the same in the presence of the Senate.

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 2

Was delivered to the Secretary of State at the hour of 4:00 o'clock P.M., February 5, 1969.

SENATOR WENSTROM, Chairman

Senator Longmire moved that after the reading of Senate Bills Nos. 3, 19, 28, 35, 38, 101, 109, 184, 203, 215, 247, 261, 262, 281, 294, 304, 307, 310, 320, 334, 337, 415, and Senate Concurrent Resolution No. 16, that the Senate recess until 12:30 p.m., February 6, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-SIXTH DAY AFTER RECESS AND
TWENTY-SEVENTH DAY

Bismarck, February 6, 1969

The Senate convened at 12:30 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- Senate Bill No. 3
- Senate Bill No. 19
- Senate Bill No. 38
- 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. 294
- Senate Bill No. 304
- Senate Bill No. 307
- Senate Bill No. 310
- Senate Bill No. 334

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill.

- Senate Bill No. 35

And find the same correctly Re-engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 27 has had the same under consideration and recommends that the same be amended as follows:

In line 3 delete the figure "54,045.00" and insert in lieu thereof the figure "37,600.00"

In line 6 delete the figure "32,520.00" and insert in lieu thereof the figure "19,600.00"

In line 7 delete the figure "18,858.00" and insert in lieu thereof the figure "15,333.00"

In line 10 delete the figure "54,045.00" and insert in lieu thereof the figure "37,600.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose of the decrease in the salaries and wages was to cut down the scope of this council rather than increase it. This puts it down to the approximate level where it was in the present biennium. In fees and services, \$4,000.00 was included to allow for 20 delegates to a National Conference.

SENATOR SORLIE, Chairman

Senator Coughlin moved that the report be adopted, which motion prevailed.

Mr. President: 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 line 4 following the word "HOMES" insert the following: "**HOUSE TRAILERS AND TRAVEL TRAILERS**"

In line 6 following the word "a" where it last appears insert the following: "**travel trailer,**"

In line 10 place triple parentheses before the word "a" where it first appears and after the word "being"

In line 12 following the word "home" insert the following: "**, house trailer or travel trailer**"

In line 13 place triple parentheses before the word "such" and after the word "home" and insert in lieu thereof the words "**the same**"

In line 15 place triple parentheses before and after the word "and" and before the word "for"

In line 16 place triple parentheses after the word "home"

In line 18 following the word "dollars" and before the period insert the following: "**for mobile homes and house trailers, and in accordance with the following schedule for travel trailers as defined by section 57-55-01:**

1. Where the length is less than twelve feet, five dollars.
2. Where the length is twelve feet or more but less than fifteen feet, ten dollars.
3. Where the length is fifteen feet or more but less than nineteen feet, twenty dollars.
4. Where the length is nineteen feet or more but less than twenty-four feet, thirty dollars.
5. Where the length is twenty-four feet or more but less than twenty-nine feet, forty dollars."

In line 19 following the word "home" insert the following: "**, house trailer or travel trailer**"

In line 26 following the word "home" insert the following: "**, house trailer or travel trailer**"

In line 27 place triple parentheses before the word "mobile" and after the word "home"

In line 30 following the word "home" where it first appears insert the following: "**, house trailer or travel trailer**"; place triple paren-

theses before the word "said" and after the word "home" where it last appears and insert in lieu thereof the word "same";

In line 37 before the word "and" insert "**but not travel trailers,**" and insert triple parentheses before the word "and"

In line 38 insert triple parentheses after the word "**except**"

In line 41 insert triple parentheses before the word "shall"

In line 43 insert triple parentheses before and after the words "The tax" and insert the following: "**Upon payment of the tax to the county treasurer, the treasurer shall issue a trailer tax decal which**"

In line 44 at the end of the line insert the following: "**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-nine feet."**

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 253 has had the same under consideration and recommends that the same be amended as follows:

In line 28 after the word "**may**" delete the words "**exempt from**" and insert in lieu thereof "**suspend for a period of one year**"

In line 29 delete the comma and insert the word "**and**" and after the word "**those**" add the following "**hereunder and the case of**"

In line 30 after the word "**applicants**" delete the words "**that submit**" and insert in lieu thereof the words "**after submitting**"

In line 32 after the word "**reasons**" insert the following "**during any licensure year**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 62 after the word "he" insert the words "or she"

In line 65 after the word "he" insert the words "or she"

In line 76 after the word "he" insert the words "or she"

In line 108 after the word "examiners" insert the following: "for nursing home administrators" and after the word "shall" delete the word "keep" and insert in lieu thereof the word "deposit" and after the word "same" insert the following: "with the treasurer of the state of North Dakota to be kept"

In line 110 after the word "board" insert the following: "upon vouchers presented to the state treasurer, signed by the president and the secretary-treasurer of the board,"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

Delete lines 13 through 26 and insert in lieu thereof the following:

"2. Notwithstanding the provisions of subsection 1 of this section, any person therein described who makes an election under subchapter S of the Internal Revenue Code of 1954, as amended, may elect to have such status not recognized for purposes of filing returns pursuant to this chapter. In such case, the taxable income of the corporation shall be reported as is the taxable income of other corporations that are subject to the provisions of this chapter. The taxable income of each shareholder of such corporation shall be reduced by the amount of federal income taxes paid by the shareholder on that part of the income or gain of the corporation received by the shareholder which was not received as a dividend for which an adjustment was made pursuant to subdivision i of subsection 1 of section 57-38-01.2 or subdivision g of subsection 1 of section 57-38-01.3.

3. Those persons who were required for taxable years beginning prior to January 1, 1969, to file as subchapter S taxpayers under section 57-38-40, to file such returns and amended returns as may be necessary to have their income for those years taxed as provided in subsection 2.

4. If an election to have such subchapter S status recognized or not recognized is made under subsection 2 or 3 of this section, a termination or revocation of such status or a subsequent election relating thereto shall be made only in accordance with the conditions and requirements prescribed for terminations, revocations and subsequent elections under subchapter S of the Internal Revenue Code of 1954, as amended."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 16, 114, 305, 324, 389 and Senate Concurrent Resolution No. 11, be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 16 as recommended by the Committee on Appropriations, and printed on page 307 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 114 as recommended by the Committee on Judiciary, and printed on page 308 of the Senate Journal, be adopted, which motion prevailed.

Senator Lips moved that Senate Bill No. 114 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 305 as recommended by the Committee on Judiciary, and printed on page 308 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 324 as recommended by the Committee on Judiciary, and printed on pages 308 and 309 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 389 as recommended by the Committee on State and Federal Government, and printed on page 309 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Concurrent Resolution No. 11 as recommended by the Committee on Judiciary and printed on page 309 of the Senate Journal, be adopted, which motion prevailed.

MOTIONS

Senator Forkner moved that Senate Bill No. 316 be returned to the Senate from the Committee on Appropriations, which motion prevailed.

Senator Forkner requested unanimous consent of the Senate to withdraw Senate Bill No. 316, which request was granted.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Litten, Torgerson, Wilhite, Pyle, Becker and Holand introduced:

Senate Concurrent Resolution No. 29. A Concurrent Resolution directing the Legislative Research Committee to arrange for one or more meetings during the biennium between members of the Legislative Assembly and members of the United States Congress from this State.

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

Senators Litten, Stafne, Goldberg and Butler introduced:

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 first time.

Senator Litten moved that the rules be suspended and that Senate Concurrent Resolution No. 30 be not printed as a bill, but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 30

Introduced by Senators Litten, Stafne, Goldberg and Butler.
A Concurrent Resolution commending the North Dakota State University Bison and Ronald P. Erhardt for the national recognition received in collegiate football.

- 1 WHEREAS, the game of football has become a nationally
- 1a famous
- 2 collegiate competitive sport entered into by countless thousands
- 3 of teams; and

4 WHEREAS, the people of this state have always taken great
5 pride in those teams of this state that have received national
6 recognition for their efforts in collegiate football; and

7 WHEREAS, the North Dakota State University Bison have
8 received such national recognition by being invited in 1968 to
9 participate in the Pecan Bowl Game at Arlington, Texas, for the
10 second successive year; and

11 WHEREAS, the North Dakota State University Bison have
12 distinguished themselves further by defeating the Arkansas State
13 Indians in the Pecan Bowl Game on December 14, 1968; and

14 WHEREAS, as a result of this effort, the North Dakota State
15 University Bison were declared to be the National Collegiate
16 Athletic Association midwest region champions, and were ranked
17 as the number one small college team in the nation by the final
18 Associated Press football poll;

19 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE
19a OF THE

20 STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES

21 CONCURRING THEREIN:

22 That the Forty-first Legislative Assembly takes great
23 pleasure in commending the North Dakota State University Bison,
24 and the North Dakota State University athletic director and
25 head football coach, Ronald P. Erhardt, for the honors they
26 have brought the North Dakota State University, and this state;
27 and

28 BE IT FURTHER RESOLVED, that copies of this resolution be
29 forwarded by the Secretary of the Senate to the President of the
30 North Dakota State University and to Ronald P. Erhardt.

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.

Senator Litten moved that Senate Concurrent Resolution No. 30 be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Ringsak moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 4, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Concurrent Resolution No. 4 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, and that a copy of the engrossed Resolution be sent to Mrs. Fern Lee, former State Representative, which motion prevailed.

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.

Which has been read.

* The question being on the final passage of Senate Concurrent Resolution No. 4, as amended by the House.

Senator Litten moved that Senate Concurrent Resolution No. 4 be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

Senator Guy Larson moved that Senate Bill No. 260 be re-referred to the Committee on Education, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Stafne
Butler	Larson, G.	Nasset	Strinden
Chesrown	Larson, L.	Nothing	Stroup
Coughlin	Lips	Pyle	Thoreson
Decker	Litten	Ringsak	Torgerson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson			

Those voting in the negative were:

Rait Redlin

Absent and not voting:

Christensen Doherty

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Melland	Sands
Berube	Jacobson	Morgan	Schultz
Butler	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, G.	Pyle	Strinden
Decker	Larson, L.	Rait	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Torgerson
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Roen	Van Horn
Hernett	Luick	Ruemmele	Wilhite

Those voting in the negative were:

Meschke	Trenbeath	Wenstrom
---------	-----------	----------

Absent and not voting:

Christensen	Nothing
-------------	---------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite

Those voting in the negative were:

Freed	Strinden	Trenbeath
-------	----------	-----------

Absent and not voting:

Christensen	Nothing
-------------	---------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne

Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Those voting in the negative were:

Rait

Absent and not voting:

Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Those voting in the negative were:

Mutch

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

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

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-SEVENTH DAY

Bismarck, February 6, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Gerhardt Harms, Bethel Lutheran Church, Bismarck.

Our God and Father, we give You thanks, that You have given us the privilege to live in this part of your world and in this state. We thank You for permitting us to work and live in a democratic society, where people have the freedom and responsibility, to speak and write and worship as they desire.

We give thanks to You for the leaders of our country, our President and Congress, the members of this Senate, and all our leaders in government, whom You have granted the privilege and responsibility of guiding and leading the affairs of this state and nation.

Almighty God, give them the necessary wisdom and understanding for their tasks, and guide them in such a manner, that their deliberations and decisions may be pleasing to You, and for the welfare of all our citizens.

We pray in the name of Christ Jesus, the Savior of all men. Amen.

Roll call. All Senators present except Senator Christensen.

A quorum was declared by the President.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fifth Day After Recess and Twenty-sixth Day and recommends that the same be corrected as follows:

On page 309, in line 27, correct spelling of word "effective".

On page 317, in line 3, delete the figure "71" and insert in lieu thereof the figure "126".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MOTION

Senator Meschke moved that a special telephone committee be appointed for the purpose of providing adequate telephone service for the legislators, which motion prevailed.

The President appointed as such committee, Senators Ringsak, Longmire, Mutch and Meschke.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	

Absent and not voting:

Christensen Wilhite

So the bill passed and the title was agreed to.

Senate Bill No. 401. A Bill for an Act to amend and reenact section 57-15-03 of the North Dakota Century Code, relating to limiting state tax levy to state construction.

Which has been read.

Senator Decker moved that Senate Bill No. 401 be indefinitely postponed, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 291 and 292 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	

Absent and not voting:

Christensen Wilhite

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.

Which has been read.

Senator Lowe moved that Senate Bill No. 19 be laid over one legislative day, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kelly	Meschke	Ruemmele
Berube	Larson, G.	Morgan	Sands
Chesrown	Larson, L.	Mutch	Sorlie
Decker	Lips	Nasset	Stafne
Freed	Litten	Nething	Strinden
Goldberg	Longmire	Pyle	Trenbeath
Hernett	Lowe	Rait	Unruh
Holand	Luick	Redlin	Van Horn
Jacobson	Melland	Robinson	Wenstrom
Kautzmann			

Those voting in the negative were:

Butler	Forkner	Stroup	Torgerson
Coughlin	Schultz	Thoreson	Wilhite

Doherty

Absent and not voting:

Christensen	Ringsak	Roen
-------------	---------	------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 292 of the Senate Journal, the roll was called and there were ayes, 38; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Nething	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Robinson	Torgerson
Freed	Longmire	Roen	Trenbeath
Goldberg	Lowe	Sands	Unruh
Hernett	Luick	Schultz	Wenstrom
Holand	Melland	Sorlie	Wilhite
Jacobson	Morgan		

Those voting in the negative were:

Berube	Larson, L.	Rait	Ruemmele
Chesrown	Meschke	Redlin	Van Horn
Forkner			

Absent and not voting:

Christensen	Ringsak
-------------	---------

So the bill passed and the title was agreed to.

Senator Freed: Mr. President. I would like to explain my vote for the record. I voted in favor of this bill because I think it is correct, but I think we are doing an injustice to those people who experienced an increase this particular year.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 292 and 293 of the Senate Journal and from the floor, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nething	Thoreson
Decker	Lips	Pyle	Torgerson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Redlin	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Those voting in the negative were:

Ruemmele Strinden

Absent and not voting:

Christensen Ringsak

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Larson, G.	Mutch	Sorlie
Berube	Larson, L.	Nasset	Stafne
Butler	Litten	Rait	Thoreson
Coughlin	Longmire	Roen	Torgerson
Decker	Lowe	Ruemmele	Unruh
Doherty	Luick	Sands	Van Horn
Forkner	Melland	Schultz	Wilhite
Kelly	Meschke		

Those voting in the negative were:

Chesrown	Jacobson	Nething	Strinden
Freed	Kautzmann	Pyle	Stroup
Goldberg	Lips	Redlin	Trenbeath
Hernett	Morgan	Robinson	Wenstrom
Holand			

Absent and not voting:

Christensen Ringsak

So the bill passed and the title was agreed to.

MOTIONS

Senator Kelly moved that Senate Bill No. 346 be returned to the Senate from the Committee on Education, which motion prevailed.

Senator Kelly requested the unanimous consent of the Senate to withdraw Senate Bill No. 346, which request was granted.

Senator Goldberg moved that Senate Bill No. 372 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Goldberg requested the unanimous consent of the Senate to withdraw Senate Bill No. 372, which request was granted.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 126

Senate Bill No. 137

Senate Bill No. 223

And find the same correctly Re-engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

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 return:

House Bill No. 55

Which the Senate has passed unchanged.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

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

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate convened at the call of the chair, the President presiding.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 293 and 294 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Butler	Kautzmann	Morgan	Schultz
Chesrown	Kelly	Mutch	Sorlie
Coughlin	Larson, G.	Nasset	Stafne
Decker	Larson, L.	Nothing	Strinden
Doherty	Lips	Pyle	Stroup
Forkner	Litten	Rait	Thoreson
Freed	Longmire	Redlin	Torgerson
Goldberg	Lowe	Robinson	Unruh
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	

Absent and not voting:

Berube	Ringsak	Van Horn	Wilhite
Christensen	Trenbeath		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 294 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Unruh
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson			

Absent and not voting:

Berube	Christensen	Ringsak	Van Horn
--------	-------------	---------	----------

So the bill passed and the title was agreed to.

Senate Bill No. 203. A Bill for an 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.

Which has been read.

Senator Holand moved that Senate Bill No. 203 be amended as follows:

In line 3 of the title delete the period and insert a comma, and add the following words "and declaring an emergency."

After line 21 insert 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."

Which motion prevailed.

Senator Holand moved that the rules be suspended, that Senate Bill No. 203 be deemed properly reengrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 203, as amended, on pages 294 and 295 of the Senate Journal and from the floor the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Robinson	Trenbeath
Forkner	Longmire	Roen	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Nothing	Ringsak
-------------	---------	---------

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 295 of the Senate Journal, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Melland	Sorlie
Berube	Jacobson	Meschke	Stafne
Butler	Kautzmann	Morgan	Strinden
Chesrown	Kelly	Mutch	Thoreson
Coughlin	Larson, G.	Nasset	Torgerson
Decker	Larson, L.	Nothing	Trenbeath
Doherty	Lips	Pyle	Unruh
Forkner	Litten	Rait	Van Horn
Freed	Longmire	Redlin	Wenstrom
Goldberg	Lowe	Robinson	Wilhite
Hernett	Luick	Roen	

Those voting in the negative were:

Ruemmele	Sands	Schultz
----------	-------	---------

Absent and not voting:

Christensen	Ringsak	Stroup
-------------	---------	--------

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.

Which has been read.

Senator Morgan moved that Senate Bill No. 247 be amended as follows:

In line 16, delete the triple parentheses before and after the word "once" and after the word "once" insert the words "each week"

And renumber the lines accordingly.

Which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 247 be deemed properly re-engrossed and placed on second reading and final passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 247, as amended, on page 295 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:
Christensen Ringsak

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 295 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Low	Ro	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:
Christensen Ringsak

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 27; absent and not voting 2.

Those voting in the affirmative were:

Coughlin	Kelly	Morgan	Thoreson
Doherty	Larson, G.	Rait	Trenbeath
Hernett	Lips	Sorlie	Van Horn
Holand	Litten	Stafne	Wenstrom
Jacobson	Luick	Stroup	Wilhite

Those voting in the negative were:

Becker	Goldberg	Mutch	Ruemmele
Berube	Kautzmann	Nasset	Sands
Butler	Larson, L.	Nothing	Schultz
Chesrown	Longmire	Pyle	Strinden
Decker	Low	Redlin	Torgerson
Forkner	Melland	Robinson	Unruh
Freed	Meschke	Ro	

Absent and not voting:
Christensen Ringsak

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen Ringsak

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 296 of the Senate Journal, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Robinson	Trenbeath
Forkner	Longmire	Roen	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite
Holand	Morgan		

Those voting in the negative were:

Meschke

Absent and not voting:

Christensen Ringsak

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 297 of the Senate Journal, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Stafne
Berube	Kelly	Mutch	Strinden
Butler	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Doherty	Lips	Rait	Torgerson

Forkner	Litten	Redlin	Trenbeath
Freed	Longmire	Roen	Unruh
Goldberg	Lowe	Ruemmele	Van Horn
Hernett	Luick	Sands	Wenstrom
Holand	Melland	Schultz	Wilhite
Jacobson	Meschke	Sorlie	

Those voting in the negative were:

Chesrown	Decker	Nething	Robinson
----------	--------	---------	----------

Absent and not voting:

Christensen	Ringsak
-------------	---------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 297 of the Senate Journal, the roll was called and there were ayes, 39; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Holand	Luick	Ruemmele
Berube	Jacobson	Melland	Stafne
Butler	Kautzmann	Meschke	Stroup
Chesrown	Kelly	Morgan	Thoreson
Decker	Larson, G.	Nething	Trenbeath
Doherty	Larson, L.	Pyle	Unruh
Forkner	Lips	Rait	Van Horn
Freed	Litten	Ringsak	Wenstrom
Goldberg	Longmire	Robinson	Wilhite
Hernett	Lowe	Roen	

Those voting in the negative were:

Coughlin	Redlin	Schultz	Strinden
Mutch	Sands	Sorlie	Torgerson

Nasset

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 297 of the Senate Journal, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Butler	Kautzmann	Mutch	Schultz
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, G.	Nething	Strinden
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Rait	Trenbeath
Forkner	Litten	Redlin	Unruh

Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Roen	Wenstrom
Hernett	Luick	Ruemmele	Wilhite
Holand	Melland		

Those voting in the negative were:

Berube	Sorlie	Stroup	Torgerson
Meschke			

Absent and not voting:

Christensen	Ringsak
-------------	---------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 298 of the Senate Journal, the roll was called and there were ayes, 41; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Melland	Roen
Berube	Kautzmann	Morgan	Sands
Chesrown	Kelly	Mutch	Stafne
Coughlin	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Nothing	Stroup
Doherty	Lips	Pyle	Torgerson
Forkner	Litten	Rait	Trenbeath
Freed	Longmire	Redlin	Unruh
Goldberg	Lowe	Ringsak	Wenstrom
Hernett	Luick	Robinson	Wilhite
Holand			

Those voting in the negative were:

Butler	Ruemmele	Sorlie	Van Horn
Meschke	Schultz	Thoreson	

Absent and not voting:
Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen Ringsak

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen Ringsak

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Which has been read.

Senator Nething moved that Senate Concurrent Resolution No. 16 be laid over one legislative day, which motion prevailed.

MOTION

Senator Redlin moved that Rule 8 of the Joint Rules of the 41st Legislative Assembly be amended to provide that no bill that shall have passed one House shall be sent to the other for concurrence after the forty-first legislative day instead of the fortieth day, which motion was lost.

FIRST READING OF HOUSE BILLS

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 first time and referred to the committee on Agriculture.

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 Judiciary.

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, Business and Labor.

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 Industry, Business and Labor.

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.

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 Judiciary.

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 Judiciary.

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.

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.

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.

Senator Longmire moved that after the reading of Senate Bills Nos. 16, 245, 305, 324, 352, 356, 389, and Senate Concurrent Resolution No. 11, that the Senate recess until 1:00 p.m., February 7, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-SEVENTH DAY AFTER RECESS AND
TWENTY-EIGHTH DAY

Bismarck, February 7, 1969

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 16
Senate Bill No. 114
Senate Bill No. 305
Senate Bill No. 324
Senate Bill No. 389

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Schultz moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution No. 11

And find the same correctly Re-engrossed.

SENATOR WENSTROM, Chairman

Senator Schultz moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 13 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title after the word "vehicles" insert the following: ", and declaring an emergency"

In line 3 delete the figure "1,558,419.00" and insert in lieu thereof the figure "1,601,419.00"

In line 8 delete the figure "345,126.00" and insert in lieu thereof the figure "365,126.00"

In line 11 delete the figure "258,970.00" and insert in lieu thereof the figure "266,970.00"

After line 14, add the following:

Refunds \$15,000.00

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 15 delete the figure "1,558,419.00" and insert in lieu thereof the figure "1,601,419.00"

After line 15 add the following: No refunds of registration fees shall be made, other than for the current registration period. Exception: Claims for refunds predicated upon alleged errors in the determination of the fee schedule applicable to the vehicle for which the refund is sought, may be considered upon their merits, if the claim is made prior to July 1, 1971.

Add the following: "SECTION 2.) 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.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Under fees and services in their budget, they had asked for \$20,000 to make payment to Arthur Anderson & Company. They learned there was no further payment due so requested this amount be transferred to salaries. \$28,000 was added to fees and services to pay for rent and telephone service in the Capitol.

An emergency refunds line item in the amount of \$15,000 was added to pay claims for refunds of registration fees.

SENATOR SORLIE, Chairman

Senator Coughlin moved that the report be adopted, which motion prevailed.

Mr. President: 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 delete the figure "102,614,883.00" and insert in lieu thereof the figure "105,391,184.00"

In line 10 delete the figure "19,613,428.00" and insert in lieu thereof the figure "21,385,964.00"

In line 12 delete the figure "36,000.00" and insert in lieu thereof the figure "40,000.00"

In line 13 delete the figure "2,755,965.00" and insert in lieu thereof the figure "3,238,960.00"

In line 15 delete the figure "4,308,215.00" and insert in lieu thereof the figure "4,564,185.00"

In line 16 delete the figure "1,749,545.00" and insert in lieu thereof the figure "1,831,045.00"

In line 25 delete the figure "420,000.00" and insert in lieu thereof the figure "603,300.00"

In line 27 delete the figure "102,614,883.00" and insert in lieu thereof the figure "105,391,184.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of the amendments to increase allowable compensation for the Highway Commissioner and to consolidate the Travel Department, Safety Responsibility Division, and Truck Regulatory Department budgets into the general Highway Department appropriation allowing additional funds for the Travel Department.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 22 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Luick moved that the report be adopted, which motion prevailed.

Mr. President: 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 delete the figure "20,000.00" and insert in lieu thereof the figure "10,000.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It was the feeling of the committee that the counties effected should assume more responsibility in covering the costs of the extra ordinary expenses of law enforcement in Indian Reservation counties. The Bureau of Indian Affairs should be paying the whole amount to the effected counties.

SENATOR SORLIE, Chairman

Senator Schulz moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Wenstrom moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Kelly moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 53 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. President: 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 4 after the word "Any" delete the word "resident" and insert in lieu thereof "patient"

In line 5 after the word "deficient" insert the following: "and any student from the Mandan state industrial school"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 97, has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Melland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 112, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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 delete the figure "291,605.00" and insert in lieu thereof the figure "342,605.00"

In line 4 delete the figure "101,000.00" and insert in lieu thereof the figure "50,000.00"

Add the following: "SECTION 2.) It is intent of the legislature that \$50,000.00 general fund appropriation by the state will be used for premiums.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is intent of the legislature that \$50,000.00 general fund appropriation by the state will be used for premiums.

SENATOR SORLIE, Chairman

Senator Coughlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 130, has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Wenstrom moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 254, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 255, has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 276, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 315, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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:

Delete everything after the word "A BILL," and insert in lieu thereof:

"For an Act to create and enact subsection 12 of section 10-04-06 of the North Dakota Century Code, relating to exempt transactions. BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) Subsection 12 of section 10-04-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

12. The sale of a security issued by the United States of America, or the state of North Dakota, or any political subdivision or instrumentality of the state of North Dakota, provided that the offer for sale and sale is made by an official or employee of the issuing body acting in his official capacity and not for his personal pecuniary profit."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 402, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Coughlin moved that the report be adopted, which motion lost.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 408, has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR SORLIE, Chairman

Senator Robinson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 410, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Coughlin moved that the report be adopted, which motion lost.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 417, has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 418, has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 431, has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 449, has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 456, has had the same under consideration and recommends that the same be amended as follows:

In line 9 delete the word "fifth" and insert in lieu thereof the word "third"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 460, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 469, has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR SORLIE, Chairman

Senator Melland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 470 has had the same under consideration and recommends that the same be amended as follows:

In line 2 delete the word "six" and insert in lieu thereof the word "five"

In line 2 after the word "million" insert the following: "five hundred thousand"

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 amendment to transfer funds from profits.

SENATOR SORLIE, Chairman

Senator Melland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 471 has had the same under consideration and recommends that the same be amended as follows:

In line 2 delete the word "one" and insert in lieu thereof the word "two"

In line 3 delete the following: "five hundred thousand"

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 amendment to transfer funds from profits.

SENATOR SORLIE, Chairman

Senator Melland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 2 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion lost.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 3 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

MOTION

Senator Ringsack moved that Senate Bill No. 220 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Ringsack requested unanimous consent of the Senate to withdraw Senate Bill No. 220, which request was granted.

Senator Van Horn moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-EIGHTH DAY

Bismarck, February 7, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Hensel Hendrickson, Trinity Lutheran, Bismarck.

Our Heavenly Father,

As a prelude to this day's business — we turn to Thee for Thy guidance.

Grant to us freedom to seek the truth — and a courage to face the truth when it hurts or condemns us.

Give us that dual vision that has us see both the Love of God and the needs of men.

Bless these servants this day and grant them peace that exceeds the understanding of men.

In the Name of Christ.

Roll call: All Senators present except Senator Christensen.

A quorum was declared by the President.

Mr. President: 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 correct.

Your Committee further recommends that the following correction be made:

On page 308, after line 32 insert the following:

"In line 10, delete the triple parentheses."

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended, and that the reading of the amendments to Senate Bills Nos. 27, 193, 253, 290 and 329 be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 27 as recommended by the Committee on Appropriations, and printed on page 328 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 193 as recommended by the Committee on Finance and Taxation, and

printed on pages 328 and 329 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 253 as recommended by the Committee on State and Federal Government and printed on page 329 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 290 as recommended by the Committee on State and Federal Government and printed on pages 329 and 330 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 329 as recommended by the Committee on Finance and Taxation, and printed on page 330 of the Senate Journal, be adopted, which motion prevailed.

MOTIONS

Senator Butler moved that Senate Bill No. 329 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Ringsak moved that Senate Bill No. 137 be reprinted, which motion prevailed.

Senator Melland moved that Senate Bill No. 324 be reprinted, which motion prevailed.

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

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, Business and Labor.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Morgan and Nasset introduced:

Senate Concurrent Resolution No. 31. A Concurrent Resolution directing the Legislative Research Committee to conduct a comprehensive study of North Dakota's weed control laws and to prepare legislation providing for the most effective means of weed control.

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

Senators Wenstrom and Ringsak introduced:

Senate Concurrent Resolution No. 32. A Concurrent Resolution directing the Legislative Research Committee to study and make recommendations in regard to the keeping of the archives of the State of North Dakota.

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

Senator Morgan introduced:

Senate Concurrent Resolution No. 33. A Concurrent Resolution memorializing Congress and the Secretary of Agriculture regarding incentive payments to producers of feeder livestock.

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

Senators Guy Larson and Robinson introduced:

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 State and Federal Government.

SECOND READING OF SENATE BILLS

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.

Which has been read.

Senator Freed moved that Senate Bill No. 16 be amended as follows:

In line 3 delete the figure "\$2,572,638.00 and insert in lieu thereof the figure "\$2,570,638.00".

In line 9, delete the figure "\$1,289,418.00" and insert in lieu thereof the figure "\$1,287,418.00".

In line 11, delete the figure "\$26,000.00" and insert in lieu thereof the figure "\$24,000.00".

In line 22, delete the figure "\$2,572,638.00" and insert in lieu thereof the figure "\$2,570,638.00".

Which motion lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 16, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Stafne
Butler	Kautzmann	Nasset	Strinden
Chesrown	Kelly	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Litten	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Robinson	Unruh
Goldberg	Luick	Sands	Van Horn
Hernett	Melland	Sorlie	Wenstrom
Holand			

Those voting in the negative were:

Berube	Mutch	Roen	Schultz
Freed	Ringsak	Ruemmele	Wilhite
Morgan			

Absent and not voting:

Christensen	Larson, G.	Lips
-------------	------------	------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Nasset	Sorlie
Berube	Kautzmann	Nething	Stafne
Butler	Kelly	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh

Freed	Melland	Ruemmele	Van Horn
Goldberg	Meschke	Sands	Wenstrom
Hernett	Morgan	Schultz	Wilhite
Holand	Mutch		

Absent and not voting:

Christensen	Larson, G.	Lips
-------------	------------	------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 308 of the Senate Journal, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Butler	Kautzmann	Nasset	Stafne
Chesrown	Kelly	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Torgerson
Forkner	Lowe	Robinson	Trenbeath
Freed	Luick	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite

Those voting in the negative were:

Ringsak

Absent and not voting:

Berube	Christensen	Larson, G.	Lips
--------	-------------	------------	------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 308 and 309 of the Senate Journal, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Butler	Kautzmann	Nasset	Stafne
Chesrown	Kelly	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Torgerson
Forkner	Lowe	Ringsak	Trenbeath
Freed	Luick	Robinson	Unruh
Goldberg	Melland	Roen	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	

Those voting in the negative were:

Wilhite

Absent and not voting:

Berube	Larson, G.	Lips	Ruemmele
Christensen			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Nasset	Sorlie
Butler	Kautzmann	Nothing	Stafne
Chesrown	Kelly	Pyle	Strinden
Coughlin	Litten	Rait	Stroup
Decker	Longmire	Redlin	Thoreson
Doherty	Lowe	Ringsak	Torgerson
Forkner	Luick	Robinson	Trenbeath
Freed	Melland	Roen	Unruh
Goldberg	Morgan	Sands	Wenstrom
Hernett	Mutch	Schultz	Wilhite
Holand			

Those voting in the negative were:

Larson, L.	Meschke	Van Horn
------------	---------	----------

Absent and not voting:

Berube	Larson, G.	Lips	Ruemmele
Christensen			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Butler	Kautzmann	Nasset	Stafne
Chesrown	Kelly	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Torgerson
Forkner	Lowe	Ringsak	Trenbeath
Freed	Luick	Robinson	Unruh
Goldberg	Melland	Roen	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite

Absent and not voting:

Berube	Larson, G.	Lips	Ruemmele
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 309 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Stafne
Butler	Kautzmann	Nasset	Strinden
Chesrown	Kelly	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand	Morgan	Sorlie	

Absent and not voting:

Berube	Larson, G.	Rait	Ruemmele
Christensen	Lips		

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Which has been read.

Senator Strinden moved that Senate Concurrent Resolution No. 11 be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 19. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Which has been read.

Senator Lowe moved that Senate Bill No. 19 be laid over one legislative day, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Which has been read.

Senator Nething moved that Senate Concurrent Resolution No. 16 be adopted, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT 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.

Which was read the first time.

Senator Longmire moved that the rules be suspended, that House Concurrent Resolution No. 28, be not referred to committee but placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT 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.

Senator Longmire moved that House Concurrent Resolution No. 28 be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

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 FROM THE HOUSE

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 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

FIRST 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 first time and referred to the committee on Appropriations.

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 first time and referred to the committee on Judiciary.

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 Social Welfare and Veterans' Affairs.

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 first time and referred to the committee on Political Subdivisions.

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 first time and referred to the committee on Political Subdivisions.

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.

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.

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, Business and Labor.

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 Industry, Business and Labor.

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.

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.

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.

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 and Veterans Affairs.

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 first time and referred to the committee on Social Welfare and Veterans Affairs.

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.

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.

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.

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.

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.

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.

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.

MESSAGE FROM THE HOUSE

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

Senator Longmire moved that after the reading of Senate Bills Nos. 22, 27, 34, 45, 97, 130, 191, 193, 253, 255, 290, 302, 311, 402, 408, 410, 413, 417, 418, 419, 431, 449, 469, and Senate Concurrent Resolution No. 2, that the Senate recess until 1:00 p.m., on February 8, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-EIGHTH DAY AFTER RECESS AND
TWENTY-NINTH DAY

Bismarck, February 8, 1969

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 27
Senate Bill No. 193
Senate Bill No. 253
Senate Bill No. 290
Senate Bill No. 329

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 13, 14, 29, 80, 110, 323, 456, 470, 471 and House Bill No. 119 be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 13 as recommended by the Committee on Appropriations and printed on pages 351 and 352 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 14 as recommended by the Committee on Appropriations and printed on page 352 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 29 as recommended by the Committee on Appropriations and printed on page 352 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 80 as recommended by the Committee on Natural Resources and printed on page 353 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 110 as recommended by the Committee on Appropriations and printed on page 354 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 323 as recommended by the Committee on State and Federal Government and printed on page 355 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 456 as recommended by the Committee on Political Subdivisions and printed on page 356 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 470 as recommended by the Committee on Appropriations and printed on page 357 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 471 as recommended by the Committee on Appropriations and printed on page 357 of the Senate Journal, be adopted, which motion prevailed.

Senator Sands moved that the amendments to House Bill No. 119 as recommended by the Committee on State and Federal Government and printed on pages 357 and 358 of the Senate Journal, be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 3 delete the figure "1,232,401.00" and insert in lieu thereof the figure "1,197,401.00"

In line 5 delete the figure "1,150,401.00" and insert in lieu thereof the figure "1,115,401.00"

In line 20 delete the figure "95,000.00" and insert in lieu thereof the figure "60,000.00"

In line 21 delete the figure "1,232,401.00" and insert in lieu thereof the figure "1,197,401.00"

In line 23 delete the figure "1,150,401.00" and insert in lieu thereof the figure "1,115,401.00"

In line 29 after the comma insert the following: "of which \$430,000.00 is carry over from the 1967-1969 biennium appropriation,"

After line 42 add the following: "SECTION 3.) It is the intent of the legislature that the Red-Souris-Rainy River basins commission appropriation shall not exceed \$60,000.00 or equal to the amount appropriated by the state of Minnesota, whichever is less."

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 that the Red-Souris-Rainy River basins commission appropriation shall not exceed \$60,000.00 or equal to the amount appropriated by the state of Minnesota, whichever is less.

SENATOR SORLIE, Chairman

Senator Litten moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 127 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 182 has had the same under consideration and recommends that the same be amended as follows:

In line 14 after the "quotation marks" delete the word "includes" and insert in lieu thereof the word "means"

In line 35 after the word "death" insert the following: "or upon separation of a part from his body during his lifetime"

In line 39 after the word "decedent" delete the "comma"

In line 56 after the word "by" delete the word "this" and after the word "subsection" insert the following: "2 of this section"

In line 74 after the word "therapy" insert a "comma"

In line 77 after the word "science" insert a "comma"

In line 80 after the word "therapy" insert a "comma"

In line 95 after the word "donor" insert the following: "or upon separation of a part from his body during his lifetime"

In line 126 after the word "him" delete the "comma"

In line 144 after the "semicolon" delete the word "or"

In line 146 after the "semicolon" delete the word "or"

In line 174 after the word "period" delete the word "This" and insert in lieu thereof the word "Such"

In line 178 after the word "Act" delete the "comma"

In line 204 after the first "comma" insert "23-06-04," and after the second "comma" insert "23-06-06, 23-06-07,"

In line 206 place triple parentheses before and after the word "shall" and insert the word "do"

At the end of line 210 insert the following new section: "SECTION 11. SHORT TITLE.) This Act may be cited as the Uniform Anatomical Gift Act."

In line 211 place triple parentheses before and after the number "11" and insert the number "12"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 197 has had the same under consideration and recommends that the same be amended as follows:

In line 34 after the second comma insert the following: **"and having a retail license as provided in Section 23-15-04"**

In line 36 after the first comma insert the word **"only"**

In line 41 after the word "not" insert the word **"to"**

In line 63 insert triple parentheses before the word **"Lady"**

In line 65 after the semicolon insert triple parentheses and insert in lieu thereof the following: **"Soft shell firecrackers not to exceed one and one-half inches in length and one-fourth inch in diameter; total pyrotechnic composition not to exceed two grains each in weight;"**

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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 line 8 after the word "of" delete the triple parentheses

In line 9 after the word "dollars" delete the triple parentheses and the words **"three dollars and fifty cents"**

In line 12 delete the triple parentheses before and after the words **"six dollars"**

In line 13 delete the following: **"eight dollars and fifty cents"**

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 213, 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 "and" where it last appears and insert a comma in lieu thereof; and following the numerals **"40-48-04"** insert the following: **“, and 40-48-10”**

In the last line of the title after the word "commissions" and before the period insert the words **"and the adoption of municipal master plans"**

Following line 29 insert the following new section:

"SECTION 3. AMENDMENT.) Section 40-48-10 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-48-10. HEARING ON PLAN BEFORE ADOPTION BY COMMISSION — RESOLUTION TO ADOPT — ACTION RECORDED ON PLAN AND MAPS — GOVERNING BODY TO RECEIVE COPY OF PLAN.) Before adopting the master plan or any part of it or any substantial amendment thereof, the planning commission shall hold at least one public hearing thereon. Notice of the time of such hearing shall be given by one publication in the official municipal newspaper. The adoption of the plan, or of a part thereof or amendment thereto, shall be by a resolution of the commission carried by the af-

firmative votes of not less than (((four))) **two-thirds of the members** thereof. The resolution shall refer expressly to the maps and descriptive matter intended by the commission to form the whole or part of the plan or amendment. The action taken by the commission shall be recorded on the map, plan, and descriptive matter by the identifying signature of the secretary of the commission. An attested copy of the master plan shall be certified to the governing body of the municipality.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 235, has had the same under consideration and recommends that the same be amended as follows:

In line 2 after the word "city" insert the following: **"within the state at the discretion of their governing bodies"**

In line 3 after the word "provide" insert the following: **"office space, including personnel, for"**

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 271, has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 292, has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 322, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 332, has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 353, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 118, has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Holand, Morgan, Robinson, Longmire and Meschke introduced:

Senate Concurrent Resolution No. 35. A Concurrent Resolution in support of the concentration of the Garrison Diversion Unit.

Was read the first time.

Senator Longmire moved that the rules be suspended, that Senate Concurrent Resolution No. 35 be not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 35

Introduced by Senators Holand, Morgan, Robinson, Longmire and Meschke.

A Concurrent Resolution in support of the construction of the Garrison Diversion Unit.

1 WHEREAS, the construction and development of the Garrison
2 Diversion Unit of the Missouri River Basin Project and the
3 several purposes this project will serve, including providing
4 water for irrigation; municipal and industrial, recreation,
5 and fish and wildlife use, will bring a new era of economic
6 growth, stability, and opportunity to North Dakota; and

7 WHEREAS, construction funds for the initial two hundred
8 fifty thousand acre stage of the Garrison Diversion Unit
9 authorized in 1965 have permitted steady progress in the
10 construction of the various features of the Garrison Diversion
11 Unit so that the long sought-after diversion of water from
12 the Missouri River into central and eastern North Dakota for
13 beneficial use will soon become a reality; and

14 WHEREAS, the urgent need for the Garrison Diversion Unit
15 to provide water for various purposes is accompanied by a
16 strong desire for the early completion of the project as
17 evidenced by the actions of the people in the area to be
18 served, including the negotiation of repayment contracts
19 by the Garrison Diversion Conservancy District and four

20 irrigation districts, the levy of a one-mill tax by the
 21 counties in said Conservancy District for its contract, and
 22 the critical water shortages for various purposes that
 23 exist in the project area; and

24 WHEREAS, the development and utilization of the water
 25 resources that will be accomplished through the Garrison
 26 Diversion Unit will not only significantly improve the
 27 economy of the project area and the State of North Dakota
 28 but will also enhance the contribution that North Dakota
 29 can make to the growth and strength of the Nation;

30 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF
 31 THE STATE OF NORTH DAKOTA, THE HOUSE OF
 31a REPRESENTATIVES

32 CONCURRING THEREIN:

33 That the Forty-first Legislative Assembly of the
 34 State of North Dakota does hereby express its appreciation
 35 for the progress that has ben made in the development of
 36 the Garrison Diversion Unit and does respectfully urge
 37 President Nixon and his Administration to give full support
 38 to the Garrison Diversion Unit and the Congress of the
 39 United States to appropriate adequate funds to continue and
 40 accelerate the construction of this outstanding and
 41 essential water resources project; and

42 BE IT FURTHER RESOLVED, that copies of this Resolution
 43 be forwarded to Senators Milton R. Young and Quentin N.
 44 Burdick, Representatives Mark Andrews and Thomas Kleppe,
 45 the President of the United States, the Secretary of
 46 the Interior, and the Commissioner of Reclamation.

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.

Senator Longmire moved that Senate Concurrent Resolution No. 35
 be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senator Longmire introduced:

Senate Concurrent Resolution No. 36. A Concurrent Resolution
 directing the Legislative Research Committee to conduct a study to
 determine the feasibility of establishing a centralized information cen-
 ter for the mentally retarded, using the equipment and services of the
 State central data processing service.

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

Senator Meschke introduced:

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.

Senator Melland moved that the absent Senators be excused, which
 motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion
 prevailed.

LEO LEIDHOLM, Secretary
 TWENTY-NINTH DAY

Bismarck, February 8, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Rev. Oscar Lund, Lutheran Chaplain, Bis-
 marck Hospital.

In the name of the Father, Son and Holy Ghost. Lord, grant us the grace to trust in Thy guidance, to honor the convictions of others and to confidently act in accordance with the dictates of our consciences; always holding uppermost the common welfare of all.

Amen.

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-seventh Day After Recess and Twenty-eighth Day and recommends that the same be corrected as follows:

On page 358 in line 36 after the word "examined" insert the words "the Journal of"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

Roll call. All Senators present except Senators Christensen, Guy Larson, Lips, Litten, Pyle, Stafne, Strinden, and Stroup.

A quorum was declared by the President.

SECOND READING OF SENATE BILLS

Senator Longmire moved that Senate Bills Nos. 253, 402, 408, 410 and 469 be laid over one legislative day, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 10; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Holand	Melland	Sands
Chesrown	Jacobson	Nasset	Schultz
Coughlin	Kautzmann	Nething	Sorlie
Decker	Kelly	Redlin	Trenbeath
Doherty	Larson, L.	Robinson	Unruh
Forkner	Longmire	Roen	Wenstrom
Freed	Lowe	Ruemmele	Wilhite
Hernett	Luick		

Those voting in the negative were:

Becker	Meschke	Rait	Torgerson
Butler	Morgan	Thoreson	Van Horn
Goldberg	Mutch		

Absent and not voting:

Christensen	Litten	Ringsak	Strinden
Larson, G.	Pyle	Stafne	Stroup
Lips			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Goldberg	Luick	Ruemmele
Berube	Hernett	Melland	Sands

Butler	Holand	Meschke	Sorlie
Chesrown	Jacobson	Morgan	Thoreson
Coughlin	Kautzmann	Nasset	Trenbeath
Decker	Kelly	Nething	Unruh
Doherty	Larson, L.	Rait	Van Horn
Forkner	Longmire	Redlin	Wenstrom
Freed	Lowe	Roen	Wilhite
Those voting in the negative were:			
Mutch	Robinson	Schultz	Torgerson
Absent and not voting:			
Christensen	Litten	Ringsak	Strinden
Larson, G.	Pyle	Stafne	Stroup
Lips			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Holand	Meschke	Schultz
Berube	Jacobson	Morgan	Sorlie
Butler	Kautzmann	Mutch	Thoreson
Chesrown	Kelly	Nasset	Torgerson
Coughlin	Larson, L.	Nething	Trenbeath
Decker	Longmire	Rait	Unruh
Doherty	Lowe	Redlin	Van Horn
Forkner	Luick	Robinson	Wenstrom
Freed	Melland	Roen	Wilhite
Goldberg			

Those voting in the negative were:

Sands

Absent and not voting:

Christensen	Lips	Ringsak	Strinden
Hernett	Litten	Ruemmele	Stroup
Larson, G.	Pyle	Stafne	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Holand	Morgan	Schultz
Berube	Jacobson	Nasset	Sorlie
Butler	Kautzmann	Nething	Thoreson
Chesrown	Kelly	Rait	Torgerson
Coughlin	Larson, L.	Redlin	Trenbeath
Decker	Longmire	Robinson	Unruh
Doherty	Lowe	Roen	Van Horn
Forkner	Luick	Ruemmele	Wenstrom
Freed	Melland	Sands	Wilhite
Goldberg			
Meschke			

Those voting in the negative were:

Mutch

Absent and not voting:

Christensen	Lips	Ringsak	Strinden
Hernett	Litten	Stafne	Stroup
Larson, G.	Pyle		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nothing	Thoreson
Chesrown	Larson, L.	Rait	Torgerson
Coughlin	Longmire	Redlin	Trenbeath
Decker	Lowe	Robinson	Unruh
Doherty	Luick	Roen	Van Horn
Forkner	Melland	Ruemmele	Wenstrom
Goldberg	Meschke	Sands	Wilhite
Holand			

Those voting in the negative were:

Freed Mutch

Absent and not voting:

Christensen	Lips	Ringsak	Strinden
Hernett	Litten	Stafne	Stroup
Larson, G.	Pyle		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Schultz
Berube	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nothing	Thoreson
Chesrown	Larson, L.	Rait	Torgerson
Coughlin	Longmire	Redlin	Trenbeath
Decker	Lowe	Robinson	Unruh
Doherty	Luick	Roen	Van Horn
Freed	Melland	Ruemmele	Wenstrom
Goldberg	Meschke	Sands	Wilhite
Holand	Morgan		

Those voting in the negative were:

Forkner

Absent and not voting:

Christensen	Lips	Ringsak	Strinden
Hernett	Litten	Stafne	Stroup
Larson, G.	Pyle		

So the bill passed and the title was agreed to.

Senator Forkner:

Mr. President: I want to explain my vote and to have my remarks recorded. For quite some time I have had problems with Minnesota. They have a representative over there from Clay County by the name of Sellers who owns property at Calvin, North Dakota. I own some property over at Brainerd, Minnesota, and for some years I have been trying to get a resident fishing license over there and I haven't been able to succeed, and he has made the statement that if we would let people from Minnesota who own land in North Dakota get resident hunting licenses, he would give us resident fishing licenses. I voted "no" on this bill because I think it is going to make it harder for me to get a license over there, and I will have to spend more money for a non-resident fishing license in Minnesota if this bill is passed. This will strain our relations more.

Senate Bill No. 255. A Bill for an Act to provide that every county shall have at least one deputy sheriff or office deputy sheriff.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 23; absent and not voting, 10.

Those voting in the affirmative were:

Berube	Jacobson	Meschke	Roen
Chesrown	Kautzmann	Nething	Ruemmele
Goldberg	Longmire	Redlin	Thoreson
Holand	Lowe	Robinson	Unruh

Those voting in the negative were:

Becker	Freed	Mutch	Torgerson
Butler	Kelly	Nasset	Trenbeath
Coughlin	Larson, L.	Rait	Van Horn
Decker	Luick	Sands	Wenstrom
Doherty	Melland	Schultz	Wilhite
Forkner	Morgan	Sorlie	

Absent and not voting:

Christensen	Lips	Ringsak	Strinden
Hernett	Litten	Stafne	Stroup
Larson, G.	Pyle		

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Holand	Morgan	Sands
Berube	Jacobson	Mutch	Schultz
Butler	Kautzmann	Nasset	Sorlie
Chesrown	Kelly	Nething	Thoreson
Coughlin	Larson, L.	Rait	Torgerson
Decker	Longmire	Redlin	Trenbeath
Doherty	Lowe	Robinson	Van Horn
Forkner	Luick	Roen	Wenstrom

Freed	Melland	Ruemmele	Wilhite
Goldberg	Meschke		
Absent and not voting:			
Christensen	Lips	Ringsak	Stroup
Hernett	Litten	Stafne	Unruh
Larson, G.	Pyle	Strinden	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Holand	Morgan	Sands
Berube	Jacobson	Mutch	Schultz
Butler	Kautzmann	Nasset	Sorlie
Chesrown	Kelly	Nothing	Thoreson
Coughlin	Larson, L.	Rait	Torgerson
Decker	Longmire	Redlin	Trenbeath
Doherty	Lowe	Robinson	Van Horn
Forkner	Luick	Roen	Wenstrom
Freed	Melland	Ruemmele	Wilhite
Goldberg	Meschke		

Absent and not voting:

Christensen	Lips	Ringsak	Stroup
Hernett	Litten	Stafne	Unruh
Larson, G.	Pyle	Strinden	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Becker	Holand	Meschke	Ruemmele
Berube	Jacobson	Morgan	Sands
Butler	Kautzmann	Mutch	Schultz
Chesrown	Kelly	Nasset	Sorlie
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Longmire	Rait	Torgerson
Doherty	Lowe	Redlin	Trenbeath
Forkner	Luick	Robinson	Wenstrom
Freed	Melland	Roen	Wilhite
Goldberg			

Absent and not voting:

Christensen	Lips	Ringsak	Stroup
Hernett	Litten	Stafne	Unruh
Larson, G.	Pyle	Strinden	Van Horn

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Becker	Holand	Meschke	Ruemmele
Berube	Jacobson	Morgan	Sands
Butler	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Thoreson
Coughlin	Larson, L.	Nething	Torgerson
Decker	Longmire	Rait	Trenbeath
Doherty	Lowe	Redlin	Van Horn
Forkner	Luick	Robinson	Wenstrom
Goldberg	Melland	Roen	Wilhite

Absent and not voting:

Christensen	Lips	Ringsak	Strinden
Freed	Litten	Schultz	Stroup
Hernett	Pyle	Stafne	Unruh
Larson, G.			

So the bill passed and the title was agreed to.

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.

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, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Berube	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, L.	Nething	Thoreson
Coughlin	Longmire	Rait	Torgerson
Decker	Lowe	Redlin	Trenbeath
Doherty	Luick	Robinson	Van Horn
Forkner	Melland	Roen	Wenstrom
Goldberg	Meschke	Ruemmele	Wilhite
Holand			

Absent and not voting:

Christensen	Larson, G.	Pyle	Strinden
Freed	Lips	Ringsak	Stroup
Hernett	Litten	Stafne	Unruh

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Holand	Morgan	Sands
Berube	Jacobson	Mutch	Schultz

Butler	Kautzmann	Nasset	Sorlie
Chesrown	Kelly	Nething	Thoreson
Coughlin	Larson, L.	Rait	Torgerson
Decker	Longmire	Redlin	Trenbeath
Doherty	Lowe	Robinson	Van Horn
Forkner	Luick	Roen	Wenstrom
Freed	Melland	Ruemmele	Wilhite
Goldberg	Meschke		
Absent and not voting:			
Christensen	Lips	Ringsak	Stroup
Hernett	Litten	Stafne	Unruh
Larson, G.	Pyle	Strinden	

So the bill passed and the title was agreed to.

Senate Bill No. 431. A Bill for an Act to provide that municipalities shall pay city officials and employees the same mileage and travel expenses as regular state employees.

Which has been read.

Senator Forkner moved that Senate Bill No. 431 be amended as follows:

In line 1 of the title delete the word "shall" and insert in lieu thereof the word "may".

In line 3 delete the word "shall" and insert in lieu thereof the word "may"

Which motion lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 431, the roll was called and there were ayes, 18; nays, 20; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Kautzmann	Roen	Thoreson
Berube	Longmire	Ruemmele	Torgerson
Butler	Lowe	Sands	Wenstrom
Chesrown	Nething	Schultz	Wilhite
Goldberg	Redlin		

Those voting in the negative were:

Coughlin	Holand	Melland	Rait
Decker	Jacobson	Meschke	Robinson
Doherty	Kelly	Morgan	Sorlie
Forkner	Larson, L.	Mutch	Trenbeath
Freed	Luick	Nasset	Van Horn

Absent and not voting:

Christensen	Lips	Ringsak	Stroup
Hernett	Litten	Stafne	Unruh
Larson, G.	Pyle	Strinden	

So the bill lost.

Senator Holand changed his vote from "aye" to "nay" for the purpose of reconsideration.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Holand	Morgan	Sands
Berube	Jacobson	Mutch	Schultz
Butler	Kautzmann	Nasset	Sorlie

Chesrown	Kelly	Nething	Thoreson
Coughlin	Larson, L.	Rait	Torgerson
Decker	Longmire	Redlin	Trenbeath
Doherty	Lowe	Robinson	Van Horn
Forkner	Luick	Roen	Wenstrom
Freed	Melland	Ruemmele	Wilhite
Goldberg	Meschke		
Absent and not voting:			
Christensen	Lips	Ringsak	Stroup
Hernett	Litten	Stafne	Unruh
Larson, G.	Pyle	Strinden	

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 2. A Concurrent Resolution for the amendment of section 71 of the Constitution of the state of North Dakota, relating to the executive power, and limiting the eligibility of any person to serve as governor to two terms.

Which has been read.

Senator Melland moved that Senate Concurrent Resolution No. 2 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 19. A Bill for an Act making an appropriation for the operation, maintenance and miscellaneous expenses of the Poultry Improvement Board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 4; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Nasset	Sorlie
Chesrown	Kelly	Nething	Thoreson
Coughlin	Larson, L.	Rait	Torgerson
Decker	Longmire	Redlin	Trenbeath
Doherty	Lowe	Robinson	Van Horn
Forkner	Luick	Ruemmele	Wenstrom
Freed	Melland	Sands	Wilhite
Holand	Meschke		

Those voting in the negative were:

Butler	Goldberg	Mutch	Roen
--------	----------	-------	------

Absent and not voting:

Christensen	Lips	Ringsak	Stroup
Hernett	Litten	Stafne	Unruh
Larson, G.	Pyle	Strinden	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 328 of the Senate Journal, the roll was called and there were ayes, 28; nays, 10; absent and not voting, 11.

Those voting in the affirmative were:

Berube	Kautzmann	Morgan	Schultz
Chesrown	Larson, L.	Nasset	Sorlie
Decker	Longmire	Nething	Thoreson
Forkner	Lowe	Rait	Trenbeath

Freed	Luick	Redlin	Van Horn
Holand	Melland	Robinson	Wenstrom
Jacobson	Meschke	Ruemmele	Wilhite
Those voting in the negative were:			
Becker	Doherty	Mutch	Sands
Butler	Goldberg	Roen	Torgerson
Coughlin	Kelly		
Absent and not voting:			
Christensen	Lips	Ringsak	Stroup
Hernett	Litten	Stafne	Unruh
Larson, G.	Pyle	Strinden	

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 homes taxes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 329 and 330 of the Senate Journal, the roll was called and there were ayes, 34; nays, 4; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Goldberg	Melland	Sands
Berube	Holand	Meschke	Schultz
Butler	Jacobson	Morgan	Sorlie
Chesrown	Kautzmann	Nasset	Thoreson
Coughlin	Kelly	Nething	Torgerson
Decker	Larson, L.	Rait	Van Horn
Doherty	Longmire	Redlin	Wenstrom
Forkner	Lowe	Robinson	Wilhite
Freed	Luick		

Those voting in the negative were:

Mutch	Roen	Ruemmele	Trenbeath
Absent and not voting:			
Christensen	Lips	Ringsak	Stroup
Hernett	Litten	Stafne	Unruh
Larson, G.	Pyle	Strinden	

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.

Which has been read.

Senator Torgerson moved that Senate Bill No. 290 be laid over one legislative day, which motion prevailed.

FIRST READING OF HOUSE BILLS

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.

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.

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 State and Federal Government.

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.

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 first time and referred to the committee on Industry, Business and Labor.

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 Judiciary.

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 first time and referred to the committee on Education.

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 and Veterans' Affairs.

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.

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.

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.

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.

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 first time and referred to the committee on Transportation.

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 first time and referred to the committee on Political Subdivisions.

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.

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.

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.

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.

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.

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.

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.

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.

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 State and Federal Government.

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.

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.

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.

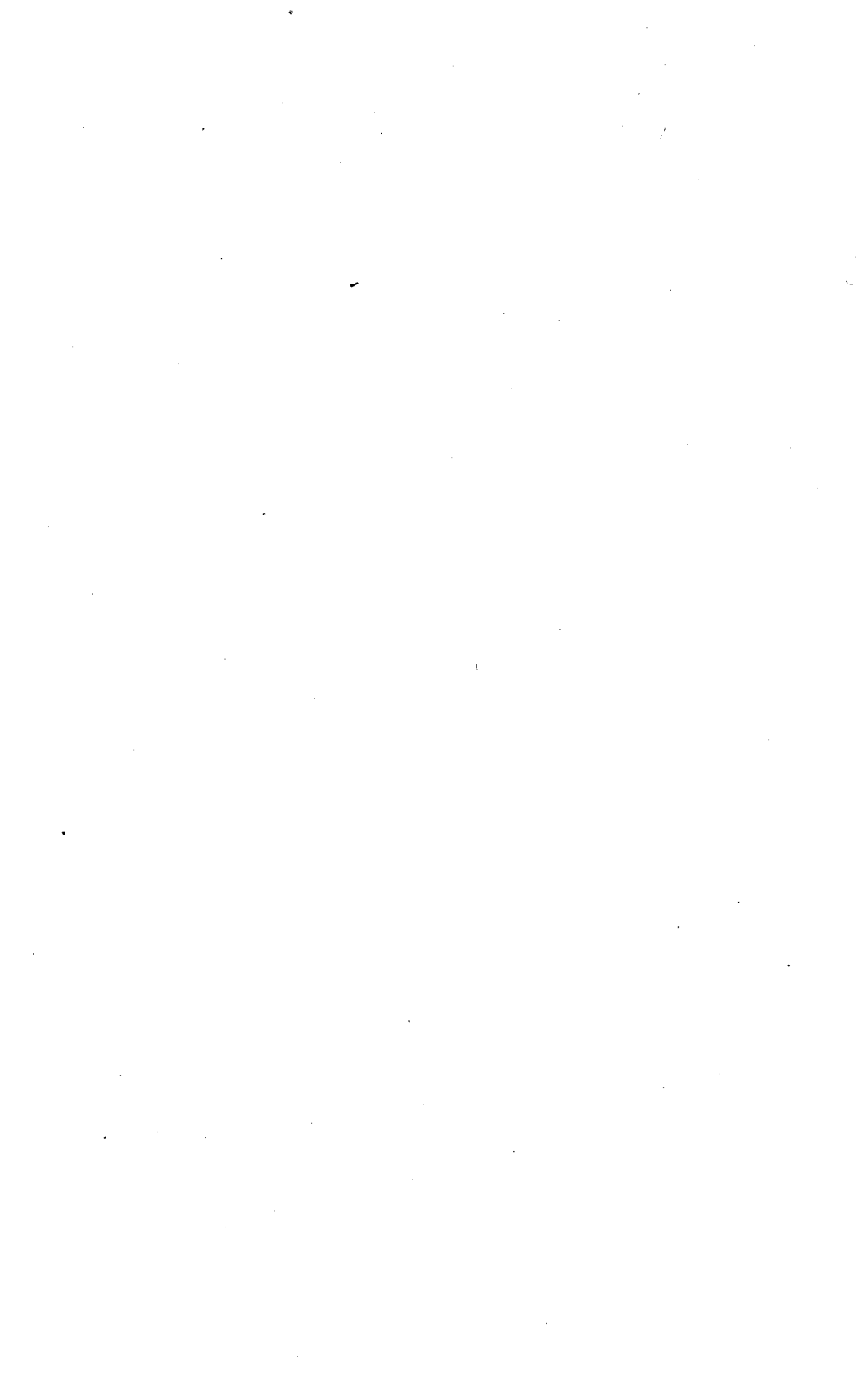
FIRST READING OF A HOUSE CONCURRENT RESOLUTION

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 first time and referred to the committee on Agriculture.

Senator Longmire moved that after the reading of Senate Bills Nos. 13, 14, 29, 80, 110, 187, 268, 271, 292, 323 332 370, 441, 456, 470, 471, and House Bills Nos. 118 and 119, that the Senate recess until 1:00 P.M., February 10, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary



TWENTY-NINTH DAY AFTER RECESS AND
THIRTIETH DAY

Bismarck, February 10, 1969

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 13
Senate Bill No. 14
Senate Bill No. 29
Senate Bill No. 80
Senate Bill No. 110
Senate Bill No. 323
Senate Bill No. 456
Senate Bill No. 470
Senate Bill No. 471

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 11 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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 after the word "from" delete the remainder of the line

In line 34 delete "examining authorities, or"

In line 36 after the period insert the following: "A copy of any rejection certificate shall be mailed to the safety responsibility division by the examining physician or optometrist."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 78 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 102 has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title delete the word "eight" and insert in lieu thereof the word "seven"

In line 5 of the bill delete the word "eight" and insert in lieu thereof the word "seven"

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 124 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 125 has had the same under consideration and recommends that the same be amended as follows:

Delete all of lines 4 and 5 and insert in lieu thereof the following:

"To the transportation for hire, of unmanufactured agricultural and horticultural commodities and livestock, including poultry; provided, however, that the requirements of Section 49-18-33 of the North Dakota Century Code shall apply to such carriage unless the same is exempt by virtue of some other provision of law."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 138 has had the same under consideration and recommends that the same be put on the calendar without recommendation.

SENATOR SORLIE, Chairman

Senator Kelly moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 160 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 202 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 208 has had the same under consideration and recommends that the same be amended as follows:

In line 7 after the word "hundred" insert triple parentheses before and after the word "fifty"

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 226 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title after the word "vehicles" insert the words "and aircraft"

In line 8 of the bill after the word "vehicles" insert the words "and aircraft"

In line 11 after the word "vehicle" insert the words "or aircraft"

In line 12 after the word "vehicle" insert the words "or aircraft"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 234 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 240 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 248 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 280 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 285 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 291 has had the same under consideration and recommends that the same be amended as follows:

In line 4 delete the triple parentheses before the word "consisting" and insert a comma after the word "tractor"

In line 5 delete the triple parentheses after the first comma and insert the following: "**stinger steered motor truck-trailer or semi-trailer designed to transport motor vehicles**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 333, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 5 after the second "of" delete the remainder of the line

In line 6 delete the words "and maintaining a" and insert in lieu thereof the word "**subsidizing**" and delete the word "service," and insert in lieu thereof "**services.**" delete the word "provided"

Delete all of lines 7, 8, and 9

In line 12 delete "is hereby authorized to" and insert in lieu thereof the word "**may**"

In line 13 after the word "exceed" delete the word "one-half" and insert in lieu thereof the word "**one**"

In line 14 after the word "of" delete the remainder of the line

In line 15 delete the words "maintaining a" and insert the word "**Subsidizing**" delete the word "service," and insert the word "**services.**" and delete the remainder of the line

Delete all of lines 16 and 17

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 414, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 454, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 5 of the title insert triple parentheses before and after the period and insert in lieu thereof a semicolon and add the following words "and declaring an emergency."

In line 24 of the bill after the period add the following new language: **"He shall have obtained a permit to enter if bringing in bees and equipment from out-of-state."**

In line 29 after the word "commercial" place triple parentheses before and after the word "apiary" and insert in lieu thereof the word **"location"**

In line 30 after the word "of" place triple parentheses before and after the word "an" and insert the following: **"another commercial location"**

In line 31 delete the triple parentheses before and after the word "commercial" and place triple parentheses before the word "existing"

In line 32 delete the triple parentheses before and after the word "commercial" and insert triple parentheses after the word "operator"

In line 36 after the word "within" place triple parentheses before and after the word "three" and insert in lieu thereof the word **"two"**

In line 73 after the word "sale" insert the following: **"or destroyed if they constitute a disease hazard"**

In line 98 delete the triple parentheses before the word "The" and after the period in line 102

After line 102 insert the following:

"SECTION 6. 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 sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Strinden moved that the Senate reconsider the action by which Senate Bill No. 127 was indefinitely postponed, which motion lost.

Senator Morgan moved that the Senate reconsider the action by which Senate Bill No. 255 was lost, which motion lost.

Senator Morgan moved that House Concurrent Resolution No. 35 be returned to the Senate from the Committee on Agriculture, which motion prevailed.

Senator Morgan moved that the rules be suspended and that House Concurrent Resolution No. 35 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A 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.

Senator Morgan moved that House Concurrent Resolution No. 35 be adopted, which motion prevailed.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTIETH DAY

Bismarck, February 10, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Ira Herzberg, Calvary United Methodist, Bismarck.

We thank Thee, Our Father in Heaven, for this sacred moment when our hearts may be united in prayer, and when, forgetting all else save our need of Thy guidance and help, we may reach up to Thee as Thou are reaching down to us.

Let not the beauty of this day, or the glow of good health, or the present prosperity of our undertakings deceive us into a false reliance upon our own strength. Thou hast given us every good thing. Thou hast given us life itself with whatever talents we possess and the time and the opportunity to use them. May we use them wisely, lest they may be cut short or taken away.

Deliver us from the error of asking and expecting Thy blessing and Thy guidance in our public lives while closing the doors to Thee in our private living. Thou knowest what we are wherever we are. Help us to be the best we can be.

Make us more mindful of the needs of our fellow men and less absorbed in selfish concerns, that Christ may approve and bless what we do here this day.

We ask these things in His name. Amen.

Roll call: All Senators present except Senators Christensen, Coughlin, and Thoreson.

A quorum was declared by the President.

Mr. President: 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 correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 23, 182, 197, 212, 213 and 235, be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 23 as recommended by the Committee on Appropriations and printed on pages 370 and 371 of the Senate Journal, be adopted, which motion prevailed.

Senator Kautzmann moved that the amendments to Senate Bill No. 182 as recommended by the Committee on Social Welfare and Veter-

ans' Affairs, and printed on page 371 of the Senate Journal, be adopted, which motion prevailed.

Senator Kautzmann moved that the amendments to Senate Bill No. 197 as recommended by the Committee on Social Welfare and Veterans' Affairs, and printed on page 372 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 212 as recommended by the Committee on Natural Resources and printed on page 372 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 213 as recommended by the Committee on Political Subdivisions and printed on pages 372 and 373 of the Senate Journal, be adopted, which motion prevailed.

Senator Kautzmann moved that the amendments to Senate Bill No. 235 as recommended by the Committee on Social Welfare and Veterans' Affairs and printed on page 373 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senator Longmire introduced:

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.

FIRST READING OF A SENATE MEMORIAL RESOLUTION

Senators Decker and Meschke introduced:

Senate Memorial Resolution No. 1. A Memorial Resolution extending sympathy and condolence to Senator John D. (Jack) Coughlin upon the death of his brother.

Was read the first time.

Senator Decker moved that the rules be suspended, that Senate Memorial Resolution No. 1, be not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE MEMORIAL RESOLUTION NO. 1

Introduced by Senators Decker and Meschke.

A Memorial Resolution extending sympathy and condolence to Senator John D. (Jack) Coughlin upon the death of his brother.

1 WHEREAS, God in His infinite wisdom has seen fit to summon
2 from our midst Richard J. Coughlin, Jr., the brother of our
3 colleague, Senator John D. (Jack) Coughlin; and

4 WHEREAS, Senator John D. (Jack) Coughlin is held in the
5 highest esteem by all members of the Legislative Assembly, who
6 share with him his great sorrow;

7 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE
8 OF THE STATE OF NORTH DAKOTA:

9 That we express our deepest sorrow and extend to Senator
10 John D. (Jack) Coughlin and all members of his family our
11 sincere sympathy and condolence in this their time of sorrow;
12 and

13 BE IT FURTHER RESOLVED, that this resolution be entered
14 in the Journal and the Secretary of State is hereby directed
15 to present an enrolled copy to Senator John D. (Jack) Coughlin
16 and members of his family.

SECOND READING OF A SENATE MEMORIAL RESOLUTION

Senate Memorial Resolution No. 1. A Memorial Resolution extending sympathy and condolence to Senator John D. (Jack) Coughlin upon the death of his brother.

Was read the second time.

Senator Decker moved that Senate Concurrent Resolution No. 1 be adopted, which motion prevailed.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Memorial Resolution No. 1

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign Senate Memorial Resolution No. 1

And the President signed the same in the presence of the Senate.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Memorial Resolution No. 1

Was delivered to the Secretary of State at the hour of 2:30 o'clock p.m., February 10, 1969.

SENATOR WENSTROM, Chairman

SECOND 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 351 and 352 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Stroup
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen	Coughlin	Thoreson
-------------	----------	----------

So the bill passed and the title was agreed to and the emergency clause carried.

Senate Bill No. 14. A Bill for an Act making an appropriation for the purpose of defraying the expenses of the maintenance and opera-

tion of the state highway department and to authorize expenditures for highway project construction costs.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 352 of the Senate Journal, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Lowe	Sands
Berube	Jacobson	Melland	Schultz
Butler	Kautzmann	Meschke	Sorlie
Chesrown	Kelly	Nasset	Stafne
Decker	Larson, G.	Nothing	Stroup
Doherty	Larson, L.	Pyle	Trenbeath
Forkner	Lips	Rait	Unruh
Freed	Litten	Ringsak	Van Horn
Goldberg	Longmire	Roen	Wenstrom
Hernett			

Those voting in the negative were:

Luick	Redlin	Ruemmele	Torgerson
Morgan	Robinson	Strinden	Wilhite
Mutch			

Absent and not voting:

Christensen	Coughlin	Thoreson
-------------	----------	----------

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Berube moved that Senate Bill No. 29 be amended as follows:

In line 3, delete the figure "\$10,000.00" and insert in lieu thereof the figure "\$20,000.00".

Which motion lost.

Senator Van Horn moved that Senate Bill No. 29 be laid over one legislative day, which motion lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 29, as amended on page 352 of the Senate Journal, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Berube	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, L.	Nothing	Stafne
Decker	Lips	Pyle	Strinden
Doherty	Litten	Rait	Torgerson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Ringsak	Unruh
Goldberg	Luick	Robinson	Van Horn
Hernett	Melland	Roen	Wenstrom
Holand	Meschke	Ruemmele	Wilhite

Absent and not voting:

Christensen	Larson, G.	Stroup	Thoreson
Coughlin			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 353 of the Senate Journal, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Ruemmele
Berube	Kautzmann	Morgan	Sands
Butler	Kelly	Mutch	Schultz
Chesrown	Larson, G.	Nasset	Sorlie
Decker	Larson, L.	Nothing	Stafne
Doherty	Lips	Pyle	Strinden
Forkner	Litten	Rait	Torgerson
Freed	Longmire	Redlin	Trenbeath
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Roen	Wilhite

Absent and not voting:

Christensen	Stroup	Thoreson	Unruh
Coughlin			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 354 of the Senate Journal, the roll was called and there were ayes, 38; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Decker	Larson, L.	Rait	Torgerson
Doherty	Lips	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Hernett	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite
Jacobson	Meschke		

Those voting in the negative were:

Butler	Litten	Pyle	Strinden
Goldberg	Morgan	Ringsak	

Absent and not voting:

Christensen	Coughlin	Stroup	Thoreson
-------------	----------	--------	----------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Berube	Kautzmann	Mutch	Sorlie

Butler	Larson, G.	Nasset	Stafne
Chesrown	Larson, L.	Nething	Strinden
Doherty	Lips	Pyle	Torgerson
Forkner	Litten	Redlin	Unruh
Freed	Longmire	Ringsak	Van Horn
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Luick	Roen	Wilhite
Holand	Melland	Ruemmele	

Those voting in the negative were:

Decker	Kelly	Meschke	Schultz
--------	-------	---------	---------

Absent and not voting:

Christensen	Rait	Thoreson	Trenbeath
Coughlin	Stroup		

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Holand	Mutch	Schultz
Berube	Jacobson	Nasset	Sorlie
Butler	Kautzmann	Pyle	Stafne
Chesrown	Kelly	Rait	Torgerson
Decker	Larson, G.	Redlin	Trenbeath
Doherty	Larson, L.	Ringsak	Unruh
Forkner	Lips	Roen	Van Horn
Freed	Longmire	Ruemmele	Wenstrom
Goldberg	Lowe	Sands	Wilhite
Hernett	Meschke		

Those voting in the negative were:

Litten	Melland	Nething	Strinden
Luick	Morgan	Robinson	

Absent and not voting:

Christensen	Coughlin	Stroup	Thoreson
-------------	----------	--------	----------

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that the name of Senator Longmire be deleted from the Committee on Telephone Service and that the name of Senator Thoreson be inserted in lieu thereof, which motion prevailed.

MESSAGES TO THE HOUSE

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

MESSAGES FROM THE HOUSE

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 has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

FIRST READING OF HOUSE BILLS

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.

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.

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.

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.

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.

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.

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.

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.

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

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.

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.

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.

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.

Senator Longmire moved that after reading of Senate Bills Nos. 11, 23, 78, 124, 138, 148, 182, 197, 202, 212, 213, 235 and 347 that the Senate recess until 1:30 P.M., on February 11, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTIETH DAY AFTER RECESS AND
THIRTY-FIRST DAY

Bismarck, February 11, 1969

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 23
Senate Bill No. 182
Senate Bill No. 197
Senate Bill No. 212
Senate Bill No. 213
Senate Bill No. 235

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed:

RECOGNITION

Senator Longmire moved that a committee of three be appointed to escort Congressman Thomas Kleppe to the rostrum, which motion prevailed.

The President appointed as such committee, Senators Freed, Cheshorn and Lips, and Congressman Kleppe was escorted to the rostrum and invited to address the Senate.

Congressman Kleppe:

Thank you very much. Mr. President. Members of the Senate. It goes without saying that I am personally very appreciative of this time, introduction and opportunity to come up and see you and visit with you for a few moments.

I know you are all wondering if I have gotten my first increased pay check. The answer is "not yet." But everything is set up for it to go into effect on the 14th day of February when nobody will be in Washington to vote it down.

Since I last saw you a few things have developed. As I told the members over in the other body a few moments ago, Adam Clayton Powell was seated in the House, and I understand there is a movement in one of the churches in Washington now to take up a collection to pay the \$25,000 fine that was imposed upon him when taking his seat in the House, and I rather suspect that will come true.

We have inaugurated a new President. We have sworn in a new cabinet, after some degree of deliberation in some circles. We are all waiting patiently for the positions that are going to be given us by the new administration. I, for one, am very hopeful of moving for-

ward to some reconstruction and some redirection that is going to meet some of our pressing problems. I think these problems fall into three specific categories. Certainly the Vietnam war is still number one, and I think it is encouraging that we are under negotiations, even though we are having difficulty getting around the round table. It is a fact that the round table does exist and there are people that are sitting there and talking about the war in Vietnam. We are told that militarily we have won the war in Vietnam. This does not help us a great deal. I am sure you agree with this because last week we again lost 158 boys over there. So it goes week after week, but there is a clear indication that the South Vietnamese government is becoming more capable of taking over their role and the responsibility in the defense of their own country. May it be so because this war and our implication in it, have torn at the heart strings of America so long, and continues to do so, that unless we find a way to disengage ourselves from this conflict, we are going to continue to find that a cancerous problem that is developing in the the framework of our citizenship. It is deep and it is serious.

Then we have the commitment from this administration that inflation has got to stop. It just must be stopped. When you come from a State like North Dakota, and a district like I represent, you realize very quickly the implication of inflation on every one of our citizens, and I am sure the same is true of you gentlemen, that the people you represent are the people that are the hardest hit by inflation. So a move, or moves, must be made in the area of facing it and stopping the inflation spiral that goes on. I have been waiting for some of these proposals that must come, and we must do something about it.

Then I believe that this administration's success or failure will be measured and depend upon the crime situation in Washington, D. C., and the situation in our nation's capitol is above and beyond belief from the standpoint of crime. The President has already submitted proposals to strengthen the position of fighting crime in Washington. He has called for an increased police force, increased judge force, strengthening enforcement all the way, and making penalties stronger. Somewhere along the line this has to be done. It isn't like Bismarck, it isn't like Grand Forks, Hettinger or Harvey, where you can feel comfortable walking to your neighbors at night. It isn't the same, but in this whole framework in the new administration there is thinking and working toward these things. President Nixon made a statement I like. Maybe you heard it, maybe you didn't, but he said: "We are not promising the impossible, but we do promise to take excursions into the possible." To me, this holds great hope for America. Let me tie this together a little better if I may. Because of the fact that this is the first day of the rest of our lives, I think it becomes incumbent upon all of us to look toward the area of the responsibility that is yours and mine because we have been chosen as representatives of our people, and to work in the area and framework of cooperation which is greater than any of us, or any political party, or any political philosophy, and the area of our responsibility toward keeping this land of ours strong and free. How do we do this? Certainly we do it militarily and economically, but we have to do it spiritually. I often think about how much time we in Congress, and I suspect you gentlemen here also, spend on the military and economical aspects of our nation and how little time we actually spend on the spiritual aspect because these are part of the framework of our nation, and the two areas of weakness that our enemies, the communists, would like to see develop, and because this is the first day of the rest of our lives, this aura and feeling of responsibility becomes a little deeper, a little more profound, and it is with that feeling and that idea that I am motivated by the hour, by the day and by the week to do the very best I can and I know you gentlemen share the same thought, and I commend you for what you are doing and what you will have to do to fulfill the obligations placed upon you. Good luck to you and

God Bless You, and thank you very much for this audience and for your attention.

Senator Longmire moved that the remarks of Congressman Kleppe be printed in the Journal, which motion prevailed.

MOTION

Senator Forkner moved that Senate Bill No. 148 be re-referred to the Committee on Appropriations, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 24 delete the figure "39,900.00" and insert in lieu thereof the figure "39,300.00"

In line 25 delete the figure "4,039,722.00" and insert in lieu thereof the figure "4,039,122.00"

Delete lines 34 through 41

In line 75 delete the figure "138,609.00" and insert in lieu thereof the figure "124,109.00"

In line 77 delete the figure "56,183.00" and insert in lieu thereof the figure "41,183.00"

In line 78 delete the figure "30,400.00" and insert in lieu thereof the figure "25,400.00"

In line 79 delete the figure "257,691.00" and insert in lieu thereof the figure "223,191.00"

In line 81 delete the figure "177,691.00" and insert in lieu thereof the figure "143,191.00"

In line 84 delete the figure "184,691.00" and insert in lieu thereof the figure "150,191.00"

In line 84A delete the figure "6,254,363.00" and insert in lieu thereof the figure "6,173,785.00"

Re-number the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The Carrington Experiment Station budget can be reduced \$34,500.00 because the livestock confinement unit will be installed at the Research Center at N.D.S.U. where present personnel and facilities will not require additional expense. The cost for the livestock confinement unit is \$39,300.00 rather than \$39,900.00. The Edgeley Experiment Station is no longer serving a useful purpose and can be closed.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 51, has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title following the word "general" insert the following: ", and providing an effective date"

In line 11 delete the word "anticipating" and insert in lieu thereof the word "requiring"

In line 12 delete the words "in advance"

In line 18 delete the word "advance"

In line 42 delete the words "in advance"

In line 44 delete the word "estimated"

In line 44 delete the word "will" and insert in lieu thereof the word "has"

In line 45 delete the word "incur" and insert in lieu thereof the word "incurred"

In line 51 delete the word "advance"

After line 55 add the following:

"SECTION 3. EFFECTIVE Date.) The provisions of this Act shall be in full force and effect on and after July 1, 1971."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of the amendment is to advance the effective date of the provisions of the measure and to make payment on a current basis rather than an advance basis.

SENATOR SORLIE, Chairman

Senator Lips moved that the report be adopted, which motion prevailed.

Mr. President: 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:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"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.

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

Section 1. AMENDMENT.) Section 49-18-02 of the North Dakota Century Code is hereby amended and reenacted by creating the following new subsection:

4. To the transportation of property for hire to or from any city or village not being served at least two times a week by certified common motor carriers."

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 180, has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 216, has had the same

under consideration and recommends that the same be amended as follows:

In line 2 delete the word "provide" and insert in lieu thereof the words "participate in"

In line 5 delete the word "provide" and insert in lieu thereof the word "obtain"

In line 9 delete the word "contract" and insert in lieu thereof the word "arrange"

In line 32 delete the words "in the following order:" and delete all of lines 33 through 39 and insert in lieu thereof the following: "for necessary expenses of the inmate, including room and board costs of the institution; court costs or fine; restitution if a part of the sentence; necessary support of dependents; and credited to inmates personal account to be paid him on release."

In line 40 after the word "RETURN" delete the words "IS FELONY"

In line 42 delete "guilty of a felony" and insert in lieu thereof "deemed to have escaped from the penitentiary"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 221, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 237, has had the same under consideration and recommends that the same be amended as follows:

In line 3 after the word "hospital" insert the word "committee" and after the word "facility" insert the word "committee"

In line 18 before the word "after" insert triple parentheses

In line 19 after the word "recommendation" insert triple parentheses

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 257, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 295 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 317 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 336 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 369 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 404 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 406 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 423 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 436 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 438 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted.

Senator Meschke requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Chesrown, the roll was called and there were ayes, 29; nays, 16; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Butler	Larson, G.	Nasset	Stafne
Chesrown	Litten	Redlin	Strinden
Doherty	Longmire	Ringsak	Stroup
Freed	Luick	Roen	Thoreson
Goldberg	Melland	Ruemmele	Trenbeath
Holand	Morgan	Schultz	Wilhite
Jacobson			

Those voting in the negative were:

Berube	Kautzmann	Meschke	Sands
Decker	Larson, L.	Nething	Unruh
Forkner	Lips	Rait	Van Horn
Hernett	Lowe	Robinson	Wenstrom
Absent and not voting:			
Christensen	Coughlin	Pyle	Torgerson

So the motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 443 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution No. 8 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution No. 9 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 23, has had the same under consideration and recommends that the same be 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"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

They have no one under the program now and might not have in the next two year period. The Committee felt that the \$15,000.00 would be adequate to take care of any emergency that might arise. Their expenditure in this biennium was \$2,500.00.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 116, has had the same under consideration and recommends that the same be re-referred to Judiciary without recommendation.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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

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

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-FIRST DAY

Bismarck, February 11, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Leonard S. Harbeson, Seventh-Day Adventist Church, Bismarck.

Our Heavenly Father,

We thank Thee for life, for our homes, our country and the freedom it brings to us.

We ask Thee, our Father, that Thou wouldst continue to bless this land of ours with abundant peace.

Now as this Senate convenes, give the Representatives of this legislative body keenness of mind, clearness of thought, and abundance of wisdom to cope with every problem that they must face.

May each issue voted upon strengthen this state of ours toward unity with God and man.

Grant us these requests in the name of Jesus.

Amen.

Roll call: All Senators present except Senators Christensen, Coughlin and Pyle.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-ninth Day After Recess and the Thirtieth Day and finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 50, 102, 125, 208, 226, 291, 403, and 462, be dispensed with, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 50 as recommended by the Committee on Transportation and printed on page 389 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 102 as recommended by the Committee on Transportation and printed on page 390 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 125 as recommended by the Committee on Transportation and printed on page 390 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 208 as recommended by the Committee on Transportation and printed on page 391 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 226 as recommended by the Committee on Transportation and printed on page 391 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 291 as recommended by the Committee on Transportation and printed on page 392 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that consideration of the amendments to Senate Bill No. 403 be laid over one legislative day, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 462 as recommended by the Committee on Agriculture and printed on page 393 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senator Redlin introduced:

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.

Senators Morgan and Ringsak introduced:

Senate Concurrent Resolution No. 40. A Concurrent Resolution for reinstatement of the Third House.

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

Senator Robinson introduced:

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 referred to the committee on Natural Resources.

Senators Meschke, Rait, Larson, Van Horn and Berube introduced:

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 State and Federal Government.

MOTIONS

Senator Morgan moved that Senate Concurrent Resolution No. 40 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Concurrent Resolution No. 40 be not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 40

Introduced by Senators Morgan and Ringsak.

A Concurrent Resolution for reinstatement of the Third House.

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

1 WHEREAS, the incessant onerous oppressive task of searching
2 for a defiant, flawless tax suitable to all and burdensome to
3 none, tensing the nerves until almost unstrung, resulting in
4 music lauded by none and deplored by many, which, if not
4a momentarily
5 interrupted, lays the foundation for and can set in motion the
6 the irreparable and irreversible process leading to impairment
7 and degeneration of one's well being;

8 WHEREAS, the expectations of political reward nurtured by dis-
9 tended promises and encouragements creates an insatiable desire
10 and drive, leaving no time for true reflection;

11 WHEREAS, true reflection of thought which can be comparable
12 to the opportunity of gaining one's second wind in races or in
13 prolonged battles where it has often spelled the difference be-
14 tween victory and defeat is an important ingredient for productive
15 cerebrating;

16 WHEREAS, mimicry or levity, even in satiric form, causing
17 painful pleasure, can have some laudatory affects, and permits
18 seeing one's self as others do and can be a true form of flattery;

19 WHEREAS, both the affluent and indigent at appropriate
20 intervals have employed, with rewarding success, the therapeutic
21 aegis of gaudeamus igitur in a wholesome atmosphere; and

22 WHEREAS, pragmatism tempered and seasoned with responsive
23 humane ideological concepts regardless of when, where and by
24 whom they were spawned can produce satisfying commendable
24a programs.

25 IT IS, THEREFORE, RESOLVED that the Forty-first Legis-
25a lative

26 Assembly authorize and encourage the resumption of the Third
26a House

27 (mock) Session, and to accomplish this all legislative members
28 are invited to fully participate in the implementation and produc-
29 tion of such session.

30 IT IS, THEREFORE, RESOLVED that the public be invited to
31 attend.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 40. A Concurrent Resolution for reinstatement of the Third House.

Was read the second time.

Senator Longmire moved that Senate Concurrent Resolution No. 40 be laid on the table, which motion prevailed.

SECOND 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Rait	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Torgerson
Freed	Longmire	Robinson	Trenbeath
Goldberg	Lowe	Roen	Unruh
Hernett	Luick	Ruemmele	Van Horn
Holand	Melland	Sands	Wenstrom
Jacobson	Meschke	Schultz	Wilhite

Absent and not voting:

Berube	Coughlin	Nething	Pyle
Christensen			

So the bill passed and the title was agreed to.

The President requested the President Pro Tem to preside, and President Pro Tem Roen then presided.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Rait	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Torgerson
Freed	Longmire	Robinson	Trenbeath
Goldberg	Lowe	Roen	Unruh
Hernett	Luick	Ruemmele	Van Horn
Holand	Melland	Sands	Wenstrom
Jacobson	Meschke	Schultz	Wilhite

Absent and not voting:

Berube	Coughlin	Nething	Pyle
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 355 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Rait	Stroup

Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Torgerson
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Roen	Van Horn
Hernett	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite
Jacobson	Meschke	Schultz	
Absent and not voting:			
Berube	Coughlin	Pyle	Trenbeath
Christensen	Nothing		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Butler	Larson, L.	Nasset	Stafne
Chesrown	Lips	Rait	Stroup
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Unruh
Hernett	Melland	Ruemmele	Van Horn
Holand	Meschke	Sands	Wenstrom
Jacobson	Morgan	Schultz	Wilhite
Kautzmann			

Those voting in the negative were:

Forkner Strinden

Absent and not voting:

Berube	Coughlin	Nothing	Pyle
Christensen	Larson, G.		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Melland	Strinden
Butler	Kautzmann	Morgan	Stroup
Chesrown	Kelly	Nasset	Thoreson
Doherty	Larson, L.	Redlin	Torgerson
Forkner	Lips	Ringsak	Trenbeath
Freed	Litten	Roen	Unruh
Goldberg	Longmire	Ruemmele	Van Horn
Hernett	Lowe	Sorlie	Wenstrom
Holand	Luick	Stafne	Wilhite

Those voting in the negative were:

Decker	Mutch	Robinson	Schultz
Meschke	Rait	Sands	

Absent and not voting:

Berube	Coughlin	Nothing	Pyle
Christensen	Larson, G.		

So the bill passed and the title was agreed to, and the emergency clause carried.

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."

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, L.	Rait	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Torgerson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan	Sorlie	

Absent and not voting:

Berube	Coughlin	Nothing	Pyle
Christensen	Larson, G.		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 356 of the Senate Journal, the roll was called and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Mutch	Strinden
Decker	Larson, G.	Nasset	Stroup
Doherty	Lips	Rait	Thoreson
Forkner	Litten	Redlin	Torgerson
Freed	Longmire	Roen	Trenbeath
Goldberg	Lowe	Ruemmele	Unruh
Hernett	Luick	Sands	Van Horn
Holand	Melland	Schultz	Wenstrom
Jacobson	Meschke	Sorlie	Wilhite

Those voting in the negative were:

Butler	Larson, L.	Ringsak	Robinson
--------	------------	---------	----------

Absent and not voting:

Berube	Coughlin	Nothing	Pyle
Christensen			

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

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.

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.

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.

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.

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.

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.

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.

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 first time and referred to the committee on Judiciary.

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.

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.

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.

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, Business and Labor.

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, Business and Labor.

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.

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 first time and referred to the committee on Political Subdivisions.

MESSAGE TO THE HOUSE

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

Senator Longmire moved that after the reading of Senate Bills Nos. 12, 50, 102, 125, 180, 192, 208, 226, 266, 273, 291, 308, 319, 327, 328, 358, 369, 434, 462, Senate Concurrent Resolutions Nos. 8 and 9, and House Bills Nos. 135 and 155, that the Senate recess until 1:00 P.M., February 12, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-FIRST DAY AFTER RECESS AND
THIRTY-SECOND DAY

Bismarck, February 12, 1969

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 50
Senate Bill No. 102
Senate Bill No. 125
Senate Bill No. 208
Senate Bill No. 226
Senate Bill No. 291
Senate Bill No. 462

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 subtitle, after the word "COMMISSION" add the following: "AND STATE PLANNING AGENCY"

In line 2 of the title after the word "commission" and before the period add the following: "and state planning agency"

In line 2 delete the word "unappropriation" and insert in lieu thereof the word "unappropriated"

In line 2 delete the following: "economic development commission oper-" and insert in lieu thereof the following: "general fund"

In line 3 delete the following: "ating fund in the state treasury"

In line 3 delete the figure "771,150.00" and insert in lieu thereof the figure "227,455.00"

In line 4 delete the following: ", to be used as prescribed by Chapter" and insert in lieu thereof the following: "for the operation of the economic development commission"

Delete all of lines 5 and 6

In line 7 delete the following: "fund in the state treasury"

In line 9 delete the figure "202,750.00" and insert in lieu thereof the figure "128,055.00"

In line 10 delete the figure "125,600.00" and insert in lieu thereof the figure "65,600.00"

In line 11 delete the figure "38,000.00" and insert in lieu thereof the figure "30,000.00"

In line 12 delete the figure "4,800.00" and insert in lieu thereof the figure "3,800.00"

Delete all of line 13

In line 14 delete the following: "for biennium" and insert in lieu thereof the following: "general fund appropriation"

In line 14 delete the figure "771,150.00" and insert in lieu thereof the figure "227,455.00"

Delete line 15 and 16

After, line 16 add the following: "SECTION 2. APPROPRIATION.) There is hereby appropriated out of any unappropriated funds in the state planning agency operating fund in the state treasury the sum of \$543,695.00 or so much thereof as may be necessary for the operation of the state planning agency of which \$462,690.00 is derived from income and collections and \$81,005.00 from the general fund in the state treasury for the biennium beginning July 1, 1969, and ending June 30, 1971, to wit:

Salaries and wages	\$ 74,695.00
Fees and services	60,000.00
Supplies and materials	8,000.00
Equipment	1,000.00
Grants, benefits and claims	400,000.00

Total for biennium	543,695.00
Less estimated income	462,690.00

Total general fund	81,005.00
--------------------------	-----------

Renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of amending the bill is to separate the function and appropriation of planning from the economic development commission.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 13 after the colon add the figure "798,018.00"

Delete line 14

In line 20 delete the figure "554,569.00" and insert in lieu thereof the figure "454,840.00"

In line 20 after the figure and before the comma insert the following: "except \$108,460.00 of this appropriation shall be available only if Federal Funds are not approved for the Minot Mental Health Unit"

Remember the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The reduction from \$554,569.00 to \$454,840.00 was accomplished by a reduction of fees and services and elimination of a \$81,000.00 item for a new mental health center for which no Federal funds were available.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In the last line of the title after the word "date" delete the following: "and declaring an emergency"

In line 10 after the word "returns" delete the words "on an average"

In line 11 delete the word "of" and after the word "a" delete the word "week" and insert in lieu thereof the word "month"

In line 67 insert triple parentheses after the word "apply" and after the word "the" and insert in lieu thereof the words "to taxable years beginning on or after January 1, 1969"

In line 68 insert triple parentheses before the word "date" and after the numerals "1967"

In line 69 insert triple parentheses before the word "SECTION"

In line 71 insert triple parentheses after the period

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 the first line of the title delete the word "section" and insert in lieu thereof the word "sections"; and before the comma insert the following: "and 57-36-10"

In the fourth line of the title delete the word "and" and insert a comma in lieu thereof; and after the word "cities" insert the following: "and providing that stamps may be purchased at a discount of three percent"

In line 10 delete the word "four" and insert in lieu thereof the word "five"

In line 13 after the word "five" insert the words "and one-half"

After line 14 insert the following new section:

"SECTION 2. AMENDMENT.) Section 57-36-10 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-36-10. STAMPS MAY BE PURCHASED AT DISCOUNT.) Any licensed distributor located within or without this state may purchase stamps at a discount of (((five))) three percent of the face value thereof (((for the first one hundred thousand dollars of such purchases each fiscal year, and at a discount of four percent of the face value thereof for purchases exceeding that amount each fiscal year))), and the tax commissioner may allow such discount in the settlement of the account of such wholesale distributor upon the payment to him of any moneys which may be or become due to the state by reason of the sale, delivery, or consignment to such distributor of such stamps."

In line 22 delete the word "four" and insert the word "five"

In line 25 after the word "five" insert the words "and one-half"

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 330, has had the same under consideration and recommends that the same be amended as follows:

In line 13 insert triple parentheses before and after the word "that" and insert the words "regardless of when such taxes may have" and insert triple parentheses before the word "on"

In line 14 insert triple parentheses after the numerals "1968"

After line 14 add the following new subsection: "3. The provisions of this Act shall be effective beginning July 1, 1969, and ending June 30, 1972."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 2, 51, 121, 216, 237, 403 and House Bill No. 23, be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 2 as recommended by the Committee on Appropriations, and printed on page 405 of the Senate Journal, be adopted.

Senator Redlin rose on a point of personal privilege and requested that his remarks be printed in the Journal, which request was granted.

PERSONAL PRIVILEGE

Senator Redlin:

Mr. President and Members of the Senate:

Adoption of this amendment as presented in Senate Bill No. 2 would remove the appropriation for the Edgeley Experiment Station and in effect would eliminate for all present and future purposes the services of agricultural research in the South Central portion of our State which is one of our better and more productive agricultural areas.

Many of you know that this experiment station is in my area and before I relinquish my concern I want to make certain statements which may interest this body and make some positive recommendations for your consideration.

You are eliminating an experiment station which is contributing to the research of our greatest industry, agriculture. Does this mean that this station alone has lost all of its effectiveness? I ask this because I do not recognize any substantial cuts in other areas of agriculture research.

I own and jointly operate a farm. Ten to fifteen years ago, I received almost all of my information and technology from state research. Today, after I receive my instructions on how to farm from

a lady in our County ASC office I select and buy my seed based on research as provided by industry. I apply insecticides and herbicides and fertilizers as prescribed by my suppliers in industry. In order to follow the best livestock programs I follow feeds and feeding recommendations of my suppliers in industry.

Is this new trend being considered by our appropriations for agricultural research?

This action by the appropriations committee I recognize as an economy move which is in consideration of our legislative budget. I will subscribe to this and will support it at whatever figure we arrive at.

We have heard repeatedly in this session a reference to the Governor's or executive budget. Personally, I am getting sick and tired of it and I hope that we can hereafter refer to it as the legislative budget.

Truly, this is what it is as you have demonstrated to us in this amendment. I have heard so much of the Governor's budget that I was about convinced and ready to accept it until I saw this amendment.

For your information, gentlemen of the Senate, the Governor recommended the appropriation for the Edgeley Station be approved but the Appropriations Committee denied the request.

I have stated on this floor and in groups of legislators that we are taken in politically by a meaningless politically motivated budget. Let me state it here explicitly in hopes that I never need to repeat it that I respect the judgment of a responsible legislature over that of a political economist.

There is one other matter which I must bring to your attention relative to this amendment. As I stated before it eliminates the Edgeley Experiment Station.

Gentlemen, if you will refer to Senate Bill 364 for a minute you will see that this bill calls for the sale of the Edgeley Experiment Station and sponsored by members of the Appropriations Committee.

Gentlemen of the Senate, this bill was scheduled for a hearing in the Senate Education Committee this morning. I am a member of that committee. What consideration was given to the people who appeared this morning? Didn't we really permit them to drive down here to testify on a pre-determined issue?

I personally could see no good reason for a separate bill when the sponsors were all members of the Appropriations Committee.

The question being on the motion of Senator Sorlie, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 51 as recommended by the Committee on Appropriations, and printed on pages 405 and 406 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 121 as recommended by the Committee on Appropriations, and printed on page 405 of the Senate Journal, be adopted, which motion prevailed.

Senator Kautzmann moved that the amendments to Senate Bill No. 216 as recommended by the Committee on Social Welfare and Veterans' Affairs, and printed on pages 406 and 407 of the Senate Journal, be adopted, which motion prevailed.

Senator Kautzmann moved that the amendments to Senate Bill No. 237 as recommended by the Committee on Social Welfare and Veterans' Affairs, and printed on page 407 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 403 as recommended by the Committee on Political Subdivisions and

printed on page 392 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that Senate Bill No. 403 be further amended as follows:

Add the following new language at the end of the bill:

"Whenever a tax for county ambulance services is levied, any city already levying a tax for city ambulance services, shall upon written application to the county board of such county be exempted from such county tax levy."

Which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 23 as recommended by the Committee on Appropriations and printed on page 410 of the Senate Journal, be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 357 of the Senate Journal, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Rait	Thoreson
Forkner	Litten	Redlin	Torgerson
Freed	Longmire	Ringsak	Trenbeath
Goldberg	Lowe	Robinson	Unruh
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite

Absent and not voting:

Christensen	Nothing	Strinden	Van Horn
Coughlin			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 357 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sands
Berube	Kelly	Mutch	Schultz
Butler	Larson, G.	Nasset	Sorlie
Chesrown	Larson, L.	Nothing	Stafne
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Torgerson
Freed	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Roen	Wenstrom
Holand	Meschke	Ruemmele	Wilhite
Jacobson			

Absent and not voting:

Christensen Coughlin Strinden Van Horn
So the bill passed and the title was agreed to.

MOTIONS

Senator Longmire moved that House Bills Nos. 118, 119, 135, and 155 be placed at the foot of the calendar, which motion prevailed.

Senator Hernettt moved that Senate Bills Nos. 408 and 410 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Senator Lowe moved that the Senate reconsider the action by which Senate Bill No. 404 was indefinitely postponed.

Senator Rait requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Lowe, the roll was called and there were ayes, 20; nays, 25; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Kelly	Rait	Schultz
Decker	Larson, L.	Redlin	Thoreson
Forkner	Lowe	Robinson	Torgerson
Hernettt	Meschke	Roen	Trenbeath
Jacobson	Mutch	Ruemmele	Wenstrom

Those voting in the negative were:

Becker	Kautzmann	Melland	Sands
Butler	Larson, G.	Morgan	Sorlie
Chesrown	Lips	Nasset	Stafne
Doherty	Litten	Nothing	Stroup
Freed	Longmire	Pyle	Unruh
Goldberg	Luick	Ringsak	Wilhite
Holand			

Absent and not voting:

Christensen Coughlin Strinden Van Horn
So the motion lost.

SECOND READING OF SENATE BILLS

Senate Bill No. 253. A Bill for an Act to amend and reenact section 43-13-20 of the North Dakota Century Code, relating to the renewal of certificate of registration to practice optometry and the requirement of continuing optometric education and the payment of license fee.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 329 of the Senate Journal, the roll was called and there were ayes, 9; nays, 36; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Rait
Freed	Larson, L.	Nothing	Stroup
Goldberg			

Those voting in the negative were:

Berube	Kelly	Mutch	Schultz
Butler	Larson, G.	Nasset	Sorlie
Chesrown	Lips	Pyle	Stafne
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Forkner	Lowe	Robinson	Trenbeath
Hernettt	Luick	Roen	Unruh
Holand	Melland	Ruemmele	Wenstrom
Jacobson	Morgan	Sands	Wilhite

Absent and not voting:

Christensen Coughlin Strinden Van Horn
So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 3; absent and not voting 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Roen
Berube	Kautzmann	Morgan	Ruemmele
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Decker	Larson, L.	Nothing	Stroup
Doherty	Lips	Pyle	Thoreson
Forkner	Litten	Rait	Trenbeath
Freed	Longmire	Redlin	Unruh
Goldberg	Lowe	Ringsak	Wenstrom
Hernett	Luick	Robinson	Wilhite
Holand	Melland		

Those voting in the negative were:

Sands Schultz Torgerson

Absent and not voting:

Christensen Coughlin Strinden Van Horn

So the bill passed and the title was agreed to.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-FIRST DAY

Bismarck, February 12, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Bishop James Armstrong, Dakota Area, United Methodist Church.

Almighty God, Creator and Father of us all, we thank Thee for the challenge and privilege offered by this moment of time. We gather as a body of public servants, come to this place for whatever reasons, by whatever means. Purify our motives. Broaden our horizons. Lift our ideals to ever higher planes. Harness our energies to the common good. God, help us to do **all** that we do in the name and for the sake of persons.

Deliver us from cynical and mercenary views of government. As we remember the birthday of one who saw "power" in terms of people — of, by and for people — help us to remember that we are here to represent human beings —

- more important than vested interest,
- more important than parochial loyalty,
- more important than economic class, social caste or racial grouping,
- more important than money and fame and power,
- more important than self-centered dreams and selfish goals are the **people** who elected us to high office.

Enable us to be leaders rather than followers, voices rather than echoes, molders of a better world rather than captives of those who would use us for self-gain and group preferment. Yet, all the while, help us to be sensitive to the hopes and dreams, the anguish and needs of others, using whatever power we have to express Thy will and advance Thy causes here and now. In the name of all that is good and worthy we pray. Amen.

Roll call: All Senators present except Senators Christensen, Coughlin, Strinden and Van Horn.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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 correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

Senator Wenstrom moved that Senate Bill No. 11 be laid over one legislative day, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 371 and 372 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Coughlin Christensen

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 ex-

ception to the requirement for examination of persons applying for renewal of operator's licenses one year or more after expiration of such 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, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Decker	Larson, L.	Nething	Stroup
Doherty	Lips	Pyle	Thoreson
Forkner	Litten	Rait	Torgerson
Freed	Longmire	Redlin	Trenbeath
Goldberg	Lowe	Ringsak	Unruh
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Roen	Wilhite

Absent and not voting:

Christensen	Ruemmele	Strinden	Van Horn
Coughlin			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Decker	Larson, L.	Nething	Stroup
Doherty	Lips	Pyle	Thoreson
Forkner	Litten	Rait	Torgerson
Freed	Longmire	Redlin	Trenbeath
Goldberg	Lowe	Robinson	Unruh
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite

Those voting in the negative were:

Ringsak

Absent and not voting:

Christensen	Coughlin	Strinden	Van Horn
-------------	----------	----------	----------

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Melland moved that Senate Bill No. 138 be laid over one legislative day, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 371, of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen Coughlin

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 372 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen Coughlin Ruemmele

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Meschke	Sands
Butler	Kautzmann	Morgan	Schultz
Chesrown	Kelly	Nasset	Stafne
Decker	Larson, G.	Nothing	Torgerson
Doherty	Lips	Pyle	Unruh
Forkner	Litten	Redlin	Van Horn
Freed	Longmire	Ringsak	Wenstrom
Goldberg	Lowe	Roen	Wilhite
Hernett	Melland	Ruemmele	

Those voting in the negative were:

Berube	Luick	Robinson	Thoreson
Jacobson	Mutch	Sorlie	Trenbeath
Larson, L.	Rait	Stroup	

Absent and not voting:

Christensen	Coughlin	Strinden
-------------	----------	----------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 272 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen	Coughlin	Ruemmele
-------------	----------	----------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath

Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:
Christensen Coughlin

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. Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Holand	Melland	Ruemmele
Berube	Jacobson	Meschke	Sands
Butler	Kautzmann	Morgan	Schultz
Chesrown	Kelly	Nething	Stafne
Decker	Larson, G.	Pyle	Stroup
Doherty	Larson, L.	Rait	Trenbeath
Forkner	Lips	Redlin	Unruh
Goldberg	Litten	Roen	Wilhite
Hernett	Lowe		

Those voting in the negative were:

Freed	Mutch	Robinson	Torgerson
Longmire	Nasset	Sorlie	Wenstrom
Luick	Ringsak	Thoreson	

Absent and not voting:

Christensen	Coughlin	Strinden	Van Horn
-------------	----------	----------	----------

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. Which has been read.

Senator Longmire moved that Senate Bill No. 469 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 2. A Concurrent Resolution for the amendment of section 71 of the Constitution of the state of North Dakota, relating to the executive power, and limiting the eligibility of any person to serve as governor to two terms.

Which has been read.

Senator Meschke moved that Senate Concurrent Resolution No. 2 be re-referred to the Committee on State and Federal Government, which motion lost.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 23; nays, 21; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Nething	Sorlie
Butler	Larson, G.	Pyle	Stroup
Decker	Litten	Redlin	Torgerson
Forkner	Lowe	Robinson	Trenbeath
Goldberg	Melland	Roen	Wenstrom
Hernett	Mutch	Ruemmele	

Those voting in the negative were:

Berube	Kautzmann	Meschke	Sands
Chesrown	Larson, L.	Morgan	Stafne
Doherty	Lips	Nasset	Thoreson
Freed	Longmire	Rait	Unruh
Holand	Luick	Ringsak	Wilhite
Jacobson			

Absent and not voting:

Christensen	Schultz	Strinden	Van Horn
Coughlin			

So the resolution was declared lost.

MESSAGE TO THE HOUSE

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

MESSAGES FROM THE HOUSE

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

MOTION

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kelly	Morgan	Schultz
Butler	Larson, G.	Mutch	Sorlie
Chesrown	Lips	Nething	Thoreson
Decker	Litten	Pyle	Torgerson
Doherty	Longmire	Rait	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Holand	Luick	Robinson	Van Horn
Jacobson	Melland	Roen	Wenstrom
Kautzmann	Meschke	Ruemmele	Wilhite

Those voting in the negative were:

Freed	Nasset	Sands	Stroup
Goldberg	Redlin		

Absent and not voting:

Berube	Coughlin	Larson, L.	Strinden
Christensen	Hernett	Stafne	

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 389 of the Senate Journal, the roll was called and there were ayes, 28; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Lowe	Rait
Butler	Kelly	Melland	Ringsak
Chesrown	Larson, G.	Meschke	Stafne
Decker	Larson, L.	Morgan	Torgerson
Doherty	Lips	Nasset	Unruh
Forkner	Litten	Nething	Van Horn
Goldberg	Longmire	Pyle	Wilhite

Those voting in the negative were:

Berube	Luick	Ruemmele	Stroup
Freed	Mutch	Sands	Thoreson
Hernett	Redlin	Schultz	Trenbeath
Jacobson	Robinson	Sorlie	Wenstrom
Kautzmann	Roen	Strinden	

Absent and not voting:

Christensen	Coughlin
-------------	----------

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Ringsak moved that Senate Bill No. 102 be laid over one legislative day, which motion prevailed.

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 sub-

section relating to exemption from regulation under the provisions of chapter 49-18 of the transportation for hire, of agricultural commodities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 390 of the Senate Journal, the roll was called and there were ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Larson, G.	Nasset	Sorlie
Chesrown	Larson, L.	Nething	Stafne
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Torgerson
Goldberg	Lowe	Ringsak	Trenbeath
Hernett	Luick	Robinson	Unruh
Holand	Melland	Roen	Van Horn
Jacobson	Meschke	Sands	Wenstrom
Kautzmann	Morgan	Schultz	Wilhite
Kelly	Mutch		

Those voting in the negative were:

Butler	Freed	Strinden
--------	-------	----------

Absent and not voting:

Becker	Christensen	Coughlin	Ruemmele
--------	-------------	----------	----------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Larson, L.	Nasset	Schultz
Butler	Lips	Nething	Sorlie
Chesrown	Litten	Pyle	Strinden
Decker	Longmire	Rait	Stroup
Freed	Lowe	Redlin	Thoreson
Goldberg	Luick	Ringsak	Torgerson
Holand	Melland	Robinson	Unruh
Jacobson	Meschke	Roen	Van Horn
Kautzmann	Morgan	Ruemmele	Wenstrom
Kelly	Mutch	Sands	Wilhite
Larson, G.			

Those voting in the negative were:

Doherty	Forkner	Trenbeath
---------	---------	-----------

Absent and not voting:

Berube	Coughlin	Hernett	Stafne
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Schultz
Butler	Larson, G.	Nasset	Sorlie
Chesrown	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Torgerson
Freed	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Holand	Melland	Roen	Van Horn
Jacobson	Meschke	Ruemmele	Wenstrom
Kautzmann	Morgan	Sands	Wilhite
Absent and not voting:			
Berube	Coughlin	Hernett	Stafne
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 391 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen Coughlin

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 272 and 273 of the Senate Journal, the roll was called and there were ayes, 38; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Schultz
Chesrown	Larson, G.	Nothing	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Longmire	Rait	Torgerson
Forkner	Lowe	Redlin	Trenbeath
Freed	Luick	Ringsak	Unruh
Hernett	Melland	Robinson	Van Horn
Holand	Meschke	Roen	Wenstrom
Jacobson	Morgan	Sands	Wilhite
Kautzmann	Mutch		

Those voting in the negative were:

Butler	Goldberg	Litten	Strinden
--------	----------	--------	----------

Absent and not voting:

Berube	Coughlin	Ruemmele	Stafne
Christensen	Larson, L.	Sorlie	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 391 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen	Coughlin
-------------	----------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 373 of the Senate Journal, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sands
Butler	Kelly	Nasset	Schultz
Chesrown	Larson, G.	Nething	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Torgerson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Ringsak	Unruh
Goldberg	Luick	Robinson	Van Horn
Hernett	Melland	Roen	Wenstrom
Holand	Meschke	Ruemmele	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube	Coughlin	Sorlie	Strinden
Christensen	Larson, L.	Stafne	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Larson, G.	Nasset	Sorlie
Butler	Larson, L.	Nothing	Stafne
Chesrown	Lips	Pyle	Strinden
Decker	Litten	Rait	Stroup
Doherty	Longmire	Redlin	Thoreson
Forkner	Lowe	Ringsak	Torgerson
Freed	Luick	Robinson	Trenbeath
Goldberg	Melland	Roen	Unruh
Holand	Meschke	Ruemmele	Van Horn
Jacobson	Morgan	Sands	Wenstrom
Kautzmann	Mutch	Schultz	Wilhite

Absent and not voting:

Berube	Christensen	Coughlin	Hernett
--------	-------------	----------	---------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Melland	Roen	Unruh
Hernett	Meschke	Ruemmele	Van Horn
Holand	Morgan	Sands	Wenstrom
Jacobson	Mutch	Schultz	Wilhite

Absent and not voting:

Berube	Christensen	Coughlin	Luick
--------	-------------	----------	-------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 392 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Berube	Larson, G.	Nasset	Stafne
Butler	Larson, L.	Nothing	Strinden
Chesrown	Lips	Pyle	Stroup
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Torgerson
Forkner	Lowe	Ringsak	Trenbeath

Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Roen	Van Horn
Holand	Meschke	Ruemmele	Wenstrom
Jacobson	Morgan	Sands	Wilhite
Kautzmann			

Absent and not voting:

Christensen	Coughlin	Freed	Schultz
-------------	----------	-------	---------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Forkner	Litten	Redlin	Torgerson
Freed	Longmire	Ringsak	Trenbeath
Goldberg	Lowe	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Those voting in the negative were:

Doherty	Robinson	Unruh
---------	----------	-------

Absent and not voting:

Christensen	Coughlin	Luick
-------------	----------	-------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen	Coughlin
-------------	----------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen Coughlin

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen Coughlin

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Stafne
Butler	Larson, G.	Nasset	Strinden

Chesrown	Larson, L.	Nothing	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Torgerson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Ringsak	Unruh
Goldberg	Luick	Robinson	Van Horn
Hernett	Melland	Roen	Wenstrom
Holand	Meschke	Ruemmele	Wilhite
Jacobson			

Those voting in the negative were:

Sands Schultz

Absent and not voting:

Christensen Coughlin

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Stafne
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Decker	Larson, L.	Nothing	Thoreson
Doherty	Lips	Redlin	Torgerson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Roen	Unruh
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Luick	Sands	Wilhite
Holand	Melland	Schultz	

Absent and not voting:

Christensen Pyle Robinson Van Horn
Coughlin Rait

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Rait	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Torgerson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen Coughlin Pyle

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 393 of the Senate Journal, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson			

Those voting in the negative were:

Meschke

Absent and not voting:

Christensen Coughlin Sands

So the bill passed and the title was agreed to and the emergency clause carried.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 8. A Concurrent Resolution for the amendment of sections 85, 90, 94, and 100 of the Constitution of the state of North Dakota, relating to the powers of the judiciary, changing the selection of judges from an elective to an appointive-elective system, preserving the tenure of judges presently in office and those who would take office prior to the effective date of this amendment; to provide for the retirement, discipline and removal of supreme and district court judges; to provide for requirements to declare a law unconstitutional; providing for judicial districts, judicial council, and to repeal sections 88, 89, 92, 93, 95, 97, 98, 102, 104, 105, 106, 107, 108, 109, 112, 113, 114, 115, 116, 117, and 118, relating to procedures of state courts, all of such sections amended and repealed being a part of the Constitution of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 21; nays, 26; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Goldberg	Litten	Rait
Berube	Holand	Longmire	Roen
Butler	Kautzmann	Melland	Stafne
Chesrown	Larson, L.	Meschke	Stroup
Doherty	Lips	Nasset	Van Horn
Freed			

Those voting in the negative were:

Decker	Luick	Robinson	Thoreson
Forkner	Morgan	Ruemmele	Torgerson

Hernett	Mutch	Sands	Trenbeath
Jacobson	Nething	Schultz	Unruh
Kelly	Pyle	Sorlie	Wenstrom
Larson, G.	Redlin	Strinden	Wilhite
Lowe	Ringsak		

Absent and not voting:
Christensen Coughlin

So the resolution was declared lost.

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.

Which has been read.

Senator Chesrown moved that Senate Concurrent Resolution No. 9 be re-referred to the Legislative Research Resolutions Committee, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

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, 35; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Melland	Stroup
Butler	Kelly	Meschke	Thoreson
Chesrown	Larson, G.	Nasset	Torgerson
Decker	Larson, L.	Nething	Trenbeath
Doherty	Lips	Pyle	Unruh
Goldberg	Litten	Rait	Van Horn
Hernett	Longmire	Ringsak	Wenstrom
Holand	Lowe	Sorlie	Wilhite
Jacobson	Luick	Stafne	

Those voting in the negative were:

Berube	Morgan	Robinson	Sands
Forkner	Mutch	Roen	Schultz
Freed	Redlin	Ruemmele	Strinden

Absent and not voting:
Christensen Coughlin

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 has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 357 and 358 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh

Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:
Christensen Coughlin

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:
Christensen Coughlin Stafne

So the bill passed and the title was agreed to.

House Bill No. 155. A Bill for an Act to permit the board of higher education to exchange lands with the United States.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:
Christensen Coughlin

So the bill passed and the title was agreed to.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Becker, Torgerson, Robinson, Kautzmann and Melland introduced:

Senate Concurrent Resolution No. 43. A Concurrent Resolution directing the Legislative Research Committee to study vocational rehabilitation and training at certain charitable and penal institutions.

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

MOTION

Senator Longmire moved that a committee of two be appointed as a "speakers" committee, which motion prevailed.

The President appointed as such committee, Senators Butler and Van Horn.

FIRST READING OF HOUSE BILLS AND A HOUSE CONCURRENT RESOLUTION

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.

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 first time and referred to the committee on Industry, Business and Labor.

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.

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 first time and referred to the committee on Industry, Business and Labor.

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 first time and referred to the committee on Political Subdivisions.

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.

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.

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.

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.

Senator Longmire moved that after the reading of Senate Bills Nos. 2, 51, 121, 216, 237, 282, 403, 437 and House Bill No. 23, that the Senate recess until 1:00 P.M., February 13, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary



THIRTY-SECOND DAY AFTER RECESS
AND THIRTY-THIRD DAY

Bismarck, February 13, 1969

The Senate convened at 1:00 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 2
Senate Bill No. 51
Senate Bill No. 121
Senate Bill No. 216
Senate Bill No. 237
Senate Bill No. 403

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Schultz moved that the report be adopted, which motion prevailed.

RECOGNITION

Senator Longmire moved that a committee of two be appointed to escort Congressman Mark Andrews to the rostrum for the purpose of addressing the Senate, which motion prevailed.

The President appointed as such committee, Senators Morgan and Pyle and Congressman Andrews was escorted to the rostrum and invited to address the Senate.

Senator Butler moved that a committee of two be appointed to escort Mrs. Mark Andrews to the rostrum, which motion prevailed. The President appointed as such committee, Senators Longmire and Melland and Mrs. Andrews was escorted to the rostrum and invited to occupy the chair to the left of the Lieutenant Governor.

Senator Butler moved that a committee of two be appointed to escort Miss Mary Holden, North Dakota Dairy Princess, to the rostrum for the purpose of addressing the Senate, which motion prevailed.

The President appointed as such committee, Senators Becker and Strinden, and Miss Holden was escorted to the rostrum and she addressed the Senate and made a presentation to Senator Becker.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 title following the word "commission" insert the following: ", and transferring the balance in the adjutant general military records fund to the general fund"

After line 15 add the following: "SECTION 2. TRANSFER OF FUNDS.) The sum of \$15,439.57, or such balance upon the effective date of this Act as may exist in the adjutant general military records fund, as created by the appropriation contained in chapter 3 of the 1957 Session Laws, is hereby transferred to the general fund in the state treasury.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose for which this fund was created has now been accomplished and there will be no expenditures from it. Therefore, this dormant fund should be transferred to the general fund.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 5 delete the word "three" and insert in lieu thereof the words "fifteen hundred"

In line 6 delete the word "thousand"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TORGERSON, Vice Chairman

Senator Torgerson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 272, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 286 has had the same under consideration and recommends that the same be amended as follows:

In line 15 after the period insert the following: "Any additional costs incurred by the city or county on account of an intoxicated person shall be recoverable from such person."

At the end of line 24 insert the following new section

"SECTION 4.) Subsection 6 of section 29-06-15 of the North Dakota Century Code is hereby created and enacted to read as follows:

6. On a charge, made upon reasonable cause, of driving or being in actual physical control of a vehicle while under the influence of alcoholic beverages."

In line 25 after the word "SECTION" delete the number 4 and insert in lieu thereof "5" and delete the numeral "5-02-05" and insert in lieu thereof "5-01-05"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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:

In line 34 after the comma delete the rest of the line

Delete all of lines 35 through 37 and insert in lieu thereof
"providing that the judgment debtor may petition the court in which the judgment was rendered for a compromise of the judgment. The court in its discretion, upon notice to the attorney general, may order a compromise if the court is satisfied that such a compromise would be in the interests of justice and that the fund would benefit therefrom. Upon payment in full of such compromised amount the attorney general shall issue a satisfaction of judgment to the judgment debtor. In no case shall a compromise be ordered which is less than twenty percent of the judgment or which is an amount less than five hundred dollars."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 314 has had the same under consideration and recommends that the same be amended as follows:

In line 30 after the word "is" delete the word "one" and insert in lieu thereof the word "two"

In line 31 place triple parentheses before the word "and"

In line 35 place triple parentheses after the first comma and after "exceeds" delete the word "one" and insert in lieu thereof the word "two"

In line 38 at the beginning of the line delete the word "one" and insert in lieu thereof the word "two"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TORGERSON, Vice Chairman

Senator Torgerson moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"For an Act to repeal section 57-02-20 of the North Dakota Century Code, relating to the exemption of farm machinery for one year.

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

SECTION 1. REPEAL.) Section 57-02-20 of the 1967 Supplement to the North Dakota Century Code is hereby repealed."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TORGERSON, Vice Chairman

Senator Torgerson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 395 has had the same under consideration and recommends that the same be amended as follows:

In line 9 after the word "**deposit**" delete the words "**with other fees collected**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 397 has had the same under consideration and recommends that the same be amended as follows:

In line 22 after the word "**the**" delete the words "**senior judge of each district**" and insert in lieu thereof the words "**chief justice of the supreme court**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 398 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

In line 12 after the word "**the**" delete "**Garrison Diversion Conser-**"

In line 13 delete "**vancy District unit**" and insert in lieu thereof the word "**Unit**"

In line 20 after the word "**to**" insert triple parentheses before and after the word "**equipt**" and insert in lieu thereof "**equip**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution "13", has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 6, 24, 65, 231 and 330, be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 6 as recommended by the Committee on Appropriations and printed on pages 419 and 420 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 24 as recommended by the Committee on Appropriations and printed on page 420 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 65 as recommended by the Committee on Finance and Taxation and printed on page 421 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 231 as recommended by the Committee on Finance and Taxation and printed on page 421 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 330 as recommended by the Committee on Finance and Taxation and printed on page 422 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senators Guy Larson and Hernet introduced:

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 referred to the committee on Industry, Business and Labor.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-SECOND DAY

Bismarck, February 13, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Sergeant Ruby Hoffman, Salvation Army, Mandan.

Thank You, Lord, for the privilege of letting us go forth to another day, and the blessings received in the past.

Oh God, give us an open ear that we may hear Thy Voice calling us to a higher endeavor. Give us an open mind to receive and to welcome a new light of knowledge as it is Thy Will. Let not the past be so dear to us as to set a limit to the future. Give us courage to change our mind, when that is needed. Let us be tolerant to the thoughts of others and hospitable to such light as may come to us through them.

Now, our gracious and Heavenly Father, Whose Power and Whose Love work together, give us Grace this day to put our trust in Thee and to do what You would have us to do for Thy Name's Sake.

Amen.

Roll call: All Senators present except Senators Christensen, Coughlin, Decker and Wenstrom.

A quorum was declared by the President.

CORRECTION AND REVISION OF JOURNAL

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-first Day After Recess and the Thirty-second Day and recommends that the same be corrected as follows:

On page 423, line 34, correct the spelling of the word, "Gentlemen".

On page 426, line 33, delete the name "Longmire" and insert in lieu the name "Melland".

On page 434, in the last line after the word "nays" delete the comma and insert in lieu thereof the figure "0".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

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

Senate Chamber
Bismarck, February 13, 1969

Mr. Speaker: I have the honor to return:

House Bill No. 119

Which the Senate has amended.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

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

House Chamber
Bismarck, February 13, 1969

Mr. President: I have the honor to inform you that the House requests the return of House Bill No. 138.

ROY GILBREATH, Chief Clerk

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

SECOND READING OF SENATE BILLS

Senator Longmire moved the Senate Bills Nos. 11, 102, 138 and 469 be laid over one legislative day, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 405 of the Senate Journal, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Berube	Larson, G.	Nasset	Stafne

Butler	Larson, L.	Nothing	Strinden
Chesrown	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Unruh
Holand	Melland	Ruemmele	Van Horn
Jacobson	Meschke	Sands	Wilhite
Kautzmann	Morgan	Schultz	

Those voting in the negative were:

Redlin

Absent and not voting:

Christensen

Decker

Hernett

Wenstrom

Coughlin

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 405 and 406 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Sorlie
Berube	Larson, G.	Nothing	Stafne
Butler	Larson, L.	Pyle	Strinden
Chesrown	Lips	Rait	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Melland	Roen	Unruh
Holand	Meschke	Ruemmele	Van Horn
Jacobson	Morgan	Sands	Wilhite
Kautzmann	Mutch	Schultz	

Absent and not voting:

Christensen

Decker

Luick

Wenstrom

Coughlin

Hernett

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 405 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Berube	Larson, G.	Nasset	Stafne
Butler	Larson, L.	Nothing	Strinden
Chesrown	Lips	Rait	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Unruh

Holand	Melland	Ruemmele	Van Horn
Jacobson	Meschke	Sands	Wilhite
Kautzmann	Morgan	Schultz	
Absent and not voting:			
Christensen	Decker	Pyle	Wenstrom
Coughlin	Hernett		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 406 and 407 of the Senate Journal, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Morgan	Sands
Berube	Larson, G.	Mutch	Schultz
Butler	Larson, L.	Nasset	Sorlie
Chesrown	Lips	Nething	Stafne
Doherty	Litten	Pyle	Stroup
Forkner	Longmire	Rait	Thoreson
Freed	Lowe	Redlin	Trenbeath
Goldberg	Luick	Robinson	Unruh
Holand	Melland	Roen	Van Horn
Jacobson	Meschke	Ruemmele	Wilhite
Kautzmann			

Those voting in the negative were:

Ringsak	Strinden	Torgerson
---------	----------	-----------

Absent and not voting:

Christensen	Decker	Hernett	Wenstrom
Coughlin			

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.

Which has been read.

Senator Van Horn moved that Senate Bill No. 237 be re-referred to the Committee on Judiciary, which motion lost.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 407 of the Senate Journal, the roll was called and there were ayes, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sands
Berube	Kelly	Nething	Sorlie
Butler	Larson, G.	Pyle	Stafne
Chesrown	Larson, L.	Rait	Strinden
Doherty	Lips	Redlin	Stroup
Forkner	Litten	Ringsak	Thoreson
Goldberg	Longmire	Robinson	Trenbeath
Hernett	Lowe	Roen	Unruh
Holand	Melland	Ruemmele	Wilhite
Jacobson	Morgan		

Those voting in the negative were:

Freed	Mutch	Torgerson	Van Horn
Meschke	Schultz		

Absent and not voting:

Christensen	Decker	Luick	Wenstrom
Coughlin			

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.

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, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nothing	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Torgerson
Freed	Longmire	Robinson	Trenbeath
Goldberg	Lowe	Roen	Unruh
Hernett	Melland	Ruemmele	Van Horn
Holand	Morgan	Sands	Wilhite
Jacobson	Mutch	Schultz	

Those voting in the negative were:

Meschke

Absent and not voting:

Christensen	Decker	Luick	Wenstrom
Coughlin			

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.

Which has been read.

Senator Holand moved that Senate Bill No. 403 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Doherty	Lips	Rait	Stroup
Forkner	Litten	Redlin	Thoreson
Freed	Longmire	Ringsak	Torgerson
Goldberg	Lowe	Robinson	Trenbeath
Hernett	Luick	Roen	Unruh
Holand	Melland	Ruemmele	Van Horn
Jacobson	Morgan	Sands	Wilhite

Those voting in the negative were:

Meschke

Absent and not voting:

Christensen Coughlin Decker Wenstrom

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 410 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Schultz
Berube	Larson, G.	Nasset	Sorlie
Butler	Larson, L.	Nething	Stafne
Chesrown	Lips	Pyle	Strinden
Doherty	Litten	Rait	Stroup
Forkner	Longmire	Redlin	Thoreson
Freed	Lowe	Ringsak	Torgerson
Goldberg	Luick	Robinson	Trenbeath
Hernett	Melland	Roen	Unruh
Holand	Meschke	Ruemmele	Van Horn
Jacobson	Morgan	Sands	Wilhite
Kautzmann			

Absent and not voting:

Christensen Coughlin Decker Wenstrom

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 403. A Bill for an Act to provide for county and city ambulance service, and permit a tax levy thereof.

Which has been read.

Senator Holand moved that Senate Bill No. 403 be further amended as follows:

In line 10, after the word "levied" and before the comma insert the words "by a county" and delete the words "city already".

In line 11 delete the word "already" and insert a comma after the word "for" and insert the words "or subsidizing" after the comma.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 403 be deemed properly reengrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 392 and 424 of the Senate Journal, the roll was called and there were ayes, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Schultz
Butler	Larson, G.	Nething	Sorlie
Chesrown	Lips	Pyle	Stafne
Forkner	Litten	Rait	Strinden
Freed	Longmire	Redlin	Stroup
Goldberg	Lowe	Ringsak	Thoreson
Hernett	Luick	Roen	Torgerson
Holand	Melland	Ruemmele	Unruh

Jacobson	Meschke	Sands	Wilhite
Kautzmann	Morgan		
Those voting in the negative were:			
Berube	Larson, L.	Robinson	Van Horn
Doherty	Mutch		
Absent and not voting:			
Christensen	Decker	Trenbeath	Wenstrom
Coughlin			

So the bill passed and the title was agreed to.

FIRST 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 first time and referred to the committee on Appropriations.

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.

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.

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 Industry, Business and Labor.

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 Political Subdivisions.

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, trichloroathane, 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 and Veterans' Affairs.

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 State and Federal Government.

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 and Veterans' Affairs.

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, Business and Labor.

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.

MOTIONS

Senator Longmire moved that House Bill No. 138 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Longmire moved that House Bill No. 138 be returned to the House as requested, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, February 13, 1969

Mr. Speaker: I have the honor to return House Bill 138, which the House requested.

LEO LEIDHOLM, Secretary

RECOGNITION

Senator Longmire moved that a committee of one be appointed to escort former Lieutenant Governor Clyde Duffy to the rostrum for the purpose of briefly addressing the Senate, which motion prevailed.

The President appointed as such committee, Senator Kelly and Mr. Duffy was escorted to the rostrum and invited to address the Senate.

MR. DUFFY:

Mr. President. Members of the Senate. I did not expect this honor to be bestowed upon me on this occasion. I came here to see what was going on, not to tell you what to do. I can only say that I am happy to be here to renew acquaintances with some of the old timers who served during the ancient days when I was a member of this body, and I hope that you will find a way to dispose of all the tax money that you raise. Thank you.

Senator Longmire moved that the remarks of former Lieutenant Governor Clyde Duffy be printed in the Journal, which motion prevailed.

Senator Longmire moved that after the reading of Senate Bills Nos. 6, 24, 65, 231, 330 and 329, that the Senate recess until 1:00 P.M., February 14, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-THIRD DAY AFTER RECESS AND
THIRTY-FOURTH DAY

Bismarck, February 14, 1969

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 6
Senate Bill No. 24
Senate Bill No. 65
Senate Bill No. 231
Senate Bill No. 330

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill.

Senate Bill No. 403

And find the same correctly Re-engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 103 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 "transferring" insert the words "a portion of"

In the third line of the title after the word "all" insert the word "portable" and delete the words "and facilities"

In line 4 after the comma and before the word "are" insert the following language: "**with the exception of operation and maintenance of fixed, weight control facilities,**"

In line 6 delete the words "scale houses and"

In line 15 delete the following language: "**permanent scale facilities and houses,**"; and after the word "other" insert the word "**portable**"

In line 138 delete the triple parentheses before the comma

In line 139 delete the triple parentheses after the word "commissioner" and insert in lieu thereof the following language: "**manning fixed weight control facilities**"

And renumber the lines accordingly.

And when so amended recommends that the same be placed on the calendar without recommendation.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In the fourth line of the title after the word "retailers" add the following: ", and declaring an emergency"

In line 11 of the bill after the triple parentheses insert the following: "Sales of beer of an alcoholic content of not more than 3.2 percent by weight to military exchanges shall be excluded from the computation of gallonage tax due from wholesalers."

In line 28 delete "by wholesalers" and insert in lieu thereof "by wholesalers"

After line 37 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."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TORGERSON, Vice Chairman

Senator Torgerson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 363 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 405 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

MOTION

Senator Meschke moved that the Senate reconsider the action by which Senate Bill No. 405 was indefinitely postponed.

Senator Meschke requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Meschke, the roll was called and there were ayes, 6; nays, 41; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Meschke	Torgerson	Van Horn
Larson, L.	Rait		

Those voting in the negative were:

Becker	Jacobson	Morgan	Schultz
--------	----------	--------	---------

Butler	Kautzmann	Nasset	Sorlie
Chesrown	Kelly	Nething	Stafne
Coughlin	Larson, G.	Pyle	Strinden
Decker	Lips	Redlin	Stroup
Doherty	Litten	Ringsak	Thoreson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:
Christensen Mutch
So the motion lost.

REPORT OF STANDING COMMITTEE

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

MOTION

Senator Sorlie moved that the rules be suspended and that House Bill No. 506 be placed on the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Lips	Redlin	Thoreson
Decker	Litten	Ringsak	Torgerson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Absent and not voting:
Christensen Hernett Mutch

So the bill passed and the title was agreed to and the emergency clause carried.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 9, 269, 286, 313, 314, 355, 395, 397 and 429, be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 9 as recommended by the Committee on Appropriations and printed on pages 447 and 448 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 269 as recommended by the Committee on Finance and Taxation and

printed on page 448 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 286 as recommended by the Committee on Judiciary and printed on page 448 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 313 as recommended by the Committee on Judiciary and printed on page 448 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 314 as recommended by the Committee on Judiciary and printed on page 449 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 355, as recommended by the Committee on Finance and Taxation and printed on page 449 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 395 as recommended by the Committee on Judiciary and printed on page 450 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 397 as recommended by the Committee on Judiciary and printed on page 450 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 439 as recommended by the Committee on State and Federal Government and printed on page 450 of the Senate Journal, be adopted.

Senator Stroup moved that the amendments to Senate Bill No. 439 be amended as follows:

In line 1 of the amendment delete the word "Conser-".

In line 2 of the amendment delete the words "vancy District unit."

Which motion prevailed.

Senator Stroup moved that the amendments to Senate Bill No. 439, as amended, be adopted, which motion prevailed.

MOTION

Senator Unruh moved that the Senate reconsider the action by which Senate Concurrent Resolution No. 8 was indefinitely postponed, which motion prevailed.

Senator Unruh moved that Senate Concurrent Resolution No. 8 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Holand moved that Senate Bill No. 403 be reprinted, which motion prevailed.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-FOURTH DAY

Bismarck, February 14, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain John Holten, Lutheran Church of the Cross, Bismarck.

O God, Whose alone is the Kingdom and the Power and the Glory, yet Who has ordained human government for the well-being of all people: Grant and continue to us a succession of legislators and executives who know the wisdom of the Kingdom of God. Endow all members of Government, national, state and local, with a right understanding, noble purpose and sound speech; enable them to rise above all self-seeking and party spirit into the larger concerns of public good and human brotherhood. Purge our political life of

every evil; make us to love peace and fair-dealing. Inspire us with calmness and self-restraint and the endeavor to further the doing of Thy will everywhere upon the earth; through Jesus Christ, our Lord. Amen.

Roll call. All Senators present except Senators Christensen and Mutch.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-Second Day After Recess and Thirty-Third Day and find the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Guy Larson, Trenbeath, Nasset, Pyle, Ruemmele, Stafne, Strinden, Doherty, Holand, Jacobson, Wilhite, and Kelly, introduced:

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 referred to the committee on Education.

Senators Doherty and Thoreson introduced:

Senate Concurrent Resolution No. 46. A Concurrent Resolution directing the director of the North Dakota Park Service to negotiate with the governing body of the city of Rugby, North Dakota, for the potential establishment of a Geographical Center State Park.

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

The Committee on Appropriations introduced:

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 referred to the committee on State and Federal Government.

The Committee on Appropriations introduced:

Senate Concurrent Resolution No. 48. A Concurrent Resolution directing the Legislative Research Committee to conduct a study of the feasibility of establishing area civil defense organizations.

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

Senators Holand and Trenbeath introduced:

Senate Concurrent Resolution No. 49. A Concurrent Resolution urging the Congress of the United States to adopt and submit the amendment to the Constitution proposed by Representative Thomas S. Kleppe, providing for the apportionment of electoral votes to the states on the basis of their representation in Congress, and providing for a direct election process in the event no presidential candidate received a majority of the electoral votes.

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

MESSAGES TO THE HOUSE

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. 23

Which the Senate has amended.

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

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 419 and 420 of the Senate Journal, the roll was called and there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Kautzmann	Luick	Sorlie
Chesrown	Kelly	Melland	Stafne
Coughlin	Larson, G.	Meschke	Stroup
Decker	Larson, L.	Nasset	Trenbeath
Doherty	Lips	Nething	Unruh
Freed	Litten	Rait	Van Horn
Hernett	Longmire	Redlin	Wenstrom
Holand	Lowe	Ruemmele	

Those voting in the negative were:

Becker	Jacobson	Robinson	Strinden
Butler	Morgan	Roen	Thoreson
Forkner	Pyle	Sands	Torgerson
Goldberg	Ringsak	Schultz	Wilhite

Absent and not voting:

Christensen Mutch

So the bill passed and the title was agreed to.

Senator Wilhite:

Mr. President. I would like to explain my vote and to have my remarks recorded. Mr. President. Members of the Senate. A year ago this summer the North Dakota Economic Development Commission recommended another oil pipe line be built from Regina, Saskatchewan, down into North Dakota to bring in more oil. Gentlemen, I contend that North Dakota needs more Canadian oil like Custer

needed more Indians. At the present time there is 440,000 barrels coming across the Northeast corner of North Dakota every day going east into the North Dakota market. It goes into Minneapolis, goes into Chicago, and the Great Lakes area, and as far as Rochester, New York. We certainly don't need transportation for more Canadian oil into North Dakota.

For that reason I voted "no" as a protest.

MOTION

Senator Melland moved that Senate Bill No. 6 be reprinted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 24. A Bill for an Act making an appropriation for the operating and maintenance expenses of the public health department.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 420 of the Senate Journal, the roll was called and there were ayes, 34; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Hernett	Lowe	Sorlie
Berube	Holand	Luick	Stafne
Butler	Jacobson	Melland	Strinden
Chesrown	Kautzmann	Meschke	Stroup
Coughlin	Larson, G.	Nothing	Unruh
Decker	Larson, L.	Pyle	Van Horn
Doherty	Lips	Rait	Wenstrom
Forkner	Litten	Redlin	Wilhite
Goldberg	Longmire		

Those voting in the negative were:

Freed	Ringsak	Ruemmele	Thoreson
Kelly	Robinson	Sands	Torgerson
Morgan	Roen	Schultz	Trenbeath
Nasset			

Absent and not voting:

Christensen Mutch

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 421 of the Senate Journal, the roll was called and there were ayes, 38; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Strinden
Berube	Kautzmann	Nasset	Stroup
Butler	Kelly	Nothing	Thoreson
Coughlin	Larson, G.	Redlin	Torgerson
Decker	Lips	Ringsak	Trenbeath
Doherty	Litten	Robinson	Unruh
Forkner	Longmire	Ruemmele	Van Horn
Goldberg	Lowe	Sorlie	Wenstrom
Hernett	Luick	Stafne	Wilhite
Holand	Melland		

Those voting in the negative were:

Chesrown	Morgan	Rait	Sands
Freed	Pyle	Roen	Schultz
Larson, L.			

Absent and not voting:

Christensen	Mutch
-------------	-------

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Doherty moved that Senate Bill No. 231 be amended as follows:

In line 10 delete the words "and one-half".

In line 36, delete the word "and".

In line 37, delete the words "one-half"

Which motion prevailed.

Senator Doherty moved that the rules be suspended, that Senate Bill No. 231 be deemed properly reengrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 231, as amended on page 421 of the Senate Journal, and from the floor, the roll was called and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Luick	Stafne
Butler	Kautzmann	Melland	Stroup
Decker	Kelly	Meschke	Thoreson
Doherty	Lips	Nething	Torgerson
Forkner	Litten	Rait	Unruh
Freed	Longmire	Redlin	Wilhite
Goldberg	Lowe		

Those voting in the negative were:

Berube	Larson, G.	Robinson	Sorlie
Chesrown	Larson, L.	Roen	Strinden
Coughlin	Nasset	Ruemmele	Trenbeath
Hernett	Pyle	Sands	Van Horn
Jacobson	Ringsak	Schultz	Wenstrom

Absent and not voting:

Christensen	Morgan	Mutch
-------------	--------	-------

So the bill passed and the title was agreed to.

Senator Butler 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 lost.

Senate Bill No. 330. A Bill for an Act authorizing the referral of delinquent sales, use and income taxes to a collection agency for collection purposes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 421 of the Senate Journal, the roll was called and there were ayes, 17; nays, 28; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Larson, L.	Melland	Rait
Butler	Lips	Nasset	Thoreson
Decker	Longmire	Nothing	Van Horn
Kautzmann	Lowe	Pyle	Wilhite
Larson, G.			

Those voting in the negative were:

Berube	Hernett	Ringsak	Stafne
Chesrown	Holand	Robinson	Strinden
Coughlin	Jacobson	Roen	Stroup
Doherty	Kelly	Ruemmele	Torgerson
Forkner	Litten	Sands	Trenbeath
Freed	Meschke	Schultz	Unruh
Goldberg	Redlin	Sorlie	Wenstrom
Absent and not voting:			
Christensen	Luick	Morgan	Mutch

So the bill lost.

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.

Which has been read.

Senator Becker moved that Senate Bill No. 329 be laid over one legislative day, which motion prevailed.

MOTION

Senator Longmire moved that Senate Bills Nos. 11, 102, 138 and 469 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Litten moved that Senate Concurrent Resolutions Nos. 47 and 48 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Litten moved that Senate Concurrent Resolutions Nos. 47 and 48 be re-referred to the Committee on Appropriations, which motion prevailed.

FIRST 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 first time and referred to the committee on Appropriations.

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.

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

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.

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 first time and referred to the committee on Transportation.

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 Industry, Business and Labor.

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.

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

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.

MESSAGES FROM THE HOUSE

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 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 18

House Concurrent Resolution 21

House Concurrent Resolution 23

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Senator Longmire moved that after the reading of Senate Bills Nos. 9, 289, 286, 313, 314, 355, 364, 395, 397, and 439, that the Senate recess until 1:00 P.M., February 15, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-FOURTH DAY AFTER RECESS AND
THIRTY-FIFTH DAY

Bismarck, February 15, 1969

The Senate convened at 1:00 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 9
Senate Bill No. 269
Senate Bill No. 286
Senate Bill No. 313
Senate Bill No. 314
Senate Bill No. 355
Senate Bill No. 395
Senate Bill No. 397
Senate Bill No. 439

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 231

And find the same correctly Re-engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor 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 236 delete the triple parentheses before and after the word "LIMITATIONS"

In line 238 delete the triple parentheses after the word "member"

In line 239 insert triple parentheses before and after the word "three" and insert in lieu thereof "five" and delete the triple parentheses after the word "annually"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 98, has had the same under consideration and recommends that the same be amended as follows:

In line 2 of the title after the word "chance" insert the following: " , except under certain conditions providing same do not constitute a lottery, and providing for a penalty."

In line 2 of the bill delete the words "Service stations" and insert in lieu thereof the following: "No person operating or managing a service station"

In line 3 delete the words "no way" and insert in lieu thereof "any manner"

In line 7 after the word "chance" insert the following: " , unless such gift or prize is physically displayed on the service station premises and will be given away on a specific date under conditions which will not permit fraud or manipulation. However, this section shall not authorize or permit any scheme, device, or promotion which constitutes a lottery as prohibited by law (chapter 12-24)."

In line 7 after the period delete the remainder of the line.

Delete all of line 8.

In line 9 delete the language up to and including the period.

At the end of line 12 insert the following: "SECTION 2. PENALTY.) Any person violating the provisions of this section shall be guilty of a misdemeanor."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 108, has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 37 insert triple parentheses after the word "five" and insert the word "ten"

In line 38 insert triple parentheses before the word "number"

In line 40 after the triple parentheses delete the remainder of the line

Delete all of lines 41 and 42 and insert in lieu thereof the following: "county superintendent for such county in which such school is located."

In line 73 delete the triple parentheses before the word "electors"

In line 74 insert triple parentheses before the word "number"

In line 75 delete the words "population of the school"

Delete all of line 76 and insert in lieu thereof the following: "county superintendent for such county in which such school is located"

In line 77 delete the words "States or state census"

In line 84 delete the triple parentheses before the word "If"

In line 90 insert triple parentheses before and after the words "seventy-five" and insert in lieu thereof the word "fifty"

In line 91 insert triple parentheses before and after the word "sixty" and insert in lieu thereof the words "fifty-five"

In line 93 delete the triple parentheses after the period

In line 97 delete the words "a majority" and insert in lieu thereof the words "sixty percent"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 217, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 225, has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title, delete the word "section" and insert in lieu thereof the following:

"sections 65-04-04.1,"

In line 3 of the title, after the numeral "9," add the following:

" 65-06-03 and 65-07-03".

After line 8, add the following new language:

"SECTION 2. AMENDMENT.) Section 65-04-04.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-04-04.1. DETERMINATION OF WEEKLY WAGE FOR PREMIUM (((AND COMPENSATION))) PURPOSES TO VETERAN-ON-THE-JOB TRAINEE.) Whenever an employer employs a person known as a veteran-on-the-job trainee, as defined under Public Laws 16 and 346 of the United States Congress, the premium for workmen's compensation coverage (((and any compensation paid thereunder))) shall be based on a minimum weekly wage of thirty dollars per week."

In line 38 remove the period and add the following language:

" , except in the case of volunteer firemen and volunteer civil defense trainees."

In line 45, add the following new language:

"SECTION 4. AMENDMENT.) Section 65-06-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-06-03. COMPENSATION BENEFITS — HOW DETERMINED.) — The basis of compensation and benefits to be paid to volunteer firemen and volunteer civil defense trainees under the terms of this chapter shall be (((established by the bureau by ascertaining))) **fifty-five per cent of the average weekly wage paid in the state, computed to the next highest dollar.** (((to full-time firemen by municipalities of this state maintaining paid departments. The amount of such weekly wage shall be the wage of a volunteer fireman and

volunteer civil defense trainee, for the purpose of the allowance of compensation and benefits.))

SECTION 5. AMENDMENT.) Section 65-07-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-07-03. DETERMINATION OF "WEEKLY WAGE" FOR PREMIUM ((AND COMPENSATION)) PURPOSES.) — If the bureau enters into a contract for employer's insurance, the premium for such protection ((and any compensation paid thereunder)) shall be based on a reasonable weekly wage for employees in the same class of industry. Such reasonable weekly wage shall not amount to less than one thousand eight hundred and twenty dollars per annum nor more than two thousand five hundred dollars per annum and shall be determined by the bureau."

And renumber the sections and lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernet moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 232 has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

Delete lines 4 through line 14 and insert in lieu thereof the following:

"No contract or renewal of a contract for automobile liability insurance, delivered or issued for delivery in this state, insuring a private passenger automobile registered in the name of a parent, custodial parent, or guardian shall provide for an increase in premium or cost merely because such parent, custodial parent, or guardian permits said automobile to be driven by his son or daughter or person under guardianship who is under nineteen years of age, unless such son or daughter or person under guardianship has been convicted of at least one moving traffic violation under the provisions of this Code or has been involved in at least one motor vehicle accident which is required by law to be reported.

SECTION 2. EFFECTIVE DATE.) The provisions of this Act shall become effective on January 1, 1970."

Renumber the lines accordingly.

And when so amended recommends that the same be placed on the calendar without recommendation.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 297 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 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 section 38-08-19 of the North Dakota Century Code, defining common purchasers of crude petroleum, prohibiting discrimination among purchasers of crude petroleum.

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

SECTION 1.) Section 38-08-19 of the North Dakota Century Code is hereby created and enacted to read as follows:

38-08-19. COMMON PURCHASERS — DISCRIMINATION IN PURCHASING PROHIBITED.)

1. Every person, association of persons, or corporation now engaged or hereafter engaging in the business of purchasing crude petroleum in this state shall be a common purchaser thereof.
2. Every common purchaser of crude petroleum shall, without discrimination in favor of one producer or royalty owner as against another in the same marketing district as determined by the industrial commission, purchase all oil tendered to it at the wellhead or at its receiving terminal, which has been lawfully produced, provided that no common purchaser shall be required to purchase crude petroleum of inferior quality or grade, or which is unsuitable for its operations.
3. Whenever a common purchaser is unable to purchase all of the oil tendered to it hereunder, it shall purchase ratably from each marketing district, field, pool, or well, with respect to which such tenders are made. As between wells, purchases shall be considered ratable only if such purchases are made in proportion to the allowable which are or would be assigned to such wells under existing North Dakota industrial commission rules and regulations, and, as between marketing districts or fields or pools, purchases shall be considered ratable if such purchases are made in proportion to the sum of the allowables which are or would be assigned to all wells from which tenders are made in each such marketing district or field or pool.
4. Every common purchaser of crude petroleum is hereby expressly prohibited from discriminating in favor of its own production or that of an affiliate as against that of others, and the oil produced by such common purchaser or by an affiliate of such common purchaser shall be treated as that of any other producer for the purposes of ratable taking.
5. It shall be unlawful for any common purchaser to discriminate between oil transported from the wellhead to its receiving terminal in favor of one carrier of crude oil as against another, and nothing herein shall be construed to prevent any person, association of persons, or corporation from transporting crude oil from wellhead to receiving terminal of said common purchaser from properties in which such person, association of persons, or corporation may own an interest, and such person,

association of persons, or corporation shall not be deemed to be in the business of purchasing, or of purchasing and selling crude petroleum within the meaning of this Act. Nothing herein shall be construed to prohibit any common purchaser from requiring that proper and reasonable facilities be erected and maintained at its receiving terminal by any person, association of persons, or corporation transporting crude oil to such terminal, requiring that a surety bond be posted indemnifying said common purchaser from liability for transporter's failure to properly account to the owners of crude oil so transported, or posting a just and reasonable handling charge for accepting delivery at its receiving terminal.

6. The provisions of this Act shall cover the purchase, or purchase and sale of crude petroleum, and that gathering, handling, marketing, and all other charges assessed by a common purchaser against crude oil produced within this state shall be just and reasonable. The industrial commission, after notice and hearing as provided in section 38-08-11, may determine the justness and reasonableness of charges on its own motion or upon motion of any interested person."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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 8 delete the triple parentheses before the word "more" and after the word "school"

In line 10 insert triple parentheses before the word "by" and after the word "conveyance"

In line 17 after the numerals "15-34-04" insert the following:

" , except that such school board providing such transportation may exclude students living in city limits within which such school is located" and delete the words "In the"

Delete lines 18 through 23

In line 24 delete the word "**determination**" and the period

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 341, has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 343, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 349, has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 830 after the word "institution" insert the following "**of a party, or on the court's own motion,**"

In line 1163 after the word "court" insert the following: "**which shall be given a copy of the findings and order of disposition when it receives custody of the child**"

Renumber lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 359, has had the same under consideration and recommends that the same be amended as follows:

In line 6 after the word "of" insert triple parentheses before and after the word "sixteen" and insert in lieu thereof the word "**eighteen**"

In line 15 after the first comma insert the following: "**or any intervening third party,**"

In line 33 after the word "of" insert triple parentheses before and after the word "sixteen" and insert in lieu thereof the word "**eighteen**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 367, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 416, has had the same under consideration and recommends that the same be returned without recommendation and be re-referred to the Committee on Appropriations.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed and Senate Bill No. 416 was re-referred to the Committee on Appropriations.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 427, has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 435, has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 446, has had the same under consideration and recommends that the same be amended as follows:

In line 6 delete the word "four" and insert in lieu thereof the word "five"

In line 7 delete the word "two" and insert in lieu thereof the word "three"

In line 9 insert triple parentheses before the word "a"

In line 10 delete the triple parentheses before the period

In line 19 after the triple parentheses delete the remainder of the line

Delete all of lines 20, 21 and 22

In line 23 delete the following: "respectively, as set forth herein" and insert in lieu thereof the following: "the members appointed hereunder shall choose by lot which shall serve for one, two, three, four, or five years respectively, provided, however, that the members of the board serving in office at the effective date hereof shall continue to serve until the end of their respective terms and the term of no new member shall be set to end at the same time as the term of any board member in office. At the expiration of the terms of the members of the board in office at the effective date of this Act, their replacements will be appointed as set forth herein."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution No. 5, has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Concurrent Resolution No. 17, has had the same under consideration and recommends the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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 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 transac-

tions 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, de-

preciation 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.

And when so amended recommends the same do pass, and be referred to the Committee on Industry, Business and Labor.

Statement of the Purpose of the Amendment:

The \$2,400.00 was added to fees and services to cover the rent and telephone service in the Capitol. SECTION 2 was deleted because a resolution of intent has been authorized to take its place. The new SECTIONS were added to make this agency operate like a mutual insurance company.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Melland moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 103 and 239 be dispensed with, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 103 as recommended by the Committee on State and Federal Government and printed on page 461 of the Senate Journal, be adopted.

Senator Nasset moved that the amendments to Senate Bill No. 103 be laid on the table.

Senator Ringsak requested a call of the Senate, which request was granted.

A call of the Senate was had and the Sergeant-at-arms reported that the following Senators were absent: Senators Thoreson, Christensen, Schultz, Longmire, Mutch, Robinson, Roen, Goldberg, Becker and Litten.

Senator Ringsak moved that the call of the Senate be dispensed with, which motion prevailed.

Senator Nasset requested permission to withdraw his motion, which request was granted.

Senator Nasset moved that consideration of the amendments to Senate Bill No. 103 be laid over one legislative day, which request was granted.

Senator Torgerson moved that the amendments to Senate Bill No. 239 as recommended by the Committee on Finance and Taxation, and printed on page 462 of the Senate Journal, be adopted, which motion prevailed.

MOTION

Senator Rait moved that the Senate reconsider the action by which Senate Bill No. 231 was passed, which motion lost.

MESSAGE FROM THE HOUSE

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 No. 13
 House Concurrent Resolution No. 38

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Melland moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-FIFTH DAY

Bismarck, February 15, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain R. W. Horn, Chaplain, State Industrial School, Mandan.

Roll call: All Senators present except Senators Becker, Christensen, Goldberg, Litten, Longmire, Mutch, Robinson, Roen, Schultz, and Thoreson.

A quorum was declared by the President.

CORRECTION AND REVISION OF JOURNAL

Mr. President: 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 correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

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.

The Committee on Delayed Bills introduced:

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.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Meschke, Van Horn, Rait, Larson and Berube introduced:

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.

Senator Butler introduced:

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 referred to the committee on State and Federal Government.

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.

Which has been read.

Senator Melland moved that Senate Bill No. 9 be re-referred to the Committee on Appropriations, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 448 of the Senate Journal, the roll was called and there were ayes, 36; nays, 2; absent and not voting, 11.

Those voting in the affirmative were:

Berube	Jacobson	Meschke	Sands
Butler	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Nasset	Stafne
Decker	Larson, G.	Nething	Stroup
Doherty	Larson, L.	Pyle	Torgerson
Forkner	Lips	Rait	Unruh
Freed	Lowe	Redlin	Van Horn
Hernett	Luick	Ringsak	Wenstrom
Holand	Melland	Ruemmele	Wilhite

Those voting in the negative were:

Coughlin Strinden

Absent and not voting:

Becker	Litten	Robinson	Thoreson
Christensen	Longmire	Roen	Trenbeath
Goldberg	Mutch	Schultz	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 448 of the Senate Journal, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Berube	Jacobson	Morgan	Sorlie
Butler	Kautzmann	Nasset	Stafne
Chesrown	Kelly	Nething	Strinden
Coughlin	Larson, G.	Pyle	Stroup

Decker	Larson, L.	Rait	Torgerson
Doherty	Lips	Redlin	Unruh
Forkner	Lowe	Ringsak	Van Horn
Freed	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Becker	Litten	Robinson	Thoreson
Christensen	Longmire	Roen	Trenbeath
Goldberg	Mutch	Schultz	

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 448 of the Senate Journal, the roll was called and there were ayes, 36; nays, 2; absent and not voting, 11.

Those voting in the affirmative were:

Berube	Jacobson	Meschke	Sands
Butler	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, G.	Nething	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Rait	Torgerson
Forkner	Lowe	Redlin	Unruh
Hernett	Luick	Ringsak	Van Horn
Holand	Melland	Ruemmele	Wenstrom

Those voting in the negative were:

Freed Wilhite

Absent and not voting:

Becker	Litten	Robinson	Thoreson
Christensen	Longmire	Roen	Trenbeath
Goldberg	Mutch	Schultz	

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Chesrown moved that Senate Bill No. 314 be amended as follows:

In line 32 of the engrossed bill delete the triple parentheses before and after the word "thousand", and delete the following: "**hundred**".

In line 33 of the engrossed bill delete the triple parentheses before the word "one" and after the word "year", and delete the following: "**thirty days**".

Which motion prevailed.

Senator Chesrown moved that the rules be suspended, that Senate Bill No. 314 be deemed properly reengrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 314 as amended from the floor, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Berube	Jacobson	Morgan	Stafne
Butler	Kautzman	Nasset	Strinden
Chesrown	Kelly	Nething	Stroup
Coughlin	Larson, G.	Pyle	Torgerson
Decker	Larson, L.	Rait	Trenbeath
Doherty	Lips	Redlin	Unruh
Forkner	Lowe	Ringsak	Van Horn
Freed	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Sorlie	

Absent and not voting:

Becker	Litten	Robinson	Schultz
Christensen	Longmire	Roen	Thoreson
Goldberg	Mutch		

So the bill passed and the title was agreed to.

Senate Bill No. 355. A Bill for an Act to repeal section 57-02-20 of the North Dakota Century Code, relating to the exemption of farm machinery for one year.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 449 of the Senate Journal, the roll was called and there were ayes, 32; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

Berube	Hernett	Lowe	Redlin
Butler	Holand	Melland	Ringsak
Chesrown	Jacobson	Meschke	Stafne
Coughlin	Kautzmann	Morgan	Stroup
Decker	Kelly	Nasset	Unruh
Doherty	Larson, G.	Nething	Van Horn
Forkner	Larson, L.	Pyle	Wenstrom
Freed	Lips	Rait	Wilhite

Those voting in the negative were:

Luick	Sands	Strinden	Trenbeath
Ruemmele	Sorlie	Torgerson	

Absent and not voting:

Becker	Litten	Robinson	Schultz
Christensen	Longmire	Roen	Thoreson
Goldberg	Mutch		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 7; absent and not voting, 11.

Those voting in the affirmative were:

Berube	Kautzmann	Meschke	Stafne
Butler	Kelly	Morgan	Stroup
Chesrown	Larson, G.	Nasset	Torgerson
Coughlin	Larson, L.	Nething	Trenbeath
Decker	Lips	Pyle	Unruh
Forkner	Lowe	Rait	Wenstrom
Freed	Luick	Ringsak	Wilhite
Holand	Melland	Sorlie	

Those voting in the negative were:

Doherty	Redlin	Sands	Van Horn
Jacobson	Ruemmele	Strinden	

Absent and not voting:

Becker	Hernett	Mutch	Schultz
Christensen	Litten	Robinson	Thoreson
Goldberg	Longmire	Roen	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 450 of the Senate Journal, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Torgerson
Decker	Lips	Redlin	Trenbeath
Doherty	Lowe	Ringsak	Unruh
Forkner	Luick	Ruemmele	Van Horn
Freed	Melland	Sands	Wenstrom
Holand	Meschke	Sorlie	Wilhite
Jacobson	Morgan		

Absent and not voting:

Becker	Hernett	Mutch	Schultz
Christensen	Litten	Robinson	Thoreson
Goldberg	Longmire	Roen	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 450 of the Senate Journal, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Torgerson
Decker	Lips	Redlin	Trenbeath
Doherty	Lowe	Ringsak	Unruh
Forkner	Luick	Ruemmele	Van Horn
Freed	Melland	Sands	Wenstrom
Holand	Meschke	Sorlie	Wilhite
Jacobson	Morgan		

Absent and not voting:

Becker	Hernett	Mutch	Schultz
Christensen	Litten	Robinson	Thoreson
Goldberg	Longmire	Roen	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 450 of the Senate Journal, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Torgerson
Decker	Lips	Redlin	Trenbeath
Doherty	Lowe	Ringsak	Unruh
Forkner	Luick	Ruemmele	Van Horn
Freed	Melland	Sands	Wenstrom
Hernett	Meschke	Sorlie	Wilhite
Holand	Morgan		

Absent and not voting:

Becker	Jacobson	Mutch	Schultz
Christensen	Litten	Robinson	Thoreson
Goldberg	Longmire	Roen	

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Butler moved that Senate Bill No. 329 be laid over one legislative day, which motion prevailed.

FIRST 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 first time and referred to the committee on Appropriations.

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.

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.

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.

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

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.

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 first time and referred to the committee on Social Welfare and Veterans' Affairs.

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 first time and referred to the committee on Social Welfare and Veterans' Affairs.

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

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 first time and referred to the committee on Judiciary.

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.

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 first time and referred to the committee on Political Subdivisions.

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.

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.

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.

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.

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.

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.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

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.

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 first time and referred to the committee on State and Federal Government.

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.

Senator Longmire moved that after the reading of Senate Bills Nos. 108, 116, 232, 239, 283, 287, 297, 339, 341, 349, 391, 392, 394, 407, 427, 435, and Senate Concurrent Resolutions Nos. 5, 10, and 17, that the Senate recess until 1:00 p.m., on February 17, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-FIFTH DAY AFTER RECESS AND
THIRTY-SIXTH DAY

Bismarck, February 17, 1969

The Senate convened at 1:00 P.M., the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 239

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 48, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

In the first line of the title after the numerals "20-03-10" insert the following: ", 20-05-06,"

In the second line of the title delete the words "for a mandatory fine of two hundred" and insert in lieu thereof the word "penalties"

In the third line of the title delete the words "fifty dollars"; and delete the word "violation" and insert in lieu thereof the word "violations"

After line 44 insert the following new section:

SECTION 2. AMENDMENT.) Section 20-05-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

"20-05-06. PRIMA FACIE PROOF OF HUNTING OR ATTEMPTING TO HUNT BIG GAME ANIMALS UNLAWFULLY — PENALTY.) Proof that any person in possession of any rifle, shotgun, trap, snare, artificial light, or other implement or equipment useful in the taking or hunting of big game animals was found, between sunset and sunrise, in and about territory frequented by big game animals or where big game animals are frequently and usually found, shall be prima facie evidence that such person was hunting big game animals contrary to law, and any person who shall violate the provisions of this section shall be punished by a fine up to fifty dollars

for a first violation, one hundred dollars for a second violation, and two hundred fifty dollars for any violation thereafter."

In line 48 after the word "chapter" insert the following: ", except as otherwise provided,"

In line 54 delete the word "section" and insert in lieu thereof the word "chapter"

In line 60 delete the word "section" and insert in lieu thereof the word "chapter"

In line 64 delete the word "section" and insert in lieu thereof the word "chapter"

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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 3 of the title after the word "and" insert the following language: "relating to provisions regulating municipal revenue bonds with respect to maximum interest rates and"

In line 4 of the title after the numerals "40-34-03" insert the numerals: "40-35-08,"

In line 13 of the bill place triple parentheses before and after the word "six" and insert in lieu thereof "seven"

At the end of line 157 insert the following section:

"Section 5, Amendment.) Subsection 1 of section 40-35-08 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. The rate or rates of interest, payable, semiannually, but not exceeding ((five)) **seven** percent per annum, which such bonds shall bear;

In line 176 insert triple parentheses before and after the numeral "6" and insert in lieu thereof "7"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 198, has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 211, has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title after the numbers "20-03-42" insert the following: "and 20-03-43"

In line 3 of the title before and after the word "geese" insert the following: ", and to provide a penalty"

In line 3 of the bill delete the word "A"

Delete all of lines 4 through 8 and insert in lieu thereof the following: "**A non-resident may hunt, catch, take or kill geese once each year, during any consecutive ten-day period in the goose hunt-**

ing season, by having his license marked with the dates selected, as directed by the game and fish commissioner or designated game and fish department personnel."

At the end of line 8 insert the following:

SECTION 2. PENALTY.) Section 20-03-43 of the North Dakota Century Code is hereby enacted to read as follows:

20-03-43. PENALTY. Any person violating any of the provisions of this chapter, if another penalty is not specifically provided for such violation in this chapter, shall be guilty of a misdemeanor and shall be punished by a fine of not less than twenty-five dollars nor more than one hundred dollars, or by imprisonment in the county jail for not less than ten days nor more than thirty days, or by both such fine and imprisonment. Each violation shall constitute a separate and distinct offense."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 246, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLLAND, Chairman

Senator G. Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 256, has had the same under consideration and recommends that the same be amended as follows:

In line 21 delete the words "In any event, the" and insert in lieu thereof "The"

In line 22 delete the words "or less"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 299, has had the same under consideration and recommends that the same be amended as follows:

In line 9 insert triple parentheses after the word "and" and after the word "time"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 306, has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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 2 of the title delete “, and section 11-10-11”

In line 5 of the bill after the comma delete the remainder of the line

In line 6 delete “head,”

In line 15 delete “sheriff’s field deputy or sheriff’s department head,”

In line 20 delete the triple parentheses before the letter “a.” and insert triple parentheses before and after the word “Four” and insert in lieu thereof the word “Five”

In line 22 insert triple parentheses before and after the word “Five” and insert in lieu thereof the word “Six”

In line 27 insert triple parentheses before and after the word “six” and insert in lieu thereof the word “seven”

In line 34 insert triple parentheses before and after the word “seven” and insert in lieu thereof the word “nine” and delete the triple parentheses after the period

Delete all of lines 35 through 77

In line 80 insert triple parentheses before the word “The”

In line 86 insert triple parentheses after the period

Delete all of lines 96 through 115

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

In line 45 delete the numerals “1970” and insert in lieu thereof the numerals “1971”

In line 49 delete the numerals “1970” and insert in lieu thereof the numerals “1971”

In line 55 delete the numerals “1970” and insert in lieu thereof the numerals “1971”

In line 60 delete the numerals “1970” and insert in lieu thereof the numerals “1971”

In line 62 delete the numerals “1970” and insert in lieu thereof the numerals “1971”

In line 65 delete the numerals “1970” and insert in lieu thereof the numerals “1971” and delete the numerals “1971” and insert in lieu thereof the numerals “1972”

In line 66 delete the numerals “1970” and insert in lieu thereof the numerals “1971”

In line 67 delete the numerals “1971” and insert in lieu thereof the numerals “1972”

In line 83 delete the numerals “1970” and insert in lieu thereof the numerals “1971” and delete the numerals “1971” and insert in lieu thereof the numerals “1972”

At the beginning and end of line 88 delete the numerals “1970” and insert in lieu thereof the numerals “1971”

In line 90 delete the numerals "1970" and insert in lieu thereof the numerals "1971"

In line 93 delete the numerals "1970" and insert in lieu thereof the numerals "1971"

In line 1361 after the numerals "1968" insert "or 1969"

After line 2149 insert the following:

"SECTION 85. REDUCTION OF CERTAIN MILL LEVIES.)
Every provision of law which is not expressly amended by this Act and which limits the amount of taxes that may be levied on taxable property for a general or special purpose to an amount that does not exceed the amount that would be produced by a specified mill rate on the dollar of net taxable valuation subject to tax is hereby amended to reduce any such specified mill rate to twenty-five percent of such rate. In any such case where such a specified mill rate has been increased prior to the effective date of this Act by a vote of the electors of a taxing district or by the governing board of a taxing district pursuant to law and such authorized increase would apply to the levy of taxes for the year 1971 or any year thereafter, the amount of mill levy as so increased is hereby reduced for such year or years to twenty-five percent of that increased amount."

In line 2150 insert triple parentheses before and after the numerals "85" and insert in lieu thereof the numerals "86"

In line 2151 insert triple parentheses before and after the numerals "1970" and insert in lieu thereof the numerals "1971"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 342 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Committee on Appropriations.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed, and Senate Bill No. 342 was re-referred to the Committee on Appropriations.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 348 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 354 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

In line 12 after the numerals "1968" insert "**or 1969**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 374 has had the same under consideration and recommends that the same be amended as follows:

Delete all of lines 121 and 122

In line 123 delete the following: "except when extended without additional cost to the debtor."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 amended as follows:

In line 12 insert triple parentheses before and after the word "six" and insert in lieu thereof the word "**seven**"

In line 60 after the word "airport" insert the following: "**involving municipalities with over ten thousand population**"

In line 66 after the word "revenues" delete the triple parentheses before and after the words "including taxes,"

In line 78 after the word "financing" insert triple parentheses before the word "where" and after the word "involved"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 377 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLAND, Chairman

Senator Guy Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 378 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 382 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLAND, Chairman

Senator Guy Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 387 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 388 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion lost.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 393 has had the same under consideration and recommends that the same be amended as follows:

In line one of the title after the numeral "3" delete "and 4"

In line 4 of the title after the word "years" insert the following: "and to repeal subsection 4 of section 39-06-17 of the North Dakota Century Code"

After line 22 insert the following new section:

"SECTION 2. REPEAL.) Subsection 4 of section 39-06-17 of the North Dakota Century Code is hereby repealed."

Delete all of lines 23 through 38

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 399 has had the same under consideration and recommends that the same be amended as follows:

In line 4 before the word "RESULTS" insert the words "BY MOTOR VEHICLES —"

In line 5 delete the word "peace" and insert in lieu thereof the words "law enforcement" and delete the words "certified by the state toxicologist in"

Delete all of lines 6 and 7

In line 8 delete the words "amount, by weight, of alcohol in a person's blood,"

In line 10 after the word "injured," delete the remainder of the line

Delete all of line 11

In line 12 delete the words "of a motor vehicle involved in such an accident, and" and insert in lieu thereof the following: "shall require all drivers or persons in actual physical control of a motor vehicle involved in such an accident to provide a specimen of breath for a breath test for alcohol content. Blood specimens may be collected in lieu of breath and only a physician, or a qualified technician, chemist or registered nurse acting at the request of a law enforcement officer may withdraw blood for purpose of determining alcohol content therein,"

In line 13 after the word "such" insert the word "a"

In line 15 after the first word "The" delete the words "results of the test and any"

In line 30 delete the words "conducting a chemical test" and insert in lieu thereof the words "collecting a blood or breath specimen"

In line 31 after the word "section" delete the words "shall be immune from all liability, civil or"

Delete all of line 32 and insert in lieu thereof the following: "shall not be liable in any civil action for damages arising out of said act except for gross negligence."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 433 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 442 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 444, has had the same under consideration and recommends that the same be amended as follows:

In line 4 after the second comma delete the words "and prior to July 1, 1971,"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 445, has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 453, has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR TORGERSON, Vice Chairman

Senator Torgerson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 461, has had the same under consideration and recommends that the same be amended as follows:

Delete lines 48 through 52 inclusive

In line 74 following the word "be" insert the words "artificially propagated" and delete the word "ducks,"

In line 75 delete the word "geese,"

In line 76 delete the comma and insert in lieu thereof a period and delete the words "provided that"

Delete lines 77 through 86 inclusive and insert in lieu thereof the following: "A minimum stock of one hundred of each species to be hunted on a shooting preserve shall be released on the permit area during the shooting preserve season."

At the end of line 89 insert the following: "All mallard ducks released on a shooting preserve shall have the right hind toenails clipped before the birds attain the age of four weeks."

At the end of line 99 insert the following: "The exterior boundaries of each shooting preserve shall be clearly defined and posted with signs erected around the extremity at intervals of one hundred fifty feet or less."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Concurrent Resolution No. 12, has had the same under consideration and recommends that the same be amended as follows:

In line 31 after the word "Purchases" insert the following: ", the state highway department," and after the word "all" insert the word "other"

Renumber the lines accordingly.

And when so amended recommends the same do pass, and be referred to the Legislative Research Resolutions Committee.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

In line 12 after the word "can" insert the words "and do"

At the end of line 38 delete the comma

In line 40 after "Service" insert the following: "or through the United States Forest Service or such other division as the Secretary of the Department of Agriculture shall determine"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 23, has had the same under consideration and recommends that the same be amended as follows:

In line 21 after the word "Committee" insert the following: ", in cooperation with other interested citizens and organizations,"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 31, has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 41, has had the same under consideration and recommends that the same do pass, and be re-referred to the Legislative Research Resolutions Committee.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Concurrent Senate Resolution No. 48, has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Research Resolutions Committee.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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

MOTIONS

Senator Nasset moved that the Senate reconsider the action by which Senate Bill No. 355 was passed, which motion prevailed.

Senator Becker moved that Senate Bill No. 355 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Ringsak moved that the House be requested to return House Bill No. 119, which motion prevailed.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

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 Committee on Delayed Bills introduced:

Senate Bill No. 476. A Bill for an Act to amend and reenact sections 50-09-21, 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 dependent children, aid to the aged, blind, or disabled, and medical assistance for needy persons.

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

FIRST READING OF A SENATE RESOLUTION

Senator Trenbeath introduced:

Senate Resolution No. 3. A Resolution urging action of Congress in regard to the inequitable application of the Federal highway use tax to trucks weighing in excess of thirteen thousand pounds used primarily for agricultural purposes.

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

MOTION

Senator Trenbeath moved that the rules be suspended and that Senate Resolution No. 3 be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE RESOLUTION No. 3

Introduced by Senator Trenbeath

A resolution urging action of Congress in regard to the inequitable application of the Federal highway use tax to trucks weighing in excess of thirteen thousand pounds used primarily for agricultural purposes.

1 WHEREAS, the Federal highway use tax on highway motor
2 vehicles was enacted in 1956 to acquire tax revenue from
3 users of the Federal and State highway system; and

4 WHEREAS, the original and primary purpose of such tax
5 was to affect high mileage users of trucks with an empty
6 weight of thirteen thousand pounds or more; and

7 WHEREAS, recent changes in the average farm and ranch
8 requirements have made it necessary for farmers and ranchers
9 to purchase trucks of over thirteen thousand pounds empty
10 weight; and

11 WHEREAS, the internal revenue service has determined that
12 ordinary farm trucks are subject to the Federal highway use
13 tax; and

14 WHEREAS, farm trucks in this state are being charged such
15 tax, but only travel from two thousand to five thousand miles
16 annually with a large portion of such miles being traveled
17 other than on the Federal and State highway systems;

18 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF
19 THE STATE OF NORTH DAKOTA:

20 That the United States Congress is urged to amend the
21 Federal highway use tax to exempt from such tax all trucks
22 classified and licensed by the individual states as farm
23 trucks; and

24 BE IT FURTHER RESOLVED, that the Secretary of State
 25 forward a copy of this resolution to each member of the North
 26 Dakota congressional delegation, and to the respective
 27 chairmen of the Finance and Commerce committees of the
 28 United States Senate and the Interstate and Foreign Commerce
 29 and Ways and Means Committees of the House of Representatives.

FIRST READING OF A SENATE RESOLUTION

Senator Trenbeath introduced:

Senate Resolution No. 4. A Resolution urging the United States Congress to remove limitations on taxation of national banks.

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

MOTION

Senator Trenbeath moved that the rules be suspended and that Senate Resolution No. 4 be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE RESOLUTION No. 4

Introduced by Senator Trenbeath

A resolution urging the United States Congress to remove limitations on taxation of national banks.

1 WHEREAS, federal law now limits the State taxing of national
 2 banks, except for real estate; and

3 WHEREAS, there is a Bill before the Congress to remove such
 4 limitations; and

5 WHEREAS, many banks are now voluntarily paying all State
 6 taxes;

7 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF
 8 THE STATE OF NORTH DAKOTA:

9 That the United States Congress is hereby urged to remove the
 10 limitations on State taxation of national banks.

11 BE IT FURTHER RESOLVED that copies of this resolution be
 12 transmitted by the Secretary of State to the members of the North
 13 Dakota congressional delegation; Secretary of the Senate of the
 14 United States; Clerk of the House of Representatives of the
 14a United

15 States; and United States Representative Bertrum Podell.

FIRST READING OF A SENATE RESOLUTION

Senator Robinson introduced:

Senate Resolution No. 5. A Resolution requesting the State Highway Department to place a hold order on the proposed relocation of a portion of Highway 83 between Washburn and Underwood in McLean County, North Dakota.

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

MOTION

Senator Robinson moved that the rules be suspended and that Senate Resolution No. 5 be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE RESOLUTION No. 5

Introduced by Senator Robinson

A resolution requesting the State Highway Department to place a hold order on the proposed relocation of a portion of Highway 83 between Washburn and Underwood in McLean County, North Dakota.

1 WHEREAS, the North Dakota State Highway Department has
 1a design-

2 ed and surveyed a relocation of United States Highway 83 in

3 McLean County between the towns of Washburn and
 3a Underwood; and
 4 WHEREAS, the proposed portion of road would
 5 approximately parallel the Soo Line railroad tracks from a
 6 point northwest of the City of Washburn 12.2 miles to a point
 7 where the new road would bypass the City of Underwood, and
 8 would require the acquisition of several hundreds of acres of
 9 right-of-way, at great inconvenience to a large number of
 10 landowners; and
 11 WHEREAS, there is a great likelihood that Highway 83 will re-
 12 ceive a Federal Interstate Highway designation within the next
 12a ten
 13 years, thereby creating an additional burden on the landowners
 13a sit-
 14 uated on the new road location between Washburn and
 14a Underwood; and
 15 WHEREAS, the residents of McLean County have been
 15a assured by
 16 the North Dakota Highway Commissioner that a delay in the
 16a proposed
 17 relocation of United States Highway 83 would in no way
 18 jeopardize the commencement of construction of the Missouri
 19 River bridge near Washburn, the first contracts for which are
 20 scheduled to be let in the fall of 1969;
 21 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE
 21a OF THE STATE
 22 OF NORTH DAKOTA:
 23 That the State Highway Department is hereby requested to
 24 place a hold order on the relocation of a portion of United
 25 States Highway 83 between Washburn and Underwood, pending
 26 action regarding Federal Interstate designation for such
 27 Highway via a bill or bills which will be introduced in the
 28 present Session of the United States Congress; and
 29 BE IT FURTHER RESOLVED, that the Secretary of the Senate
 30 shall forward a copy of this resolution to the State Highway
 31 Commissioner.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senator Sands introduced:

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.

MOTION

Senator Sands moved that the rules be suspended, that Senate Concurrent Resoluion No. 52 be not printed as a bill but printed in the Journal, and placed on second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 52

Introduced by Senator Sands

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.

1 WHEREAS, Mrs. Frank Bodine of Velva, North Dakota, was
 2 chosen as North Dakota Mother of the Year for 1968; and
 3 WHEREAS, following this selection, Mrs. Bodine was sub-
 4 sequently chosen as National Mother of the Year for 1968; and
 5 WHEREAS, the distinction accorded Mrs. Bodine in her
 6 selection to receive the well-deserved titles of North Dakota
 7 Mother of the Year and National Mother of the Year not only

8 honors Mrs. Bodine, but also is a credit to all the citizens
 9 of North Dakota; and
 10 WHEREAS, the Legislative Assembly desires to express its
 11 pleasure in Mrs. Bodine's selection and to extend its congratu-
 12 lations to her;
 13 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE
 14 OF THE STATE OF NORTH DAKOTA, THE HOUSE OF
 15 REPRESENTATIVES CONCURRING THEREIN:
 16 That the Legislative Assembly does hereby express its
 16a pleasure
 17 in regard to the selection of Mrs. Bodine as North Dakota Mother
 18 of the Year and as National Mother of the Year, and commends
 18a her
 19 for this distinction brought to the State through the recognition
 20 accorded her; and
 21 BE IT FURTHER RESOLVED, that an enrolled copy of this
 22 resolution be forwarded to Mrs. Bodine by the Secretary of State.

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.

Senator Sands moved that Senate Concurrent Resolution No. 52 be adopted, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Kautzmann, Wenstrom and Lips introduced:

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 State and Federal Government.

Senators Nething and Stafne introduced:

Senate Concurrent Resolution No. 54. A Concurrent Resolution directing the state toxicologist, the department of public instruction, the highway patrol, the commission on alcoholism, the state board of higher education and the state health department to study the problem of educating the residents of this state to the tragic effects of driving while under the influence of alcohol with the purpose of reducing the number of traffic accidents and deaths.

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

Senators Trenbeath and Becker introduced:

Senate Concurrent Resolution No. 55. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of adopting different assessment classifications for different categories of property and to make an in-depth study of classifications of taxpayers and the respective contribution of each class to education and local government.

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

Senators Becker, Torgerson, Decker, Thoreson, Butler, Doherty and Rait introduced:

Senate Concurrent Resolution No. 56. A Concurrent Resolution directing the legislative research committee to make a comprehensive study of the various tax laws of this state relating to the filing of returns, reports or other documents, the payment of interest on

unpaid taxes, and the imposition of civil or criminal penalties for failure to comply with such laws, to the end that such tax laws may be made more fair and uniform.

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

Senator Luick introduced:

Senate Concurrent Resolution No. 57. A Concurrent Resolution for the amendment of article 60 of the amendments to the Constitution of the state of North Dakota, increasing the levy for the medical school at the University of North Dakota.

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

Senators Morgan and Redlin introduced:

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 first time and referred to the committee on Agriculture.

Senators Morgan, Redlin and Becker introduced:

Senate Concurrent Resolution No. 59. A Concurrent Resolution memorializing the Congress of the United States to enact legislation prohibiting nonfarm corporations and individuals from writing off farm losses against nonfarm profits for federal income tax purposes.

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

Senators Rait, Lester Larson, Van Horn, Meschke and Berube introduced:

Senate Concurrent Resolution No. 60. A Concurrent Resolution for the amendment of section 176 of the Constitution of the state of North Dakota, relating to uniformity of taxation.

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

Senators Becker and Torgerson introduced:

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.

Senators Hernet, Longmire, Meschke, and Trenbeath introduced:

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, Business and Labor.

Senator Mutch introduced:

Senate Concurrent Resolution No. 63. A Concurrent Resolution requesting the Congress of the United States to propose to the people an amendment to the Constitution providing for the method of choosing Presidential and Vice Presidential electors and providing that if no candidate receives a majority of the votes of the electors,

the Senate and the House of Representatives in joint session shall select the President or Vice President from the persons receiving the three highest numbers of votes.

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

Senators Mutch and Ringsak introduced:

Senate Concurrent Resolution No. 64. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of establishing a North Dakota Oil and Gas Commission.

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

Senators Becker, Coughlin, Guy Larson, Decker, Doherty, Kelly, Sands, Strinden, Thoreson, Lowe, Pyle, Melland, Morgan, Butler, Trenbeath, Stafne, Goldberg, Ringsak, Torgerson, Jacobson, Lips, Robinson, Schultz, Wenstrom, Freed and Nasset introduced:

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.

Senators Meschke, Larson, Berube, Rait and Van Horn introduced:

Senate Concurrent Resolution No. 66. A Concurrent Resolution directing the legislative research committee to make a comprehensive study of management information systems appropriate for the various departments, agencies and offices of the state of North Dakota, to the end that administrators will have available information to permit them to make efficient decisions by which they can measure the effectiveness of the way they spend the monies appropriated to them.

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

Senators Meschke, Longmire, Melland and Van Horn introduced:

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.

Senator Meschke introduced:

Senate Concurrent Resolution No. 68. A Concurrent Resolution for the amendment of Article 54 of the Constitution of North Dakota, relating to the makeup and selection of the Board of Higher Education, so that a representative of the student body of a North Dakota institution of higher education shall serve an annual term as a member of the Board of Higher Education with all the rights and responsibilities which the law confers upon the other seven members of the Board of Higher Education, the articles amended being a part of the Constitution of the State of North Dakota.

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

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-SIXTH DAY

Bismarck, February 17, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Donald Hill, St. Mary's Church, Bismarck.

O Lord, grant that the work we have before us here in the Senate may give us a deeper understanding and interest in the work that is ours by virtue of our office.

As we serve Your people, may we be inspired by Your Spirit in our thinking and dedication, to put forth the ideals and goals of this great Nation of ours.

Continue to Bless our work by Your guidance so that our leadership will bear the fruit which You desire of us; through Jesus Christ, Your Son, Our Lord, who lives and reigns with You, forever and ever.

Roll call: All Senators present except Senators Christensen, Holland, Luick and Roen.

A quorum was declared by the President.

REVISION AND CORRECTION

Mr. President: 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 correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

FIRST 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 first time and referred to the 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.

Was read the first time and referred to the 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.

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

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 first time and referred to the committee on Appropriations.

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.

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

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.

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.

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.

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.

FIRST READING OF 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 first time and referred to the committee on Education.

MESSAGES TO THE HOUSE

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

Senate Chamber
Bismarck, February 17, 1969

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 119.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber
Bismarck, February 17, 1969

Mr. President: I have the honor to return House Bill No. 119, which the Senate has requested.

ROY GILBREATH, Chief Clerk

Senator Longmire moved that after the reading of Senate Bills Nos. 198, 288, 306, 326, 388, 396, 442, 445, and Senate Concurrent Resolutions No. 19 and 31, that the Senate recess until 1:00 P.M., on February 18, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-SIXTH DAY AFTER RECESS AND
THIRTY-SEVENTH DAY

Bismarck, February 18, 1969

The Senate convened at 1:00 P. M., pursuant to recess taken, the President presiding.

MESSAGE TO THE HOUSE

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

CONSIDERATION OF AMENDMENTS

Senator Melland moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 46, 98, 103, 113, 225, 249, 321, 335, 350, 359, 446, House Bill No. 17, Senate Bills Nos. 64, 174, 211, 256, 299, 312, 318, 366, 374, 375, 393, 399, 444, 461, Senate Concurrent Resolutions Nos. 12, 22 and 23, be dispensed with, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 46 as recommended by the Committee on Industry, Business and Labor, and printed on page 471 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 98 as recommended by the Committee on Industry, Business and Labor, and printed on page 472 of the Senate Journal, be adopted, which motion prevailed.

The question being on the motion of Senator Ringsak to adopt the amendments to Senate Bill No. 103, as recommended by the Committee on State and Federal Government and printed on page 461 of the Senate Journal.

Senator Nasset moved that consideration of the amendments to Senate Bill No. 103 be laid over one legislative day, which motion prevailed.

Senator Guy Larson moved that the amendments to Senate Bill No. 113 as recommended by the Committee on Education and printed on pages 472 and 473 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 225 as recommended by the Committee on Industry, Business and Labor and printed on page 473 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 249 as recommended by the Committee on State and Federal Gov-

ernment and printed on page 474 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 321 as recommended by the Committee on State and Federal Government and printed on pages 475 and 476 of the Senate Journal, be adopted, which motion prevailed.

Senator Guy Larson moved that the amendments to Senate Bill No. 335 as recommended by the Committee on Education and printed on page 476 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 350 as recommended by the Committee on Judiciary and printed on page 477 of the Senate Journal, be adopted, which motion prevailed.

Senator Kautzmann moved that the amendments to Senate Bill No. 359 as recommended by the Committee on Social Welfare and Veterans Affairs, and printed on page 477 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 446 as recommended by the Committee on Industry, Business and Labor and printed on page 478 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 17 as recommended by the Committee on Appropriations and printed on pages 479, 480 and 481 of the Senate Journal, be adopted, which motion prevailed, and House Bill No. 17 was re-referred to the Committee on Industry, Business and Labor.

Senator Trenbeath moved that the amendments to Senate Bill No. 64 as recommended by the Committee on Natural Resources, and printed on pages 491 and 492 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 174 as recommended by the Committee on Political Subdivisions, and printed on page 492 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 211 as recommended by the Committee on Natural Resources, and printed on pages 492 and 493 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 256 as recommended by the Committee on Industry, Business and Labor, and printed on page 493 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 299 as recommended by the Committee on Finance and Taxation, and printed on page 493 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 312 as recommended by the Committee on Political Subdivisions, and printed on page 494 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 318 as recommended by the Committee on Finance and Taxation, and printed on pages 494 and 495 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 366 as recommended by the Committee on Finance and Taxation, and printed on pages 495 and 496 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 374 as recommended by the Committee on Industry, Business and Labor,

and printed on page 496 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 375 as recommended by the Committee on Political Subdivisions, and printed on page 496 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 393 as recommended by the Committee on Transportation and printed on page 497 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 399 as recommended by the Committee on Transportation and printed on pages 497 and 498 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 444 as recommended by the Committee on Transportation and printed on page 498 of the Senate Journal, be adopted, which motion prevailed, and Senate Bill No. 444 was re-referred to the Committee on Appropriations.

Senator Trenbeath moved that the amendments to Senate Bill No. 461 as recommended by the Committee on Natural Resources and printed on pages 498 and 499 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Concurrent Resolution No. 12 as recommended by the Committee on Transportation and printed on page 499 of the Senate Journal, be adopted, which motion prevailed, and Senate Concurrent Resolution No. 12 was referred to the Legislative Research Resolutions Committee.

Senator Trenbeath moved that the amendments to Senate Concurrent Resolution No. 22 as recommended by the Committee on Natural Resources and printed on page 499 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Concurrent Resolution No. 23 as recommended by the Committee on Natural Resources and printed on pages 499 and 500 of the Senate Journal, be adopted, which motion prevailed, and Senate Concurrent Resolution No. 23 was re-referred to the Legislative Research Resolutions Committee.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Redlin	Stroup
Decker	Litten	Ringsak	Thoreson
Doherty	Longmire	Robinson	Torgerson
Forkner	Lowe	Ruemmele	Trenbeath
Goldberg	Melland	Sands	Unruh
Hernett	Morgan	Schultz	Wenstrom
Jacobson			

Those voting in the negative were:

Butler	Meschke	Rait	Van Horn
Freed	Pyle	Roen	Wilhite
Lips			

Absent and not voting:

Christensen	Holand	Luick
-------------	--------	-------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Stroup
Chesrown	Larson, G.	Pyle	Thoreson
Coughlin	Larson, L.	Rait	Torgerson
Decker	Lips	Redlin	Trenbeath
Doherty	Litten	Robinson	Unruh
Forkner	Longmire	Ruemmele	Van Horn
Freed	Lowe	Sands	Wenstrom
Goldberg	Melland	Schultz	Wilhite
Hernett	Meschke		

Those voting in the negative were:

Morgan	Ringsak	Roen	Strinden
--------	---------	------	----------

Absent and not voting:

Christensen	Holand	Luick
-------------	--------	-------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Pyle	Strinden
Coughlin	Larson, L.	Rait	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Torgerson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Ruemmele	Unruh
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Those voting in the negative were:

Berube	Nothing	Roen	Van Horn
--------	---------	------	----------

Absent and not voting:

Christensen	Holand	Luick
-------------	--------	-------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 462 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Lips	Redlin	Thoreson
Decker	Litten	Ringsak	Torgerson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Melland	Ruemmele	Van Horn
Goldberg	Meschke	Sands	Wenstrom
Hernett	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:

Christensen	Holand	Luick
-------------	--------	-------

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Butler	Kelly	Pyle	Stafne
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Lips	Redlin	Thoreson
Decker	Litten	Ringsak	Torgerson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Melland	Ruemmele	Van Horn
Goldberg	Meschke	Sands	Wenstrom
Hernett	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Those voting in the negative were:

Nething	Strinden
---------	----------

Absent and not voting:

Berube	Holand	Larson, G.	Luick
Christensen			

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 indefinitely postponed.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted.

Senator Longmire moved that the rules be suspended and that Senator Christensen be permitted to speak by telephone on the committee report on Senate Bill No. 409 from the Trinity Hospital at Minot, North Dakota, which motion prevailed, and Senator Christensen spoke to the Senate.

Senator Meschke made the substitute motion that Senate Bill No. 409 be placed on the calendar, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 20 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 30 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 40 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 word "enact"

In the second line of the title delete the following: "of section 24-01-01.1, and sections" and insert in lieu thereof the word "section"; and delete the following: "and 24-01-24.2"

In the third line of the title delete the words "definitions of terms"

In the fourth line of the title delete the words "in regard to condemnation procedures and to trial and"

Delete lines 1 through 25, inclusive

In line 57, after the word "purchase" insert the words "each parcel of"

In line 75 delete everything after the parenthesis

Delete line 76 and insert in lieu thereof the following: "Notice of deposit shall be served personally upon all known owners residing or found within the state, and upon the occupant of the land, if any, in the manner provided for the service of a summons in the district court. Notice of deposit by certified mail shall be given to all owners of interests of record not residing or not found within the state. Unless personal service of the notice is made upon all persons interested in any manner in said real property,"

In line 77 delete the word "Notice" and insert in lieu thereof the word "notice"

In line 78 delete the words "right-of-way" and insert in lieu thereof the words "parcel taken"

In line 80 following the word "in" insert the following: ", or"

In line 81 delete the words "right-of-way" and insert in lieu thereof the words "parcel taken"

In line 83 after the word "project" delete the word "and" and insert in lieu thereof an underscored comma

In line 84 after the word "number" insert the following: ", and description"

In line 85 after the period insert the following: "The notice shall also state the amount of deposit and that any person interested may appeal to the district court within thirty days after receipt of the notice"

In line 97 delete the words "seventy-five" and insert the word "ninety"

In line 99 after the word "owners" insert the words "of the parcel"
Delete lines 144 through 157, inclusive

In line 158 delete the numerals "24-01-24.2" and insert in lieu thereof the numerals "24-01-24.1"

In line 160 delete the numerals "24-01-24.2" and insert in lieu thereof the numerals "24-01-24.1"

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 99 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title delete the first comma and insert in lieu thereof "and" and after the second comma delete the word "and"

In line 2 of the title delete the numerals "20-05-03" and after the second word "of" insert "any game bird or"

In line 3 of the title delete the word "big" and after the word "game" delete the word "animals" and insert "animal"

Delete all of lines 16 through 42

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 114 has had the same under consideration and recommends that the same be amended as follows:

In line 14 delete the following: "chief justice of the supreme" and insert in lieu thereof the following: "lieutenant governor."

In line 15 delete the word "court" and the period

In line 25 after the word "receive" delete the following: "for his services the same compen-"

Delete all of lines 26 through 29

In line 30 delete the following: "session of the legislative assembly" and insert in lieu thereof: "no compensation, but shall be reimbursed for his actual expenses in the same manner and amount as provided by law for employees and officials of this state, and shall be authorized mileage for two trips from his home to the convention and return at the same rate as provided by law for state employees and officials"

In line 53 delete the figure "245,000" and insert in lieu thereof the figure "165,000.00"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose was to eliminate the compensation and to reimburse the delegate for his actual expenses in the same manner and amount as provided by law for employees and officials of this state, and to authorize mileage for two trips from his home to the convention.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 148 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 185 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 200 has had the same under consideration and recommends that the same be amended as follows:

In line 11 after the first word "the" delete the words "**tax imposed by this chapter**" and insert in lieu thereof the following "**respective share of the estate tax from each beneficiary**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred Senate Bill No. 230 has had the same under consideration and recommends that the same be amended as follows:

Delete all of the material after the words "A BILL" and insert in lieu thereof the following:

"For an Act to amend and reenact (((sections))) **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.

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

SECTION 1. AMENDMENT.) Section 40-29-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-29-03. Notice to Construct, Rebuild, or Repair Sidewalks.) Except as otherwise provided in this chapter, if the governing body deems it necessary to construct, rebuild, or repair any sidewalk in the municipality, it shall notify each owner (((and))) **of record (((or))) "at the last address shown in the office of the register of deeds or the county treasurer and"** occupant of any lot or parcel of land adjoining the sidewalk to construct, rebuild, or repair the same at his own expense and subject to the approval of the street commissioner (((,))) **or city engineer**, within the time designated in the notice. (((Such notice shall be published in the official newspaper of the municipality once each week for two successive weeks.))) The notice shall be directed "**in the manner here before provided**" to the owner of **record (((or))) "and"** occupant and shall set forth what work is to be done, the character of the same as specified in the ordinance, and the time within which he is required to do the work. "**The work shall be done to the satisfaction of the street commissioner or city engineer.**" The notice may be general as to the owner of **record and occupant** but shall be specific as to the description of the lot or parcel of ground (((in front of which the))) "**adjacent to where the**" sidewalk is to be built (((.))) **or repaired.** (((A copy of the notice shall be served in the manner provided to section 40-29-12.)))

"The street commissioner or city engineer shall serve such notice by certified mail or delivering a copy thereof to the occupant and owner of record of each lot or parcel of occupied land described in the notice, or as to the occupant by leaving a copy thereof at the dwelling house upon such lot or parcel of land with some person over the age of fourteen years residing therein. If any lot or parcel of land is not occupied and service by mail is deemed impractical, the commissioner or city engineer may serve the notice by posting a copy thereof in a conspicuous place therein or immediately in front thereof. If such sidewalk is not repaired within the time fixed in such notice, the street commissioner or city engineer, as soon as practicable, shall repair the same and certify the cost thereof, with his return of service of the notice, to the city auditor, and the cost of such repairs shall be paid out of the sidewalk special fund."

"SECTION 2. REPEAL.) Section 40-29-12 of the North Dakota Century Code is hereby repealed."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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 lines 4 through 21 and insert the following language in lieu thereof:

"17. To petition any zoning authority established pursuant to Chapters 11-33, 11-35 or 40-47 or section 58-03-13 to assume jurisdiction over a flood plain for zoning purposes when such zoning is required to regulate and enforce the placement, erection, construction, reconstruction, repair and use of buildings and structures in order to protect and promote the health, safety and general welfare of the public lying within a flood plain area. In the event such zoning authority fails to act or does not exist the board may request the state water commission to assist it in a study to determine and delineate the flood plain area. Upon completion of such study the board shall make suitable recommendations for the establishment of a flood plain zone to all zoning authorities and the governing bodies of all political subdivisions having jurisdiction within the flood plain area."

Renumber the lines and subsection accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 278 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 298 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 340 has had the same under consideration and recommends that the same be amended as follows:

In line 5 delete "subsection 1a," and insert in lieu thereof "subsections" and after the numeral "2a" delete the comma

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 368 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 376 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 380 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 381 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 383 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 412 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 420 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 words "create and enact subsection 7 of section 57-39.2-14, and to"; following the word "amend" insert the words "and reenact"; and delete the comma following the numerals "57-39.2-01"

In the last line of the title following the word "tax" and before the period insert the following: ", and permits for sales tax"

After line 27 insert the following new section:

"SECTION 2.) Subsection 7 of section 57-39.2-14 of the 1967 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

7. Newspaper carriers disseminating newspapers or other periodicals shall not be required to obtain a permit under this section if the newspaper corporation, organization, or association publishing the disseminated newspapers or other periodicals have obtained a permit and report and remit the tax imposed by this chapter. Where such newspaper corporation, organization, or association has obtained a permit, it shall be deemed a "retailer" under this Act and any newspaper carrier disseminating newspapers or other periodicals for such newspaper corporation, organization, or association shall not be deemed a "retailer".

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 430 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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:

In line 1 of the title after the numerals 39-19-01 delete "and 39-19-03"

In line 5 of the title delete "; and declaring an emergency"

In line 8 of the bill after the second word "state" place triple parentheses before and after the word "auditor" and insert in lieu thereof the words "**tax commissioner**"

In line 15 after the word "thereof" delete the following: "**or involving re-**"

Delete all of lines 16 through 18

In line 19 at the beginning of the line delete the word "**spection**"

Delete lines 30 through 47

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 450 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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:

Delete lines 4 through 19 and insert in lieu thereof the following:

"To order or initiate appropriate legal action to compel the cessation of the destruction of native woodland bordering within two hundred feet of that portion of a riverbank subject to overflow flooding that will cause extensive property damage, or in the alter-

native, to order, that if such destruction is permitted, the party or parties responsible for the destruction must plant a shelter belt which meets the specifications of the board, when the board has determined that such destruction will cause excessive property damage from the overflow flooding, due to the erosion or blocking of such river channel. In the event the native woodland within such area has already been destroyed, the board may, in its discretion, order the planting of a shelter belt which, in the judgment of the board, will curtail the erosion or blocking of such river channel where overflow flooding has caused extensive property damage. For purposes of this section, the words "riverbank" and "river channel" relates to rivers as defined in the United States geological survey base map of North Dakota, edition of 1963."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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:

At the end of line 151 insert the following: "In the event sales-assessment ratio studies shall be used in making such recommended changes, not more than fifty percent of the variation between market value indicated by such studies and the assessed value shall be taken into account as a basis for adjustments under the provisions of section 15-40-18."

Delete all of lines 152 through 155

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 463 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 465 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 472 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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:

In line 5 of the title before the period insert the following: ", and to amend section 183 of the Constitution of the state of North Dakota, relating to the debt limits of political subdivisions."

In line 1 delete the word "amendment" and insert in lieu thereof the word "amendments"

In line 2 after the word "Dakota" insert the following: "and section 183 of the Constitution of the state of North Dakota"

In line 3 delete the word "is" and insert in lieu thereof the word "are"

After line 24 insert the following new section:

"SECTION 2. 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))) **two** 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))) **one** per centum on such assessed value beyond said (((five))) **two** per centum limit, and a school district, by a majority vote may increase such indebtedness (((five))) **two** percent on such assessed value beyond said (((five))) **two** 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))) **one** 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 and sections accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 33 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Concurrent Resolution No. 44 has had the same under consideration and recommends that the same do pass.

And be re-referred to the Legislative Research Resolutions Committee.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Concurrent Resolution No. 47 has had the same under consideration and recommends that the same do pass.

And re-referred to the Legislative Research Resolutions Committee.
SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

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.

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 North
2 Dakota Century Code is hereby created and enacted to read as
3 follows:

4 25. All personal property not required to be assessed
5 by the state board of equalization shall become exempt
6 from assessment and taxation in the year 1970 and
7 such property shall not be assessed or taxed for that
8 year or for any year thereafter; provided that this
9 provision shall not apply to any property that is
10 either subjected to a tax which is imposed in lieu
11 of ad valorem taxes or to any particular kind
12 or class of personal property, including mobile homes
13 or house trailers, that is subjected to a tax imposed
14 pursuant to any other provision of law except as
15 specifically provided in this Act. In addition, this
16 Act shall not exempt from taxation the personal property
17 of any corporation organized pursuant to the North
18 Dakota Nonprofit Corporation Act which is not exempt

19 from personal property taxation under any other statute.
20 Provided, however, that the provisions of this section
21 shall not become effective if for any reason any other
22 provision of this Act does not become effective, nor
23 shall the provisions of this section continue in effect
24 if this Act does become effective and any part of it is
25 invalidated or disapproved in any way, other than by
26 action of the legislative assembly, that would cause it
27 to become ineffective.

28 **SECTION 2. ADDITIONAL TAX ON ADJUSTED GROSS**
28a **INCOME OF**
29 **INDIVIDUALS, ESTATES, TRUSTS, AND CORPORATIONS.)**

- 30 1. Each individual, estate, or trust required to file an
31 income tax return by chapter 57-38 of the North Dakota
32 Century Code shall pay, for the same period covered
33 by the income tax return filed pursuant to that chapter,
34 an additional tax of one percent of his or its adjusted
35 gross income. For the purpose of this tax the term
36 "adjusted gross income" shall mean that part of "adjusted
37 gross income" as defined for federal income tax purposes
38 under the United States Internal Revenue Code of 1954,
39 as amended, which is allocated and apportioned to North
40 Dakota pursuant to chapters 57-38 or 57-38.1, reduced or
41 increased as follows:
- 42 a. Reduced by any interest received from obligations
43 of the United States that is included in taxable
44 income or in the computation thereof on the
45 federal income tax return.
 - 46 b. Reduced by any other income included in the
47 taxable income, or in the computation thereof,
48 on the federal return, which is exempt from
49 taxation by this state because of the provisions
50 of the Constitution of this state or the United
51 States.
 - 52 c. Reduced by any dividends or income received
53 from stock or interest in any corporation and
54 included in the adjusted gross income as computed
55 for federal income tax purposes where the income
56 of such corporation has been assessed and tax
57 paid by the corporation under this chapter and
58 such dividends or income was received by the
59 taxpayer as income during the income year if such
60 corporation has reported the name and address of
61 each North Dakota resident owning stock and the
62 amount of dividends or income paid each such
63 person during the year, provided, that when only
64 part of the income of any corporation shall have
65 been assessed and corporation income tax paid
66 thereon under this chapter, only a corresponding
67 part of the dividends or income received therefrom
68 and included in federal adjusted gross income
69 shall be subtracted.
 - 70 d. Reduced by any income included in gross income
71 for federal income tax purposes that was received
72 for actively serving in the armed forces of the
73 United States.
 - 74 e. Reduced by one thousand two hundred dollars if
75 the taxpayer is sixty-five years of age or older;
76 reduced by one thousand two hundred dollars if
77 the return filed is a joint return by husband
78 and wife, one of whom is sixty-five years of age
79 or older; and reduced by two thousand four hundred
80 dollars if the return filed is a joint return by

- 81 husband and wife and both are sixty-five years of
 82 age or older.
- 83 f. Increased by the amount of any interest and
 84 dividends from foreign securities and from
 85 securities of states and their political
 86 subdivisions exempt from federal income tax,
 87 provided that interest upon obligations of the
 88 state of North Dakota or of any of its political
 89 subdivisions shall not be included.
 90 Provided, however, that each adjustment in the above
 91 subdivisions shall be allowed only to the extent that
 92 the adjustment is allocated and apportioned to North
 93 Dakota income.
 94 Provided, however, that the provisions of this section
 95 shall not become effective if for any reason any other
 96 provision of this Act does not become effective, nor
 97 shall the provisions of this section continue in effect
 98 if this Act does become effective and any part of it is
 99 invalidated or disapproved in any way, other than by
 100 action of the legislative assembly, that would cause it
 101 to become ineffective.
- 102 2. Each individual, estate, or trust required to file
 103 an income tax return pursuant to chapter 57-38 and
 104 who derives income from the operation of a business,
 105 trade, or profession, other than as an employee or of
 106 a casual nature, shall pay a tax of one percent of the
 107 net income derived from the operation of such business,
 108 trade, or profession, which tax shall be a separate
 109 tax that is levied in addition to the taxes provided
 110 for in subsection 1 of this section and in chapter 57-38.
 111 For the purposes of this subsection, the term "net
 112 income" means the gross income derived from such
 112a business,
 113 trade, or profession less the expenses of carrying
 114 on such business, trade, or profession, as computed
 115 for federal income tax purposes pursuant to the pro-
 116 visions of the United States Internal Revenue Code of
 117 1954, as amended
 118 Provided, however, that the provisions of this section
 119 shall not become effective if for any reason any other
 120 provision of this Act does not become effective, nor
 121 shall the provisions of this section continue in effect
 122 if this Act does become effective and any part of it is
 123 invalidated or disapproved in any way, other than by
 124 action of the legislative assembly, that would cause it
 125 to become ineffective.
- 126 3. Each corporation, the personal property of which is
 127 not assessed by the state board of equalization, and
 128 which is not subject to a special tax in lieu of
 129 personal property taxes, required to file an income
 130 tax return pursuant to the provisions of chapter 57-38,
 131 in addition to any other taxes imposed by such chapter,
 132 shall pay a separate and additional tax of two percent
 133 of its taxable income computed as provided by section
 134 57-38-01.3, except that federal income taxes paid or
 135 accrued shall not be deducted. Each cooperative
 136 corporation required to file an income tax return pur-
 137 suant to the provisions of chapter 57-38, in addition
 138 to any other taxes imposed by such chapter, shall pay
 139 a separate and additional tax of two percent of its
 140 net income. For the purposes of this Act, net income
 141 of a cooperative corporation shall include distributed
 142 patronage dividends, amount allocated but withheld, and

- 143 amounts earned but not allocated by the cooperative
 144 corporation.
 145 Provided, however, that the provisions of this section
 146 shall not become effective if for any reason any other
 147 provision of this Act does not become effective, nor
 148 shall the provisions of this section continue in effect
 149 if this Act does become effective and any part of it is
 150 invalidated or disapproved in any way, other than by
 151 action of the legislative assembly, that would cause it
 152 to become ineffective.
- 153 4. For the purposes of this section, the term "United
 154 States Internal Revenue Code of 1954, as amended"
 155 shall have the same meaning as provided in subdivision
 156 a of subsection 21 of section 57-38-01.
- 157 5. For the purposes of administering the provisions of
 158 this section, the provisions of chapter 57-38, per-
 159 taining to the administration of the income tax law,
 160 not in conflict with the provisions of this section
 161 and including but not limited to the provisions relating
 162 to the filing of returns, the withholding of income
 163 taxes, the payment of income taxes and interest and
 164 penalties thereon, refunds, attachment of liens for
 165 failure to pay such taxes, and civil and criminal
 166 penalties for failure to comply with the provisions
 167 of that chapter, shall govern the administration of
 168 the taxes levied in this section.
- 169 6. The provisions of this section shall be effective for
 170 all taxable years beginning on or after January 1, 1970.
- 171 SECTION 3. AMENDMENT.) Section 15-40-02 of the 1967
 172 Supplement to the North Dakota Century Code is hereby
 172a amended and
 173 reenacted to read as follows:
 174 15-40-02. COUNTY EQUALIZATION FUND — HOW
 174a CONSTITUTED.)
- 175 The county equalization fund shall consist of the taxes collected
 176 by virtue of the mill levy made as provided by section 57-15-24,
 177 and payments from the state under the provisions of this chapter
 178 ((and the balance remaining from collections of the per capita
 179 school tax under the provisions of section 57-15-23))) after the
 180 deductions are made as provided in section 15-39-23. The
 180a distri-
 181 bution of moneys in the county equalization fund shall only be
 181a made
 182 pursuant to the provisions of sections 15-40-14 and 15-40-24 of
 183 this Code. If an apportionment of the county equalization fund
 183a is
 184 withheld from any district, it shall be retained in the fund and
 185 disbursed in the same manner as other moneys in the fund.
 185a Grants
 186 from the state under the provisions of this chapter shall be con-
 187 verted into and become a part of the county equalization fund of
 188 each county.
- 189 SECTION 4. AMENDMENT.) Section 57-39.2-02 of the 1967
 190 Supplement to the North Dakota Century Code is hereby amend-
 190a ed
 191 and reenacted to read as follows:
 192 57-39.2-02. BROADENED SALES TAX ((IMPOSED))) .)
 193 Except as otherwise expressly provided by this chapter, there
 194 is hereby imposed, beginning the first day of July, 1969, a
 195 tax of ((two and one-quarter)) three percent upon the gross
 196 receipts of retailers from all sales at retail including the
 197 leasing or renting of tangible personal property as hereinafter
 198 provided in this section, within the state of North Dakota of

199 the following to consumers or users:

- 200 1. Tangible personal property, consisting of goods,
 201 wares, or merchandise, **including, but not limited to,**
 202 **liquor, beer, wine, tobacco, cigars, cigarettes,**
 203 **cigarette papers, snuff, and oleomargarine.**
 204 2. The furnishing or service of steam, gas, electricity,
 205 water, or communication services.
 206 3. Tickets or admissions to places of amusement or
 207 entertainment or athletic events, including amounts
 208 charged for participation in an amusement, entertainment
 209 or athletic activity, and including the playing of any
 210 machine for amusement or entertainment in response to
 211 the use of a coin.
 212 4. Magazines and other periodicals, including subscriptions
 213 thereto.
 214 5. The leasing or renting of hotel, motel, or tourist
 215 court accommodations for periods of less than thirty
 216 consecutive calendar days or one month.
 217 6. The leasing or renting of tangible personal property
 218 the transfer of title to which has not been subjected
 219 to a retail sales tax under this chapter or a use tax
 220 under the provisions of chapter 57-40.2.

221 In the case of a contract awarded for the construction of
 222 highways, roads, streets, bridges, and buildings prior to
 223 April 1, 1967, the contractor receiving the award shall be
 224 liable only for the sales or use tax at the rate of tax in
 225 effect on the date of contract.

226 **Provided, however, that the provisions of this section shall**
 227 **not become effective if for any reason any other provision of**
 228 **this Act does not become effective, nor shall the provisions of**
 229 **this section continue in effect if this Act does become effective**
 230 **and any part of it is invalidated or disapproved in any way,**
 231 **other than by action of the legislative assembly, that would cause**
 232 **it to become ineffective.**

233 SECTION 5. AMENDMENT.) Subsection 10 of section
 233a 57-39.2-04

234 of the 1967 Supplement to the North Dakota Century Code is
 234a hereby
 235 amended and reenacted to read as follows:

- 236 10. Gross receipts from the sale of gasoline, (((cigarettes,
 237 snuff,))) insurance premiums, or any other article or
 238 product upon which the state of North Dakota imposes
 239 a special tax, **except for gross receipts from the sale**
 240 **of liquor, beer, wine, tobacco, cigars, cigarettes,**
 241 **cigarette papers, snuff, and oleomargarine.**

242 **Provided, however, that the provisions of this section shall**
 243 **not become effective if for any reason any other provision of**
 244 **this Act does not become effective, nor shall the provisions of**
 245 **this section continue in effect if this Act does become effective**

246 SECTION 6. AMENDMENT.) Subdivision a of subsection 6 of
 247 than by action of the legislative assembly, that would cause it
 248 to become ineffective.

249 SECTION 6. AMENDMENT.) Subdivision a of subsection 6 of
 250 section 57-40.2-01 of the 1967 Supplement to the North Dakota
 251 Century Code is hereby amended and reenacted to read as
 251a follows:

- 252 a. Tangible goods, wares, and merchandise, **including**
 253 **but not limited to, liquor, beer, wine, tobacco,**
 254 **cigars, cigarettes, cigarette papers, snuff, and**
 255 **oleomargarine;** and gas, electricity, and water,
 256 when furnished or delivered to consumers or users
 257 within this state;

258 **Provided, however, that the provisions of this section shall**

259 **not become effective if for any reason any other provision of**
 260 **this Act does not become effective, nor shall the provisions of**
 261 **this section continue in effect if this Act does become effective**
 262 **and any part of it is invalidated or disapproved in any way, other**
 263 **than by action of the legislative assembly, that would cause it**
 264 **to become ineffective.**

265 SECTION 7. AMENDMENT.) Subsection 4 of section
 265a 57-40.2-04

266 (misnumbered as 59-40.2-04) of the 1967 Supplement to the North
 267 Dakota Century Code is hereby amended and reenacted to read as
 268 follows:

269 4. Tangible personal property, **except for liquor, beer,**
 270 **wine, tobacco, cigars, cigarettes, cigarette papers,**
 271 **snuff, and oleomargarine,** upon which the state now
 272 imposes and collects a special tax, whether in the form
 273 of license tax, stamp tax, or otherwise.

274 **Provided, however, that the provisions of this section shall**
 275 **not become effective if for any reason any other provision of**
 276 **this Act does not become effective, nor shall the provisions of**
 277 **this section continue in effect if this Act does become effective**
 278 **and any part of it is invalidated or disapproved in any way, other**
 279 **than by action of the legislative assembly, that would cause it**
 280 **to become ineffective.**

281 SECTION 8. AMENDMENT.) Section 57-55-03 of the 1967
 282 Supplement to the North Dakota Century Code is hereby
 282a amended

283 and reenacted to read as follows:

284 57-55-03. WHEN TAXES BECOME DUE AND
 284a DELINQUENT.) The tax

285 for a trailer shall become due upon expiration of fifteen days
 286 after such trailer is brought into this state and upon January
 287 fifteenth of each year thereafter. If the tax on any mobile
 287a home

288 or trailer house, or sleeping trailer becomes due between

288a January

289 fifteenth and March seventeenth and, if not paid on or before

289a March

290 seventeenth, it shall become delinquent on the following first day

291 of April, at which time a penalty of two percent of the amount of

292 delinquent tax shall be added. If the tax on any mobile home or

293 trailer house, or sleeping trailer shall become due after March

294 seventeenth, it shall become delinquent on the fifteenth day after

295 it became due and, if not paid on or before that day, shall be

296 subject to a penalty of two percent of the amount of delinquent

297 tax. An additional penalty of one percent of the amount of any

298 delinquent and unpaid tax shall attach on the first day of each

299 calendar month, not including however, the month in which the

299a tax

300 became delinquent. The total penalties shall not exceed ten

301 percent of the amount of tax. Taxes (((other than the per

302 capita school tax,))) may be prorated in three equal

302a installments,

303 if the amount of the tax due is forty dollars or more and upon

304 application of the taxpayer. Upon application for installment

305 payments, the county auditor shall authorize payment of the

306 tax in not to exceed three equal installments, due without

307 penalty, on or before April first, July first, and October

308 first of the year in which the tax becomes due. The penalty

309 provided in this section shall also apply to installment

310 payments, which shall become delinquent fifteen days after the

311 date of said installment was due and payable.

312 SECTION 9. AMENDMENT.) Section 57-55-04 of the 1967
 313 Supplement to the North Dakota Century Code is hereby

313a amended

314 and reenacted to read as follows:

315 57-55-04. TAXES — HOW DETERMINED —

315a DISBURSEMENT.)

316 The tax for each trailer shall be determined by the county
317 auditor by placing an evaluation on such trailer and its contents
318 pursuant to standards and guides as determined by the state
319 tax commissioner and applying such evaluation to the total of
320 all of the most recent mill levies applying to property within
321 the taxing district wherein the trailer is located. (((The
322 county auditor shall also collect the trailer owner's per
323 capita school tax and the remainder of such tax collected
324 shall be disbursed in the same manner as other personal property
325 and per capita school taxes.)))

326 SECTION 10. DISTRIBUTION TO COUNTIES AND LOCAL
327 SUBDIVISIONS.) On or before March 15, 1971, the county

327a auditor

328 of each county shall certify to the state tax commissioner the
329 total amount of taxes levied in the year 1968 for the county,
330 cities, park boards, school districts, airport authorities, town-
331 ships, and all other units of government having the authority to
332 levy taxes, and levies voted by the people, new or present levies
333 increased by legislative action of such county on those items of
334 personal property exempt under the provisions of section

334a 57-02-08,

335 and, in addition, the total valuation of real estate and taxes
336 levied on real estate for the year 1968. On or before April 15,
337 1971, and each year thereafter, the state tax commissioner shall
338 certify for payment to the state treasurer an amount for each
338a county

339 equal to the personal property taxes levied in the year 1968 for
339a the

340 political subdivisions herein mentioned on the items of personal
341 property exempt from the personal property tax under the
341a provisions

342 of section 57-02-08, the per capita school tax under the provisions
343 of section 57-15-23, and the grain tax under the provisions of
344 chapter 57-03. Within sixty days after the receipt of the revenue
345 as provided by this section, the county treasurer shall allocate
346 and remit to the county, cities, park boards, school districts,
347 airport authorities, townships, and all other units of government
348 having the authority to levy taxes that amount of revenue which
349 is received from the state in the same ratio as he would have
350 distributed the revenue from the personal property tax,

350a adjusting

351 such amount by any increase or decrease in real property taxes
352 as levied by each taxing authority according to the formula
353 hereinafter provided. In the years after 1969, payments to
354 the counties under this section shall be made based upon
355 such payment for 1969 together with a growth factor which
356 shall be based upon the dollar amount of increase or decrease
357 in real property taxes levied within each county. For each
358 four-dollar increase in real property taxation within a county,
359 the state shall contribute an additional one dollar over that
360 amount which was remitted in the base year. For each four-
361 dollar decrease in real property taxation within a county,
362 the state shall contribute one dollar less than that amount
363 which was remitted in the base year.

364 Provided, however, that the provisions of this section shall
365 not become effective if for any reason any other provision of
366 this Act does not become effective, nor shall the provisions of
367 this section continue in effect if this Act does become effective
368 and any part of it is invalidated or disapproved in any way, other

369 than by action of the legislative assembly, that would cause it
370 to become ineffective.

371 SECTION 11. DECLARATION OF LEGISLATIVE INTENT.)

371a It is the

372 intent of the legislative assembly to remove from taxation all
373 personal property, except as specifically provided in this Act,
374 and to replace such taxes with an adjusted gross income tax and
375 a broadened base on sales taxes. It is the further intent of
376 the legislative assembly to apply a higher rate of taxation to
377 all professional and business income earned, other than as an
378 employee, in order to prevent an unreasonable shifting of the
379 tax burden to salaried persons. In addition, it is the intent
380 of the legislative assembly to impose additional net income taxes
381 upon corporations, but to specifically exclude from the provisions
382 of this Act, both as to the exemption of personal property

382a taxation

383 and as to the replacement income taxes, those nonprofit corpora-
384 tions which do not pay income taxes, either because they are
384a exempted

385 from the provisions of the income tax by law or because of the
386 peculiar nature of their status in relation to other corporations,
387 in order to prevent injustice by granting relief to any class
388 without providing for the sharing of the replacement tax burden.

389 Nothing in this section shall be interpreted as exempting
390 cooperative corporations from the additional tax provided in
391 subsection 3 of section 2 of this Act.

392 SECTION 12. APPROPRIATION.) There is hereby

392a appropriated

393 out of any moneys in the general fund in the state treasury, not
394 otherwise appropriated, such amount as shall be necessary to
395 carry out the provisions of this Act.

396 SECTION 13. REPEAL.) Sections 18-03-09, 37-01-27,
397 57-15-23, and 57-39.2-03 and chapter 57-03 of the North Dakota
398 Century Code are hereby repealed.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire move that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-SEVENTH DAY

Bismarck, February 18, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain David Knecht, McCabe United Methodist,
Bismarck.

Our Father, we would begin this day with the humility to discern that the things that are wrong with the world are the sum total of all the things that are wrong with us as individuals . . .

and with the faith to believe that, where earnest men and women seek Thy will, it can be discovered.

We thank Thee, O Lord, that this land is still governed by the people's representatives. We thank Thee that Thou hast given us the inner voice of conscience wherein Thy Holy Spirit enables us to distinguish good from evil. Where we must choose between two courses when both are good and commendable, give us the crystal clarity of Thy guidance. Let us not be swayed by ambition or emotion, but by calm conviction.

So would we live by faith in Thee. That shall be better to us than a light, and safer than any known way. Amen.

Roll call: All Senators present except Senators Christensen, Holand and Luick.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-fifth Day After Recess and Thirty-sixth Day and finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

FIRST 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 first time.

Senator Decker moved that the rules be suspended and that House Concurrent Resolution No. 38 be not referred to committee but placed on Second Reading and Final Passage, which motion prevailed.

SECOND READING OF 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.

Senator Decker moved that House Concurrent Resolution No. 38 be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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

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 as follows:

AMENDMENTS TO SENATE BILL NO. 90

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,"

AMENDMENTS TO SENATE CONCURRENT RESOLUTION NO. 7

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.

ROY GILBREATH, Chief Clerk

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 Resolution No. 35

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MOTION

Senator Ringsak moved that the Senate reconsider the action by which House Bill No. 119 was passed, 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.

Which has been read.

Senator Ringsak moved that House Bill No. 119 be 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.

Which motion prevailed.

Senator Ringsak moved that the rules be suspended and that House Bill No. 119 be placed on Second Reading and Final Passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 119, as amended from the floor, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Melland	Roen	Unruh
Freed	Meschke	Ruemmele	Van Horn
Goldberg	Morgan	Sands	Wenstrom
Hernett	Mutch	Schultz	Wilhite
Jacobson			

Absent and not voting:

Christensen	Holand	Lips	Luick
-------------	--------	------	-------

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Melland	Ruemmele	Van Horn
Goldberg	Meschke	Sands	Wenstrom
Hernett	Morgan	Schultz	Wilhite
Jacobson			

Absent and not voting:

Christensen	Holand	Luick	Roen
-------------	--------	-------	------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Strinden
Chesrown	Kautzmann	Nasset	Stroup
Coughlin	Kelly	Nething	Thoreson
Decker	Larson, G.	Pyle	Torgerson
Doherty	Lips	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Wenstrom
Goldberg	Melland	Ruemmele	Wilhite
Hernett	Morgan	Sorlie	

Those voting in the negative were:

Berube	Litten	Rait	Stafne
Butler	Meschke	Schultz	Van Horn
Larson, L.			

Absent and not voting:

Christensen	Luick	Roen	Sands
Holand			

So the bill passed and the title was agreed to.

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.

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, 24; nays, 22; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kelly	Melland	Sands
Butler	Larson, G.	Mutch	Stafne
Coughlin	Lips	Redlin	Thoreson
Doherty	Litten	Robinson	Torgerson
Goldberg	Longmire	Roen	Unruh
Hernett	Lowe	Ruemmele	Wilhite

Those voting in the negative were:

Berube	Kautzmann	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Decker	Meschke	Ringsak	Trenbeath
Forkner	Morgan	Schultz	Van Horn
Freed	Nasset	Sorlie	Wenstrom
Jacobson	Nething		

Absent and not voting:

Christensen	Holand	Luick
-------------	--------	-------

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nething	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Coughlin	Lips	Rait	Stroup

Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Forkner	Lowe	Robinson	Unruh
Freed	Melland	Roen	Van Horn
Goldberg	Meschke	Ruemmele	Wenstrom
Hernett	Morgan	Sands	Wilhite
Jacobson			

Absent and not voting:

Christensen	Holand	Luick	Trenbeath
-------------	--------	-------	-----------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Berube	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Melland	Roen	Wenstrom
Hernett	Meschke	Ruemmele	Wilhite

Absent and not voting:

Christensen	Luick	Strinden	Trenbeath
Holand			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Berube	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Melland	Roen	Wenstrom
Hernett	Meschke	Ruemmele	Wilhite

Absent and not voting:

Christensen	Luick	Strinden	Trenbeath
Holand			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Sorlie
Berube	Larson, G.	Nothing	Stafne
Butler	Larson, L.	Pyle	Stroup
Chesrown	Lips	Rait	Thoreson
Coughlin	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Melland	Roen	Van Horn
Hernett	Meschke	Ruemmele	Wenstrom
Jacobson	Morgan	Sands	Wilhite
Kautzmann	Mutch	Schultz	

Those voting in the negative were:

Decker

Absent and not voting:

Christensen	Holand	Luick	Strinden
Forkner			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nothing	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Lips	Redlin	Thoreson
Decker	Litten	Ringsak	Torgerson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Melland	Ruemmele	Van Horn
Goldberg	Meschke	Sands	Wenstrom
Hernett	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:

Christensen	Holand	Luick
-------------	--------	-------

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.

Which has been read.

Senator Longmire moved that Senate Bill No. 394 be placed at the foot of the calendar, which motion prevailed.

FIRST 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 first time and referred to the 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.

Was read the first time and referred to the 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.

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

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 first time and referred to the committee on Judiciary.

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.

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.

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.

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 first time and referred to the committee on Political Subdivisions.

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.

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.

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 first time and referred to the committee on Political Subdivisions.

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.

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 Industry, Business and Labor.

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 first time and referred to the committee on Industry, Business and Labor.

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

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. 26
 Senate Concurrent Resolution No. 30

Senate Concurrent Resolution No. 35
And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 71

Senate Concurrent Resolution No. 4

And find the same correctly Engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 3; absent and not voting, 16.

Those voting in the affirmative were:

Becker	Holand	Melland	Redlin
Berube	Kautzmann	Meschke	Ruemmele
Butler	Kelly	Morgan	Schultz
Chesrown	Larson, L.	Nasset	Sorlie
Coughlin	Lips	Nothing	Stafne
Doherty	Litten	Pyle	Thoreson
Freed	Longmire	Rait	Unruh
Hernett	Lowe		

Those voting in the negative were:

Mutch	Robinson	Torgerson
-------	----------	-----------

Absent and not voting:

Christensen	Jacobson	Roen	Trenbeath
Decker	Larson, G.	Sands	Van Horn
Forkner	Luick	Strinden	Wenstrom
Goldberg	Ringsak	Stroup	Wilhite

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Holand	Melland	Sands
Butler	Jacobson	Morgan	Schultz
Chesrown	Kautzmann	Nasset	Stafne
Coughlin	Kelly	Nothing	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Rait	Torgerson
Freed	Litten	Redlin	Unruh
Goldberg	Longmire	Robinson	Wenstrom
Hernett	Lowe		

Those voting in the negative were:

Berube	Mutch	Ruemmele	Van Horn
Meschke			

Absent and not voting:

Christensen	Luick	Sorlie	Trenbeath
Forkner	Ringsak	Strinden	Wilhite
Larson, G.	Roen		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Holand	Meschke	Sands
Berube	Jacobson	Morgan	Schultz
Butler	Kautzmann	Mutch	Stafne
Chesrown	Kelly	Nasset	Stroup
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Lips	Pyle	Torgerson
Doherty	Litten	Rait	Unruh
Freed	Longmire	Redlin	Van Horn
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Melland	Ruemmele	

Absent and not voting:

Christensen	Luick	Sorlie	Trenbeath
Forkner	Ringsak	Strinden	Wilhite
Larson, G.	Roen		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 28; nays, 12; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Hernett	Lowe	Redlin
Berube	Holand	Melland	Sands
Butler	Kautzmann	Meschke	Schultz
Chesrown	Larson, G.	Morgan	Stafne

Coughlin	Lips	Nething	Stroup
Freed	Litten	Pyle	Van Horn
Goldberg	Longmire	Rait	Wenstrom
Those voting in the negative were:			
Decker	Kelly	Nasset	Thoreson
Doherty	Larson, L.	Robinson	Torgerson
Jacobson	Mutch	Ruemmele	Unruh
Absent and not voting:			
Christensen	Ringsak	Sorlie	Trenbeath
Forkner	Roen	Strinden	Wilhite
Luick			

So the Resolution was declared adopted.

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.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution No. 10 be adopted, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the Resolution, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Torgerson
Freed	Longmire	Redlin	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand			

Absent and not voting:

Christensen	Luick	Roen	Trenbeath
Forkner	Ringsak	Strinden	Wilhite

So the Resolution was declared adopted.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Butler	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, G.	Nething	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Rait	Torgerson
Forkner	Litten	Redlin	Unruh
Freed	Longmire	Ringsak	Van Horn
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Berube	Luick	Strinden	Trenbeath
Christensen	Roen		

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Decker moved that Senate Bill No. 288 be amended as follows:

In line 38 delete the word "by" and insert in lieu thereof the word "to".

Which motion prevailed.

Senator Decker moved that the rules be suspended, that Senate Bill No. 288 be deemed properly engrossed and placed on Second Reading and Final Passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 288, as amended, from the floor, the roll was called and there were ayes, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Melland	Sands
Berube	Jacobson	Meschke	Schultz
Chesrown	Kautzmann	Morgan	Sorlie
Coughlin	Kelly	Nasset	Stafne
Decker	Larson, G.	Nething	Stroup
Doherty	Larson, L.	Pyle	Unruh
Forkner	Lips	Rait	Van Horn
Freed	Litten	Redlin	Wenstrom
Goldberg	Longmire	Robinson	Wilhite
Hernett	Lowe		

Those voting in the negative were:

Butler	Ringsak	Thoreson	Torgerson
Mutch	Ruemmele		

Absent and not voting:

Christensen	Roen	Strinden	Trenbeath
Luick			

So the bill passed and the title was agreed to.

Senate Bill No. 306. A Bill for an Act to provide for airport service fees for originating passengers boarding aircrafts at airports under certain circumstances; procedure for collection; disposition and use of service fees and invalidity.

Which has been read.

Senator Ringsak moved that Senate Bill No. 306 be laid over one legislative day, which motion lost.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 23; nays, 24; absent and not voting, 2.

Those voting in the affirmative were:

Butler	Larson, G.	Rait	Stroup
Coughlin	Lips	Redlin	Unruh
Decker	Litten	Ruemmele	Van Horn
Forkner	Longmire	Sands	Wenstrom
Goldberg	Lowe	Schultz	Wilhite
Kelly	Meschke	Stafne	

Those voting in the negative were:

Becker	Holand	Mutch	Roen
Berube	Jacobson	Nasset	Sorlie
Chesrown	Kautzmann	Nething	Strinden
Doherty	Larson, L.	Pyle	Thoreson
Freed	Melland	Ringsak	Torgerson
Hernett	Morgan	Robinson	Trenbeath

Absent and not voting:

Christensen	Luick
-------------	-------

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Hernett	Meschke	Schultz
Berube	Holand	Morgan	Sorlie
Chesrown	Jacobson	Nasset	Stafne
Coughlin	Kautzmann	Nething	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Ringsak	Van Horn
Freed	Lowe	Robinson	Wenstrom
Goldberg	Melland	Roen	Wilhite

Those voting in the negative were:

Butler	Mutch	Sands	Torgerson
Larson, G.	Redlin	Strinden	Unruh
Larson, L.	Ruemmele		

Absent and not voting:

Christensen	Kelly	Luick
-------------	-------	-------

So the bill passed and the title was agreed to.

Senate Bill No. 388. A Bill for an Act to provide that the name of the writer of all editorials shall be published, and that the source of all published editorials should be stated, and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 12; nays, 35; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Larson, L.	Rait	Stafne
Berube	Meschke	Ringsak	Van Horn
Decker	Mutch	Ruemmele	Wenstrom

Those voting in the negative were:

Butler	Jacobson	Morgan	Sorlie
Chesrown	Kautzmann	Nasset	Strinden
Coughlin	Kelly	Nothing	Stroup
Doherty	Larson, G.	Pyle	Thoreson
Forkner	Lips	Redlin	Torgerson
Freed	Litten	Robinson	Trenbeath
Goldberg	Longmire	Roen	Unruh
Hernett	Lowe	Sands	Wilhite
Holand	Melland	Schultz	

Absent and not voting:

Christensen	Luick
-------------	-------

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Butler	Larson, G.	Nothing	Stafne
Coughlin	Lips	Pyle	Strinden
Decker	Litten	Rait	Stroup
Forkner	Longmire	Robinson	Thoreson
Goldberg	Lowe	Roen	Torgerson
Hernett	Melland	Ruemmele	Trenbeath
Holand	Meschke	Sands	Unruh
Jacobson	Morgan	Schultz	Wenstrom
Kelly	Nasset	Sorlie	Wilhite

Those voting in the negative were:

Becker	Doherty	Larson, L.	Ringsak
Berube	Freed	Mutch	Van Horn
Chesrown	Kautzmann	Redlin	

Absent and not voting:

Christensen	Luick
-------------	-------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Nothing	Stafne
Butler	Kautzmann	Pyle	Strinden
Chesrown	Larson, G.	Redlin	Stroup
Coughlin	Litten	Ringsak	Thoreson
Doherty	Longmire	Robinson	Torgerson
Forkner	Lowe	Ruemmele	Trenbeath
Freed	Melland	Sands	Unruh
Goldberg	Morgan	Schultz	Wenstrom
Hernett	Mutch	Sorlie	Wilhite
Holand	Nasset		

Those voting in the negative were:

Berube	Larson, L.	Meschke	Roen
Decker	Lips	Rait	Van Horn
Kelly			

Absent and not voting:

Christensen	Luick
-------------	-------

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, relating to field inspection of breath testing devices under the supervision of the state toxicologist.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Butler	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, G.	Nothing	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Rait	Thoreson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Roen	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson			

Those voting in the negative were:

Becker	Morgan	Ruemmele	Torgerson
Berube	Redlin		

Absent and not voting:

Christensen	Luick
-------------	-------

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Trenbeath moved that Senate Concurrent Resolution No. 19 be adopted, which motion prevailed.

Senate Concurrent Resolution No. 31. A Concurrent Resolution directing the Legislative Research Committee to conduct a comprehensive study of North Dakota's weed control laws and to prepare legislation providing for the most effective means of weed control.

Which has been read.

Senator Lips moved that Senate Concurrent Resolution No. 31 be re-referred to the Legislative Research Committee, which motion prevailed.

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.

Which has been read.

Senator Meschke moved that Senate Bill No. 394 be amended as follows:

In line 21, delete the words "publish false information in any political", and

In line 22, delete the word "advertisement," and insert in lieu thereof the words "sponsor any political advertisement containing false information"

Which motion prevailed.

Senator Meschke moved that the rules be suspended and that Senate Bill No. 394 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 394, as amended, from the floor, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Luick

So the bill passed and the title was agreed to.

Senator Meschke moved that the title to Senate Bill No. 394 be amended as follows:

In line 4 of the title delete the word "publication" and insert in lieu thereof the word "sponsorship".

Which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. President: 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 be amended as follows:

In line 40 after the word "bureau" insert the following: "**the institutions under the control of the board of higher education**" and after the word "the" insert the words "office of"

In line 90 after the word "state" insert the following: "**except the North Dakota employment security board, the institutions under the control of the board of higher education and the office of the adjutant general.**"

In line 139 after the word "fund" delete the comma and the remainder of the line

In line 140 delete the following: "**be transferred on July 1, 1969,**"

Renumber the lines accordingly.

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 33 be placed on the sixth order of business, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 33 be dispensed with, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 33 be adopted, which motion prevailed, and Senate Bill No. 33 was re-referred to the Committee on Appropriations.

Senator Longmire moved that after the reading of Senate Bills Nos. 20, 30, 46, 64, 98, 113, 148, 174, 211, 225, 249, 256, 299, 312, 318, 321, 335, 350, 359, 366, 374, 375, 376, 380, 381, 383, 393, 399, 409, 412, 446, 461, 465, 472, and Senate Concurrent Resolution No. 22, that the Senate recess until 1:00 p.m., February 19, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-SEVENTH DAY AFTER RECESS AND
THIRTY-EIGHTH DAY

Bismarck, February 19, 1969

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign

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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 105 has had the same under consideration and recommends that the same be amended as follows:

In line 12 delete the word "recent" and insert in lieu thereof the word "color"

In line 20 insert triple parentheses before and after the word "three-" and insert in lieu thereof the word "four"

In line 23 after the comma delete the remainder of the line

Delete all of lines 24 and 25

Delete in line 26 the following: "of this Act and every third renewal of license thereafter," and insert in lieu thereof the following:

"and every application for any license or permit or renewal thereof, shall, when accompanied by the proper fee, be submitted by the applicant in person to the sheriff of the county in which the applicant shall then reside, and the sheriff's office shall photograph the applicant and the application simultaneously on color film. The photographed drivers license or permit, which shall bear the applicant's picture, shall then be protected by a plasticizing process commonly known as lamination, which process shall be done in such a manner as to deter unlawful alteration or reproduction of the drivers license, permit, or picture. The sheriff shall then submit the application,

fees, and appropriate copies of the drivers license, permit and photograph of the applicant to the commissioner, and the drivers license or permit, when properly validated and processed, shall be presented to the applicant."

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Bill No. 145 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 279 has had the same under consideration and recommends that the same be amended as follows:

In line 10 after the word "city" insert triple parentheses before the comma

In line 11 insert triple parentheses after the word "village"

Delete all of lines 21 through 37

In line 38 delete the following: **"in this section above provided, except that a"** and insert the word **"A"**

In line 42 after the word **"operate"** delete the word **"such"**

In line 56 after the word **"meeting"** delete the following: **“, which meeting may be the meeting at which the”**

Delete all of line 57

In line 70 after the word **"applicant"** delete the remainder of the line

In line 71 delete the following: **"any, to be acquired,"**

In line 73 after the period delete the word **"Such"**

Delete all of lines 74 and 75

In line 76 delete the following: **"provisions of section 6-03-11."**

In line 87 after the word **"approved"** delete the remainder of the line

Delete all of lines 88 through 91

In line 92 delete the following: **"without a new hearing and approval of the board"**

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 5 of the title after the word "activities" insert the following: **“, and declaring an emergency”**

In line 26 delete **"whenever"** and insert in lieu thereof **"after"**

In line 31 after the word **"appoint"** insert **"the"**

In line 40 delete **"ers"** and insert **"er"** and delete **"are"** and insert **"is"** and delete **"refuse"** and insert **"refuses"**

In line 41 delete **"commissioners"** and insert **"commissioner"** and delete **"are"** and insert **"is"**

In line 43 delete "**appoint**" and insert "**name**" and delete "**candidates**" and insert "**appointee**"

In line 44 delete "**candidates**" and insert "**candidate**"

In line 47 after the word "**becomes**" insert the words "**unable or**"

In line 48 after the word "**shall**" delete the word "**appoint**" and insert in lieu thereof "**name its appointee**"

In line 49 delete the words "**its candidate**" and delete "**of**" and insert in lieu thereof "**to**"

At the end of line 75 insert the following: "**In no case shall the name of the same elector appear on two or more petitions.**"

In line 82 delete the words "**Have a**" and insert in lieu thereof "**A**"

In line 84 delete the words "**Insert the**" and insert in lieu thereof "**The**"

In line 93 delete the words "**State the**" and insert in lieu thereof "**The**" and delete the word "**names**" and insert "**name**" and delete the word "**five**" and insert in lieu thereof "**each**"

In line 94 delete the word "**commissioners**" and insert in lieu thereof "**commissioner**"

In line 96 delete the words "**Insert the**" and insert in lieu thereof "**The**"

In line 103 delete the word "**four**" and insert in lieu thereof "**two**"

In line 109 after the word "**county**" insert a comma and after the word "**investigation**" insert a comma

In line 116 delete the words "**Insert a**" and insert in lieu thereof "**A**"

In line 125 delete the word "**following**" and insert in lieu thereof "**followed**"

In line 127 delete the word "**shall**" and insert in lieu thereof "**to**"

At the end of line 134 insert the following new subsection: "**7. The petition must state the mills to be levied by the county for the purposes of this Act.**"

In line 140 delete the words "**including traveling expenses,**" and insert in lieu thereof "**as defined in Chapter 44-08-04.**"

In line 150 after the second word "**of**" insert the word "**all**"

In line 151 delete the word "**present**"

In line 162 after the word "**kept**" insert the words "**by the secretary**" and delete the word "**its**"

In line 165 delete the word "**person**" and insert in lieu thereof "**persons**"

At the end of line 166 insert the following: "**An annual report shall be compiled with complete disclosure of funds expended for contracts, services, fees, salaries and all other reimbursements, a copy of which shall be filed with the county auditor. Such report shall be given at a public meeting called for such purpose.**"

In line 177 after the word "**county**" insert a comma and after the word "**investigation**" insert a comma

In line 182 delete the following: "**of appointment of the commissioners to said**" and insert in lieu thereof the words "**of the resolution creating the**"

In line 204 delete the triple parentheses before and after the word "**two**" and delete the word "**four**"

At the end of line 205 insert the following new section: "**SECTION 6. 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.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 325 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

MOTION

Senator Holand moved that a Senate Concurrent Resolution directing the Board of Higher Education, college officials, and boards of publication to develop and enforce standards of decency and codes of fair play for student publications, be introduced, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

Senator Holand introduced:

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.

Senator Holand moved that the rules be suspended, that Senate Concurrent Resolution No. 69 be not referred to committee, not printed as a bill but printed in the Journal, and placed on the calendar and laid over one legislative day, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 69

Introduced by the Committee on Education

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.

- 1 WHEREAS, the citizens of North Dakota have expressed
- 2 substantial concern in regard to the content of student
- 3 publications of the publicly supported colleges and universities
- 4 of this State; and
- 5 WHEREAS, these publications have at times, because of
- 5a vulgarity,
- 6 violated the generally held standards of decency desired by
- 7 citizens of our State and have made highly unfair and
- 7a unconscionable
- 8 statements or attacks of a personal nature which violate the
- 8a normal
- 9 codes of fair play generally subscribed to by the news media of
- 10 North Dakota and our Nation, as well as printing articles that tend
- 11 to encourage the violation of the criminal laws of this State and
- 12 Nation; and
- 13 WHEREAS, this public concern has been reflected in the intro-
- 14 duction of Senate Bill No. 325, which would have required each
- 15 university or college or an appropriate department of the insti-
- 16 tution to assume responsibility for the content of such student
- 17 publications; and
- 18 WHEREAS, because of mechanical and administrative
- 18a difficulties
- 19 of the institutions involved and the rigidity that might result
- 20 from the passage of a law for the purpose of ensuring compliance
- 21 with reasonable standards of decency and fair play, the Legislative

22 Assembly is most reluctant, except as a matter of last resort, to
 23 ensure such standards through the full force and effect of law,
 24 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF
 25 THE STATE OF NORTH DAKOTA, THE HOUSE OF
 25a REPRESENTATIVES
 26 CONCURRING THEREIN:
 27 That the Board of Higher Education, the presidents of each
 28 college and university, the dean and faculties of each college
 29 and department, and boards of publications are most strongly
 29a urged
 30 and directed to immediately develop effective and enforceable
 31 standards of decency and fair play acceptable to the citizens of
 32 North Dakota and which meet the standards of the professional
 33 news media of this State, and to vigorously enforce such codes
 34 and standards to the full extent of all administrative powers
 35 available in the Board of Higher Education, and the respective
 36 offices of president, dean, and faculty member, and in the
 37 respective boards of publications and, in the event of necessity,
 38 that there be no hesitancy in the removal of offending parties
 39 from any position in connection with student publications or,
 40 if no other course is available, that action be instituted for
 41 their removal from the institution, and in appropriate cases
 42 where the action is a violation of criminal laws that they
 43 institute prosecution under the regular criminal laws of this
 44 State; and
 45 BE IT FURTHER RESOLVED, that copies of this resolution be
 46 forwarded by the Secretary of State to the Board of Higher
 47 Education, the president of each college and university, and
 48 all college and university boards of publications.

REPORTS OF STANDING COMMITTEES

Mr. President: 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 amended as follows:

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:

SECTION 1. AMENDMENT.) Section 57-02-20 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-02-20. EXEMPTION OF (((FARM))) MACHINERY FOR ONE YEAR.) ((The part of the value of farm machinery on which sales or use tax is paid, to be used by the buyer in his farming operations or rented by the buyer for farming purposes, shall be exempt to the buyer from the personal property tax which would be assessed and levied against it in the first year after its purchase were this section not in force. No exemption shall be allowed, however, unless the buyer exhibits to the assessor satisfactory written proof, on a form furnished by the state tax commissioner to retail sales or use tax permit holders only, that the North Dakota sales or use tax has been paid on such farm machinery. A duplicate copy of such form shall be attached to the assessment sheet which is filed with the county auditor. In addition, for each unit of farm machinery with a value exceeding three hundred dollars, if any buyer shall fail or refuse to exhibit such proof of the payment of such sales or use tax, the assessor shall report such fact, together with a description of the farm machinery involved to the tax commissioner on forms to be prescribed by the commissioner. The commissioner shall promptly

proceed to determine the amount of any sales or use tax due with respect to the sale or purchase of such farm machinery and shall have available any of the methods provided in chapter 57-39* or 57-40* to secure collection of the amount due, including the authority to collect from the consumer or user any sales tax due; provided that any assessment made by the assessor on such farm machinery may be abated, and the personal property tax refunded if paid, pursuant to the provisions of chapter 57-23 if the machinery was assessed because sales or use tax was not paid but was thereafter collected from the consumer or user by the retailer or tax commissioner. Any dealer in farm machinery may not claim the exemptions provided for in this section even though farm machinery owned by him is used in farming operations, but this restriction shall not prevent any dealer or person from claiming the exemption as provided in this section if such farm machinery is rented by him in the course of a bona fide rental business where fair rental value is charged.)) Any machinery which has been purchased for a price of three hundred dollars or more after November first and before the following assessment date, to be used by the buyer in his farming or other business operations, shall be exempt to the buyer from the personal property tax which would be assessed and levied against it in the first year after its purchase were this section not in force. No exemption shall be allowed, however, unless the buyer exhibits to the assessor satisfactory written proof that the North Dakota sales or use tax has been paid on the purchase of such machinery or that the buyer is entitled to the credit provided in section 57-40.2-11 for a similar sales or use tax paid in another state. Any dealer in machinery may not claim the exemptions provided for in this section even though machinery owned by him is used in farming or other business operations.

Any person engaged in a bona fide business of leasing or renting machinery where fair rental values are charged shall be subject to the normal assessment of the rented or leased machinery and such assessments shall be made as provided in subsection 4, section 57-02-12 of the North Dakota Century Code."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 of the material after the words "A BILL" and insert in lieu thereof the following:

"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.

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

SECTION 1. SPECIAL FEES FOR CERTAIN VEHICLES USED IN SOIL AND WATER CONSERVATION WORK OR ROAD CONSTRUCTION BENEFITING AGRICULTURE.) Trucks or combinations of trucks and trailers which, no more than one truck-tractor and lowboy trailer unit used exclusively in soil and water conservation work or exclusively for road construction work that results in direct benefits to agriculture, shall be entitled to registration pursuant to the following fee schedule and the provisions of this section. The registrar shall issue a distinctive registration plate for such vehicles.

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.

Gross Weights	1st, 2nd, and 3rd Years	4th and 5th Years	6th and 7th Years	8th and Subsequent Years
58,001-60,000	\$245.50	\$196.50	\$147.25	\$ 94.75
60,001-62,000	255.50	204.50	153.25	98.75
62,001-64,000	265.50	212.50	159.25	102.75
64,001-66,000	275.50	220.50	165.25	106.75
66,001-68,000	285.50	228.50	171.25	110.75
68,001-70,000	295.50	236.50	177.26	114.75
70,001-72,000	305.50	244.50	183.25	118.75
72,001-73,280	315.50	252.50	189.25	122.75"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 373 has had the same under consideration and recommends that the same be amended as follows:

Delete all the material after the word "A BILL" and insert in lieu thereof the following material:

"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.

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

SECTION 1. DECLARATION AND FINDING OF PUBLIC PURPOSE.) The legislative assembly of the state of North Dakota hereby declares and adopts a policy of enlisting the help of private enterprise to create more employment, production, and purchasing power for its citizens and an enlarged tax base, and finds that it is and has been its purpose in operating and adopting the provisions of this chapter to sanction and authorize the expansion of the activities of the Bank of North Dakota and to encourage more active use of the purposes for which the Bank of North Dakota was created.

SECTION 2. ADDITIONAL AUTHORITY AND PUBLIC POLICY GRANTED TO THE GOVERNOR OF NORTH DAKOTA RELATED TO THE BANK OF NORTH DAKOTA.) The governor of North Dakota shall appoint an advisory board of directors of five persons knowledgeable in banking and finance and in motivating the expansion of industry within and without the state of North Dakota to the Bank of North Dakota. The governor shall appoint a chairman, vice chairman, and secretary of such board and shall define their duties. Terms shall be for periods of from one to four years. The industrial commission shall fix compensation for the board on a daily or monthly basis.

SECTION 3. AUTHORITY GRANTED TO THE ADVISORY BOARD OF DIRECTORS OF THE BANK OF NORTH DAKOTA IN THE DECLARATION OF POLICY FOR THAT BOARD.) The advisory board of the Bank of North Dakota shall formulate recommendations to the industrial commission of North Dakota relative to the establishment of additional objectives for the operation of the Bank of North Dakota, including the sponsoring, coordination, and

assistance to the activities of public officials and private individuals in creating a long-term first mortgage industrial development capital pool of one hundred million dollars; and such advisory board shall act in behalf of the Bank of North Dakota in such other capacity as may be approved by the industrial commission of North Dakota.

SECTION 4. MINIMUM STANDARDS TO BE FOLLOWED BY THE BANK OF NORTH DAKOTA IN SPONSORING A FIRST MORTGAGE INDUSTRIAL DEVELOPMENT CAPITAL POOL OF ONE HUNDRED MILLION DOLLARS IN COOPERATION WITH PRIVATE LENDERS FOR THE EXPANSION OR CREATION OF ADDITIONAL MANUFACTURING PLANTS.) The Bank of North Dakota is hereby directed to sponsor with private lenders a state-wide program for the expansion or creation of additional enterprises engaged in or to be engaged in the assembling, fabricating, manufacturing, mixing, or processing of any agricultural, mineral, or manufactured product or any combination thereof, first mortgage loans to companies or sponsoring parent corporations who have been in business for at least five years and who can furnish certified balance sheets and profit and loss statements showing an operating profit for at least three consecutive years prior to the date of the loan application.

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 379 has had the same under consideration and recommends that the same be amended as follows:

In line 7 after the word "**division**" insert triple parentheses before and after the words "headed by" and insert the following: "**which, for administrative purposes, will be placed as a division of the department of accounts and purchases and under**"

In line 8 after the word "of" insert the words "**the department of**" and insert triple parentheses before the word "who"

At the end of line 9 after the period insert triple parentheses and insert the following: "**The director of the state planning division shall be appointed by and serve at the pleasure of the governor.**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 400 has had the same under consideration and recommends that the same be amended as follows:

At the beginning of line 17 delete the word "**certificate**" and insert in lieu thereof the word "**statement**"

In line 19 after the word "**first**" delete the word "**file**" and insert in lieu thereof the word "**deposit**"

In line 21 after the word "**A**" delete the word "**photostatic**"

In line 22 after the first word "**the**" delete the word "**certificate**" and insert in lieu thereof the word "**statement**"

Delete all of lines 32 through 35

Renumber the lines accordingly.

And when so amended recommends the same be placed on the calendar without recommendation.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 428 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 24 after the word "cost" insert triple parentheses before and after the word "shall" and insert in lieu thereof "may" and after the word "private" insert the following: "and federal"

In line 56 insert triple parentheses before and after the second "800,000" and insert in lieu thereof "400,000" and insert the numerals "400,000" before the numerals "1,600,000"

Renumber the lines accordingly.

And when so amended recommends the same be placed on the calendar without recommendation.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: A Majority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 448 has had the same under consideration and recommends that the same be indefinitely postponed.

For the Majority:

Senator Doherty
 Senator Rait
 Senator Thoreson
 Senator Unruh
 Senator Becker

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Mr. President: A Minority of your Committee on Finance and Taxation to whom was referred Senate Bill No. 448 has had the same under consideration and recommends that the same do pass.

For the Minority:

Senator Butler
 Senator Torgerson
 Senator Decker
 Senator Wilhite

Senator Decker moved that the report of the Minority be substituted for the report of the Majority, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 60 has had the same under consideration and recommends that the same be 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"

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 95 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 147 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 148 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 40, 99, 103, 114, 200, 230, 250, 340, 420, 447, 452, 459, Senate Concurrent Resolution No. 15, and House Bills Nos. 44 and 97, be dispensed with, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 40 as recommended by the Committee on Judiciary and printed on page 516 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 99 as recommended by the Committee on Natural Resources and printed on page 517 of the Senate Journal, be adopted, which motion prevailed.

Senator Nasset moved that consideration of the amendments to Senate Bill No. 103 be laid over one legislative day, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 114 as recommended by the Committee on Appropriations and printed on page 517 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 200 as recommended by the Committee on Judiciary and printed on page 518 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to Senate Bill No. 230 as recommended by the Committee on Political Subdivisions and printed on pages 518 and 519 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 250 as recommended by the Committee on Agriculture and printed on page 519 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 340 as recommended by the Committee on Industry, Business and Labor and printed on page 520 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 420 as recommended by the Committee on Finance and Taxation and printed on pages 520 and 521 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 447 as recommended by the Committee on Judiciary and printed on page 521 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 452 as recommended by the Committee on Natural Resources and

printed on pages 521 and 522 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 459 as recommended by the Committee on Finance and Taxation and printed on page 522 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Concurrent Resolution No. 15 as recommended by the Committee on Finance and Taxation and printed on pages 522 and 523 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 44 as recommended by the Committee on Judiciary and printed on page 524 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that House Bill No. 97 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

MOTION

Senator Longmire moved that Senate Bill No. 384 be returned to the Senate from the Committee on Education, which motion prevailed.

Senator Longmire requested unanimous consent of the Senate to withdraw Senate Bill No. 384, which request was granted.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-EIGHTH DAY

Bismarck, February 19, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Kenneth Olson, Assembly of God, Bismarck.

"Bless the Lord, O my soul; and all that is within me, bless His Holy Name.

Bless the Lord, O my soul, and forget not all His benefits:

Who forgiveth all thine iniquities; who healeth all thy diseases;

Who redeemeth thy life from destruction; Who crowneth thee with loving kindness and tender mercies;

Who satisfieth thy mouth with good things; so that thy youth is renewed like the eagle's."

We ask Thee, our Heavenly Father, in Jesus Name, that Thou mayest come and cleanse our hearts and minds before Thee, that we shall be able to approach the manifold problems of this gathering of legislators with only the good of our state and its people before us. May we be able to find a solution to every need of this hour and may our solution bring only joy and the realization that God has been our helper.

Grant us now wisdom and courage to do the right — and strength to oppose the evil wherever it might appear.

This we ask in Jesus Name and for His glory alone. **Amen!**

Roll call: All Senators present except Senators Christensen and Luick.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-Sixth Day After Recess and the Thirty-Seventh Day and recommends that the same be corrected as follows:

On page 513, in line 22, delete the word "Transportation" and insert in lieu thereof the words "Natural Resources".

On page 548, in line 6, after the word "the" insert the following "rules be suspended and that the".

And further recommends that on page 498, in line 23, delete the figure "422" and insert in lieu thereof the figure "442".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 33
 Senate Bill No. 46
 Senate Bill No. 98
 Senate Bill No. 113
 Senate Bill No. 174
 Senate Bill No. 211
 Senate Bill No. 225
 Senate Bill No. 249
 Senate Bill No. 256
 Senate Bill No. 299
 Senate Bill No. 312
 Senate Bill No. 318
 Senate Bill No. 321
 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. 393
 Senate Bill No. 399
 Senate Bill No. 444
 Senate Bill No. 446
 Senate Bill No. 461
 Senate Concurrent Resolution No. 12
 Senate Concurrent Resolution No. 22
 Senate Concurrent Resolution No. 23

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 64

And find the same correctly Re-engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

Senate Bill No. 477. A Bill for an Act to terminate the making of loans by the state board of public school education for the purpose of constructing, improving, furnishing, and equipping public school

buildings, and to transfer the balance of the state school construction fund and the repayments to such fund to the general fund.

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

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Redlin	Thoreson
Decker	Lips	Ringsak	Torgerson
Doherty	Litten	Robinson	Trenbeath
Forkner	Longmire	Roen	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand	Morgan		

Absent and not voting:

Christensen	Luick	Rait
-------------	-------	------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen	Luick
-------------	-------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 471 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Luick

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 491 and 492 of the Senate Journal, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Nasset	Stafne
Butler	Kautzmann	Nothing	Strinden
Chesrown	Kelly	Pyle	Stroup
Coughlin	Larson, G.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Morgan	Sorlie	Wilhite
Holand	Mutch		

Those voting in the negative were:

Berube	Meschke	Ruemmele	Schultz
Larson, L.			

Absent and not voting:

Christensen Luick

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 472, the roll was called and there were ayes, 26; nays, 21; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kelly	Morgan	Schultz
Berube	Larson, G.	Nething	Sorlie
Coughlin	Lips	Pyle	Stafne
Decker	Litten	Rait	Torgerson
Holand	Longmire	Ruemmele	Trenbeath
Jacobson	Melland	Sands	Wilhite
Kautzmann	Meschke		

Those voting in the negative were:

Butler	Hernett	Redlin	Stroup
Chesrown	Larson, L.	Ringsak	Thoreson
Doherty	Lowe	Robinson	Unruh
Forkner	Mutch	Roen	Van Horn
Freed	Nasset	Strinden	Wenstrom
Goldberg			

Absent and not voting:

Christensen Luick

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 472 and 473 of the Senate Journal, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Nasset	Sorlie
Berube	Jacobson	Nething	Stafne
Butler	Kautzmann	Pyle	Strinden
Chesrown	Kelly	Rait	Stroup
Coughlin	Larson, G.	Redlin	Thoreson
Decker	Lips	Ringsak	Trenbeath
Doherty	Litten	Robinson	Unruh
Forkner	Longmire	Roen	Van Horn
Freed	Lowe	Ruemmele	Wenstrom
Goldberg	Melland	Sands	Wilhite
Hernett	Morgan	Schultz	

Those voting in the negative were:

Larson, L.	Meschke	Mutch	Torgerson
------------	---------	-------	-----------

Absent and not voting:

Christensen Luick

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 25; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Butler	Holand	Litten	Robinson
Chesrown	Kautzmann	Longmire	Roen

Coughlin	Kelly	Lowe	Sorlie
Decker	Larson, G.	Melland	Stafne
Forkner	Larson, L.	Meschke	Unruh
Freed	Lips	Nething	Wenstrom
Goldberg			

Those voting in the negative were:

Becker	Mutch	Ruemmele	Thoreson
Berube	Nasset	Sands	Torgerson
Doherty	Pyle	Schultz	Trenbeath
Hernett	Rait	Strinden	Van Horn
Jacobson	Redlin	Stroup	Wilhite
Morgan	Ringsak		

Absent and not voting:

Christensen Luick

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 492 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Melland	Roen	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson			

Absent and not voting:

Christensen Forkner Luick Ruemmele

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 492 and 493 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath

Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand	Morgan		

Absent and not voting:

Christensen	Luick	Ruemmele
-------------	-------	----------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 473 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nothing	Stafne
Chesrown	Larson, G.	Pyle	Strinden
Coughlin	Larson, L.	Rait	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Torgerson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:

Berube	Christensen	Luick
--------	-------------	-------

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Ringsak moved that Senate Bill No. 249 be placed at the foot of the calendar, which motion prevailed.

MOTION

Senator Nothing moved that the Senate reconsider the action by which Senate Bill No. 329 was lost, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

Senator Butler moved that Senate Bill No. 329 be amended as follows:

Delete lines 28 through 33 of the engrossed bill and insert in lieu thereof the following:

"3. Those persons who were required for taxable years beginning prior to January 1, 1969, to file as subchapter S taxpayers under

subsection 1 of this section may elect for taxable years beginning on or after January 1, 1969, to have such status not recognized for purposes of filing returns pursuant to this chapter, provided such election is made, on a form prescribed by the tax commissioner, prior to the end of the taxable year that begins in 1969."

Renumber the lines accordingly.

Which motion prevailed.

Senator Butler moved that the rules be suspended and that Senate Bill No. 329 be deemed properly re-engrossed and placed on Second Reading and Final Passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 329, as amended from the floor, the roll was called and there were ayes, 29; nays, 17; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kelly	Morgan	Roen
Butler	Larson, G.	Mutch	Ruemmele
Coughlin	Lips	Nasset	Stafne
Decker	Litten	Nething	Stroup
Doherty	Longmire	Redlin	Torgerson
Forkner	Lowe	Ringsak	Unruh
Goldberg	Melland	Robinson	Wilhite
Holand			

Those voting in the negative were:

Berube	Kautzmann	Rait	Strinden
Chesrown	Larson, L.	Sands	Trenbeath
Freed	Meschke	Schultz	Van Horn
Hernett	Pyle	Sorlie	Wenstrom
Jacobson			

Absent and not voting:

Christensen	Luick	Thoreson
-------------	-------	----------

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the Senate reconsider the action by which Senate Bill No. 306 was lost, which motion lost.

Senator Trenbeath moved that Senate Bill No. 64 be reprinted, which motion prevailed.

MESSAGES TO THE HOUSE

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 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 return:

House Bill No. 119

Which the Senate has amended.

LEO LEIDHOLM, Secretary
 House Chamber
 Bismarck, February 19, 1969

MESSAGES FROM THE HOUSE

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 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 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

FIRST READING OF
HOUSE BILLS AND A CONCURRENT RESOLUTION

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.

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.

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.

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.

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 Education.

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.

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 first time and referred to the committee on State and Federal Government.

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.

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.

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 Industry, Business and Labor.

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 first time and referred to the committee on Transportation.

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 Finance and Taxation.

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.

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.

Senator Longmire moved that after the reading of Senate Bills Nos. 40, 99, 114, 200, 230, 250, 340, 420, 447, 448, 452, 459, Senate Concurrent Resolutions Nos. 15 and 69, and House Bills Nos. 44, 95, 147 and 148, that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 493 of the Senate Journal, the roll was called and there were ayes, 42 nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nothing	Stafne
Chesrown	Larson, G.	Pyle	Strinden
Decker	Lips	Redlin	Stroup

Doherty	Litten	Ringsak	Thoreson
Forkner	Longmire	Robinson	Torgerson
Freed	Lowe	Roen	Trenbeath
Goldberg	Luick	Ruemmele	Unruh
Hernett	Melland	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Those voting in the negative were:

Berube	Meschke	Rait	Van Horn
Larson, L.			

Absent and not voting:

Christensen	Coughlin
-------------	----------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 483 of the Senate Journal, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sands
Berube	Kelly	Mutch	Schultz
Butler	Larson, G.	Nasset	Sorlie
Chesrown	Larson, L.	Nothing	Stafne
Decker	Lips	Pyle	Strinden
Forkner	Litten	Rait	Stroup
Freed	Longmire	Redlin	Trenbeath
Goldberg	Lowe	Ringsak	Unruh
Hernett	Luick	Robinson	Van Horn
Holand	Melland	Roen	Wenstrom
Jacobson	Meschke	Ruemmele	Wilhite

Those voting in the negative were:

Doherty	Thoreson	Torgerson
---------	----------	-----------

Absent and not voting:

Christensen	Coughlin
-------------	----------

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.

Which has been read.

Senator Nothing requested that he be excused from voting on Senate Bill No 312 because of a personal interest therein, which request was granted.

Senator Ringsak requested that he be excused from voting on Senate Bill No. 312 because of a personal interest therein, which request was not granted.

ROLL CALL

The question being on the final passage of Senate Bill No. 312, as amended on page 494 of the Senate Journal, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 2; and one excused.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Stafne
Berube	Larson, G.	Rait	Strinden
Butler	Lips	Redlin	Stroup
Chesrown	Litten	Ringsak	Thoreson

Decker	Longmire	Robinson	Torgerson
Forkner	Lowe	Roen	Trenbeath
Freed	Luick	Ruemmele	Unruh
Goldberg	Melland	Sands	Van Horn
Hernett	Meschke	Schultz	Wenstrom
Holand	Morgan	Sorlie	Wilhite
Jacobson			

Those voting in the negative were:

Doherty	Larson, L.	Mutch	Pyle
Kelly			

Absent and not voting:

Christensen	Coughlin
-------------	----------

Excused:

Nothing

So the bill passed and the title was agreed to.

Senator Redlin moved that the title to Senate Bill No. 312 be amended as follows

In line 3 of the title delete the words "and the appointment and".

In line 4 of the title delete the words "salaries of deputies and clerks".

Which motion prevailed.

Senate Bill No. 318. 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, 15-42-23, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 494 and 495 of the Senate Journal, the roll was called and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kelly	Melland	Schultz
Berube	Larson, G.	Meschke	Stafne
Butler	Larson, L.	Nasset	Thoreson
Coughlin	Lips	Pyle	Torgerson
Decker	Longmire	Rait	Unruh
Doherty	Lowe	Redlin	Van Horn
Freed	Luick	Ruemmele	Wilhite
Holand			

Those voting in the negative were:

Chesrown	Kautzmann	Ringsak	Strinden
Forkner	Litten	Robinson	Stroup
Goldberg	Morgan	Roen	Trenbeath
Hernett	Mutch	Sands	Wenstrom
Jacobson	Nothing	Sorlie	

Absent and not voting:
Christensen

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 495 and 496 of the Senate Journal, the roll was called and there were ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Those voting in the negative were:

Nothing Strinden

Absent and not voting:

Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 475 and 476 of the Senate Journal, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 476 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Berube. Christensen

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the Senate reconsider the action by which Senate Bill No. 312 was passed, which motion prevailed.

Senator Holand moved that Senate Bill No. 312 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 477 of the Senate Journal, the roll was called and there were ayes, 30; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Hernett	Longmire	Rait
Berube	Holand	Luick	Stafne
Butler	Jacobson	Melland	Stroup
Chesrown	Kautzmann	Meschke	Trenbeath
Decker	Kelly	Nasset	Van Horn
Doherty	Larson, L.	Nething	Wenstrom

Freed	Lips	Pyle	Wilhite
Goldberg	Litten		

Those voting in the negative were:

Coughlin	Mutch	Ruemmele	Strinden
Forkner	Redlin	Sands	Thoreson
Larson, G.	Ringsak	Schultz	Torgerson
Lowe	Robinson	Sorlie	Unruh
Morgan	Roen		

Absent and not voting:
Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 477 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:
Christensen Luick

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 496 of the Senate Journal, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:
Christensen

So the bill passed and the title was agreed to.

The President requested the President Pro Tem to preside, and President Pro Tem Roen presided.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 496 of the Senate Journal, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that Senate Bills Nos. 376, 380 and 381 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Those voting in the negative were:

Goldberg

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

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 re-

stricted 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 497 of the Senate Journal, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Holand	Luick	Roen
Berube	Kautzmann	Melland	Stafne
Butler	Kelly	Meschke	Stroup
Chesrown	Larson, L.	Nasset	Trenbeath
Decker	Lips	Nething	Unruh
Forkner	Litten	Pyle	Van Horn
Freed	Longmire	Rait	Wenstrom
Goldberg	Lowe	Redlin	Wilhite
Hernett			

Those voting in the negative were:

Coughlin	Morgan	Ruemmele	Strinden
Doherty	Mutch	Sands	Thoreson
Jacobson	Ringsak	Schultz	Torgerson
Larson, G.	Robinson	Sorlie	

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

Senate Bill No. 399. A Bill for an Act to provide that chemical test for blood alcohol content shall be conducted on drivers of motor vehicles involved in accidents in which another person is killed, and to provide that the state toxicologist shall publish statistical reports based on analysis of the results of such chemical tests, and disallowing use of such results as evidence in any trial or proceeding.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 497 and 498 of the Senate Journal, the roll was called and there were ayes, 19; nays, 29; absent and not voting, 1.

Those voting in the affirmative were:

Butler	Larson, G.	Meschke	Strinden
Decker	Lips	Nasset	Unruh
Forkner	Litten	Pyle	Van Horn
Holand	Longmire	Rait	Wilhite
Kelly	Luick	Stafne	

Those voting in the negative were:

Becker	Jacobson	Nething	Schultz
Berube	Kautzmann	Redlin	Sorlie
Chesrown	Larson, L.	Ringsak	Stroup
Coughlin	Lowe	Robinson	Thoreson
Doherty	Melland	Roen	Torgerson
Freed	Morgan	Ruemmele	Trenbeath
Goldberg	Mutch	Sands	Wenstrom
Hernett			

Absent and not voting:

Christensen

So the bill lost.

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; 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.

Which has been read.

Senator Wilhite moved that Senate Bill No. 409 be amended as follows:

In line 7 of the title delete the second word "and"

In line 8 of the title after the word "agencies" and before the semicolon insert the following: ", and providing for a reduction in the budgets of the integrated agencies"

Following line 832 insert the following new section:

"SECTION 21. REDUCTION IN INTEGRATED AGENCIES' BUDGETS.) The expenditures for salaries, wages, fees and services, supplies and materials by the agencies, commissions, and departments integrated within the department of natural resources as divisions thereof shall be reduced by five percent during the first year of the biennium and ten percent during the second year of the biennium. The director of the budget shall enforce such reductions pursuant to the provisions of section 54-44.1-12 of the North Dakota Century Code."

And renumber the lines and sections accordingly.

Which motion prevailed.

Senator Wilhite moved that the rules be suspended and that Senate Bill No. 409 be deemed properly engrossed and placed on Second Reading and Final Passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 409 as amended from the floor, the roll was called and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kautzmann	Nothing	Stroup
Berube	Larson, L.	Rait	Thoreson
Butler	Litten	Redlin	Unruh
Chesrown	Lowe	Ringsak	Van Horn
Goldberg	Melland	Schultz	Wenstrom
Holand	Meschke	Stafne	Wilhite

Those voting in the negative were:

Coughlin	Jacobson	Morgan	Ruemmele
Decker	Kelly	Mutch	Sands
Doherty	Larson, G.	Nasset	Sorlie
Forkner	Lips	Pyle	Strinden
Freed	Longmire	Robinson	Torgerson
Hernett	Luick	Roen	Trenbeath

Absent and not voting:

Christensen

So the bill lost.

The President then resumed the chair and presided.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Berube	Larson, G.	Nasset	Stafne
Butler	Larson, L.	Nothing	Strinden
Chesrown	Lips	Pyle	Stroup
Coughlin	Litten	Rait	Thoreson
Decker	Longmire	Redlin	Torgerson
Doherty	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Roen	Van Horn
Holand	Meschke	Sands	Wenstrom
Jacobson	Morgan	Schultz	Wilhite
Kautzmann			

Absent and not voting:

Christensen	Forkner	Freed	Ruemmele
-------------	---------	-------	----------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 478 of the Senate Journal, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite
Holand	Morgan		

Those voting in the negative were:

Meschke

Absent and not voting:

Christensen Ruemmele

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 498 and 499 of the Senate Journal, the roll was called and there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Morgan	Stafne
Butler	Jacobson	Mutch	Strinden
Coughlin	Kelly	Nasset	Stroup
Decker	Larson, G.	Nething	Thoreson
Doherty	Lips	Pyle	Trenbeath
Forkner	Litten	Robinson	Unruh
Goldberg	Lowe	Sands	Wilhite
Hernett	Melland	Schultz	

Those voting in the negative were:

Berube	Larson, L.	Rait	Sorlie
Chesrown	Longmire	Redlin	Torgerson
Freed	Luick	Ringsak	Van Horn
Kautzmann	Meschke	Roen	Wenstrom

Absent and not voting:

Christensen Ruemmele

So the bill passed and the title was agreed to.

MOTION

Senator Coughlin moved that the Senate reconsider the action by which Senate Bill No. 409 was lost.

Senator Guy Larson requested a call of the Senate, which request was granted.

The Sergeant-at-Arms reported that Senators Christensen and Ruemmele were absent.

Senator Larson moved that the call of the Senate be dispensed with, which motion prevailed.

Senator Coughlin then requested leave to withdraw his motion to reconsider, which request was granted.

SECOND READING OF

SENATE BILLS AND A CONCURRENT RESOLUTION

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup

Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:
Christensen Ruemmele

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:
Christensen Ruemmele

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

Senator Trenbeath moved that Senate Concurrent Resolution No. 22 be adopted, which motion prevailed.

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.

Which has been read.

Senator Ringsak moved that Senate Bill No. 249 be laid over one legislative day, which motion prevailed.

REPORT OF STANDING COMMITTEE

Mr. President: 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:

Delete everything after the words "A BILL" and insert in lieu thereof the following:

"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.

SECTION 1. ANTE-MORTEM INSPECTION.) Except as otherwise provided by this Act, the state livestock sanitary board shall provide by rule or regulation, for the ante-mortem inspection of all cattle, sheep, swine, goats, horses, mules, or other equines which are to be slaughtered for human food at any slaughtering establishment in this state. The inspection shall be performed by licensed veterinarians or other trained personnel of the board, and shall determine if the animal under inspection is disease free, and otherwise fit for human food. If the animal is found to be disease free and otherwise fit for human food, the inspecting veterinarian shall allow the slaughter of such animal.

SECTION 2. POST-MORTEM INSPECTION.) Except as otherwise provided by this Act, the state livestock sanitary board shall provide, by rule or regulation, for the post-mortem inspection of the carcasses or the parts thereof of all cattle, sheep, swine, goats, horses, mules, or other equines which are slaughtered for human food at any slaughtering establishment in this state. The inspection service shall be performed by licensed veterinarians or other trained personnel of the board, and shall determine if the carcass or the parts thereof are wholesome, clean, healthful, and otherwise fit for use as human food, and not misbranded as defined by section 19-02.1-10 or adulterated as defined by section 19-02.1-09; and, the carcasses and parts thereof that are so determined shall be inspected and marked, stamped, or tagged by the inspector as "N. Dak. inspected and passed". The carcasses or the parts thereof that are found to be unwholesome, unclean, unhealthful, or otherwise unfit for human food, or misbranded as defined by section 19-02.1-10 or adulterated as defined by section 19-02.1-09 shall be marked, stamped, or tagged by the inspector as "N. Dak. inspected and condemned" and shall be subject to disposition in accordance with rules and regulations issued by the board. Inspection marks, stamps, and tags shall be prescribed by the board, and shall include thereon an identification number of the establishment assigned by the board.

SECTION 3. EXCEPTIONS.) The provisions of this Act shall not apply to require inspection and examination of animals, carcasses or the parts thereof where:

1. Such animals, carcasses or the parts thereof are inspected under the terms of the Federal Meat Inspection Act, 21 U.S.C. sections 71-91, 34 Stat. 1260-65, as amended.
2. The slaughtering is performed by any person of an animal of his own raising, and the carcass or parts thereof are for the exclusive use of himself and the members of his household and his nonpaying guests and employees.
3. The slaughtering is performed by any person as a custom service for the owner of the animal, and the carcass or the parts thereof are for the exclusive use of such owner and the members of his household and his nonpaying guests and employees.

SECTION 4. INSPECTION OF SLAUGHTERHOUSES AND MEATPACKING PLANTS — PENALTY.) The state veterinarian or his duly authorized agent shall have free access at all reasonable hours to any slaughterhouse within this state where animals are slaughtered for human food, or any plant or premises within this

state where the carcass or the parts thereof are canned, salted, packed, smoked, cured, rendered, or otherwise prepared or processed for human food, except where such plants or premises are inspected under the provisions of the Federal Meat Inspection Act, 21 U.S.C. sections 71-91, 34 Stat. 1260-65, as amended. Inspections of each such plant or premises within the state shall be made at least once every three months, and shall determine if the facilities of such plant or premises are clean, sanitary, and not contaminated with filth, and that the carcass or the parts thereof, or meat or meat food products processed or prepared by such plant or premises are not unwholesome, unclean, unhealthful, or otherwise unfit for human food, or misbranded as defined by section 19-02.1-10 or adulterated as defined by section 19-02.1-09. Any carcass or the parts thereof or meat or meat food products determined to be prepared or processed under conditions whereby they are rendered unsanitary, or contaminated with filth or that are unwholesome, unclean, unhealthful or otherwise unfit for human food, or misbranded as defined by section 19-02.1-10 or adulterated as defined by section 19-02.1-09, may be seized by the state veterinarian or his duly authorized agent in accordance with rules and regulations issued by the board.

Any person allowing the slaughter, preparation or processing of animals, carcasses or the parts thereof, or meat or meat food products under such conditions whereby they are rendered unsanitary, or contaminated with filth, or that are unwholesome, unclean, unhealthful, or otherwise unfit for human food, or misbranded as defined by section 19-02.1-10 or adulterated as defined by section 19-02.1-09; any person who forges, counterfeits, simulates, or falsely represents any mark, stamp, tag, label, or other identification device prescribed by the board under this Act; any person who refuses to permit the taking of a sample of a carcass or the parts thereof, or meat or meat food products from his plant or premises, or refuses to permit the inspection or reinspection authorized by this Act, shall be guilty of a misdemeanor, and shall be punished by a fine of not less than twenty-five dollars nor more than one thousand dollars, or by imprisonment in the county jail for not less than ten days nor more than thirty days, or by both such fine and imprisonment.

SECTION 5. REINSPCTIONS.) After a first inspection, the inspector, when he deems it advisable, may reinspect the carcass and the parts thereof to determine whether the same may have become unwholesome, adulterated, or misbranded. If any carcass or the parts thereof, upon a reinspection, are found to be unwholesome, adulterated, or misbranded they shall be destroyed in accordance with rules and regulations issued by the board.

SECTION 6. SALE OF UNAPPROVED MEAT PROHIBITED.) Any person who shall slaughter any animal in this state for the purpose of selling the carcass or the parts thereof for human food, or sell, offer for sale, or have in his possession with intent to sell such carcass or the parts thereof for human food in this state, unless the same shall have been first inspected or reinspected and approved as provided by this Act or the Federal Meat Inspection Act, 21 U.S.C. sections 71-91, 34 Stat. 1260-65, as amended, shall be guilty of a misdemeanor and shall be punished by a fine of not less than twenty-five dollars nor more than one thousand dollars, or by imprisonment in the county jail for not less than ten days nor more than thirty days, or by both such fine and imprisonment.

SECTION 7. ADMINISTRATIVE AGENCIES PRACTICE ACT TO APPLY TO THIS ACT.) Except as otherwise provided in this Act, chapter 28-32 of the North Dakota Century Code shall apply to this Act.

SECTION 8. SHORT TITLE.) This Act shall be known and may be cited as the North Dakota Meat Inspection Act.

SECTION 9. AMENDMENT.) Subsection 3 of section 19-02.1-01 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. "Food" means:

- a. Articles used for food or drink for (((man))) humans or (((other))) animals, **but shall not include the meat or meat food products of cattle, swine, sheep, goats, horses and other equines used for human food that are subject to the provisions of the North Dakota Meat Inspection Act;**
- b. Chewing gum;
- c. Articles used for components of any such article.

SECTION 10. REPEAL.) Chapter 36-23 and section 19-02-10 of the North Dakota Century Code are hereby repealed."

SECTION 11. APPROPRIATION.) There is hereby appropriated out of any moneys in the wholesome meat act fund of the state treasury, not otherwise appropriated, the sum of one hundred twenty thousand dollars, at least sixty thousand dollars of which shall be federal matching funds, or so much thereof as may be necessary, to the livestock sanitary board for the purpose of carrying out meat inspection and related requirements pursuant to the wholesome meat act for the biennium beginning July 1, 1969, and ending June 30, 1971. The appropriation shall be effective on or after the date that matching federal funds become available for purposes of this Act.

Re number the lines accordingly.

And when so amended recommends the same be re-referred to the Committee on Appropriations.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

MOTION

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 251 be placed on the sixth order of business, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 251 be dispensed with, which motion prevailed.

Senator Morgan moved that the amendments to Senate Bill No. 251 be adopted, which motion prevailed and Senate Bill No. 251 was re-referred to the Committee on Appropriations.

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

Senate Bill No. 478. A Bill for an Act making an appropriation for the purpose of purchasing residential care, custody, treatment, training, and education for the mentally retarded.

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

Senator Longmire moved that the Senate recess until 1:30 p.m., February 20, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-EIGHTH DAY AFTER RECESS AND
THIRTY-NINTH DAY

Bismarck, February 20, 1969

The Senate convened at 1:30 P.M., pursuant to recess taken, the President presiding.

MESSAGE FROM THE GOVERNOR

February 7, 1969

The Honorable Richard F. Larsen
Lt. Governor of North Dakota
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

Today I signed the following Senate Bill:
Senate Bill No. 69

Sincerely,
WILLIAM L. GUY
Governor

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 103, 105, 279, 300, 355, 365, 373, 379, 400, 429 and House Bill No. 60, be dispensed with, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 103 as recommended by the Committee on State and Federal Government, and printed on page 471 of the Senate Journal, be adopted, which motion lost.

Senator Forkner moved that the amendments to Senate Bill No. 105 as recommended by the Committee on Transportation and printed on page 550 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernet moved that the amendments to Senate Bill No. 279 as recommended by the Committee on Industry, Business and Labor, and printed on page 551 of the Senate Journal, be adopted.

Senator Strinden moved that the amendments to Senate Bill No. 279 be laid on the table, which motion lost.

The question being on the motion of Senator Hernet that the amendments to Senate Bill No. 279 be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 300 as recommended by the Committee on Natural Resources, and printed on pages 551, 552 and 553 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to Senate Bill No. 355 as recommended by the Committee on Finance and Taxation and

printed on pages 554 and 555 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 365 as recommended by the Committee on Transportation and printed on pages 555 and 556 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 373 as recommended by the Committee on Industry, Business and Labor and printed on pages 556 and 557 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 379 as recommended by the Committee on Industry, Business and Labor and printed on page 557 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to Senate Bill No. 400 as recommended by the Committee on Judiciary, and printed on page 557 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to Senate Bill No. 429 as recommended by the Committee on Education, and printed on page 558 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 60 as recommended by the Committee on Judiciary and printed on page 558 of the Senate Journal, be adopted, which motion prevailed.

MOTIONS

Senator Sorlie moved that Senate Bills Nos. 9, 11, 102 and 138 be returned to the Senate from the Committee on Appropriations, which motion prevailed.

Senator Sorlie moved that Senate Bills Nos. 9, 11, 102 and 138 be placed on the calendar, which motion prevailed.

Senator Melland moved that Senate Bill No. 138 be placed ahead of Senate Bill No. 9 on the calendar, which motion prevailed.

Senator Melland moved that Senate Bill No. 379 be placed on the calendar ahead of Senate Bill No. 380, which motion prevailed.

Senator Nothing moved that Senate Bill No. 87 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Nothing requested the unanimous consent of the Senate to withdraw Senate Bill No. 87, which request was granted.

Senator Hernettt moved that Senate Bills Nos. 279 and 373 be re-printed, which motion prevailed.

Senator Roen moved that the Senate reconsider the action by which Senate Bill No. 306 was lost.

The President ruled that a two-thirds vote was required and that the rules must be suspended in order for the Senate to take this action, and cited Section 457 of Mason's Manual of Legislative Procedure, sub-section 2 as an authority for the rule.

Senator Roen requested that his motion to reconsider be withdrawn, which request was granted.

Senator Roen moved that the rules be suspended and the Senate reconsider the action by which Senate Bill No. 306 was lost, which motion lost.

Senator Unruh moved that the Senate reconsider the action by which Senate Bill No. 48 was lost, which motion lost.

Senator Coughlin moved that the Senate reconsider the action by which Senate Bill No. 409 was lost, which motion prevailed.

SECOND READING OF A SENATE BILL

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; 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.

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, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Kautzmann	Meschke	Roen
Butler	Larson, L.	Mutch	Stafne
Coughlin	Litten	Nething	Stroup
Doherty	Longmire	Rait	Unruh
Forkner	Lowe	Ringsak	Van Horn
Goldberg	Melland	Robinson	Wilhite
Holand			

Those voting in the negative were:

Becker	Kelly	Pyle	Strinden
Chesrown	Larson, G.	Redlin	Thoreson
Decker	Lips	Ruemmele	Torgerson
Freed	Luick	Sands	Trenbeath
Hernett	Morgan	Schultz	Wenstrom
Jacobson	Nasset	Sorlie	

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate No. 1 has had the same under consideration and recommends that the same be amended as follows:

In line 19 delete the figures "6,528,605.00" and insert in lieu thereof the figures "7,231,255.00".

In line 20 delete the figures "13,781,345.00" and insert in lieu thereof the figures "13,078,695.00".

In line 24 delete the figures "14,411,345.00" and insert in lieu thereof the figures "13,708,695.00".

In line 40 delete the figures "5,592,384.00" and insert in lieu thereof the figures "6,260,027.00".

In line 41 delete the figures "11,430,747.00" and insert in lieu thereof the figures "10,763,104.00".

In line 44 delete the figures "11,830,747.00" and insert in lieu thereof the figures "11,163,104.00".

In line 52 delete the figures "179,332.00" and insert in lieu thereof the figures "215,336.00".

In line 53 delete the figures "662,327.00" and insert in lieu thereof the figures "626,323.00".

In line 63 delete the figures "875,123.00" and insert in lieu thereof the figures "839,119.00".

In line 64 delete the figures "875,123.00" and insert in lieu thereof the figures "839,119.00".

In line 71 delete the figures "390,808.00" and insert in lieu thereof the figures "442,758.00".

In line 72 delete the figures "966,616.00" and insert in lieu thereof the figures "914,666.00".

In line 77 delete the figures "1,016,412.00" and insert in lieu thereof the figures "964,462.00".

In line 84 delete the figures "2,027,198.00" and insert in lieu thereof the figures "2,283,373.00".

In line 85 delete the figures "4,253,262.00" and insert in lieu thereof the figures "3,997,087.00".

In line 89 delete the figures "4,513,262.00" and insert in lieu thereof the figures "4,257,087.00".

In line 96 delete the figures "991,122.00" and insert in lieu thereof the figures "1,127,721.00".

In line 97 delete the figures "2,572,986.00" and insert in lieu thereof the figures "2,436,387.00".

In line 103 delete the figures "2,657,986.00" and insert in lieu thereof the figures "2,521,387.00".

In line 110 delete the figures "1,523,642.00" and insert in lieu thereof the figures "1,776,992.00".

In line 111 delete the figures "3,701,016.00" and insert in lieu thereof the figures "3,447,666.00".

In line 115 delete the figures "3,803,516.00" and insert in lieu thereof the figures "3,550,166.00".

In line 122 delete the figures "591,000.00" and insert in lieu thereof the figures "636,926.00".

In line 123 delete the figures "1,578,734.00" and insert in lieu thereof the figures "1,532,808.00".

In line 127 delete the figures "1,674,734.00" and insert in lieu thereof the figures "1,628,808.00".

In line 134 delete the figures "808,000.00" and insert in lieu thereof the figures "939,000.00".

In line 135 delete the figures "2,276,248.00" and insert in lieu thereof the figures "2,145,248.00".

In line 139 delete the figures "2,386,248.00" and insert in lieu thereof the figures "2,255,248.00".

In line 141 delete the figures "44,076,198.00" and insert in lieu thereof the figures "41,794,901.00".

After line 165 insert the following:

"SECTION 5. INTENT.) It is the intent of the legislature that the institutions under the control of the board of higher education shall increase resident student tuition by fifty dollars per school year and nonresident tuition by seventy-five dollars per school year. Such additional income as may be collected under this section shall be deposited in the various college and university operating funds in the state treasury and expended only pursuant to legislative appropriation. It is the intent of the legislature that such additional moneys or so much thereof as may be necessary shall be expended

to maintain the various college and university programs as recommended in the executive budget.

SECTION 6. APPROPRIATION FOR UNIVERSITY OF NORTH DAKOTA MEDICAL CENTER REHABILITATION HOSPITAL.) There is hereby appropriated out of any moneys not otherwise appropriated, derived from gifts, grants, contracts, sales, services, and other income of the university of North Dakota medical center rehabilitation hospital, \$1,545,890.00, or so much thereof as may be necessary to pay the operation, maintenance, equipment, and general expenses of the hospital for the biennium beginning July 1, 1969, and ending June 30, 1971, in the sums set forth as follows:

Salaries and Wages	\$1,317,879.00
Fees and Services	118,974.00
Supplies and Materials	93,104.00
Equipment	15,933.00
TOTAL	\$1,545,890.00

Any excess income derived from gifts, grants, contracts, sales, services, and other income is hereby appropriated and may be expended only upon authorization by the Emergency Commission."

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 for higher education to continue at the level allowed by the executive budget but to relieve the general fund from extra funding by tuition increases.

It is the interest of the committee that all major functions of the state be represented in appropriation bills thus the University of North Dakota Medical Center Rehabilitation Hospital was included.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 33 has had the same under consideration and recommends that the same be amended as follows:

In line 40 delete the following: "the institutions"

In line 41 delete the following: "under the control of the board of higher education"

In line 95 delete the word "board" and insert in lieu thereof the word "bureau"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of the committee is to put all control of data processing equipment in the hands of the department of accounts and purchases.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 149 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion lost.

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 156 has had the same under consideration and recommends that the same be amended as follows:

In line 3 of the title after the word "therefrom" insert the following: ", and declaring an emergency"

In line 35 of the bill after the word "corporation" insert the following: ", a cooperative association"

At the end of line 36 insert the following:

"10. Transactions by building and loan associations under chapter 7-02.

11. Transactions by credit unions under chapter 6-06.

SECTION 2. EMERGENCY.) This Act is declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 the fourth line of the title, delete the word "section" and insert in lieu thereof the word "sections"; and after the numerals "15-39-14" and before the comma, insert the following: "and 15-39-17"

In the sixth line of the title following the word "assessment" and after the comma, insert the words "forwarding of assessment,"

In line 5 after the word "salary" insert the following language "for the teachers' insurance and retirement fund." and insert triple parentheses before the word "as"

In line 6 delete the triple parentheses before the word "as"

In line 15 insert triple parentheses after the period

In line 23 after the word "shall" insert the following language:

"be assessed three percent per annum but"; and after the word "of" insert the words "one hundred"

In line 25 after the word "position" insert a period and insert triple parentheses before the comma

In line 29 delete the word "four" and insert in lieu thereof the following language: **"Teachers employed on a full-time basis shall be assessed three";** and delete the the words **"three hundred"** and insert in lieu thereof the words **"two hundred twenty-five"**

After line 30 insert the following new section:

"SECTION 2. AMENDMENT.) Section 15-39-17 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-39-17. ASSESSMENTS AND CONTRIBUTIONS AND STATEMENTS THEREOF TO BE FORWARDED TO COUNTY TREASURER.) The disbursing officers of each school district, and of each county, between June twentieth and June thirtieth of each year, shall forward to the treasurer of the county the assessments deducted and retained as provided in this chapter, and in addition thereto, contributions to the fund in an amount equal to assessments

shall be set aside from funds available for the payment of the salary of the teachers, except that no contribution by any school district, as determined by a teacher's contribution, shall exceed (((four))) **two** percent of the teacher's salary or **one hundred fifty** dollars per year as matching fund for any one teaching position ((, where the teacher has eight or less years of service as a teacher or in excess of one hundred twenty dollars per year as matching fund for any one teaching position, where the teacher has more than eight years of service as a teacher))). Such contributions shall be forwarded to the treasurer of the county. Provided, however, that if a teacher fails to complete the term, the district shall not be required to match said teacher's salary in entirety but shall pay the proportional part of the maximum assessments required for the time that teacher taught, unless such requirement increases the amount of assessments to be paid in which event the assessments shall be that computed on the actual salary the teacher received. Said disbursing officer shall forward the contributions with a statement, verified by the clerk of the school district or the county auditor, as the case may be, and containing the following information:

1. The name and monthly salary of each teacher;
2. The number of months of school taught during the school year for which the statement is made by each teacher in the public schools of the district or school organization over which the governing board has jurisdiction;
3. The number of months during which schools were operated in each district or school organization in the year covered by the report;
4. The total salary of each teacher;
5. The total amount withheld from the salary of each teacher and contributed by the school district or county in accordance with the provisions of this chapter;
6. The total amount withheld from the salaries of all the teachers in the district or school organization for the school year next preceding; and
7. The total number of years each teacher listed in the report has taught in the public schools of the state."

In line 58 place triple parentheses before the word "thirty" and after the word "thousand" and insert in lieu thereof the words "**thirty-seven thousand five hundred**"

In line 104 delete the numerals "39-15" and insert in lieu thereof the numerals "**15-39**"

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 259 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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:

Delete all of lines 38 through 43 and insert in lieu thereof the following: "**Provided, however, that no district shall be required to hold an election to levy an amount equal to the product of multiplying the resident pupil enrollment in the district less the number of**

pupils for whom payment is claimed under Public Law 874 by forty-two percent of the state average per pupil expenditure for current operating expenses of the school year for which the most recent compilation of data is available if the high school enrollment is three hundred or less and by forty percent of the state average per pupil expenditure for current operating expense of the school year for which the most recent compilation of data is available if the high school enrollment is three hundred one or more;"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 296 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 303 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: The majority of 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.

For the Majority:

Senator Becker
 Senator Torgerson
 Senator Butler
 Senator Decker
 Senator Thoreson

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Mr. President: The minority of 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 do pass.

For the Minority:

Senator Doherty
 Senator Rait
 Senator Unruh
 Senator Wilhite

Senator Wilhite moved that the report of the minority be substituted for the report of the majority.

Senator Becker moved that consideration of the committee report on Senate Bill No. 338 be laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 342 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate 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 following the numerals "54-49-03" insert the following: "and section 54-49-04"

In the last line of the title following the word "council" and before the period insert the words "and the time of meeting"

In line 20 following the period insert the following new section: "SECTION 2. AMENDMENT.) Section 54-49-04 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-49-04. PROCEDURE.) The governor shall call the first meeting of the council within sixty days after the effective date of this chapter at the state capitol, at which meeting the council shall elect from within its own body a "working chairman" and a secretary. Following organization, meetings may be called by the working chairman or, at the request of any six members, may be held as often as necessary but not less than ((two times each year)) **once each three month**, which meeting shall be given publicity through the usual news channels. A majority of members shall constitute a quorum."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 351 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 357 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 362 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 line 44 insert triple parentheses before and after the words "agricultural college" and insert in lieu thereof **"North Dakota state university"**

In line 46 insert triple parentheses before and after the words "normal schools and"

In line 139 delete the triple parentheses before the word "either" and after the word "both"; and delete the word **"one"**

Delete lines 151 through 155 inclusive

In line 161 place triple parentheses before the word **"In"**

In line 163 delete the triple parentheses before and after the word "or"; delete the comma following the word "or"; and delete the words **"or option"**

In line 166 place triple parentheses following the period after the word **"beneficiary"**

In line 169 delete the comma following the word **"one"** and insert in lieu thereof the word **"or"**

In line 170 delete the words **"or option three"** and insert in lieu thereof the following: **"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"**

In line 174 delete the triple parentheses before the word "option" and following the comma after the word **"two"**

In line 175 delete the words **"any of the options"**

In line 178 place triple parentheses before the word **"A"**

In line 180 place triple parentheses following the period after the word **"effective"**

In line 181 place triple parentheses before the word **"who"** and after the word **"board"**

In line 185 place triple parentheses before and after the word **"previously"**

In line 186 place triple parentheses before and after the word **"teacher"** and insert in lieu thereof the word **"beneficiary"**

In line 203 delete the word **"nine"** and insert in lieu thereof the word **"twenty-four"**

In line 207 delete the word **"nine"** and insert in lieu thereof the word **"twenty-four"**

In line 223 place triple parentheses before the word **"of"**

In line 224 place triple parentheses after the word **"annum"** and insert in lieu thereof the words **"equal to the rate being paid on one-year certificates of deposit by the Bank of North Dakota"**

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HOLLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 385 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 386 has had the same under consideration and recommends that the same be amended as follows:

In the second line of the title delete the word "and"

Delete the third through the seventh line of the title

In the eighth line of the title delete the following language: "welfare board of North Dakota"

In the tenth line of the title after the word "administration" delete the comma and substitute in lieu thereof a period

Delete the eleventh through the twelfth line of the title

Delete lines 7 through 219 inclusive

Renumber the lines and sections accordingly.

And when so amended recommends the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

MOTION

Senator Ringsack moved that the rules be suspended and that Senate Bill No. 386 be placed on the sixth order of business, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Ringsack moved that the amendments to Senate Bill No. 386 be adopted, which motion lost.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and resolution:

Senate Bill No. 40
 Senate Bill No. 99
 Senate Bill No. 200
 Senate Bill No. 230
 Senate Bill No. 250
 Senate Bill No. 340
 Senate Bill No. 420
 Senate Bill No. 447
 Senate Bill No. 452
 Senate Bill No. 459
 Senate Concurrent Resolution No. 15

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 114
 Senate Bill No. 329

And find the same correctly Re-engrossed.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

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 find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 408 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 410 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 411 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 416 has had the same under consideration and recommends that the same be amended as follows:

In the fourth line of the title delete the words "for the participation of a designated state committee"

In the fifth line of the title delete the following: "in such agreements;" and insert in lieu thereof the words "and providing"; and delete the following: "; and providing an appropriation"

In line 15 after the word "financially" insert the words "and educationally"

In line 19 insert a period after the word "growth" and delete the words "under the provisions of"

In line 20 delete the following: "chapter 10-30."

In line 23 insert a period after the word "corporation" and delete the following", plus such amount as may be paid to"

Delete line 24

Delete lines 43 through 77 inclusive

After line 77 insert the following new section:

"SECTION 3. DECLARATION OF LEGISLATIVE INTENT.) It is hereby declared to be the intent of the legislative assembly to promote the growth and development of small industry, and to assist in the creation and expansion of local skills and talents in North Dakota."

Delete lines 88 through 95 inclusive

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of the committee is to preserve the idea of the bill, but save the state expense in the implementation.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 421 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Senator Decker moved that the rules be suspended and that the committee report on Senate Bill No. 421 be laid over one legislative day, which motion lost.

The question being on the motion of Senator Becker that the committee report on Senate Bill No. 421 be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 422 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 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.

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

SECTION 1. DEFINITIONS.) As used in this Act:

1. "Law enforcement officer" means any sheriff, sheriff's deputy, police chief, policeman, fireman, and any investigator or detective employed by a political subdivision on a salaried basis to perform police duties.

SECTION 2. POLITICAL SUBDIVISIONS AUTHORIZED TO PURCHASE INSURANCE ON THE LIFE OF LAW ENFORCEMENT OFFICER — BENEFITS PAYABLE TO DEPENDENT SURVIVOR.) Any political subdivision may purchase insurance on the life of a law enforcement officer employed by that political subdivision. Such insurance policy shall be purchased from an insurance company licensed to do business in this state. If the insurance is purchased, the officer insured thereunder may designate his dependent survivor or survivors to whom the death benefit provided under the policy shall be paid. The word "dependent" shall mean that the deceased officer provided some financial support within one year before his death to the survivor and shall be liberally construed for the purposes of this section. In the event the officer has not designated his dependent survivor or survivors, the death benefit payable shall be paid to his closest survivor in the following order:

1. Wife
2. Children
3. Parent
4. Brother or sister

except that if there be more than one qualifying survivor in categories 2, 3, or 4, the death benefit shall be paid in equal shares to the survivors in that category. The death benefit provided by an insurance policy purchased pursuant to this section shall not exceed the amount of ten thousand dollars on the life of one law enforcement officer. Any death benefit paid due to purchase of an insur-

ance policy under the provisions of this section shall be in addition to any benefits paid due to the death of that officer under any other provisions of law.”

And renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 424 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted.

Senator Ringsak moved that the rules be suspended and that the committee report on Senate Bill No. 424 be laid over one legislative day, which motion lost.

The question being on the motion of Senator Ringsak that the committee report on Senate Bill No. 424 be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion lost.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 426 has had the same under consideration and recommends that the same be amended as follows:

At the end of line 142 add the following two sections:

“SECTION 9. EFFECTIVE DATE — ELECTION.) This Act shall become effective on the first day of July, 1971, unless such effective date is accelerated as hereinafter provided. This Act shall be placed on the ballot, by its ballot title at the next general election, and, if approved by the voters, shall become effective immediately upon such approval.

SECTION 10. SAVINGS CLAUSE.) If any section of this Act is for any reason held to be unconstitutional, such decision shall not effect the validity of the remaining portions of the Act.”

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 19 after the word **“hundred”** delete **“forty”** and insert in lieu thereof **“thirty”**

In line 27 after the numerals **“15-40-24”** insert the following: **“for the school year of 1970-1971”**

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 4 of the title after the comma delete the remainder of the line and insert in lieu thereof "by the North Dakota state hospital."

Delete lines 1 through 9 and insert in lieu thereof the following language:

"SECTION 1.) The state health officer of the state department of health under conditions hereafter stated, is authorized to negotiate the sale of certain land owned by the state of North Dakota, which land consists of and is described as the northeast quarter of the northeast quarter of section eight, township one hundred thirty-nine, range sixty-three, Stutsman County, North Dakota, of which a portion of such land was formerly used for agricultural purposes by the state hospital.

The board of university and school lands shall cause the above described property to be appraised and set the minimum sale price for said land. The state health officer shall under no conditions negotiate a price for the sale of the land in an amount less than 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."

Delete all of lines 19 through 21

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 444 has had the same under consideration and recommends that the same be amended as follows:

In line 30 after the figure "5,000.00" insert the following: "out of the general fund in the state treasury,"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent is to clarify the source of the funds.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 451 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 455 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 "purposes" insert the following: ", and providing an effective date"

In line 58 insert triple parentheses before the word "Should"

In line 59 delete the triple parentheses before and after the word "yearly"

In line 60 delete the word "monthly"

In line 63 place triple parentheses after the word and period "license."

After line 63 insert the following new language:

"Should the ownership of a motorboat change, a new application form with a transfer fee of one dollar shall be filed with the department. The same certificate number shall remain valid for the remainder of the year. When a boat first becomes subject to licensing during the calendar year, the license fee for the remainder of the year shall be prorated on a monthly basis. License fees paid prior to the effective date of this Act shall be credited to the owner of the motorboat at the time the owner first licenses his boat under the schedule set forth in this chapter."

Delete lines 73 through 79 and insert in lieu thereof the following:

"61-27-03.1 LICENSE FEES.) The license fee required by this chapter shall be three dollars if the boat is propelled by a motor or motors having less than ten horsepower; six dollars if the boat is propelled by a motor or motors having ten but less than twenty-five horsepower; ten dollars if the boat is propelled by a motor or motors having twenty-five horsepower but less than fifty horsepower; and fifteen dollars if the boat is propelled by a motor or motors having fifty horsepower and more."

Following line 81 insert the following new section:

"SECTION 6. EFFECTIVE DATE.) This Act shall become effective on January 1, 1970, and it is the legislative intent that these moneys collected from this license fee source shall be used for improving the boating facilities and the recreational areas of the state."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 457 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 458 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

The President requested the President Pro Tem to preside and President Pro Tem Roen presided.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Bill No. 464 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 466 has had the same under consideration and recommends that the same be amended as follows:

In line 9 after the word "which delete the words "as a matter"

In line 10 delete the words "of state public policy"

In line 13 after the word "for" delete "a specially"

Delete all of lines 14, 15, and 16

In line 17 delete "matter" and insert in lieu thereof the word "or"

After line 50 add the following paragraphs:

"6. "Nudity" means the showing of the unclothed human man or woman posed or presented in a manner to provoke or arouse lust or passion, or manifestly to corrupt the morals of youth.

7. "Sexual conduct" means act of masturbation, homosexuality, sexual intercourse, or physical contact with a persons unclothed genitals, pubic area, buttocks, or, if such a person be a female, breast.

8. "Sexual excitement" means the condition of human male or female genitals when in a state of sexual stimulation or arousal.

9. "Sado-masochistic abuse" means flagellation or torture by or upon a person clad in undergarments, a mask or bizarre costume, or the condition of being fettered, bound or otherwise physically restrained on the part of one so clothed."

In line 58 after the word "obscene" delete the words ", lewd, salacious, or lascivious"

In line 60 delete the comma after the word "obscene"

In line 61 delete the words "lewd, salacious, or lascivious"

In line 79 after the word "any" insert the word "obscene"

In line 82 after the word "of" delete "illicit sex or sexual immorality or perversion," and all of lines 83, 84, 85, 86, 87, and in line 88 the words "immoral use" and insert in lieu thereof the following: "nudity, sexual conduct, sexual excitement or sado-masochistic abuse, as these terms are defined herein"

Delete lines 94 through 100 and insert the following:

"SECTION 4. DEFENSES AND EXCEPTIONS.) No person shall be guilty of a violation under this section:

1. For any sale to a minor where such person had reasonable grounds to believe that the minor involved was eighteen years old or more and such minor exhibited to such person a draft card, driver's license, birth certificate or other official document purporting to establish that such minor was eighteen years old or more.
2. For any sale where the minor is accompanied by a parent or guardian.
3. Where such person is a bonafide school museum or public library or is acting in his capacity as an employee of such organization or as a retail outlet affiliated with and serving the educational purposes of such organization."

In line 106 after the word "in" delete "subsection 3 of"

In line 107 after the word "Act" delete the words "reasonably believed by the purchaser or consignee" and in line 108 delete the following words: "to be obscene, lewd, salacious, or lascivious,"

In line 121 after the word "Every" delete the word "person" and insert in lieu thereof the words "peace officer"

Delete all of lines 154 through 157

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 467 has had the same under consideration and recommends that the same do pass.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 468 has had the same under consideration and recommends that the same do pass.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations 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 7 delete the figure "4,000.00" and insert in lieu thereof the figure "3,000.00"

In line 9 delete the figure "5,000.00" and insert in lieu thereof the figure "3,000.00"

In line 10 delete the figure "3,000.00" and insert in lieu thereof the figure "1,000.00"

In line 11 delete the figure "4,000.00" and insert in lieu thereof the figure "2,000.00"

In line 12 delete the figure "3,000.00" and insert in lieu thereof the figure "1,000.00"

In line 13 delete the figure "3,000.00" and insert in lieu thereof the figure "1,000.00"

In line 14 delete the figure "3,000.00" and insert in lieu thereof the figure "2,000.00"

In line 15 delete the figure "3,000.00" and insert in lieu thereof the figure "1,000.00"

In line 16 delete the figure "3,000.00" and insert in lieu thereof the figure "1,000.00"

In line 17 delete the figure "3,000.00" and insert in lieu thereof the figure "1,000.00"

In line 26 delete the figure "84,000.00" and insert in lieu thereof the figure "44,000.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of the committee is to authorize expense account increases for state officials commensurate with the responsibilities of the office.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 475 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 476 has had the same under consideration and recommends that the same be amended as follows:

In line 1 of the title delete the word "sections" and insert in lieu thereof the word "section"

In line 1 of the title delete the following: "50-09-21, 50-24-20 and"

In line 3 of the title delete the following: "aid to dependent"

In line 4 delete the following: "children, aid to the aged, blind, or disabled, and"

Delete all of lines 1 through 22

In line 23 after "SECTION" delete the numeral 3 and insert in lieu thereof the numeral 1

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 to allow the counties to share more substantially in the welfare program at the local level for medical assistance.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 477 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted.

Senator Holland moved that rules be suspended and that the committee report on Senate Bill No. 477 be laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 478 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted.

Senator Sorlie moved that the rules be suspended and that the committee report on Senate Bill No. 478 be laid over one legislative day, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution No. 8 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 18 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 27 has had the same under consideration and recommends that the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution No. 55 has had the same under consideration and recommends that the same do pass and be rereferred to the Legislative Research Resolutions Committee.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed and Senate Concurrent Resolution No. 55 was re-referred to the Legislative Research Resolutions Committee, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution No. 56 has had the same under consideration and recommends that the same do pass and be rereferred to the Legislative Research Resolutions Committee.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed and Senate Concurrent Resolution No. 56 was re-referred to the Legislative Research Resolutions Committee, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred Senate Concurrent Resolution No. 61 has had the same under consideration and recommends that the same be amended as follows:

Delete lines 101 through 113 and insert in lieu thereof the following:

"BE IT FURTHER RESOLVED, that such study shall be a three-phase study and during the biennium ending June 30, 1971, the Committee shall study and report upon the following elements:

1. A review of the legal basis of the current tax structure;
2. A review of the current and potential productivity of the existing tax structure, which review would involve both an historical as well as a projected analysis of revenue from current tax sources and the correlation of such actual and projected revenue with significant economic indicators; and
3. The measurement of the impact of the present North Dakota tax structure on various classes and segments of the North Dakota population.

The Committee on Appropriations shall add the sum of \$26,000.00 to the budget of the Legislative Research Committee for the purpose of implementing Phase I of the study.

The Committee shall contract with such consultants as may be necessary to conduct such study and shall make its report and recommendations, together with the findings and recommendations of the consultants and other personnel employed by it to aid in carrying out the study, with any legislation necessary to carry out such recommendations, to the Forty-second Legislative Assembly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent of the committee is to provide for phase 1 of the tax study at a saving to the general fund from the original bill.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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

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 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

MOTIONS

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-NINTH DAY

Bismarck, February 20, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Warren K. Johnson, First Lutheran, Bismarck.

God of all nations and all people, as a segment of this democracy we bow before Thee seeking guidance.

The problems often seem so great that they have no answer. Help us to see beyond the confusion of our day and rightly behold Thee.

Thy Word has promised perfect peace to the one whose mind is stayed on Thee. Give us grace to do our very best in seeking good answers to hard problems.

Watch over our health and well-being as we give of self in serving the state.

We pray for the day when "swords will be beaten into plowshares and spears into pruning hooks" and all mankind will dwell together as brothers.

Amen.

Roll call: All Senators present except Senators Christensen and Freed.

A quorum was declared by the President.

CORRECTION AND REVISION OF JOURNAL

Mr. President: 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:

On page 554, in line 5 from the bottom, correct the spelling of the word "exceeding", and in line 7 from the bottom, correct the spelling of the word "form".

On page 567, in line 10, correct the spelling of the word "deemed".

On page 578, after the last line insert the following: "The President then resumed the chair and presided."

On page 583, in line 18, correct the spelling of the word "preparation".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS AND
A CONCURRENT RESOLUTION

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.

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.

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 first time and referred to the committee on State and Federal Government.

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.

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.

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.

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.

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.

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 and Veterans' Affairs.

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, Business and Labor.

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.

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 first time and referred to the committee on State and Federal Government.

Senator Longmire moved that after the reading of Senate Bills Nos. 138, 9, 11, 102, 103, 105, 149, 251, 267, 279, 300, 338, 355, 365, 373, 379, 386, 400, 410, 425, 429, 451, 457, 464, 467, 468, 473, 474, 475, and Senate Concurrent Resolutions Nos. 27, 39, and 65, that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGE TO THE HOUSE

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

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

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 Natural Resources.

Senator Wilhite moved that the rules be suspended, that Senate Concurrent Resolution No. 70 be not printed as a bill but printed in the Journal, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 70

Introduced by Committee on Delayed Bills

A concurrent resolution relating to the import of crude oil and the determination of available supplies for national defense purposes.

1. WHEREAS, it is recognized by the government of the United States and all responsible parties that a firm, reliable domestic source of crude oil is essential for our national defense; and

WHEREAS, United States import policies have recognized that in the event of a national emergency crude oil supplies on the North American Continent are a more reliable source of supply than those located in South America or the far-off Middle East and, consequently, unlimited overland import of crude oil has been permitted from Canada and Mexico; and

WHEREAS, the Dominion of Canada exported in excess of an average of five hundred thousand barrels of crude oil each day last year to the United States and imported in excess of an average of four hundred eighty-five thousand barrels daily from overseas for its own domestic needs, thereby leaving Canada with an actual available surplus of fifteen thousand barrels of oil per day that was over and above its domestic needs; and

WHEREAS, it must be recognized that if the United States should become involved in an international crisis, in all probability the source of crude oil imports to both the United States and Canada would be eliminated, thereby forcing the Canadian government in its national interest to retain all of its domestic crude oil supply that it presently exports to the United States, which retention would then force the United States to rely only on its presently inadequate daily crude oil productive capacity; and

WHEREAS, the export of Canadian produced oil to the United States' market and the import of overseas oil for Canadian domestic consumption results in an undeserved advantage to the Canadian economy of approximately five hundred thousand dollars daily;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Legislative Assembly urge the government of the United States to permit the import by overland routes from any other country only in such amount as such country's crude oil production exceeds its domestic consumption, and then only if such country is relying solely on overland crude oil for supplying its domestic needs, thereby assuring the development of domestic supplies of crude oil to meet the requirements of the United States in a national emergency; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to the United States Secretary of Interior, the United States Secretary of State, the United States Secretary of Defense, and each member of the North Dakota congressional delegation.

FIRST 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.

Which was read the first time.

Senator Longmire moved that the rules be suspended, that House Concurrent Resolution No. 57 be not referred to a committee but placed on second reading and final passage, which motion prevailed.

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.

Senator Longmire moved that House Concurrent Resolution No. 57 be adopted, which motion prevailed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Ringsak moved that the Senate do concur in the House amendments to Senate Bill No. 90, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 90 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Holand	Meschke	Sands	Wenstrom
Jacobson	Morgan	Schultz	Wilhite

Those voting in the negative were:

Hernett Nothing

Absent and not voting:

Christensen Freed Lips

So the bill passed and the title was agreed to.

Senator Ringsak moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 7, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Concurrent Resolution No. 7 be deemed properly engrossed

and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 37; nays, 7; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Kautzmann	Meschke	Sorlie
Butler	Kelly	Morgan	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Litten	Rait	Trenbeath
Forkner	Longmire	Redlin	Unruh
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Ruemmele	Wilhite
Jacobson			

Those voting in the negative were:

Doherty	Nething	Schultz	Torgerson
Mutch	Sands	Thoreson	

Absent and not voting:

Becker	Freed	Lips	Roen
Christensen			

So the resolution was declared adopted.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 516 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Litten	Rait	Thoreson
Decker	Longmire	Redlin	Torgerson
Doherty	Lowe	Ringsak	Trenbeath
Forkner	Luick	Robinson	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson			

Absent and not voting:

Christensen	Freed	Lips	Roen
-------------	-------	------	------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 517 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nothing	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:

Christensen	Freed	Lips
-------------	-------	------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 517 of the Senate Journal, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Thoreson
Decker	Larson, L.	Pyle	Torgerson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Redlin	Unruh
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite

Those voting in the negative were:

Coughlin	Robinson	Schultz	Stroup
Mutch	Sands		

Absent and not voting:

Christensen	Freed	Lips
-------------	-------	------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 518 of the Senate Journal, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Kelly	Nething	Stafne
Chesrown	Larson, G.	Pyle	Strinden
Decker	Larson, L.	Rait	Stroup
Forkner	Longmire	Redlin	Trenbeath
Hernett	Lowe	Ringsak	Unruh
Holand	Melland	Robinson	Van Horn
Jacobson	Meschke	Ruemmele	Wenstrom
Kautzmann	Morgan	Sorlie	Wilhite

Those voting in the negative were:

Becker	Goldberg	Nasset	Schultz
Butler	Litten	Roen	Thoreson
Coughlin	Luick	Sands	Torgerson
Doherty	Mutch		

Absent and not voting:

Christensen	Freed	Lips
-------------	-------	------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 518 and 519 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:

Christensen	Freed	Lips
-------------	-------	------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 519 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Trenbeath
Doherty	Lowe	Robinson	Torgerson
Forkner	Luick	Roen	Unruh

Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:

Christensen	Freed	Lips
-------------	-------	------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 520 of the Senate Journal, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen	Lips	Nasset	Schultz
Freed			

So the bill passed and the title was agreed to.

Senate Bill No. 420. A Bill for an Act to create and enact subsection 7 of section 57-39.2-14, and to amend and reenact subsection 2 of section 57-39.2-01 and subsections 6 and 9 of section 57-40.2-01 of the North Dakota Century Code, relating to the exemption of newspapers from sales and use tax, and permits for sales tax.

Which has been read.

Senator Becker moved that Senate Bill No. 420 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 251 of the Senate Journal, the roll was called and there were ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Schultz
Berube	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nothing	Stafne
Chesrown	Larson, G.	Pyle	Strinden
Coughlin	Larson, L.	Rait	Stroup
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh

Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke		

Those voting in the negative were:

Morgan	Thoreson	Wilhite
--------	----------	---------

Absent and not voting:

Christensen	Freed	Lips	Ruemmele
-------------	-------	------	----------

So the bill passed and the title was agreed to.

Senate Bill No. 448. A Bill for an Act providing for the taxation of the net income of cooperative corporations whether such income is distributed as patronage dividends or whether it is withheld by the cooperatives; and providing an effective date.

Which has been read.

Senator Longmire moved that Senate Bill No. 448 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 521 and 522, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Litten	Rait	Thoreson
Decker	Longmire	Redlin	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson			

Those voting in the negative were:

Ringsak

Absent and not voting:

Christensen	Freed	Lips
-------------	-------	------

So the bill passed and the title was agreed to.

MOTION

Senator Torgerson moved that Senate Bill No. 459 and Senate Concurrent Resolution No. 15 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Senator Holand moved that Senate Concurrent Resolution No. 69 be adopted, which motion prevailed.

MOTION

Senator Redlin moved that Senate Bill No. 230 be reprinted, 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, 54-03-08, 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 has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 524 of the Senate Journal, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Litten	Rait	Stroup
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand			

Those voting in the negative were:

Mutch	Thoreson	Torgerson	Van Horn
Robinson			

Absent and not voting:

Christensen	Freed	Lips
-------------	-------	------

So the bill passed and the title was agreed to and the emergency clause carried.

MOTIONS

Senator Longmire moved that House Bills Nos. 95, 147 and 148 be placed at the foot of the calendar, which motion prevailed.

Senator Trenbeath moved that Senate Bill No. 249 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

Senator Nothing requested that he be excused from voting on Senate Bill No. 312 because of personal interest therein, which request was granted.

Senator Ringsak requested that he be excused from voting on Senate Bill No. 312 because of personal interest therein, which request was granted.

ROLL CALL

The question being on the final passage of Senate Bill No. 312, as amended, on page 294 of the Senate Journal, the roll was called and there were ayes, 38; nays, 5; absent and not voting, 4 and 2 excused.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Stafne
Berube	Kautzmann	Nasset	Strinden
Butler	Kelly	Rait	Stroup

Chesrown	Larson, G.	Redlin	Thoreson
Coughlin	Litten	Roen	Torgerson
Decker	Longmire	Ruemmele	Trenbeath
Doherty	Lowe	Sands	Unruh
Goldberg	Luick	Schultz	Wenstrom
Hernett	Melland	Sorlie	Wilhite
Holand	Meschke		

Those voting in the negative were:
 Larson, L. Pyle Robinson Van Horn

Mutch
 Absent and not voting:
 Christensen Forkner Freed Lips

Those excused were:
 Nething Ringsak

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that Senate Bill No. 376 be placed at the foot of the calendar, which motion prevailed.

Senator Melland moved that the rules be suspended, that Senate Bill No. 379 be deemed properly engrossed, and placed on Second Reading and Final Passage, as amended, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

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, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:
 Christensen Freed Lips

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne

Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:

Christensen	Freed	Lips
-------------	-------	------

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.

Which has been read.

PROPOSED AMENDMENTS TO SENATE BILL NO. 381

Senator Melland moved that Senate Bill No. 381 be amended as follows:

In line 5 before the word "Act" insert the word "Development"

In line 10 after the word "INDUSTRIAL" insert the word "DEVELOPMENT"

In line 20 after the word "industrial" insert the word "development"

In line 83 after the word "INDUSTRIAL" insert the word "DEVELOPMENT"

Which motion prevailed.

Senator Melland moved that the rules be suspended, that Senate Bill No. 381 be deemed properly engrossed and placed on Second Reading and Final Passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 381, as amended from the floor, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:

Christensen	Freed	Lips
-------------	-------	------

So the bill passed and the title was agreed to.

Senator Longmire moved that the Senate recess until 9:00 A.M., February 21, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-NINTH DAY AFTER RECESS

Bismarck, February 21, 1969

The Senate convened at 9:00 a.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 251

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Melland moved that the reading of the amendments to Senate Bills Nos. 1, 33, 61, 156, 258, 260, 344, 371, 416, 422, 426, 432, 440, 444, 455, 466, 469 and 476, be dispensed with, which motion prevailed.

Senator Sorlie moved that consideration of the amendments to Senate Bill No. 1, be placed at the foot of the sixth order, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 33 as recommended by the Committee on Appropriations and printed on page 589 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to Senate Bill No. 156 as recommended by the Committee on Industry, Business and Labor and printed on page 590 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to Senate Bill No. 258 as recommended by the Committee on Education and printed on pages 590 and 591 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to Senate Bill No. 260 as recommended by the Committee on Education and printed on pages 591 and 592 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 344 as recommended by the Committee on Natural Resources and printed on page 593 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to Senate Bill No. 371 as recommended by the Committee on Education and printed on pages 593 and 594 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 416 as recommended by the Committee on Appropriations and printed on pages 596 and 597 of the Senate Journal, be adopted, which motion prevailed.

Senator Kautzmann moved that the amendments to Senate Bill No. 422 as recommended by the Committee on Social Welfare and Veterans' Affairs, and printed on pages 597 and 598 of the Senate Journal, be adopted, which motion prevailed.

Senator Longmire moved that consideration of the amendments to Senate Bill No. 426, be placed at the foot of the sixth order, which motion prevailed.

Senator Holand moved that the amendments to Senate Bill No. 432 as recommended by the Committee on Education and printed on page 598 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Bill No. 440 as recommended by the Committee on State and Federal Government and printed on page 599 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 444 as recommended by the Committee on Appropriations and printed on page 599 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to Senate Bill No. 455 as recommended by the Committee on Natural Resources and printed on pages 599 and 600 of the Senate Journal, be adopted, which motion prevailed.

Senator Kautzmann moved that the amendments to Senate Bill No. 466 as recommended by the Committee on Social Welfare and Veterans' Affairs, and printed on pages 600 and 601 of the Senate Journal, be adopted, which motion prevailed.

Senator Melland moved that consideration of the amendments to Senate Bill No. 469 be placed at the foot of the sixth order which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 476 as recommended by the Committee on Appropriations and printed on page 603 of the Senate Journal, be adopted, which motion prevailed.

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 300
Senate Bill No. 365
Senate Bill No. 373
Senate Bill No. 400

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 105
Senate Bill No. 279
Senate Bill No. 429

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill.

Senate Bill No. 355

And find the same correctly Re-engrossed.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Sorlie moved that the amendments to Senate Concurrent Resolution No. 61 as recommended by the Committee on Appropriations and printed on pages 604 and 605 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 1 as recommended by the Committee on Appropriations and printed on pages 587, 588 and 589 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernett moved that the amendments to Senate Bill No. 426 as recommended by the Committee on Industry, Business and Labor and printed on page 598 of the Senate Journal, be adopted.

Senator Stroup moved that the amendments to Senate Bill No. 426 be laid on the table.

Senator Pyle requested a roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Stroup, the roll was called and there were ayes, 26; nays, 22; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kautzmann	Robinson	Stroup
Berube	Kelly	Roen	Thoreson
Chesrown	Larson, L.	Ruemmele	Trenbeath
Coughlin	Luick	Sands	Unruh
Doherty	Meschke	Schultz	Van Horn
Forkner	Rait	Sorlie	Wenstrom
Holand	Redlin		

Those voting in the negative were:

Butler	Larson, G.	Morgan	Ringsak
Decker	Lips	Mutch	Stafne
Freed	Litten	Nasset	Strinden
Goldberg	Longmire	Nothing	Torgerson
Hernett	Love	Pyle	Wilhite
Jacobson	Melland		

Absent and not voting:

Christensen

So the motion prevailed.

Senator Sorlie moved that the amendments to Senate Bill No. 469 as recommended by the Committee on Natural Resources and printed on page 602 of the Senate Journal, be adopted, which motion lost.

REPORT OF STANDING COMMITTEES

The question being on the motion of Senator Wilhite that the report of the minority be substituted for the report of the majority on Senate Bill No. 338, which report was laid over one legislative day, which motion prevailed, and Senate Bill No. 338 was placed on the calendar.

The question being on the motion of Senator Holand that the committee report recommending that Senate Bill No. 477 be indefinitely postponed, which report was laid over one legislative day, which motion prevailed.

The question being on the motion of Senator Sorlie that the committee report recommending that Senate Bill No. 478 be indefinitely postponed, which report was laid over one legislative day, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

Senate Concurrent Resolution No. 71. A Concurrent Resolution requesting the Board of Higher Education to study and, if feasible, to establish a planning and training institute at one of the two state universities, or to contract with another state for the provision and use of the facilities and teaching personnel of that state by North Dakota graduate students.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 420. A Bill for an Act to create and enact subsection 7 of section 57-39.2-14, and to amend and reenact subsection 2 of section 57-39.2-01 and subsections 6 and 9 of section 57-40.2-01 of the North Dakota Century Code, relating to the exemption of newspapers from sales and use tax, and permits for sales tax.

Which has been read.

Senator Decker moved that Senate Bill No. 420 be amended as follows:

In line 49 insert triple parentheses after the word "include" and delete the triple parentheses after the word "or"

Which motion prevailed.

Senator Decker moved that the rules be suspended and that Senate Bill No. 420 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 420, as amended on pages 520 and 521 of the Senate Journal and from the floor, the roll was called and there were ayes, 17; nays, 30; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Freed	Longmire	Redlin
Berube	Hernett	Melland	Roen
Butler	Holand	Pyle	Stroup
Coughlin	Larson, L.	Rait	Wenstrom
Decker			

Those voting in the negative were:

Chesrown	Lips	Nething	Strinden
Doherty	Litten	Ringsak	Thoreson
Forkner	Lowe	Robinson	Torgerson
Goldberg	Luick	Sands	Trenbeath
Jacobson	Meschke	Schultz	Unruh
Kautzmann	Morgan	Sorlie	Van Horn
Kelly	Mutch	Stafne	Wilhite
Larson, G.	Nasset		

Absent and not voting:

Christensen	Ruemmele
-------------	----------

So the bill lost.

Senate Bill No. 448. A Bill for an Act providing for the taxation of the net income of cooperative corporations whether such income is distributed as patronage dividends or whether it is withheld by the cooperatives; and providing an effective date.

Which has been read.

Senator Decker moved that Senate Bill No. 448 be amended as follows:

In the title on line two after the word "corporations" insert ", **except rural electric or rural telephone corporations,**"

In line 16 after the word "but" insert the word "**not**"

In line 17 after the period insert the following: "For purposes of this Act, the term "cooperative corporation" shall not include any rural electric cooperative corporations or rural telephone associations or corporations organized under the provisions of chapters 10-13 and 49-21 of the North Dakota Century Code."

And renumber the lines accordingly.

Which motion prevailed.

Senator Decker moved that the rules be suspended and that Senate Bill No. 448 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 448, as amended from the floor, the roll was called and there were ayes, 19; nays, 28; absent and not voting, 2.

Those voting in the affirmative were:

Butler	Holand	Ringsak	Stroup
Coughlin	Kelly	Roen	Torgerson
Decker	Litten	Schultz	Unruh
Forkner	Mutch	Stafne	Wilhite
Goldberg	Pyle	Strinden	

Those voting in the negative were:

Becker	Kautzmann	Melland	Robinson
Berube	Larson, G.	Meschke	Sands
Chesrown	Larson, L.	Morgan	Sorlie
Doherty	Lips	Nasset	Thoreson
Freed	Longmire	Nething	Trenbeath
Hernett	Lowe	Rait	Van Horn
Jacobson	Luick	Redlin	Wenstrom

Absent and not voting:

Christensen Ruemmele

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 522 of the Senate Journal, the roll was called and there were ayes, 22; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Lowe	Ringsak	Torgerson
Coughlin	Luick	Robinson	Trenbeath
Decker	Melland	Roen	Unruh
Jacobson	Morgan	Sorlie	Wenstrom
Kelly	Nasset	Thoreson	Wilhite
Longmire	Pyle		

Those voting in the negative were:

Berube	Goldberg	Litten	Sands
Butler	Hernett	Meschke	Schultz
Chesrown	Holand	Mutch	Stafne
Doherty	Kautzmann	Nething	Strinden

Forkner	Larson, G.	Rait	Stroup
Freed	Larson, L.	Redlin	Van Horn
Absent and not voting:			
Christensen	Lips	Ruemmele	

So the bill is lost.

Senator Trenbeath changed his vote from aye to nay for the purpose of reconsideration.

MOTION

Senator Longmire moved that Senate Concurrent Resolutions Nos. 15, 27, 39, and 65, and House Bills Nos. 60, 95, 147 and 148, be placed at the foot of the calendar, which motion prevailed.

REPORTS OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

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

Were delivered to the Governor for his approval at the hour of 2:00 o'clock P.M., February 21, 1969.

SENATOR WENSTROM, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4
 Senate Concurrent Resolution No. 26
 Senate Concurrent Resolution No. 30
 Senate Concurrent Resolution No. 35

Were delivered to the Secretary of State at the hour of 2:00 o'clock P.M., February 21, 1969.

SENATOR WENSTROM, Chairman

MESSAGES FROM THE HOUSE

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 return:

Senate Bill No. 323

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL NO. 323

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.

ROY GILBREATH, Chief Clerk

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 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 transmit:

House Concurrent Resolution No. 38

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 474 of the Senate Journal, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Larson, L.	Pyle	Strinden
Berube	Litten	Rait	Stroup
Coughlin	Longmire	Redlin	Thoreson
Decker	Lowe	Ringsak	Torgerson
Doherty	Luick	Robinson	Trenbeath
Forkner	Melland	Roen	Unruh
Goldberg	Meschke	Sands	Van Horn
Jacobson	Morgan	Schultz	Wenstrom
Kelly	Nasset	Stafne	Wilhite
Larson, G.			

Those voting in the negative were:

Butler	Hernett	Kautzmann	Nothing
Chesrown	Holand	Mutch	Sorlie
Freed			

Absent and not voting:

Christensen	Lips	Ruemmele
-------------	------	----------

So the bill passed and the title was agreed to.

Senate Bill No. 376. A Bill for an Act to provide for additional compensation for the supreme and district court judges of the state.

Which has been read.

Senator Melland moved that Senate Bill No. 376 be amended as follows:

In line 5 delete the word "four" and insert in lieu thereof the word "two"

Which motion prevailed.

Senator Melland moved that the rules be suspended and that Senate Bill No. 376 be deemed properly engrossed and placed on Second Reading and Final Passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 376 as amended from the floor, the roll was called and there were ayes, 35; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Hernett	Luick	Stafne
Berube	Holand	Melland	Strinden
Butler	Jacobson	Meschke	Stroup
Chesrown	Kautzmann	Nasset	Trenbeath
Coughlin	Kelly	Nothing	Unruh
Decker	Larson, G.	Redlin	Van Horn
Forkner	Litten	Ringsak	Wenstrom
Freed	Longmire	Roen	Wilhite
Goldberg	Lowe	Sorlie	

Those voting in the negative were:

Doherty	Mutch	Robinson	Thoreson
Larson, L.	Pyle	Sands	Torgerson
Morgan	Rait	Schultz	

Absent and not voting:

Christensen Lips Ruemmele

So the bill passed and the title was agreed to.

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 21; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Larson, L.	Pyle	Striden
Berube	Lowe	Rait	Thoreson
Doherty	Meschke	Redlin	Torgerson
Holand	Morgan	Ringsak	Trenbeath
Jacobson	Mutch	Ruemmele	Unruh
Kautzmann	Nasset	Sands	Wenstrom
Kelly	Nothing		

Those voting in the negative were:

Butler	Goldberg	Luick	Sorlie
Chesrown	Hernett	Melland	Stafne
Coughlin	Larson, G.	Robinson	Stroup
Decker	Litten	Roen	Van Horn
Forkner	Longmire	Schultz	Wilhite
Freed			

Absent and not voting:

Christensen Lips

So the bill passed and the title was agreed to.

Senator Ringsak moved that the vote by which Senate Bill No. 138 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

Senator Wilhite changed his vote from nay to aye.

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.

Which has been read.

Senator Melland moved that Senate Bill No. 9 be amended as follows:

In line 3 delete the figure "277,299.00" and insert in lieu thereof the figure "595,880.00".

In line 8 delete the figure "96,193.00" and insert in lieu thereof the figure "130,142.00".

In line 11 delete the figure "24,086.00" and insert in lieu thereof the figure "24,786.00".

In line 12, delete the figure "5,000.00" and insert in lieu thereof the figure "5,500.00".

In line 14, delete the figure "150,000.00" and insert in lieu thereof the figure "431,880.00".

In line 15, delete the figure "277,299.00" and insert in lieu thereof the figure "595,880.00".

Senator Torgerson requested a recorded roll call vote, which request was granted.

The question being on the motion of Senator Melland, the roll was called and there were ayes, 21; nays, 26; absent and not voting, 2.

ROLL CALL

Those voting in the affirmative were:

Berube	Lowe	Redlin	Thoreson
Doherty	Morgan	Ringsak	Torgerson
Holand	Mutch	Ruemmele	Trenbeath
Kautzmann	Nothing	Sands	Unruh
Kelly	Rait	Strinden	Wenstrom
Longmire			

Those voting in the negative were:

Becker	Goldberg	Melland	Schultz
Butler	Hernett	Meschke	Sorlie
Chesrown	Jacobson	Nasset	Stafne
Coughlin	Larson, G.	Pyle	Stroup
Decker	Larson, L.	Robinson	Van Horn
Forkner	Litten	Roen	Wilhite
Freed	Luick		

Absent and not voting:

Christensen Lips

So the motion lost.

Senator Melland moved that Senate Bill No. 9 be amended as follows:

Delete all of line 14.

In line 3, delete the figure "\$277,299.00" and insert in lieu thereof the figure "\$127,299.00".

In line 15, delete the figure "277,299.00" and insert in lieu thereof the figure "127,299.00".

Which motion lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 9, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nothing	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Coughlin	Litten	Rait	Stroup
Decker	Longmire	Redlin	Thoreson
Doherty	Lowe	Ringsak	Torgerson
Forkner	Luick	Robinson	Trenbeath
Freed	Melland	Roen	Unruh
Goldberg	Meschke	Ruemmele	Van Horn
Hernett	Morgan	Sands	Wenstrom
Holand	Mutch	Schultz	Wilhite
Jacobson			

Those voting in the negative were:

Butler Larson, G.

Absent and not voting:

Christensen Lips

So the bill passed and the title was agreed to.

MOTION

Senator Lester Larson moved that the House be requested to return Senate Bill No. 148, which motion prevailed.

MESSAGE TO THE HOUSE

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

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 25; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kelly	Melland	Stafne
Chesrown	Larson, G.	Meschke	Stroup
Forkner	Larson, L.	Nething	Trenbeath
Hernett	Longmire	Rait	Unruh
Holand	Lowe	Ruemmele	Van Horn
Jacobson	Luick	Sorlie	Wenstrom
Kautzmann			

Those voting in the negative were:

Berube	Goldberg	Redlin	Schultz
Butler	Litten	Ringsak	Strinden
Coughlin	Morgan	Robinson	Thoreson
Decker	Mutch	Roen	Torgerson
Doherty	Nasset	Sands	Wilhite
Freed	Pyle		

Absent and not voting:

Christensen Lips

So the bill passed and the title was agreed to.

MOTION

Senator Luick moved that Senate Bill No. 103 be placed ahead of Senate Bill No. 102 on the calendar, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber
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 SENATE BILLS

Senate Bill No. 103. A Bill for an Act transferring the field enforcement functions of the weight control division of the state highway department, together with all field equipment and facilities used by the weight control division, to the state highway patrol, and to

amend and reenact sections 24-01-13, 24-03-02, 39-03A-09, 39-04-40, and 39-12-07 of the North Dakota Century Code, relating to the authority of the state highway commissioner in regulating and controlling the weight of vehicles traveling upon the state highway system.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 34; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Luick	Robinson	Strinden
Goldberg	Meschke	Sorlie	Stroup
Larson, G.	Nething	Stafne	Thoreson
Litten			

Those voting in the negative were:

Berube	Holand	Mutch	Sands
Butler	Jacobson	Nasset	Schultz
Chesrown	Kautzmann	Pyle	Torgerson
Coughlin	Kelly	Rait	Trenbeath
Decker	Larson, L.	Redlin	Unruh
Doherty	Longmire	Ringsak	Van Horn
Forkner	Lowe	Roen	Wenstrom
Freed	Melland	Ruemmele	Wilhite
Hernett	Morgan		

Absent and not voting:

Christensen	Lips
-------------	------

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Larson, L.	Rait	Strinden
Butler	Litten	Redlin	Stroup
Doherty	Longmire	Ringsak	Thoreson
Forkner	Lowe	Roen	Trenbeath
Freed	Luick	Ruemmele	Unruh
Hernett	Meschke	Sorlie	Van Horn
Holand	Morgan	Stafne	Wenstrom
Kelly	Nething		

Those voting in the negative were:

Becker	Jacobson	Mutch	Sands
Chesrown	Kautzmann	Nasset	Schultz
Coughlin	Larson, G.	Pyle	Torgerson
Decker	Melland	Robinson	Wilhite
Goldberg			

Absent and not voting:

Christensen	Lips
-------------	------

So the bill passed and the title was agreed to.

MOTION

Senator Lester Larson moved that the Senate reconsider the action by which Senate Bill No. 148 was passed, which motion prevailed.

Senator Sands moved that Senate Bill No. 148 be placed on the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 21; nays, 26; absent and not voting, 2.

Those voting in the affirmative were:

Butler	Kautzmann	Luick	Roen
Chesrown	Kelly	Melland	Sorlie
Forkner	Larson, G.	Meschke	Stafne
Freed	Longmire	Nething	Unruh
Goldberg	Lowe	Robinson	Wenstrom
Holand			

Those voting in the negative were:

Becker	Larson, L.	Redlin	Stroup
Beruba	Litten	Ringsak	Thoreson
Coughlin	Morgan	Ruemmele	Torgerson
Decker	Mutch	Sands	Trenbeath
Doherty	Nasset	Schultz	Van Horn
Hernett	Pyle	Strinden	Wilhite
Jacobson	Rait		

Absent and not voting:

Christensen	Lips
-------------	------

So the bill lost.

Senator Sands moved that the vote by which Senate Bill No. 148 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

FIRST READING OF HOUSE BILLS AND
CONCURRENT RESOLUTIONS

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.

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.

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.

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 Judiciary.

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

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.

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 first time and referred to the committee on Natural Resources.

MOTIONS

Senator Longmire moved that the rules be suspended and that Senate Bills Nos. 1, 33, 156, 258, 260, 338, 344, 371, 416, 422, 432, 440, 444, 455, 466, 469, 476, and Senate Concurrent Resolution No. 61 be placed on the calendar, which motion prevailed.

Senator Longmire moved that after the reading of Senate Bills Nos. 1, 33, 156, 258, 260, 338, 344, 371, 416, 422, 432, 440, 444, 455, 466, 469, 476, and Senate Concurrent Resolution No. 61, that the Senate recess subject to the call of the chair which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-NINTH DAY AFTER RECESS

Bismarck, February 22, 1969

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding.

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.

Which has been read.

Senator Doherty moved that Senate Bill No. 1 be amended as follows:

In line 12 following the word "follows"; delete the colon and insert the following "with the provision positions with annual salaries of \$7,500.00 or more not filled as of February 1, 1969, be eliminated and that the salaries be deducted from each institution for which that position is to be filled under the title of salaries and wages:"

Senator Doherty requested a recorded roll call vote, which request was granted.

Senator Torgerson requested a call of the Senate, which request was not granted.

ROLL CALL

The question being on the motion of Senator Doherty to amend Senate Bill No. 1, the roll was called and there were ayes, 11; nays, 34; absent and not voting, 4.

Those voting in the affirmative were:

Doherty	Nasset	Sands	Thoreson
Hernett	Roen	Schultz	Torgerson
Morgan	Ruemmele	Strinden	

Those voting in the negative were:

Becker	Holand	Lowe	Sorlie
Berube	Jacobson	Luick	Stafne
Butler	Kautzmann	Melland	Stroup
Chesrown	Kelly	Meschke	Trenbeath
Coughlin	Larson, G.	Nothing	Unruh
Decker	Larson, L.	Pyle	Van Horn
Forkner	Lips	Rait	Wenstrom
Freed	Litten	Redlin	Wilhite
Goldberg	Longmire		

Absent and not voting:

Christensen	Mutch	Ringsak	Robinson
-------------	-------	---------	----------

So the motion lost.

Senator Schultz moved that Senate Bill No. 1 be amended as follows:

In line 14 delete the figure "16,456,159.00" and insert in lieu thereof the figure "16,406,159.00".

In line 15 delete the figure "1,580,567.00" and insert in lieu thereof the figure "1,480,567.00"

In line 16 delete the figure "1,767,399.00" and insert in lieu thereof the figure "1,667,399.00"

In line 17 delete the figure "505,825.00" and insert in lieu thereof the figure "455,825.00"

In line 18 delete the figure "20,309,950.00" and insert in lieu thereof the figure "20,009,950.00"

In line 20 delete the figure "13,078,695.00" and insert in lieu thereof the figure "12,778,695.00"

In line 24 delete the figure "13,708,695.00" and insert in lieu thereof the figure "12,778,695.00"

In line 28 delete the figure "189,200.00" and insert in lieu thereof the figure "169,200.00"

In line 30 delete the figure "2,323,825.00" and insert in lieu thereof the figure "2,303,825.00"

In line 32 delete the figure "906,825.00" and insert in lieu thereof the figure "886,825.00"

In line 35 delete the figure "13,720,675.00" and insert in lieu thereof the figure "14,680,675.00"

In line 36 delete the figure "1,600,217.00" and insert in lieu thereof the figure "1,500,217.00"

In line 37, delete the figure "1,314,085.00" and insert in lieu thereof the figure "1,264,085.00"

In line 38 delete the figure "388,154.00" and insert in lieu thereof the figure "368,154.00"

In line 39 delete the figure "17,023,131.00" and insert in lieu thereof the figure "16,813,131.00"

In line 41 delete the figure "10,763,104.00" and insert in lieu thereof the figure "10,553,104.00"

In line 44 delete the figure "11,163,104.00" and insert in lieu thereof the figure "10,953,104.00"

In line 92 delete the figure "356,358.00" and insert in lieu thereof the figure "346,358.00"

In line 93 delete the figure "214,953.00" and insert in lieu thereof the figure "204,953.00"

In line 95 delete the figure "3,564,108.00" and insert in lieu thereof the figure "3,544,108.00"

In line 97 delete the figure "2,436,387.00" and insert in lieu thereof the figure "2,416,387.00"

In line 106 delete the figure "323,638.00" and insert in lieu thereof the figure "313,638.00"

In line 107 delete the figure "382,380.00" and insert in lieu thereof the figure "372,380.00"

In line 109 delete the figure "5,224,658.00" and insert in lieu thereof the figure "5,204,658.00"

In line 111 delete the figure "3,447,666.00" and insert in lieu thereof the figure "3,427,666.00"

In line 115 delete the figure "3,550,166.00" and insert in lieu thereof the figure "3,530,166.00"

In line 130 delete the figure "198,792.00" and insert in lieu thereof the figure "193,792.00"

In line 131 delete the figure "221,500.00" and insert in lieu thereof the figure "211,500.00"

In line 133 delete the figure "3,084,248.00" and insert in lieu thereof the figure "3,069,248.00"

In line 135 delete the figure "2,145,248.00" and insert in lieu thereof the figure "2,130,248.00"

In line 139 delete the figure "2,255,248.00" and insert in lieu thereof the figure "2,240,248.00"

In line 140 delete the figure "41,794,901.00" and insert in lieu thereof the figure "41,089,901.00"

Senator Torgerson requested a call of the Senate, which request was granted.

Senator Longmire moved that the call of the Senate be dispensed with, which motion prevailed.

The question being on the motion of Senator Schultz to amend Senate Bill No. 1.

Senator Torgerson requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Schultz, the roll was called and there were ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Hernett	Robinson	Strinden
Berube	Larson, G.	Roen	Thoreson
Coughlin	Morgan	Ruemmele	Torgerson
Decker	Mutch	Sands	Trenbeath
Doherty	Nasset	Schultz	Wilhite
Forkner	Ringsak		

Those voting in the negative were:

Butler	Kelly	Melland	Sorlie
Chesrown	Larson, L.	Meschke	Stafne
Freed	Lips	Nething	Stroup
Goldberg	Litten	Pyle	Unruh
Holand	Longmire	Rait	Van Horn
Jacobson	Low	Redlin	Wenstrom
Kautzmann	Luick		

Absent and not voting:

Christensen

So the motion lost.

Senator Ringsak moved that Senate Bill No. 1 be amended as follows:

At the end of the bill add the following new section:

"SECTION 7. 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 seventeen 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, and equipping of buildings at state-operated institutions of higher learning in accordance with specific appropriations to be made by the legislative assembly."

Which motion lost.

Senator Strinden: Mr. President, I would like to have my remarks recorded in the Journal so that they will not be bandied about.

"I would like to remind the Senate that we passed a Senate Bill yesterday appropriating a sum that I am taking from the original bill of \$58,755,000.00 for welfare in the State of North Dakota, and take a same figure from the original bill of \$44,766,198 for higher

education. Gentlemen of the Senate, I believe in educating the people of the State. I want all of our young people to get the finest education possible. I am going to vote "yes" for the college appropriations bill under protest because it appears to me when we have approximately 44 million plus for higher education and 58 million plus for welfare, that something is wrong. It appears to me that possibly the smarter we get the more trouble we are getting into. To me, something has got to be done. I do not have the intelligence to know what, but we are spending a good deal more for welfare than we are for higher education. A State with 630,000 people, basically dependent on agriculture, I can see where the State of North Dakota, within the next four to six years, if we continue this slapping of tax increases on these few people to take care of the finances of the State, we are going to be in a bankrupt condition. We have heard much of what the people of the State insist on and want, Gentlemen, I think the time has come when we are taxing the people of North Dakota and asking for more than the taxpayer can pay. I will carry this no further but if we are going to continue on the present level in six years time, the taxpayers of North Dakota are going to be unable to pay the bill for the things the majority of the people want and more than the minority can stand."

ROLL CALL

The question being on the final passage of Senate Bill No. 1 as amended, on pages 587, 588 and 589 of the Senate Journal, the roll was called and there were ayes, 37; nays, 11; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Holand	Lowe	Sorlie
Berube	Jacobson	Luick	Stafne
Butler	Kautzmann	Melland	Strinden
Chesrown	Kelly	Meschke	Stroup
Coughlin	Larson, G.	Nasset	Trenbeath
Decker	Larson, L.	Nething	Unruh
Doherty	Lips	Pyle	Van Horn
Forkner	Litten	Rait	Wenstrom
Freed	Longmire	Redlin	Wilhite
Goldberg			

Those voting in the negative were:

Hernett	Ringsak	Ruemmele	Thoreson
Morgan	Robinson	Sands	Torgerson
Mutch	Roen	Schultz	

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

PERSONAL PRIVILEGE

Senator Meschke:

"Mr. President, I rise on a point of personal privilege and I would like to have my remarks recorded in the Journal.

For the Record

"On behalf of the minority, I would like to explain our reasons for voting for Senate Bill No. 1.

"The Appropriation is necessary even though we are opposed to the amendment increasing tuition for resident students by \$50.00 per year. It is true that many students and their families could afford such an increase, but their parents could also afford the tax responsibility to adequately fund higher education. There are many students for whom college will be that much more difficult because of the tuition increase.

"It is said that student loan programs make it possible for any young person to attend college. But, it has been our observation that

student loans are used most by those who least need them. Young people who need help the most are usually from families that are not used to borrowing such large amounts. These young people frequently do not make use of student loan programs because they do not know how, do not realize the potential or fear such large debt obligations.

"Therefore, tuition increases work a hardship on those who most need help to attend college."

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 589 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sortie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:
Christensen Schultz

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Forkner moved that Senate Bill No. 105 be amended as follows:

In line 3 of the title of the engrossed bill, delete the word "recent" and insert in lieu thereof the word "color"

In line 37 of the engrossed bill, insert triple parentheses before the second word "the"

In line 41 of the engrossed bill, insert triple parentheses after the period.

Which motion prevailed.

Senator Forkner moved that the rules be suspended and that Senate Bill No. 105 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 105, **as amended**, on page 510 of the Senate Journal and from the floor, the roll was called and there were ayes, 23; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Holand	Luick	Sorlie
Butler	Kautzmann	Meschke	Strinden
Chesrown	Larson, G.	Morgan	Thoreson
Decker	Lips	Nething	Trenbeath
Forkner	Litten	Ringsak	Unruh
Goldberg	Longmire	Roen	Van Horn
Hernett	Lowe	Ruemmele	Wenstrom

Those voting in the negative were:

Berube	Kelly	Pyle	Schultz
Coughlin	Larson, L.	Rait	Stafne
Doherty	Melland	Redlin	Stroup
Freed	Mutch	Robinson	Torgerson
Jacobson	Nasset	Sands	Wilhite

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 149. A Bill for an Act to repeal chapter 37-24 of the North Dakota Century Code, relating to educational assistance to veterans.

Which has been read.

Senator Holand moved that the rules be suspended and that the reading of the proposed amendments to Senate Bill No. 149 be dispensed with, which motion prevailed.

Senator Holand moved that Senate Bill No. 149 be amended as follows:

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 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.

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

SECTION 1.) AMENDMENT.) Subsection 1 of section 37-24-01 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. "Period of service" means any service of any veteran who served on active duty in the armed services of the United States for more than one hundred eighty days, **any portion of which active duty time occurred after August 5, 1964, and prior to the date of the substantial cessation, in Viet Nam, of hostilities as determined by the president or the congress, or who entered and was released from active duty after August 5, 1964, and prior to the date of the substantial cessation, in Viet Nam, of hostilities as determined by the president or the congress, for a service-connected disability prior to serving more than one hundred eighty days.**

SECTION 2. AMENDMENT.) Section 37-24-05 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

37-24-05. PERIOD OF TIME AID GIVEN — MAXIMUM — TIME LIMITATIONS WHEN BENEFITS ARE TO BE USED.) Each eligible veteran pursuant to the provisions of this chapter shall be entitled to receive the benefits of this chapter for a period of one month for each month or fraction of a month such veteran was on active duty with the armed forces of the United States, which period, however, shall not exceed a total of thirty-six months of benefits; **provided**

that any veteran who was discharged due to a service connected disability subsequent to August 5, 1964, and prior to the date of the substantial cessation, in Viet Nam, of hostilities as determined by the president or the congress, shall be entitled to a total of thirty-six months of benefits regardless of actual time served on active duty. When a veteran has become enrolled at one of the institutions of higher education pursuant to this chapter, the number of months of each semester or quarter shall be deducted from the number of months such veteran is eligible to receive the benefits of this chapter. If such veteran shall not have the sufficient number of months at any time equal to a full semester or quarter, such fractional time shall qualify him to receive a full semester or quarter reduction in admission fees. Provided further, that any veteran who qualifies under the provisions of this chapter shall be required to use such benefits within eight years from July 1, 1967, or from his date of discharge if the veteran is discharged after July 1, 1967. Provided, however, that if the state of North Dakota shall provide for future benefits or bonuses, the amounts received under the provisions of this chapter shall be deducted from such future benefits or bonuses if the Act or Acts for future benefits or bonuses so provides."

And renumber the lines accordingly.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 149 be deemed properly re-engrossed and placed on second reading and final passage, as amended from the floor, after Senate Bill No. 279, which motion prevailed.

MOTION

Senator Coughlin moved that the amendments to Senate Bill No. 426 be taken from the table, which motion prevailed.

The question being on the adoption of the amendments to Senate Bill No. 426, as recommended by the Committee on Industry, Business and Labor, and printed on page 598 of the Senate Journal.

Senator Stroup moved that the amendments to Senate Bill No. 426 be laid on the table.

The motion of Senator Stroup was ruled out of order, the President citing Section 339, Sub-section 2 of Mason's Manual of Legislature Procedure as authority therefor.

The question being on the adoption of the amendments to Senate Bill No. 426, which motion lost.

Senator Coughlin moved that the rules be suspended and that Senate Bill No. 426 be placed on the calendar, which motion prevailed.

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MOTION

Senator Coughlin moved that Senate Bill No. 426 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 426. A Bill for an Act defining "public utility" to include any association, person, firm, corporation or agency, and all suppliers of electric service, and placing the same under the general jurisdiction of the public service commission; and enacting three new sections of the North Dakota Century Code, concerning specific guidelines for extension of electric service and the regulation thereof, providing for service area agreements and their effectiveness, and for temporary certificates for service extensions; and to amend and

reenact sections 49-01-01, 49-02-01, 49-03-01, and 49-03-05 of the North Dakota Century Code; and repealing sections 49-02-01.1, 49-03-01.1, 49-03-01.2, 49-03-01.3, 49-03-01.4, and 49-03-01.5 of the North Dakota Century Code.

Which has been read.

Senator Stroup moved that Senate Bill No. 426 be laid on the table.

Senator Mutch requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Stroup to lay Senate Bill No. 426 on the table, the roll was called and there were ayes, 22; nays, 22; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Morgan	Sands
Berube	Jacobson	Nasset	Stroup
Chesrown	Kautzmann	Rait	Thoreson
Forkner	Larson, G.	Roen	Trenbeath
Freed	Larson, L.	Ruemmele	Van Horn
Hernett	Meschke		

Those voting in the negative were:

Butler	Lips	Pyle	Stafne
Coughlin	Litten	Redlin	Strinden
Decker	Longmire	Ringsak	Torgerson
Doherty	Melland	Robinson	Unruh
Goldberg	Mutch	Sorlie	Wilhite
Kelly	Nothing		

Absent and not voting:

Christensen	Luick	Schultz	Wenstrom
Lowe			

So the motion lost.

Senator Stroup moved that Senate Bill No. 426 be placed at the head of the calendar and the previous question.

The question was divided and the question being on the motion that Senate Bill No. 426 be placed at the head of the calendar, which motion prevailed.

The question being on the motion for the previous question.

Senator Mutch requested a call of the Senate, which request was granted and a call of the Senate was had.

Senator Mutch moved that the call of the Senate be dispensed with, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 426, the roll was called and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Butler	Kelly	Melland	Robinson
Coughlin	Lips	Mutch	Sorlie
Decker	Litten	Nothing	Stafne
Doherty	Longmire	Pyle	Strinden
Forkner	Lowe	Redlin	Torgerson
Goldberg	Luick	Ringsak	Wilhite

Those voting in the negative were:

Becker	Jacobson	Nasset	Stroup
Berube	Kautzmann	Rait	Thoreson
Chesrown	Larson, G.	Roen	Trenbeath
Freed	Larson, L.	Ruemmele	Unruh
Hernett	Meschke	Sands	Van Horn
Holand	Morgan	Schultz	Wenstrom

Absent and not voting:

Christensen

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 590 of the Senate Journal, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

So the bill passed and the title was agreed to and the emergency clause carried.

MOTION

Senator Trenbeath moved that the Senate reconsider the action by which Senate Bill No. 459 was lost, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 522 of the Senate Journal, the roll was called and there were ayes, 27; nays, 20; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Lips	Ringsak	Thoreson
Butler	Longmire	Robinson	Torgerson
Coughlin	Lowe	Roen	Trenbeath
Decker	Luick	Ruemmele	Unruh
Freed	Melland	Schultz	Wenstrom
Jacobson	Nasset	Sorlie	Wilhite
Larson, G.	Pyle	Strinden	

Those voting in the negative were:

Berube	Hernett	Litten	Rait
Chesrown	Holand	Meschke	Redlin
Doherty	Kautzmann	Morgan	Sands
Forkner	Kelly	Mutch	Stafne
Goldberg	Larson, L.	Nothing	Van Horn

Absent and not voting:

Christensen Stroup

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that the vote by which Senate Bills Nos. 11, 102, 138, 376, 420, 448, 459 was passed and Senate Bill No. 426 was lost, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that the vote by which Senate Bill No. 9 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that the vote by which Senate Bill No. 249 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. 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nething	Stafne
Chesrown	Larson, G.	Pyle	Strinden
Coughlin	Larson, L.	Rait	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Trenbeath
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Roen	Van Horn
Hernett	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite

Those voting in the negative were:

Forkner	Meschke	Mutch	Torgerson
---------	---------	-------	-----------

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

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 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 590 and 591 of the Senate Journal, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie

Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:
Christensen

So the bill passed and the title was agreed to.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTIETH DAY

Bismarck, February 22, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Stephen Knudsen, Regional Director of Parish Education, The American Lutheran Church, Mandan.

I must talk to you in rather general terms right now, Heavenly Father, because I don't know the special needs of each of these legislators. But I trust that each of them will be talking with you today and you can set yourself to the task of strengthening him according to his special needs:

But because I do share the gifts of life and humanity with these men, I can speak to you now concerning some of our common daily needs:

Give us the courage to give ourselves fully to the tasks of today, confident that new energy will come to us to treat tomorrow the same way when it comes.

Deliver us from a blind optimism that would close our eyes to all the sickness and evil of ourselves and our society; but deliver us also from a gloomy pessimism that would cause us to stop trying to make this world a better place to live.

Keep us from being so pre-occupied with our own needs and problems that we fail to be persons to those around us.

We know well how to talk; help us also to listen.

We know well how to love our friends; teach us to love the unlovely, the enemy, and those who are different and difficult.

Above all, give us the vision to see this world as an arena into which we have been placed as a blessing and a high adventure, rather than as a purgatory to be endured as a curse and from which we hope to escape; for this is our day and there is work to be done.

Roll call: All Senators present except Senator Christensen.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-eighth Day After Recess, Thirty-ninth Day, and Thirty-ninth Day After Recess, and recommends that the same be corrected as follows:

On page 586, line 25, delete the figure "69" and insert in lieu thereof the figure "60".

On page 602, line 11 from the bottom, correct the spelling of the word "prevailed".

On page 604, line 13 from the bottom, correct the spelling of the word "significant".

On page 610, delete lines 24 to 32 inclusive and insert in lieu thereof the following: "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."

On page 611, after line 33, insert the following "SECOND READING OF SENATE BILLS AND RESOLUTIONS"

On page 620, in line 32, delete the words "Natural Resources" and insert in lieu thereof the word "Appropriations".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 591 and 592 of the Senate Journal, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen Ruemmele Schultz

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Stroup moved that Senate Bill No. 279 be amended as follows:

After line 21 of the engrossed bill, insert the following: "6-03-14.1.

BANKS AUTHORIZED TO ESTABLISH BRANCH.)"

Which motion prevailed.

Senator Stroup moved that the rules be suspended and that Senate Bill No. 279 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, and as amended on page 551 of the Senate Journal and from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 270 as amended on page 551 of the Senate Journal and from the floor, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Hernett	Lowe	Ringsak
Butler	Holand	Luick	Sorlie
Chesrown	Kautzmann	Melland	Stafne
Coughlin	Larson, G.	Mutch	Stroup
Decker	Lips	Nasset	Unruh
Forkner	Litten	Nething	Wenstrom
Goldberg	Longmire	Pyle	Wilhite

Those voting in the negative were:

Berube	Larson, L.	Robinson	Strinden
Doherty	Meschke	Roen	Thoreson
Freed	Morgan	Ruemmele	Torgerson
Jacobson	Rait	Sands	Trenbeath
Kelly	Redlin	Schultz	Van Horn

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

Senate Bill No. 149. A Bill for an Act to repeal chapter 37-24 of the North Dakota Century Code, relating to educational assistance to veterans.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, from the floor, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nething	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Coughlin	Lips	Rait	Stroup
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Forkner	Lowe	Robinson	Trenbeath
Freed	Luick	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn

Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:

Berube	Christensen	Larson, G.
--------	-------------	------------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 551, 552 and 553 of the Senate Journal, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Those voting in the negative were:

Rait

Absent and not voting:

Christensen

So the bill passed and the title was agreed to and the emergency clause carried.

MESSAGES TO THE HOUSE

Senate Chamber

Bismarck, February 22, 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 22, 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 22, 1969

Mr. Speaker: I have the honor to return:
House Bill No. 44
Which the Senate has amended.

LEO LEIDHOLM, Secretary
Senate Chamber
Bismarck, February 22, 1969

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bill No. 90 and Senate Concurrent Resolution No. 7.

LEO LEIDHOLM, Secretary

MOTION

Senator Jacobson moved that Senate Bill No. 300 be reprinted, which motion prevailed.

Senator Morgan moved that Senate Bill No. 251 be reprinted, which motion prevailed.

Senator Longmire moved that the vote by which Senate Bills Nos. 251, 258, 260, 267, 279, 149 and 300 were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 25; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Kautzmann	Luick	Stafne
Chesrown	Kelly	Meschke	Stroup
Forkner	Lips	Nothing	Unruh
Goldberg	Litten	Rait	Van Horn
Hernett	Longmire	Roen	Wenstrom
Holand	Lowe	Sorlie	Wilhite
Jacobson			

Those voting in the negative were:

Becker	Larson, G.	Pyle	Sands
Butler	Larson, L.	Redlin	Schultz
Coughlin	Melland	Ringsack	Strinden

Decker	Morgan	Robinson	Torgerson
Doherty	Mutch	Ruemmele	Trenbeath
Freed	Nasset		

Absent and not voting:
Christensen Thoreson

So the bill passed and the title was agreed to.

Senate Bill No. 344. A Bill for an Act to amend and reenact section 54-49-03 of the North Dakota Century Code, relating to the membership of the natural resources council.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 593 of the Senate Journal, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:
Christensen

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Trenbeath moved that Senate Bill No. 355 be amended as follows:

In line 39 after the word "**Any**" insert the word "**farm**"

In line 42 after the word "**farming**" delete the words "**or other business**"

In line 48 after the word "such" insert the word "**farm**"

In line 51 after the word "**in**" insert the word "**farm**"

In line 52 after the word "**though**" insert the word "**farm**"

In line 53 after the word "farming" delete the words "**or other business**"

In line 55 after the word "**renting**" insert the word "**farm**"

In line 56 after the word "**leased**" insert the word "**farm**"

Renumber the lines accordingly.

Which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 355 be deemed properly reengrossed and placed on Second Reading and Final Passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 355, **as amended**, from the floor, the roll was called and there were ayes, 35; nays, 13; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Larson, L.	Pyle	Stafne
Berube	Lips	Rait	Strinden
Doherty	Longmire	Ringsak	Thoreson
Forkner	Lowe	Robinson	Torgerson
Freed	Luick	Roen	Trenbeath
Hernett	Melland	Ruemmele	Unruh
Holand	Morgan	Sands	Van Horn
Jacobson	Mutch	Schultz	Wenstrom
Kelly	Nasset	Sorlie	

Those voting in the negative were:

Butler	Goldberg	Litten	Redlin
Chesrown	Kautzmann	Meschke	Stroup
Coughlin	Larson, G.	Nething	Wilhite
Decker			

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

MOTION

Senator Trenbeath moved that Senate Bill No. 355 be reprinted, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 555 and 556 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	

Absent and not voting:

Christensen Wilhite

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 593 and 594 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen Stroup

So the bill passed and the title was agreed to.

MOTIONS

Senator Trenbeath moved that the vote by which Senate Bill No. 355 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Goldberg moved that Senate Bill No. 373 be placed down on the calendar after Senate Bill No. 400, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 386. A Bill for an Act to amend and reenact section 50-06-01 of the North Dakota Century Code, relating to change of public welfare board name and 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, 25-01.1-01, 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 of the North Dakota industrial school to the board of administration of 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.

Which has been read.

Senator Torgerson moved that Senate Bill No. 386 be amended as follows:

In the first line of the title after the word "reenact" delete the remainder of the line

Delete the second line of the title

Delete lines 1 through 6

In line 14 delete the words "North Dakota department of social services" and insert in lieu thereof the words "public welfare"

In line 21 after the first word "The" insert the words "public welfare"

In line 115 delete the words "NORTH DAKOTA"

In line 116 delete the words "DEPARTMENT OF SOCIAL SERVICES" and insert in lieu thereof the words "PUBLIC WELFARE"

In line 117 delete the words "North Dakota department of social"

In line 118 delete the word "services" and insert in lieu thereof the words "public welfare"

In line 135 delete the triple parentheses before the word "public" and delete the triple parentheses after the word "of"

In line 136 delete the underlining under the words "North Dakota" and after the word "Dakota" delete the remainder of the line

In line 182 after the word "The" insert the words "public welfare"

In line 227 delete the words "North Dakota department of social services" and insert in lieu thereof the words "public welfare"

In line 228 after the word "board" and before the semicolon insert the words "of North Dakota"

In line 235 after the word "the" delete the words "North Dakota department of social services" and insert in lieu thereof the words "public welfare"

In line 288 after the word "the" delete the words "North Dakota"

In line 289 delete the words "department of social services" and insert in lieu thereof the words "public welfare"

In line 291 after the word "the" delete the words "North Dakota"

In line 292 delete the words "department of social services" and insert in lieu thereof the words "public welfare"

In line 330 after the word "the" delete the words "North Dakota department of social"

In line 331 delete the word "services" and insert in lieu thereof the words "public welfare"

In line 352 after the word "the" delete the words "North Dakota department"

In line 353 delete the words "of social services" and insert in lieu thereof the words "public welfare"

And renumber the lines and sections accordingly.

Which motion prevailed.

Senator Torgerson moved that the rules be suspended and that Senate Bill No. 386 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 386, as amended from the floor, the roll was called and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Holand	Luick	Stafne
Berube	Larson, G.	Melland	Thoreson
Butler	Larson, L.	Meschke	Trenbeath
Coughlin	Lips	Pyle	Unruh
Decker	Litten	Rait	Van Horn
Freed	Longmire	Ruemmele	Wenstrom
Goldberg	Lowe	Sorlie	Wilhite
Hernett			

Those voting in the negative were:

Chesrown	Kelly	Redlin	Schultz
Doherty	Morgan	Ringsak	Strinden
Forkner	Mutch	Robinson	Stroup
Jacobson	Nasset	Roen	Torgerson
Kautzmann	Nothing	Sands	

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE BILL

Senate Bill No. 400. A Bill for an Act to provide for a certificate of full consideration prior to the recordation of certain deeds filed

with the office of the county register of deeds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 557 of the Senate Journal, the roll was called and there were ayes, 17; nays, 31; absent and not voting, 1.

Those voting in the affirmative were:

Chesrown	Litten	Meschke	Redlin
Goldberg	Longmire	Nething	Stafne
Holand	Lowe	Pyle	Trenbeath
Larson, L.	Melland	Rait	Van Horn

Lips

Those voting in the negative were:

Becker	Hernett	Nasset	Strinden
Berube	Jacobson	Ringsak	Stroup
Butler	Kautzmann	Robinson	Thoreson
Coughlin	Kelly	Roen	Torgerson
Decker	Larson, G.	Ruemmele	Unruh
Doherty	Luick	Sands	Wenstrom
Forkner	Morgan	Schultz	Wilhite
Freed	Mutch	Sorlie	

Absent and not voting:

Christensen

So the bill lost.

MOTION

Senator Longmire moved that the vote by which Senate Bills Nos. 338, 344, 365, 371, 386 were passed, and Senate Bill No. 400 was lost, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 556 and 557 of the Senate Journal, the roll was called and there were ayes, 42; nays, 6; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nething	Strinden
Coughlin	Larson, G.	Redlin	Stroup
Decker	Lips	Ringsak	Thoreson
Doherty	Litten	Robinson	Torgerson
Forkner	Longmire	Roen	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite
Holand	Meschke		

Those voting in the negative were:

Chesrown	Nasset	Rait	Trenbeath
Larson, L.	Pyle		

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 12; absent and not voting, 1.

Those voting in the affirmative were:

Berube	Kautzmann	Meschke	Sands
Butler	Kelly	Nasset	Schultz
Chesrown	Larson, G.	Nething	Sorlie
Decker	Larson, L.	Pyle	Strinden
Forkner	Lips	Rait	Stroup
Goldberg	Longmire	Redlin	Trenbeath
Hernett	Lowe	Ringsak	Unruh
Holand	Luick	Roen	Van Horn
Jacobson	Melland	Ruemmele	Wenstrom

Those voting in the negative were:

Becker	Freed	Mutch	Thoreson
Coughlin	Litten	Robinson	Torgerson
Doherty	Morgan	Stafne	Wilhite

Absent and not voting:

Christensen

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; for the participation of a designated state committee in such agreements; for a tax levy; and providing an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 596 and 597 of the Senate Journal, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand			

Those voting in the negative were:

Mutch	Torgerson
-------	-----------

Absent and not voting:

Christensen Wilhite

So the bill passed and the title was agreed to.

MOTION

Senator Melland moved that Senate Bill No. 416 be reprinted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 422. A Bill for an Act to provide compensation to local law enforcement officers for disability or death gratuity to survivors when the officer is disabled or killed while in the performance of duty and an appropriation to establish a peace officers' disability fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 597 and 598 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen Ruemmele

So the bill passed and the title was agreed to.

MOTION

Senator Kautzmann moved that Senate Bill No. 422 be reprinted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 425. A Bill for an Act to amend and reenact sections 12-52-03, 23-01-02, 25-05-30, 54-21-02, 54-21-03, 54-21-04, 54-21-05, 54-21-06, 54-21-07, 54-21-08, 54-21-11, 54-21-12, 54-23-14, 54-23-18, 54-23-19, 54-23-41, 54-23-43, and 54-23-49 of the North Dakota Century Code, relating to organization and duties of the board of administration and the appointment of an executive director.

Which has been read.

Senator Lips moved that Senate Bill No. 425 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 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.

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

SECTION 1. AMENDMENT.) Section 54-21-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-06. ((**SECRETARY AND EMPLOYEES OF BOARD — COMPENSATION — REMOVAL.** The board may employ a secretary. His salary shall be in such amount as is appropriated therefor from time to time by the legislative assembly. It))) **DIRECTOR OF INSTITUTIONS — APPOINTMENT — TERM — ADDITIONAL EMPLOYEES — COMPENSATION — REMOVAL — EXPENSES.)** The governor shall appoint a director of institutions who shall have the powers and duties previously held by the board of administration. The term of office of the director of institutions shall be four years and shall coincide with the governor's term of office, except that a director shall be appointed within fifteen days of the effective date of this section for a term ending on January 1, 1973. Any appointment of a director of institutions shall be submitted to the senate for its approval or disapproval. If the senate shall fail to approve or disapprove within thirty legislative days, or if the governor shall have submitted a name for approval prior to the thirty-fifth legislative day and the senate fails to approve and disapprove before the legislative assembly adjourns sine die, the appointment shall be deemed to be approved. No appointee whose appointment has been disapproved by the senate shall be appointed or reappointed by the governor to such position. The governor may remove the director of institutions for cause. The salary of the director shall be set by the governor within the limits of legislative appropriations. The director may employ such other administrative assistants, ((officers,)) business managers, accountants, and any other employees as may be necessary, and may fix ((the)) their compensation ((of the same)) within the appropriation made for such purpose. The ((board)) director may remove any such employee when, in ((its)) his judgment, the public service demands it. The director and other employees within his office shall be reimbursed for expenses incurred in carrying out their duties under this chapter at the same rate and in the same manner as other state officials.

SECTION 2.) Section 54-21-06.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

54-21-06.1. **DIRECTOR OF INSTITUTIONS TO BE SUBSTITUTED FOR BOARD, MEMBERS OF BOARD, AND SECRETARY OF BOARD.)** Wherever the terms "board of administration", "chairman of the board of administration", "secretary of the board of administration", or "member of the board of administration", or any derivative of those terms which, when used in context indicates an intention to refer to those persons or that board, shall appear in the North Dakota Century Code, the term "director of institutions", or the term "director", as the case may be, shall be substituted therefor. It is the intent of the legislative assembly that the director of institutions shall be substituted for, shall take any action previously to be taken by, and shall perform any duties previously to be performed by the board of administration, the chairman of the board of administration, the secretary of the board of administration, and any member of the board of administration.

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, 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)) the sum ((as may be fixed by the board)) of **fifty thousand dollars**. 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.

SECTION 4. AMENDMENT.) Section 54-21-09 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-09. REPORT OF ((BOARD OF ADMINISTRATION)) **DIRECTOR OF INSTITUTIONS TO GOVERNOR AND SECRETARY OF STATE.**) The ((board)) **director of institutions** shall file with the governor and secretary of state on or before the first day of October in each even-numbered year a report as prescribed by section 54-06-04 ((on or before the first day of October in each even-numbered year with the governor and secretary of state)), covering in detail the operations of his office and of the institutions under ((its)) his control.

SECTION 5. AMENDMENT.) Section 54-21-10 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-10. CONTENTS OF ((ANNUAL)) REPORT — DAILY RECORD.) The ((board)) **director of institutions** shall publish in ((its annual)) his report the name and salary of every employee of ((said board)) his office, and the name and salary of each officer and employee ((in)) of the several institutions subject to ((its)) his control. The ((board)) **director** shall require the proper officer of each institution to keep ((in a book, prepared for the purpose)) a daily record ((to be made each day)), in the manner and form prescribed by the director, of the time and number of hours of service of each employee, and the monthly payroll shall be made from ((such time book)) that record and shall be in accord therewith. When an appropriation is based on the number of inmates in or persons at an institution, the ((board)) **director** shall require to be kept a daily record of the persons actually residing at and domiciled in ((such)) the institution.

SECTION 6. AMENDMENT.) Section 54-21-11 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-11. GOVERNOR MAY REQUIRE ADDITIONAL REPORT.) The governor, at any time, may call upon and require the ((board)) **director** to make a general report in regard to the transactions of the institutions under ((its)) his control, or a special report in regard to any part thereof. The request for an additional report shall be in writing and shall be left with the ((secretary of the board or any member thereof)) **director**. The ((board)) **director** shall make the report and deliver it to the governor.

SECTION 7. AMENDMENT.) Section 54-21-12 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-12. SUGGESTIONS FOR LEGISLATION INCLUDED IN ((ANNUAL)) REPORT.) The ((board)) **director** shall incorporate in ((its annual)) his report to the governor suggestions to the legislative assembly respecting legislation for the benefit of the institutions under ((its)) his control, or for the dependent, defective, or criminal classes of the state. The ((board and its secretary)) **director, or his designee**, on request, shall attend the meetings of the legislative committees to which such questions may be submitted for consideration, and shall furnish such committees the information in regard to ((its doings and)) the conduct of ((such)) institutions under his control as may be demanded.

SECTION 8. AMENDMENT.) Section 54-21-13 of the 1967 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-13. **CHILD WELFARE — MENTALLY DEFICIENT PERSONS — POWERS AND DUTIES OF ((BOARD OF ADMINISTRATION)) DIRECTOR OF INSTITUTIONS.** In addition to the other duties prescribed by law, the ((board)) **director of institutions** shall have the following duties and powers:

1. Repealed by S. L. 1947, ch. 200, section 24;
2. Repealed by S. L. 1961, ch. 337, section 1;
3. and 4. Repealed by S. L. 1947, ch. 323, section 1;
5. To accept the guardianship of the persons of children who may be committed to ((its)) **his** care by courts of competent jurisdiction as neglected, delinquent, dependent, or defective;
6. To make such provision for children committed to ((its)) **his** care as are within the resources of ((the board)) **his office**, and as will afford them proper care and protection;
7. to 13. Repealed by S. L. 1961, ch. 337, section 1;
14. To receive and provide for such mentally deficient persons as may be committed to ((its)) **his** guardianship by courts of competent jurisdiction;
15. Repealed by S. L. 1961, ch. 337, section 1;
16. To act as parole ((officers)) **officer** of juveniles upon the request of courts or of superintendents of institutions of the state to which dependent, neglected, handicapped, or delinquent children may be committed, **provided that the director may delegate his function under this subsection to an administrative assistant employed in his office**;
17. Repealed by S. L. 1961, ch. 337, section 1;
18. To take the initiative in protecting and conserving the rights and interests of neglected, dependent, delinquent, illegitimate, and defective children;
19. Repealed by S. L. 1961, ch. 337, section 1;
20. To perform such other duties as may be conferred upon ((the board)) **him** by the laws of this state.

SECTION 9. AMENDMENT.) Section 54-21-18 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-18. **CUSTODY OF OFFICE BUILDING — CONSIDERED PART OF CAPITOL BUILDING — ((BOARD)) DIRECTOR HAS CONTROL OF PUBLIC PROPERTY.** The ((state board of administration)) **director of institutions** shall control, manage, and maintain the state office building. The building shall be considered a part of the state capitol building within the meaning of statutes relating to the custody, maintenance, and control of the state capitol building and grounds, and within the meaning of statutes requiring state department or agencies to maintain their offices in the state capitol building.

The ((board)) **director** shall have charge and control of the executive mansion, ((and)) the capitol, and the park and public grounds connected therewith.

SECTION 10. AMENDMENT.) Section 54-21-19 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-19. ((BOARD)) **DIRECTOR TO FURNISH SUPPLIES TO CAPITOL, STATE OFFICES, AND EXECUTIVE MANSION.** The ((board)) **director** shall, through the department of accounts

and purchases, provide all necessary fuel and light for the state offices as well as all necessary furniture, fuel, lights, express, freight, drayage, and all other necessary supplies for the executive mansion and the public grounds and parks connected therewith, and shall make all necessary repairs upon the capitol building and executive mansion.

SECTION 11. AMENDMENT.) Section 54-21-20 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-20. ((BOARD)) **DIRECTOR AUTHORIZED TO ACQUIRE PROPERTY FOR CAPITOL PARK.**) The ((board)) **director** may secure by purchase or by condemnation proceedings for the state any lots or land which in ((its)) **his** judgment might be necessary for the capitol park and site purposes.

SECTION 12. AMENDMENT.) Section 54-21-24 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-21-24. **ADDITIONAL OFFICE SPACE MAY BE OBTAINED OUTSIDE STATE CAPITOL.**) In the event that office space in the state capitol building becomes insufficient to accommodate the various state departments, agencies, and boards, the ((board of administration)) **director of institutions** may contract for and obtain such additional office space outside the state capitol in the city of Bismarck or in the Bismarck area as is necessary in order to provide accommodations for all state departments, agencies, and boards. When office space is obtained in this manner, any department, agency, or board which occupies such office space shall be deemed to be located at the state capitol for purposes of statutes which require that a department, agency, or board must be maintained at the state capitol.

SECTION 13. 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 are hereby repealed.

Senator Nasset moved that further consideration of Senate Bill No. 425 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 558 of the Senate Journal, the roll was called and there were ayes, 38; nays, 10; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Holand	Melland	Schultz
Butler	Jacobson	Meschke	Sorlie
Chesrown	Kautzmann	Nasset	Stafne
Coughlin	Kelly	Nething	Strinden
Decker	Larson, G.	Pyle	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Roen	Unruh
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Luick		

Those voting in the negative were:

Berube	Mutch	Sands	Van Horn
Larson, L.	Rait	Torgerson	Wilhite
Morgan	Robinson		

Absent and not voting:

Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 598 of the Senate Journal, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

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, and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 599 of the Senate Journal, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Lips	Pyle	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand			

Those voting in the negative were:

Larson, L. Rait

Absent and not voting:

Christensen Stroup

So the bill passed and the title was agreed to.

MOTION

Senator Ringsak moved that Senate Bill No. 440 be reprinted, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 599 of the Senate Journal, the roll was called and there were ayes, 39; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Stafne
Berube	Kelly	Nasset	Strinden
Butler	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Torgerson
Decker	Litten	Rait	Trenbeath
Forkner	Longmire	Redlin	Unruh
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Roen	Wilhite
Jacobson	Meschke	Sorlie	

Those voting in the negative were:

Chesrown	Freed	Ruemmele	Schultz
Doherty	Morgan	Sands	Thoreson

Absent and not voting:

Christensen Lips

So the bill passed and the title was agreed to.

PERSONAL PRIVILEGE

Senator Longmire:

"Mr. President. I rise on a point of personal privilege and I would like to have my remarks printed in the Journal.

"I regret I was not a little faster in getting to my feet before discussing this last bill and before we had an opportunity to deliberate just for a moment on the remarks that were made by Senator Sands. I know that I speak for every Senator in this room when I say that we do not consider him superficial. That we are proud to serve in the Senate with a man who has served his country and who has shown the courage that he evidently showed in the experiences which he had, and I would like the record to show that is the feeling, Senator, that all of us here in the Senate have for you.

"I might say further I regret that Senator Sands did not request that his remarks be printed so that we would have had these in the record, but unfortunately he did not."

SECOND READING OF A SENATE BILL

Senate Bill No. 451. A Bill for an Act to establish a department of state personnel to do the following: (1) Develop and implement personnel classification and salary plans and other terms of employment that will ensure consistency and equity in the relationship that exist between state employment and prevailing private employment in the labor market of North Dakota and second, between the several state agencies; (2) Guide and assist the state agencies in the conduct of work analysis, skills analysis, work load studies and work methods studies toward the end that essential work is performed, non-essential work is eliminated and appropriate relationships exist between work accomplished and the costs of doing the work; (3) Guide and assist the state agencies in determining manpower needs, developing effective staffing patterns, and in accomplishing the efforts essential to matching the employee forces to the manpower

needs and staffing patterns; (4) Guide and assist the state agencies in determining the training needs of state employees, in planning training programs used in developing training materials; and (5) Provide the funds necessary for the operation of the department of personnel.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 11; nays, 37; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Hernett	Melland	Stroup
Butler	Holand	Meschke	Wenstrom
Goldberg,	Lips	Nothing	

Those voting in the negative were:

Berube	Larson, G.	Pyle	Sorlie
Chesrown	Larson, L.	Rait	Stafne
Coughlin	Litten	Redlin	Strinden
Decker	Longmire	Ringsak	Thoreson
Doherty	Lowe	Robinson	Torgerson
Forkner	Luick	Roen	Trenbeath
Freed	Morgan	Ruemmele	Unruh
Jacobson	Mutch	Sands	Van Horn
Kautzmann	Nasset	Schultz	Wilhite
Kelly			

Absent and not voting:

Christensen

So the bill lost.

MOTION

Senator Nothing moved that the Senate reconsider the action by which Senate Bill No. 279 was passed.

Senator Longmire moved the previous question which motion lost.

The question being on the motion of Senator Nothing, which motion lost.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 599 and 600 of the Senate Journal, the roll was called and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Lips	Nasset	Stafne
Berube	Litten	Nothing	Thoreson
Decker	Lowe	Pyle	Trenbeath
Holand	Luick	Rait	Unruh
Jacobson	Melland	Roen	Van Horn
Kelly	Meschke	Ruemmele	Wenstrom
Larson, G.	Morgan	Sorlie	Wilhite
Larson, L.			

Those voting in the negative were:

Butler	Freed	Mutch	Schultz
Chesrown	Goldberg	Redlin	Strinden
Coughlin	Hernett	Ringsak	Stroup
Doherty	Kautzmann	Robinson	Torgerson
Forkner	Longmire	Sands	

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

Senate Bill No. 457. A Bill for an Act to amend and reenact sections 4-09-02, 4-09-03, 4-09-07, and 4-09-20 of the North Dakota Century Code, relating to the transfer of the state seed department and the powers and duties of the board of administration to the commissioner of agriculture.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Holand	Rait	Torgerson
Berube	Larson, L.	Redlin	Unruh
Chesrown	Longmire	Roen	Van Horn
Decker	Lowe	Strinden	Wenstrom
Freed	Meschke	Stroup	Wilhite
Hernett	Nething		

Those voting in the negative were:

Butler	Kelly	Mutch	Sands
Coughlin	Larson, G.	Nasset	Schultz
Doherty	Lips	Pyle	Sorlie
Forkner	Litten	Ringsak	Stafne
Goldberg	Luick	Robinson	Thoreson
Jacobson	Melland	Ruemmele	Trenbeath
Kautzmann	Morgan		

Absent and not voting:

Christensen

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Stafne
Butler	Larson, G.	Nasset	Strinden
Coughlin	Larson, L.	Nething	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath

Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Holand	Melland	Ruemmele	Wenstrom
Jacobson	Meschke	Sands	Wilhite

Those voting in the negative were:
Chesrown

Absent and not voting:
Christensen Hernet Pyle Schultz

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 600 and 601 of the Senate Journal, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Thoreson
Berube	Kelly	Nething	Torgerson
Decker	Larson, L.	Rait	Trenbeath
Doherty	Longmire	Redlin	Unruh
Freed	Lowe	Robinson	Van Horn
Hernet	Luick	Ruemmele	Wenstrom
Holand	Morgan	Sorlie	Wilhite
Jacobson	Mutch		

Those voting in the negative were:

Butler	Lips	Pyle	Schultz
Chesrown	Litten	Ringsak	Stafne
Coughlin	Melland	Roen	Strinden
Goldberg	Meschke	Sands	Stroup
Larson, G.			

Absent and not voting:
Christensen Forkner

So the bill passed and the title was agreed to.

MOTION

Senator Doherty moved that Senate Bill No. 466 be reprinted, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson

Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	

Absent and not voting:
Christensen Wilhite

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Rait	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Torgerson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Absent and not voting:
Berube Christensen Pyle

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.

Which has been read.

Senator Melland moved that Senate Bill No. 469 be amended as follows:

In line 7 delete the figure "4,000.00" and insert in lieu thereof the figure "3,000.00"

In line 9 delete the figure "5,000.00" and insert in lieu thereof the figure "3,000.00"

In line 10 delete the figure "3,000.00" and insert in lieu thereof the figure "1,000.00"

In line 11 delete the figure "4,000.00" and insert in lieu thereof the figure "3,000.00"

In line 12 delete the figure "3,000.00" and insert in lieu thereof the figure "2,000.00"

In line 13 delete the figure "3,000.00" and insert in lieu thereof the figure "1,000.00"

In line 14 delete the figure "3,000.00" and insert in lieu thereof the figure "2,000.00"

In line 15 delete the figure "3,000.00" and insert in lieu thereof the figure "1,000.00"

In line 16 delete the figure "3,000.00" and insert in lieu thereof the figure "1,000.00"

In line 17 delete the figure "3,000.00" and insert in lieu thereof the figure "1,000.00"

In line 26 delete the figure "84,000.00" and insert in lieu thereof the figure "48,000.00"

And renumber the lines accordingly.

Which motion prevailed.

Senator Melland moved that the rules be suspended, that Senate Bill No. 469 be deemed properly engrossed and placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 469 as amended from the floor, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, G.	Rait	Stroup
Coughlin	Larson, L.	Redlin	Thoreson
Decker	Lips	Ringsak	Trenbeath
Forkner	Litten	Roen	Unruh
Freed	Longmire	Ruemmele	Van Horn
Goldberg	Lowe	Sands	Wenstrom
Hernett	Luick	Schultz	Wilhite
Holand	Melland		

Those voting in the negative were:

Doherty	Mutch	Robinson	Torgerson
Morgan			

Absent and not voting:

Christensen	Pyle
-------------	------

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Melland	Sorlie
Berube	Jacobson	Morgan	Stafne
Butler	Kautzmann	Mutch	Stroup
Chesrown	Kelly	Nothing	Thoreson
Coughlin	Larson, G.	Pyle	Torgerson
Decker	Larson, L.	Rait	Trenbeath
Doherty	Lips	Redlin	Unruh
Forkner	Litten	Ringsak	Van Horn
Freed	Longmire	Roen	Wenstrom
Goldberg	Lowe	Sands	Wilhite
Hernett	Luick		

Those voting in the negative were:

Meschke	Ruemmele	Schultz	Strinden
Robinson			

Absent and not voting:

Christensen	Nasset
-------------	--------

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

So the bill passed and the title was agreed to and the emergency clause carried.

Senate Bill No. 476. A Bill for an Act to amend and reenact sections 50-09-21, 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 dependent children, aid to the aged, blind, or disabled, and medical assistance for needy persons.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 603 of the Senate Journal, the roll was called and there were ayes, 23; nays, 24; absent and not voting, 2.

Those voting in the affirmative were:

Butler	Larson, G.	Melland	Stafne
Coughlin	Lips	Mutch	Strinden
Decker	Litten	Pyle	Unruh
Forkner	Longmire	Ringsak	Wenstrom
Freed	Lowe	Robinson	Wilhite
Goldberg	Luick	Sorlie	

Those voting in the negative were:

Becker	Jacobson	Nasset	Sands
Berube	Kautzmann	Nething	Schultz
Chesrown	Kelly	Rait	Stroup
Doherty	Larson, L.	Redlin	Thoreson
Hernett	Meschke	Roen	Torgerson
Holand	Morgan	Ruemmele	Van Horn

Absent and not voting:

Christensen	Trenbeath
-------------	-----------

So the bill lost.

Senate Bill No. 425. A Bill for an Act to amend and reenact sections 12-52-03, 23-01-02, 25-05-30, 54-21-02, 54-21-03, 54-21-04, 54-21-05, 54-21-06, 54-21-07, 54-21-08, 54-21-11, 54-21-12, 54-23-14, 54-23-18, 54-23-19, 54-23-41, 54-23-43, and 54-23-49 of the North Dakota Century Code, relating to organization and duties of the board of administration and the appointment of an executive director.

Which has been read.

The question being on the motion of Senator Lips to amend Senate Bill No. 425.

Senator Lips moved that the reading of the amendments to Senate Bill No. 425 be dispensed with, which motion prevailed.

The question again being on the motion of Senate Lips to amend Senate Bill No. 425, which motion lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 425 the roll was called and there were ayes, 15; nays, 30; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Lowe	Sorlie
Decker	Lips	Melland	Stafne
Hernett	Litten	Meschke	Unruh
Holand	Longmire	Pyle	

Those voting in the negative were:

Berube	Jacobson	Nething	Schultz
Butler	Kautzmann	Rait	Strinden
Chesrown	Larson, G.	Redlin	Stroup
Coughlin	Larson, L.	Robinson	Thoreson
Doherty	Luick	Roen	Torgerson
Forkner	Morgan	Ruemmele	Van Horn
Freed	Mutch	Sands	Wilhite
Goldberg	Nasset		

Absent and not voting:

Christensen	Ringsak	Trenbeath	Wenstrom
-------------	---------	-----------	----------

So the bill lost.

Senator Meschke raised a parliamentary question as to the ruling of the chair in announcing that the amendments were lost.

The President announced that his ruling on the motion to amend is reversed and thereby ruled that the vote on Senate Bill No. 425 was an invalid vote, and that Senate Bill No. 425 is now before the Senate as amended.

Senator Lips moved that the rules be suspended and that Senate Bill No. 425 be deemed properly engrossed and placed on Second Reading and Final Passage, as amended from the floor.

Senator Ringsak requested a recorded roll call vote, which was granted.

ROLL CALL

The question being on the motion of Senator Lips to suspend the rules, the roll was called and there were ayes, 18; nays, 29; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Lips	Meschke	Sorlie
Decker	Litten	Nething	Stafne
Freed	Longmire	Pyle	Unruh
Hernett	Lowe	Roen	Wenstrom
Holand	Melland		

Those voting in the negative were:

Becker	Kautzmann	Nasset	Schultz
Butler	Kelly	Rait	Strinden
Chesrown	Larson, G.	Redlin	Stroup
Coughlin	Larson, L.	Ringsak	Thoreson
Doherty	Luick	Robinson	Torgerson
Forkner	Morgan	Ruemmele	Van Horn
Goldberg	Mutch	Sands	Wilhite
Jacobson			

Absent and not voting:

Christensen	Trenbeath
-------------	-----------

So the motion lost and Senate Bill No. 425 is now on the calendar.

FIRST READING OF HOUSE BILLS

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.

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.

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.

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, 15-53-08, 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.

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 first time and referred to the committee on Transportation.

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.

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 first time and referred to the committee on Natural Resources.

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 Industry, Business and Labor.

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.

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 first time and referred to the committee on Agriculture.

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 first time and referred to the committee on Education.

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.

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 Finance and Taxation.

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.

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 first time and referred to the committee on Natural Resources.

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.

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.

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.

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 first time and referred to the committee on Transportation.

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.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

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 first time and referred to the committee on State and Federal Government.

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.

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.

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 first time and referred to the committee on State and Federal Government.

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.

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.

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.

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, Business and Labor.

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.

MOTION

Senator Longmire moved that the vote by which Senate Bills Nos. 373, 410, 416, 422, 429, 432, 440, 444, 455, 464, 466, 468, 469, 473, 474, and 475 were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that after the reading of Senate Concurrent Resolution No. 15, and House Bills Nos. 60, 95, 147 and 148, that the Senate recess subject to the call of the chair, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTIETH DAY AFTER RECESS, FORTY-FIRST
AND FORTY-SECOND DAY

Bismarck, February 24, 1969

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign House Concurrent Resolution No. 38

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MESSAGES FROM THE HOUSE

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
 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

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 33
 Senate Bill No. 260
 Senate Bill No. 355
 Senate Bill No. 444

And find the same correctly Re-engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

MESSAGE FROM GOVERNOR

Bismarck, February 24, 1969

The Honorable Richard F. Larsen
 Lt. Governor of North Dakota
 State Capitol
 Bismarck, North Dakota

Dear Lt. Governor Larsen:

I signed the following Senate Bills on Saturday, February 22, 1969:

Senate Bill No. 71
 Senate Bill No. 77
 Senate Bill No. 170
 Senate Bill No. 179
 Senate Bill No. 219
 Senate Bill No. 244
 Senate Bill No. 141
 Senate Bill No. 140
 Senate Bill No. 128
 Senate Bill No. 147
 Senate Bill No. 131
 Senate Bill No. 129
 Senate Bill No. 132
 Senate Bill No. 133
 Senate Bill No. 135
 Senate Bill No. 134
 Senate Bill No. 136

Sincerely,
 WILLIAM L. GUY
 Governor

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 32 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 91 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor 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.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor 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.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor 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.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 108 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 111 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 113 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor 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.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 120 has had the same under consideration and recommends that the same do pass, unopposed, and be placed on the Consent Calendar.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor 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 insert triple parentheses before the word "and" and delete the triple parentheses before the word "at"

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 139 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 157 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 217 has had the same under consideration and recommends that the same be indefinitely postponed.

It is the intent of the committee to have the Blue Book printed every ten years.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 425

And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 425. A Bill for an Act to amend and reenact sections 12-52-03, 23-01-02, 25-05-30, 54-21-02, 54-21-03, 54-21-04, 54-21-05, 54-21-06, 54-21-07, 54-21-08, 54-21-11, 54-21-12, 54-23-14, 54-23-18, 54-23-19, 54-23-41, 54-23-43, and 54-23-49 of the North Dakota

Century Code, relating to organization and duties of the board of administration and the appointment of an executive director.

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, 36; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Lips	Pyle	Stroup
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Trenbeath
Freed	Lowe	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Schultz	Wilhite

Those voting in the negative were:

Coughlin	Larson, L.	Ringsak	Sands
Forkner	Luick	Robinson	Torgerson
Jacobson	Mutch		

Absent and not voting:

Christensen	Goldberg	Unruh
-------------	----------	-------

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

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

MOTION

Senator Lips moved that Senate Bill No. 425 be reprinted, which motion prevailed.

Senator Lips moved that the Senate reconsider the action by which Senate Bill No. 148 was lost.

Senator Ringsak requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Lips, the roll was called and there were ayes, 27; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Holand	Lowe	Sorlie
Butler	Kautzmann	Luick	Stafne
Chesrown	Kelly	Melland	Stroup
Decker	Larson, L.	Meschke	Trenbeath
Forkner	Lips	Nething	Van Horn
Freed	Litten	Rait	Wenstrom
Hernett	Longmire	Roen	

Those voting in the negative were:

Becker	Morgan	Ringsak	Strinden
Coughlin	Mutch	Robinson	Thoreson
Doherty	Nasset	Ruemmele	Torgerson
Jacobson	Pyle	Schultz	Wilhite
Larson, G.	Redlin		

Absent and not voting:

Christensen	Goldberg	Sands	Unruh
-------------	----------	-------	-------

So the motion prevailed.

MOTION

Senator Nething moved that Senate Bill No. 148 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Berube	Hernett	Lowe	Sorlie
Butler	Holand	Luick	Stafne
Chesrown	Kautzmann	Melland	Stroup
Decker	Kelly	Meschke	Trenbeath

Forkner	Larson, L.	Nothing	Van Horn
Freed	Lips	Rait	Wenstrom
Goldberg	Longmire	Roen	
Those voting in the negative were:			
Becker	Litten	Redlin	Strinden
Coughlin	Morgan	Ringsak	Thoreson
Doherty	Mutch	Robinson	Torgerson
Jacobson	Nasset	Ruemmele	Wilhite
Larson, G.	Pyle	Schultz	
Absent and not voting:			
Christensen	Sands	Unruh	

So the bill passed and the title was agreed to.

Senator Longmire moved that the vote by which Senate Bills Nos. 148 and 425 were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE TO THE HOUSE

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

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

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.

Which has been read.

Senator Trenbeath moved that Senate Concurrent Resolution No. 15 be amended as follows:

In line 35 delete the word "two" and insert in lieu thereof the word "one"

Which motion prevailed.

Senator Sorlie moved that Senate Concurrent Resolution No. 15 be further amended as follows:

In line 12 delete the triple parentheses.

In line 14 delete the triple parentheses, and the words "The legislative assembly".

Delete all of line 15.

In line 16 delete the word "one" and insert in lieu thereof the words "one-fourth".

Remember the lines accordingly.

Which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Concurrent Resolution No. 15 be deemed properly reengrossed and placed on Second Reading and Final Passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the resolution, as amended, on pages 522 and 523 of the Senate Journal and from the floor, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Sorlie
Butler	Kelly	Morgan	Stafne
Chesrown	Larson, G.	Mutch	Strinden
Coughlin	Larson, L.	Nasset	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Torgerson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand			

Those voting in the negative were:

Jacobson	Ringsak	Schultz
----------	---------	---------

Absent and not voting:

Berube	Nething	Sands	Unruh
Christensen			

So the motion was declared adopted.

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.

Which has been read.

Senator Meschke requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 31; nays, 12; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Hernett	Lowe	Stafne
Butler	Holand	Luick	Strinden
Chesrown	Jacobson	Nasset	Stroup
Coughlin	Kautzmann	Pyle	Thoreson
Decker	Kelly	Redlin	Trenbeath
Forkner	Larson, G.	Robinson	Wenstrom
Freed	Litten	Ruemmele	Wilhite
Goldberg	Longmire	Sorlie	

Those voting in the negative were:

Berube	Lips	Mutch	Schultz
Doherty	Meschke	Rait	Torgerson
Larson, L.	Morgan	Ringsak	Van Horn

Absent and not voting:

Christensen	Nething	Sands	Unruh
Melland	Roen		

So the resolution was declared adopted.

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.

Which has been read.

Senator Redlin moved that Senate Concurrent Resolution No. 39 be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-FIRST DAY

Bismarck, February 24, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain John Almlie, First Lutheran, Litchville.

Almighty God, we thank you for the faithful love and sustaining concern for your creation. We thank you for the great variety of gifts, abilities, and concerns represented here. We acknowledge Thee as the source of our very being. Strengthen the governors, leaders, and legislators of this State.

Keep us ever sensitive to the responsibilities which belong to us as part of this State and Nation.

As we continue with the "nitty-gritty" details before this session, may we deal with one another in all honesty, sincerity and openness. Strengthen us for the task.

In Jesus Christ we pray. Amen.

Roll call: All Senators present except Senator Christensen, Sands and Unruh.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-ninth Day After Recess and recommends that the same be corrected as follows:

On page 667, in line 25 from the bottom, delete the words "as amended from the floor"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 36; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Jacobson	Luick	Ruemmele
Berube	Kautzmann	Melland	Sorlie
Butler	Kelly	Meschke	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Nothing	Stroup
Doherty	Lips	Pyle	Thoreson
Goldberg	Litten	Rait	Torgerson
Hernett	Longmire	Redlin	Trenbeath
Holand	Lowe	Robinson	Wenstrom

Those voting in the negative were:

Coughlin	Morgan	Mutch	Van Horn
Absent and not voting:			
Christensen	Ringsak	Sands	Unruh
Forkner	Roen	Schultz	Wilhite
Freed			

So the resolution was declared adopted.

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.

Which has been read.

Senator Becker moved that Senate Concurrent Resolution No. 65 be adopted, which motion prevailed.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-SECOND DAY

Bismarck, February 24, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain E. R. Schmidt, Trinity Lutheran Church, Cooperstown.

Almighty God, our Gracious Heavenly Father You have given to men the awesome responsibility to govern and rule and to be with You in partnership in this life. We offer this prayer because we feel a great need for insight into Your Holy Will in these decisions which are made here. We confess our great need for guidance, for Your Wisdom and for Your Direction.

Give to each of these legislators the mind of Christ Jesus Our Lord and may they recognize His Presence. Help them to enact just laws in accordance with Your Holy Will so that the lives of the people of our state will be blessed. Keep them from anger and bitterness when the burdens of decisions and pressures become heavy. Forgive us all our failures and sins and lack of love and concern. Grant that each one may turn his life over to more and having done so be encouraged and enlightened to serve responsibly, thankfully and joyfully to the glory of Your Name and for the good of mankind everywhere. Add Your Blessing to their best efforts. We ask this in the Name of Jesus Christ Our Lord. Amen.

Roll call: All Senators present except Senators Christensen, Sands and Unruh.

A quorum was declared by the President.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 558 of the Senate Journal, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
--------	-----------	--------	--------

Berube	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Coughlin	Larson, L.	Nothing	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Torgerson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Roen	Wilhite
Jacobson	Meschke	Ruemmele	

Those voting in the negative were:

Butler Goldberg

Absent and not voting:

Christensen Sands Schultz Unruh

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Coughlin	Larson, L.	Nothing	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Torgerson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Roen	Wilhite
Jacobson	Meschke	Ruemmele	

Those voting in the negative were:

Butler Goldberg

Absent and not voting:

Christensen Sands Schultz Unruh

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Holand	Luick	Roen
Butler	Jacobson	Melland	Sorlie
Chesrown	Kautzmann	Meschke	Stafne
Coughlin	Kelly	Morgan	Stroup
Decker	Larson, L.	Nasset	Thoreson
Doherty	Lips	Nothing	Torgerson
Forkner	Litten	Pyle	Van Horn
Freed	Longmire	Rait	Wenstrom
Goldberg	Lowe	Ringsak	Wilhite
Hernett			

Those voting in the negative were:

Becker	Mutch	Robinson	Strinden
Larson, G.	Redlin	Ruemmele	Trenbeath

Absent and not voting:

Christensen	Sands	Schultz	Unruh
-------------	-------	---------	-------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Goldberg	Litten	Redlin
Berube	Holand	Longmire	Ringsak
Butler	Hernett	Lowe	Roen
Chesrown	Jacobson	Luick	Sorlie
Coughlin	Kautzmann	Melland	Stafne
Decker	Kelly	Meschke	Stroup
Forkner	Larson, L.	Morgan	Van Horn
Freed	Lips	Nothing	Wenstrom

Those voting in the negative were:

Doherty	Pyle	Ruemmele	Torgerson
Larson, G.	Rait	Strinden	Trenbeath
Mutch	Robinson	Thoreson	Wilhite
Nasset			

Absent and not voting:

Christensen	Sands	Schultz	Unruh
-------------	-------	---------	-------

So the bill passed and the title was agreed to.

MOTIONS

Senator Hernett moved that House Bill No. 204 and House Bill No. 287 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Hernett moved that House Bill No. 204 be re-referred to the Committee on Agriculture, and that House Bill No. 287 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Longmire moved that Lt. Governor Larsen act as the representative of the Senate at the funeral of Brigadier General Roger L. Hicks, at Grand Forks, North Dakota, on February 25, 1969, which motion prevailed.

FIRST 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 first time and referred to the committee on Appropriations.

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 first time and referred to the committee on Industry, Business and Labor.

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.

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

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 first time and referred to the committee on Education.

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.

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.

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.

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 first time and referred to the committee on Social Welfare and Veterans' Affairs.

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.

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 and Veterans' Affairs.

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.

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 percent and increase repayment time.

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

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 Natural Resources.

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.

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.

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 first time and referred to the committee on Education.

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.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

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 first time and referred to the committee on Agriculture.

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.

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.

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.

MESSAGE FROM THE HOUSE

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

Senator Longmire moved that after the reading of House Bills Nos. 100, 101, 102, 114, 120, 32, 70, 77, 91, 93, 108, 111, 113, 139, 159 and 171, that the Senate recess until 1:30 P.M., February 25, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-SECOND DAY AFTER RECESS AND
FORTY-THIRD DAY

Bismarck, February 25, 1969

The Senate convened at 1:30 p.m., pursuant to recess taken, the President Pro Tem presiding.

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 94
Senate Bill No. 151
Senate Bill No. 162
Senate Bill No. 167
Senate Bill No. 181
Senate Bill No. 294

Was delivered to the Governor for his approval at the hour of 8:45 o'clock A.M., February 25, 1969.

SENATOR WENSTROM, Chairman

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution No. 15

And find the same correctly Re-engrossed.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Concurrent Resolution No. 62 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

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"

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 191 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 193 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 278 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to House Bills Nos. 58 and 122 be dispensed with, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 58 as recommended by the Committee on Judiciary and printed on page 675 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 122 as recommended by the Committee on Industry, Business and Labor and printed on page 677 of the Senate Journal, be adopted, which motion prevailed.

RECOGNITION

Senator Doherty requested that the Senate recognize Chief Clear Sky he miye do, which request was granted, and Chief Clear Sky was recognized by the Senate and invited to address the Senate, with Chief Gabby-Gums acting as interpreter.

Senator Hernettt moved that the remarks of Chief Clear Sky be printed in the Journal, which motion prevailed.

CHIEF CLEAR SKY:

"How Koda Wa Shi Chu. Ni ye o ni-cho-pi wah-chi-chu koda pi Koda Kun wo-waska -to-un-yn-hopi-pi-kte-cin-hu-hou.

"Kta ta que wa-zin e-wa-cta- chi ya-hi Kte kin he Chief Crazy Crow a wa yan -ya-ku-wa-pi-cta.

"Ne pa kin kin hena ni chi pi kta qa he eye pa-ka-kin-un-cta.

"Ho kena-na-epa kta ye do."

Chief Clear Sky he miye do.

ANNOUNCEMENT

Senator Longmire announced that Lt. Governor Larsen is absent today attending the funeral of Brigadier General Hicks at Grand

Forks, and that Leo Leidholm, Secretary of the Senate, is absent attending the funeral of his uncle, Willard Leidholm, at Washburn.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-THIRD DAY

Bismarck, February 25, 1969

The Senate convened at 2:00 P.M., the President Pro Tem presiding.

Prayer by Chaplain O. L. Langston, Capitol Heights Baptist, Bismarck.

Our Father and Our God, we come before Thy Presence this day, to give Thee our united thanks for Your many blessings and mercies that Thou has extended unto us.

We pray that this body of our Senate of our humble, yet proud State of North Dakota might find wisdom in meeting the great issues of our modern day; we also pray that individually each of our elected officials might know the urgency and expediency of Thy Great Call for men to stand firm for every principal of truth, and by so doing grow in character and natures to be more like Thee and less like we ourselves are prone to be.

We also pray that we shall find Your support all the day long in this troublous life, until the shadows lengthen, and the evening comes, and our busy world is hushed, and the fever of life is over, and our work is done.

Bless each of the homes, from which these elected, and those present in this Senate hall come today. May each of us in whatever field Thou has called unto us to serve, be mindful of the fact, that,

"Only one life, . . . T'will soon be past . . . and, only those things done for God shall last."

Because we ask it in Jesus Name. Amen.

Roll call: All Senators present except Senator Christensen.

A quorum was declared by the President Pro Tem.

CORRECTION AND REVISION

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fortieth Day After Recess, Forty-first and Forty-second Day and finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

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. 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 return:

House Bill No. 60

Which the Senate has amended.

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

SECOND READING OF HOUSE BILLS ON THE 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.

Which has been read.

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.

Which has been read.

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.

Which has been read.

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 has been read.

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.

Which has been read.

ROLL CALL

The question being on the final passage of House Bills Nos. 100, 101, 102, 114 and 120, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden

Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Those voting in the negative were:
Trenbeath

Absent and not voting:
Christensen Ruemmele

So House Bills Nos. 100, 101, 102, 114 and 120 were passed and the titles were 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Butler	Larson, G.	Nasset	Stafne
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson			

Those voting in the negative were:
Nething Strinden

Absent and not voting:
Christensen Hernett

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom

Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	
Absent and not voting:			
Berube	Christensen		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Berube	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nething	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke		

Those voting in the negative were:

Wilhite

Absent and not voting:

Christensen Trenbeath

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nething	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Coughlin	Lips	Rait	Stroup
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Forkner	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen Freed Trenbeath

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen Freed

So the bill passed and the title was agreed to and the emergency clause carried.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen Freed

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Stafne
Butler	Larson, G.	Nasset	Strinden
Chesrown	Larson, L.	Nething	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Torgerson
Forkner	Longmire	Redlin	Trenbeath
Goldberg	Lowe	Ringsak	Unruh

Hernett	Luick	Robinson	Van Horn
Holand	Melland	Roen	Wenstrom
Jacobson	Meschke	Sands	Wilhite
Absent and not voting:			
Christensen	Freed	Ruemmele	Schultz
Coughlin			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 14; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Melland	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Stroup
Forkner	Lips	Pyle	Thoreson
Goldberg	Litten	Rait	Unruh
Hernett	Longmire	Redlin	Wenstrom
Holand	Lowe	Ringsak	Wilhite
Jacobson	Luick	Roen	

Those voting in the negative were:

Berube	Meschke	Sands	Torgerson
Decker	Morgan	Schultz	Trenbeath
Doherty	Mutch	Strinden	Van Horn
Larson, L.	Robinson		

Absent and not voting:

Christensen	Coughlin	Freed	Ruemmele
-------------	----------	-------	----------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen	Freed
-------------	-------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Coughlin	Lips	Rait	Stroup
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Forkner	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Those voting in the negative were:

Trenbeath

Absent and not voting:

Christensen Freed

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Christensen Freed

So the bill passed and the title was agreed to.

MOTION

Senator Kautzmann moved that the House be requested to return Senate Bill No. 386.

Senator Ringsak:

Mr. President. "I want my remarks recorded. I think that Senator Kautzmann has a good and valid request. I don't think we have any authority to change the procedures of the rules and records of the Senate. This is the same thing as having a district court take jurisdiction of a case without having proper jurisdiction of the subject matter, or person, or thing. I think this bill should be brought back to the Senate and we should either pass it or kill it."

Senator Kautzmann requested a roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Kautzmann, the roll was called and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kelly	Pyle	Schultz
Chesrown	Larson, G.	Redlin	Strinden
Doherty	Morgan	Ringsak	Stroup
Freed	Mutch	Robinson	Thoreson
Goldberg	Nasset	Ruemmele	Torgerson
Jacobson	Nething	Sands	Trenbeath
Kautzmann			

Those voting in the negative were:

Berube	Holand	Luick	Stafne
Butler	Larson, L.	Melland	Unruh
Coughlin	Lips	Meschke	Van Horn
Decker	Litten	Rait	Wenstrom
Forkner	Longmire	Roen	Wilhite
Hernett	Lowe	Sorlie	

Absent and not voting:

Christensen

So the motion prevailed.

MOTION

Senator Melland moved that after the reading of Senate Concurrent Resolution No. 62, House Bills Nos. 43, 58, 68, 122, 140, 164, 184, 191, 193, 199, 238, 278, 309, 358, 391, 392, 440, and 459 that the Senate recess until 1:30 p.m., February 26, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-THIRD DAY AFTER RECESS AND
FORTY-FOURTH DAY

Bismarck, February 26, 1969

The Senate convened at 1:30 P.M., pursuant to recess taken, the President presiding.

MESSAGE FROM THE GOVERNOR

February 25, 1969

The Honorable Richard F. Larsen
Lieutenant Governor of North Dakota
Senate Chambers
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

This is to inform you that today I signed the following Senate Bills:

Senate Bill No. 94
Senate Bill No. 151
Senate Bill No. 162
Senate Bill No. 167
Senate Bill No. 181

Sincerely,
WILLIAM L. GUY
Governor

MESSAGE TO THE HOUSE

Senate Chamber
Bismarck, February 26, 1969

Mr. Speaker: I have the honor to inform you that the Senate request the return of Senate Bill No. 386.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE GOVERNOR
(Veto Message on Senate Bill No. 294)

February 25, 1969

The Honorable Richard Larsen
President of the Senate
North Dakota State Senate
Bismarck, North Dakota

Dear Mr. President:

Section 34-08-02 of the North Dakota Century Code clearly sets forth our state's declaration of public policy regarding the freedom to organize for working people.

The policy states, "For the purpose of the interpretation of the provisions of this chapter, the public policy of this state is declared to be that a worker of this state shall be free to decline to associate with his fellows, but that he also shall have full freedom of associa-

tion, self-organization, and designation of representatives of his own choosing to negotiate the terms and conditions of his employment, and that he shall be free in such matters, as well as in other concerted activities for the purpose of collective bargaining or other mutual aid or protection, from interference, restraint, or coercion by employers of labor or their agents."

Section 34-09-01 of the North Dakota Century Code amplifies, through a declaration of public policy, the freedom that shall be granted workers in North Dakota.

It states, "The public policy of this state is declared to be that a worker shall be free to decline to associate with his fellows and shall be free to obtain employment wherever possible without interference or being hindered in any way, but that he shall also have the right to association and organization with his fellow employees and designation of representatives of his own choosing."

Senate Bill No. 294 would amend Subsection 2, Section 34-12-01, of the 1967 Supplement to the North Dakota Century Code by including "any nursing home licensed by the State Health Department" as being among the employers who shall not be included under the rules and regulations set forth in Chapter 34-12 of the North Dakota Century Code titled North Dakota Labor Management Relations Act.

The North Dakota Labor Management Relations Act sets forth rules of procedure to protect both the workers and the employers. I am sure there are many legislators who voted for Senate Bill No. 294 thinking that this amendment would prevent the workers in nursing homes from legally organizing a labor union. This is not true, as has been pointed out early in this letter. Sections 34-08-02 and 34-09-01 of the North Dakota Century Code make it possible for any group of workers to organize a union, including the organization of a union among workers in a nursing home.

What Senate Bill No. 294 does is exempt the workers of a nursing home or any labor union that might be formed from having to follow the rules and procedures as set forth in the North Dakota Labor Management Relations Act. Since the North Dakota Labor Management Relations Act was enacted to protect the workers and the employers, and since it brings orderly procedure out of what could otherwise be chaos, I see nothing to be gained from passing Senate Bill No. 294, and I can see a retreat from the orderly relationship between workers and employers in nursing homes if Senate Bill No. 294 is passed.

To those who believe that Senate Bill No. 294 will in some way hold down the high cost already experienced in nursing home care, I believe that an examination of the makeup of these costs will reveal that workers or work rules are not excessive.

Since Senate Bill No. 294 does not prevent the organization of a labor union among workers in a nursing home and thus does not prevent the possibility of strike, but does prevent the use of the orderly procedure between workers and nursing home employers as set forth in the North Dakota Labor Management Relations Act, I believe it in the best interest of our state that Senate Bill No. 294 not become law.

I therefore veto Senate Bill No. 294.

WILLIAM L. GUY
Governor

MESSAGE FROM THE HOUSE

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 20 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 29 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Research Resolutions Committee.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed, and Senate Concurrent Resolution No. 29 was re-referred to the Legislative Research Resolutions Committee, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 32 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Research Resolutions Committee.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed, and Senate Concurrent Resolution No. 32 was re-referred to the Legislative Research Resolutions Committee.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 34 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government 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 lines 8 through 10

In line 11 after the word "past" insert the word "**massive**"

At the end of line 19 add the following language:

BE IT FURTHER RESOLVED, that the Secretary of State be directed to forward copies of this resolution to each member of the North Dakota congressional delegation.

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution No. 60 has had the same under consideration and recommends that the same be amended as follows:

In line 21 insert triple parentheses after the word "States"

In line 23 insert triple parentheses after the word "purposes"

Renumber the lines accordingly.

And when so amended recommends the same be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 40 has had the same under consideration and recommends that the same be amended as follows:

In line 6 after the word "**municipality**" insert the following "**, and approval,**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor 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 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.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

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"

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 158 has had the same under consideration and recommends that the same be amended as follows:

In line 19 after the semicolon insert the word "or"

Delete all of lines 20 through 30

In line 31 delete the letter "e" and insert in lieu thereof the letter "b"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 194 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 202 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 6 delete the triple parentheses before and after the words "do not"

In line 7 delete the triple parentheses before and after the words "upon motion"

In line 8 delete the following "except:"

Delete lines 9 through 17 and insert in lieu thereof the following:

"provided however that after May 1, 1969 a graduate of the university of North Dakota school of law having met the following qualifications:

- 1. Having completed three years of in-residence study at the university of North Dakota school of law,**
- 2. Having obtained a certificate of satisfactory completion from the dean of the law school,**
- 3. Being of good moral character,**
- 4. Being a resident of the state of North Dakota at the time of application for admission to the practice of law,**

may be admitted, upon motion to the supreme court, to the practice of law in all courts of the state."

Remember the lines and subsections accordingly.

And when so amended be placed on the calendar without recommendation.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Becker moved that the Senate reconsider the action by which the committee report on Senate Concurrent Resolution No. 60 was adopted, which motion prevailed.

Senator Becker moved that the committee report on Senate Concurrent Resolution No. 60 recommending that said resolution be indefinitely postponed, be adopted.

Senator Becker then explained to the Senate that the committee report should have read "Your Committee on Finance and Taxation to whom was referred Senate Concurrent Resolution No. 60, has had the same under consideration and recommends that the same be indefinitely postponed.", instead of for amendments.

The question being on the motion of Senator Becker, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to House Bills Nos. 39, 69 and 446, be dispensed with, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 39 as recommended by the Committee on Finance and Taxation and printed on pages 689 and 690 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 69 as recommended by the Committee on Judiciary and printed on page 690 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 446 as recommended by the Committee on Finance and Taxation and

printed on page 692 of the Senate Journal, be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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 return:

Senate Bill No. 74
Senate Bill No. 289
Senate Bill No. 293

Which the House has indefinitely postponed.

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

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire move that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-FOURTH DAY

Bismarck, February 26, 1969

The Senate convened at 2:00 P. M., the President presiding.

Prayer by Chaplain, Senator Guy Larson, Bismarck.

Roll call: All Senators present except Senators Christensen and Unruh.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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 recommends that the same be corrected as follows:

On page 694, line 8 from the bottom, delete the figure "110" and insert in lieu thereof the figure "100".

On page 700, line 4 from the bottom, delete the figure "39".

On page 700, line 3 from the bottom, after the figure "440" insert "and 459"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Redlin moved that House Bills Nos. 169, 219, 236, 237, 268 and 397 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Redlin moved that House Bills Nos. 169, 219, 236, 237, 268 and 397 be re-referred to the Committee on Judiciary, which motion prevailed.

MESSAGES TO THE HOUSE

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 return:

House Bill No. 116
House Bill No. 176

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

SECOND 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.

Which has been read.

ROLL CALL

The question being on the final passage of Senate Concurrent Resolution No. 62, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker

Jacobson

Morgan

Schultz

Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen Ruemmele Unruh

So the resolution was declared adopted.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Melland	Sorlie
Berube	Kautzmann	Meschke	Stafne
Butler	Kelly	Nasset	Stroup
Chesrown	Larson, G.	Nothing	Thoreson
Decker	Larson, L.	Pyle	Torgerson
Forkner	Lips	Rait	Trenbeath
Freed	Litten	Ringsak	Van Horn
Goldberg	Longmire	Roen	Wenstrom
Hernett	Lowe	Ruemmele	Wilhite
Holand	Luick	Sands	

Those voting in the negative were:

Coughlin	Morgan	Redlin	Schultz
Doherty	Mutch	Robinson	Strinden

Absent and not voting:

Christensen Unruh

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 675 of the Senate Journal, the roll was called and there were ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, G.	Pyle	Stroup
Decker	Larson, L.	Rait	Thoreson
Doherty	Lips	Redlin	Torgerson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Roen	Van Horn
Hernett	Lowe	Ruemmele	Wenstrom
Holand	Luick	Sands	Wilhite
Jacobson	Melland		

Those voting in the negative were:

Butler	Morgan	Nothing	Schultz
Goldberg	Mutch	Robinson	Strinden

Absent and not voting:

Berube	Christensen	Unruh
--------	-------------	-------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube	Christensen	Unruh
--------	-------------	-------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 677 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube	Christensen	Unruh
--------	-------------	-------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 15; absent and not voting, 3.

Those voting in the affirmative were:

Butler	Jacobson	Melland	Strinden
Coughlin	Kelly	Meschke	Stroup
Decker	Larson, G.	Nothing	Thoreson
Doherty	Lips	Pyle	Trenbeath
Forkner	Litten	Redlin	Van Horn
Goldberg	Longmire	Robinson	Wenstrom
Hernett	Lowe	Ruemmele	Wilhite
Holand	Luick	Stafne	

Those voting in the negative were:

Becker	Larson, L.	Rait	Schultz
Chesrown	Morgan	Ringsak	Sorlie
Freed	Mutch	Roen	Torgerson
Kautzmann	Nasset	Sands	

Absent and not voting:

Berube	Christensen	Unruh
--------	-------------	-------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube	Christensen	Unruh
--------	-------------	-------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson

Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:
Christensen Unruh

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sands
Berube	Kelly	Mutch	Schultz
Chesrown	Larson, G.	Nasset	Sorlie
Doherty	Lips	Pyle	Stroup
Forkner	Longmire	Redlin	Torgerson
Freed	Lowe	Ringsak	Trenbeath
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Ruemmele	Wilhite
Jacobson			

Those voting in the negative were:

Butler	Larson, L.	Rait	Strinden
Coughlin	Litten	Roen	Thoreson
Decker	Meschke	Stafne	Van Horn
Goldberg	Nething		

Absent and not voting:
Christensen Unruh

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Jacobson	Morgan	Schultz
Butler	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, G.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Those voting in the negative were:

Becker	Larson, L.	Ringsak
--------	------------	---------

Absent and not voting:

Christensen Unruh

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 emercement of a sheriff.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen Unruh

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Sorlie
Decker	Larson, G.	Pyle	Thoreson
Doherty	Larson, L.	Roen	Trenbeath
Freed	Lips	Sands	Wenstrom
Hernett	Longmire	Schultz	Wilhite
Holand	Lowe		

Those voting in the negative were:

Berube	Jacobson	Mutch	Ruemmele
Butler	Kautzmann	Nothing	Stafne
Chesrown	Litten	Rait	Strinden
Coughlin	Luick	Redlin	Stroup
Forkner	Melland	Ringsak	Torgerson
Goldberg	Morgan	Robinson	Van Horn

Absent and not voting:

Christensen Meschke Unruh

So the bill was lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen Unruh

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:

Christensen Meschke Ruemmele Unruh

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 17; nays, 29; absent and not voting, 3.

Those voting in the affirmative were:

Butler	Hernett	Longmire	Rait
--------	---------	----------	------

Chesrown	Holand	Luick	Redlin
Decker	Kelly	Melland	Sorlie
Freed	Larson, L.	Meschke	Torgerson
Goldberg			

Those voting in the negative were:

Becker	Lips	Pyle	Strinden
Berube	Litten	Ringsak	Stroup
Coughlin	Lowe	Robinson	Thoreson
Doherty	Morgan	Roen	Trenbeath
Forkner	Mutch	Sands	Van Horn
Jacobson	Nasset	Schultz	Wenstrom
Kautzmann	Nething	Stafne	Wilhite
Larson, G.			

Absent and not voting:

Christensen	Ruemmele	Unruh
-------------	----------	-------

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen	Unruh
-------------	-------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 18; nays, 29; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Freed	Melland	Thoreson
Berube	Jacobson	Meschke	Torgerson
Butler	Larson, L.	Rait	Van Horn
Decker	Longmire	Ringsak	Wilhite
Doherty	Lowe		

Those voting in the negative were:

Chesrown	Larson, G.	Nething	Schultz
----------	------------	---------	---------

Coughlin	Lips	Pyle	Sorlie
Forkner	Litten	Redlin	Stafne
Goldberg	Luick	Robinson	Strinden
Hernett	Morgan	Roen	Stroup
Holand	Mutch	Ruemmele	Trenbeath
Kautzmann	Nasset	Sands	Wenstrom
Kelly			

Absent and not voting:

Christensen Unruh

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 24; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Hernett	Melland	Sands
Butler	Holand	Mutch	Sorlie
Chesrown	Kelly	Pyle	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Longmire	Robinson	Wilhite
Goldberg	Lowe		

Those voting in the negative were:

Berube	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Forkner	Litten	Rait	Stroup
Freed	Luick	Ringsak	Trenbeath
Jacobson	Meschke	Roen	Van Horn
Kautzmann	Morgan	Ruemmele	Wenstrom

Absent and not voting:

Christensen Schultz Unruh

So the bill lost.

Senator Becker changed his vote from aye to nay for the purpose of reconsideration.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 2; nays, 45; absent and not voting, 2.

Those voting in the affirmative were:

Butler Rait

Those voting in the negative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Van Horn

Hernett
Holand
Jacobson

Melland
Meschke

Ruemmele
Sands

Wenstrom
Wilhite

Absent and not voting:
Christensen Unruh

So the bill lost.

Senator Freed moved that the vote by which Senate Bill No. 459 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Longmire moved that the Senate do not concur in the House amendments to Senate Bill No. 323 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 323,

Senator Hernett
Senator Ringsak
Senator Van Horn

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and concurrent resolution:

Senate Bill No. 90
Senate Concurrent Resolution No. 7

And find the same correctly Engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills and a concurrent resolution:

Senate Bill No. 42
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. 52

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

FIRST 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 first time and referred to the committee on Education.

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.

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.

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 first time and referred to the committee on Transportation.

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.

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.

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 first time and referred to the committee on Agriculture.

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 first time.

MOTION

Senator Ringsak moved that House Bill No. 500 be returned to the House.

Lieutenant Governor:

I would call to the attention of the Senate to page 820 of the House Journal, that Speaker Ernest Johnson ruled that House Bill No. 500 passed and the title was agreed to. It is the opinion of the chair that it is presumptive of one House to rule that the presiding officer of another House was incorrect in his final ruling. Secondly, the chair has been informed, although the chair does not have the record as

yet, the word "excluding" should have been "including" and that is being corrected in the House.

The question being on the motion of Senator Ringsak that House Bill No. 500 be returned to the House, which motion lost.

Senator Ringsak requested that the President not refer House Bill No. 500 to a committee until after examination of the House Journal for today.

The President announced that such request is granted and House Bill No. 500 was not referred to committee.

FIRST 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 on the campus of North Dakota state university, and providing an appropriation.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

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 first time and referred to the committee on Judiciary.

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.

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

MESSAGE TO THE HOUSE

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 Hernett
Senator Ringsak
Senator Van Horn

LEO LEIDHOLM, Secretary

Senator Longmire moved that after the reading of Senate Concurrent Resolutions Nos. 24, 25, 34, 37, 38, and House Bills Nos. 39, 69, 129, 202, 307, 310 and 446, that the Senate recess until 1:30 P.M., February 27, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-FOURTH DAY AFTER RECESS AND
FORTY-FIFTH DAY

Bismarck, February 27, 1969

The Senate convened at 1:30 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and a concurrent resolution:

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 find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 43 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 49 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 51 has had the same under consideration and recommends that the same do pass and be re-referred to the Legislative Research Resolutions Committee.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed and Senate Concurrent Resolution No. 51 was re-referred to the Legislative Research Resolutions Committee.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 53 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 63 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 66 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 67 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 24 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 27 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 42 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 107 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted.

Senator Meschke requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Sorlie, the roll was called and there were ayes, 27; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Longmire	Pyle	Strinden
Coughlin	Low	Redlin	Stroup
Decker	Luick	Ringsak	Thoreson
Freed	Melland	Robinson	Torgerson
Goldberg	Mutch	Schultz	Trenbeath
Jacobson	Nasset	Sorlie	Wilhite
Litten	Nothing	Stafne	

Those voting in the negative were:

Berube	Hernett	Lips	Ruemmele
Butler	Holand	Meschke	Sands
Chesrown	Kelly	Morgan	Van Horn
Doherty	Larson, G.	Rait	Wenstrom
Forkner	Larson, L.	Roen	

Absent and not voting:

Christensen	Kautzmann	Unruh
-------------	-----------	-------

So the motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: 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:

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."

Remember the lines accordingly.

And when so amended recommends the same do pass.

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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 295 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations, to whom was referred House Bill No. 306 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted.

Senator Doherty requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Sorlie, the roll was called and there were ayes, 27; nays, 18; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Melland	Stafne
Butler	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Nething	Stroup
Decker	Litten	Pyle	Van Horn
Forkner	Longmire	Robinson	Wenstrom
Freed	Lowe	Schultz	Wilhite
Goldberg	Luick	Sorlie	

Those voting in the negative were:

Berube	Larson, L.	Rait	Sands
Chesrown	Lips	Redlin	Thoreson
Doherty	Meschke	Roen	Torgerson
Hernett	Morgan	Ruemmele	Trenbeath
Holand	Mutch		

Absent and not voting:

Christensen	Kautzmann	Ringsak	Unruh
-------------	-----------	---------	-------

So the motion prevailed.

MOTION

Senator Ruemmele moved that the Senate reconsider the action by which House Bill No. 238 was lost, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

Senator Longmire moved that House Bill No. 238 be placed at the foot of the calendar, which motion prevailed.

MEMORIAL SERVICES

Senator Longmire moved that the Senate recess the regular business of the session for the purpose of conducting the Senate Memorial Service, which motion prevailed.

The following memorial service was then held:

SENATE CHAMBER

State Capitol, February 27, 1969, 2:15 P.M.
 Lieutenant Governor Richard Larsen, Presiding Officer

PROGRAM

- Call to Order..... Lt. Gov. Richard Larsen
- Invocation..... Rev. David Knecht, Bismarck, N. D.
- "America, The Beautiful"..... Rep. William DeKrey
- Memorial Service..... Sen. John Decker
- Introduction..... Lt. Gov. Richard Larsen
- Address..... Rev. David Knecht
- "The Spirit Flower"..... Sen. Leland Roen
 (An Ode to One Departed) By Tipton
- Benediction..... Rev. David Knecht
 Committee on Arrangements: Senator John Decker, Chairman;
 Senator William A. Stafne, and Senator Clark Van Horn.

FIRST READING OF A SENATE MEMORIAL RESOLUTION

The Committee on Senate Memorial Resolutions introduced:

Senate Memorial Resolution No. 2. A Memorial Resolution for deceased members of the Senate of the State of North Dakota.

Was read the first time.

Senator Decker moved that the rules be suspended and that Senate Memorial Resolution No. 2 be printed in the Journal, and adopted, which motion prevailed.

SENATE MEMORIAL RESOLUTION NO. 2

Introduced by Committee on Senate Memorial Resolutions

A memorial resolution for deceased members of the Senate of the State of North Dakota.

- 1 WHEREAS, since the adjournment of the Fortieth Legislative
- 2 Assembly, God in His wisdom has seen fit to summon to eternal
- 3 rest His servants and our former colleagues:
- 4 HENRY O. BECK, who served in the Thirty-ninth and Fortieth
- 5 Legislative Assemblies, from the thirty-second district, died
- 6 July 31, 1968.
- 7 ROBERT BYRNE, who served in the Seventeenth and
- 7a Eighteenth
- 8 Legislative Assemblies, from the forty-first district, died
- 9 December 31, 1967.
- 10 ALBERT DUBAY, who served in the twenty-third and Twenty-
- 11 fourth Legislative Assemblies, from the nineteenth district,
- 12 died November 16, 1968.
- 13 GEORGE I. FETON, who served in the Twenty-seventh to the
- 14 Thirty-second Legislative Assemblies, from the twenty-third
- 15 district, died November 16, 1968.
- 16 DUNCAN FRASER, who served in the Thirty-first to the
- 17 Thirty-fifth Legislative Assemblies, from the twenty-eighth
- 18 district, died December 2, 1967.
- 19 FRED FREDERICKSON, who served in the Twenty-fifth and
- 20 Twenty-sixth Legislative Assemblies, from the fifteenth district,
- 21 died June 25, 1968.
- 22 BENCER N. KJOS, who served in the Thirty-eighth and Thirty-
- 23 ninth Legislative Assemblies, from the thirty-fourth district,
- 24 died March 23, 1967.
- 25 A. S. MARSHALL, who served in the Nineteenth to the
- 26 Twenty-fourth Legislative Assemblies, from the twenty-fifth
- 27 district, died March 17, 1968.
- 28 FRED W. MEES, who served in the Sixteenth and Seventeenth

29 Legislative Assemblies, from the thirtieth district, died

30 January 10, 1968.

30a ALEX MILLER, who served in the thirty-fifth, thirty-sixth,
30b thirty-seventh, and thirty-eighth Legislative Assemblies, from the
30c seventeenth District, died September 4, 1967.

30d AXEL OLSON, who served in the twenty-fifth to the
30e thirty-fifth Legislative Assemblies, from the

30f forty-fourth District

30g died October 20, 1967.

31 WILLIAM R. REICHERT, who served in the Thirty-seventh to
32 the Thirty-ninth Legislative Assemblies, from the thirty-first
33 district, died September 25, 1967.

34 MILTON L. RUE, SR., who served in the Twenty-seventh to the
35 Thirty-fourth Legislative Assemblies, from the twenty-seventh
36 district, died May 29, 1968.

37 P. O. SATHRE, who served in the Twentieth to the Twenty-
38 second Legislative Assemblies, from the sixteenth district,
39 died January 23, 1968.

40 GUST TWETEN, who served in the Twenty-sixth and Twenty-
41 seventh Legislative Assemblies, from the twentieth district,
42 died October 6, 1968.

43 JOHN E. YUNKER, who served in the Thirty-fourth to the
44 Thirty-seventh Legislative Assemblies, from the tenth district,
45 died April 15, 1968.

46 WHEREAS, today, we as members of the Senate of the Forty-
47 first Legislative Assembly of the State of North Dakota pause to
48 mourn the passing of our former colleagues, and to honor their
49 memories; and

50 WHEREAS, these men rendered outstanding service to the
50a people

51 of this State by their contribution to their fellow men and their
52 communities;

53 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE
54 OF THE FORTY-FIRST LEGISLATIVE ASSEMBLY OF THE
55 STATE OF NORTH DAKOTA:

56 That we express our keen sorrow on their passing and our
57 appreciation, on behalf of the people of North Dakota, of the
58 loyal and devoted service of these, our former colleagues;

59 BE IT FURTHER RESOLVED, that for the perpetuation of their
60 memory this token of respect and sympathy by their successors
61 in trust be printed in the journal of the Senate and that
62 duly enrolled copies of this resolution be presented by the
63 Secretary of State to the surviving families of these deceased
64 Senators.

MOTION

The Senate reconvened pursuant to recess taken, the President presiding.

MOTION

Senator Forkner moved that House Bill No. 259 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Forkner moved that House Bill No. 259 be re-referred to the Committee on Transportation, which motion prevailed.

Senator Becker moved that the Senate reconsider the action by which House Bill No. 440 was lost, which motion prevailed.

Senator Becker moved that House Bill No. 440 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Becker moved that House Bill No. 238 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Holand moved that House Bill No. 507 be returned to the Senate from the Committee on Education, which motion prevailed.

Senator Holand moved that House Bill No. 507 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Trenbeath moved that the Senate reconsider the action by which House Bill No. 358 was lost, which motion prevailed.

Senator Trenbeath moved that House Bill No. 358 be placed on the calendar and laid over one legislative day, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the reading of the amendments to Senate Concurrent Resolution No. 42, House Bills Nos. 40, 56, 75, 132, 134, 158, 178, 194 and 294 be dispensed with, which motion prevailed.

Senator Ringsak moved that the amendments to Senate Concurrent Resolution No. 42 as recommended by the Committee on State and Federal Government, and printed on page 704 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 40 as recommended by the Committee on Industry, Business and Labor and printed on page 704 of the Senate Journal, be adopted, which motion prevailed.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-FIFTH DAY

Bismarck, February 27, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Oscar Lund, Lutheran Chaplain, Bismarck hospitals.

Roll call: All Senators present except Senators Christensen, Kautzmann and Unruh.

A quorum was declared by the President.

We thank Thee, Lord, for representative government; for the freedom guaranteed through our Constitution; for all that we have fallen heir to through the faithfulness of legislators both past and present. Grant Thy continued guidance upon all that is here enacted that it may further the welfare of every citizen of our beloved State. Amen.

CORRECTION AND REVISION OF JOURNAL

Mr. President: 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 correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

EXECUTIVE SESSION

Senator Longmire moved that the Senate resolve itself into an Executive Session and receive two messages from the Governor, which motion prevailed.

Two messages from the Governor were read by the Secretary requesting confirmation of following appointments:

Harold C. Refling, Bottineau, North Dakota, to a regular term on the State Board of Higher Education, beginning on July 1, 1969, and extending to July 1, 1976.

Herbert L. Thorndal, Jr., Bismarck, as State Examiner for a four year term extending from July 1, 1969 to July 1, 1973. and the same were referred to Committees.

The Senate in Executive Session, after receiving the report of the committees, thereupon advised and consented to the above appointments and confirmed the same.

The Executive Session was thereupon dissolved and the Senate resumed its regular session.

MESSAGES TO THE HOUSE

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. 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 return:

House Bill No. 58

House Bill No. 122

Which the Senate has amended.

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

SIGNING OF BILLS

The Secretary announced that the President 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 No. 7

Senate Concurrent Resolution No. 52

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MESSAGES FROM THE HOUSE

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 return:

Senate Bill No. 58
 Senate Bill No. 332

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL NO. 58

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.

AMENDMENTS TO SENATE BILL No. 332

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.

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

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

FIRST 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 first time and referred to the committee on State and Federal Government.

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 State and Federal Government.

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 State and Federal Government.

Senator Longmire moved that after the reading of Senate Concurrent Resolutions Nos. 42, 53, 67, and House Bills Nos. 24, 27, 40, 42, 52, 87, and 295, that the Senate recess until 1:00 P.M., February 28, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-FIFTH DAY AFTER RECESS AND
FORTY-SIXTH DAY

Bismarck, February 28, 1969

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution: Senate Concurrent Resolution No. 42
And find the same correctly engrossed.

SENATOR WENSTROM, Chairman

Senator Schultz moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Concurrent Resolution No. 36 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 46 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' 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.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 67 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 71 has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs 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.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 141 has had the same under consideration and recommends that the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 172 has had the same under consideration and recommends that the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 228 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 336 has had the same under consideration and recommends that the same do pass unopposed and be placed on the Consent Calendar.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 337 has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 431 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Concurrent Resolution No. 3 has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

MOTION

Senator Wilhite moved that the Senate reconsider the action by which Senate Concurrent Resolution No. 33 was indefinitely postponed.

Senator Wilhite informed the Senate that the motion to reconsider was made for the purpose of amendment and requested that the proposed amendments be read from the desk.

The following proposed amendments were then read from the desk.

PROPOSED AMMENDMENTS TO SENATE CONCURRENT RESOLUTION NO. 33

Delete everything after the words "SENATE CONCURRENT RESOLUTION NO. 33" and insert in lieu thereof the following:

"A concurrent resolution for indicating various motivations for members' votes on tax and appropriation measures and directing that the electronic voting system be changed accordingly.

WHEREAS, all members of this Forty-first Legislative Assembly know that, unlike the Federal Government, we can spend in appropriations for the State of North Dakota and its agencies only those sums of money that are received from the residents of this State through taxation; and

WHEREAS, it is much more acceptable to the general public for an elected member to vote green on appropriation measures and red on those that increase taxes; and

WHEREAS, in these waning days of the Forty-first Legislative Assembly, many elected members are having difficulty in selecting

either the red or green button in matters dealing with taxation or appropriations;

NOW, THEREFORE, BE IT RESOLVED AND THE CONSTITUTION BE AMENDED ACCORDINGLY:

That extra buttons for voting be installed on each member's desk giving him the following alternatives:

1. Either red or green button with blue — Meaning that the member is not feeling well and it is requested that the public bear that in mind in judging the member's vote on the measure.
2. Red with yellow — Meaning that the member's vote is a seventy-five percent NO vote, and if the member could make a few amendments he would vote green.
3. Green with yellow — Meaning that the member's vote is a seventy-five percent YES vote, and if the member could make a few amendments he would vote red.
4. Flashing red — Meaning that the member is really for the bill but he is voting against it because all communications from his home district were for a NO vote.
5. Flashing green — Meaning that the member is really against the bill but he is voting for it because all communications from his home district were for a YES vote.
6. An alternating red and green — Meaning that the bill is controversial with many good arguments on each side and that fate will decide whichever light is to be on when the key is closed.

BE IT FURTHER RESOLVED, that the rule requiring a majority vote of the members-elect to pass appropriation and tax bills be amended to provide that if there is as much as one solid red vote on an appropriation matter, it will be deemed defeated.

BE IT FURTHER RESOLVED, that if there is as much as one solid green vote on any tax measure, it will be deemed passed."

The question being on the motion of Senator Wilhite, which motion lost.

CONSIDERATION OF AMENDMENTS

Senator Hernet moved that the amendments to House Bill No. 56 as recommended by the Committee on Business, Industry and Labor and printed on page 704 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 75 as recommended by the Committee on Finance and Taxation and printed on pages 704 and 705 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 132 as recommended by the Committee on Finance and Taxation and printed on page 705 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 134 as recommended by the Committee on Finance and Taxation and printed on pages 705 and 706 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 158 as recommended by the Committee on Judiciary and printed on page 706 of the Senate Journal, be adopted.

Senator Ringsak moved that the amendments to House Bill No. 158 be laid on the table, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 178 as recommended by the Committee on Judiciary and printed on page 706 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 194 as recommended by the Committee on Judiciary and printed on page 706 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 294 as recommended by the Committee on Judiciary and printed on pages 706 and 707 of the Senate Journal, be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that the reading of the amendments to House Bill No. 125, be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 125 as recommended by the Committee on Appropriations and printed on page 723 of the Senate Journal, be adopted.

Senator Meschke requested a recorded roll call vote, which request was not granted.

The question being on the motion of Senator Sorlie that the amendments to House Bill No. 125 be adopted, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Pyle	Strinden
Coughlin	Larson, L.	Rait	Stroup
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Roen	Wenstrom
Hernett	Luick	Ruemmele	Wilhite
Holand	Melland		
Absent and not voting:			
Christensen	Mutch	Sands	Unruh
Forkner	Nothing	Thoreson	

So the resolution was declared adopted.

Senate Concurrent Resolution No. 25. A Concurrent Resolution expressing the policy of the state in its relations with tribal councils.

Which has been read.

Senator Ringsak moved that Senate Concurrent Resolution No. 25 be adopted, which motion prevailed.

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.

Which has been read.

Senator Robinson moved that Senate Concurrent Resolution No. 34 be adopted, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Ruemmele
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Torgerson
Freed	Longmire	Redlin	Trenbeath
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Roen	Wilhite

Absent and not voting:

Christensen	Sands	Thoreson	Unruh
Forkner			

So the resolution was declared adopted.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-SIXTH DAY

Bismarck, February 28, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Chester L. Johnson, Trinity Lutheran Church, Jamestown.

Almighty God, Our Heavenly Father, bless our country that it may be a blessing to the world; grant that our ideals and aspirations may be in accordance with Thy Will, and help us to see ourselves as others see us. Keep us from hypocrisy in feeling or action. Grant us sound government and just laws, good education and a clean press, simplicity and justice in our relations with one another, and, above all, a spirit of service which will abolish pride of place and inequality of opportunity!

We come especially this afternoon asking Thy Blessings upon each one of these senators of the great state of North Dakota. Give them the wisdom and guidance they need to carry out Thy Will as they deliberate and decide on the laws of our state. We come with thanks in our hearts for their willingness to give of their time and talents, often unappreciated, that we might have a better state in which to live. Bless the homes of each of these senators; watch between them while they are apart one from the other!

Now may this session be used to Thy Glory according to the guidance of Thy Spirit!

Roll call: All Senators present except Senators Christensen, Sands, Thoreson and Unruh.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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:

On page 727, after the third line from the bottom, insert the following: "The Senate in Executive Session, after receiving the reports of the committee, thereupon advised and consented to the above appointments and confirmed the same."

On page 728, after line 14 from the bottom, insert the following: "Senate Bill No. 199"

On page 729, line 6 from the bottom, delete the word "HOUSE" and insert in lieu thereof the word "SENATE"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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 as follows:

AMENDMENTS TO SENATE BILL NO. 80

In line 5 of the engrossed bill delete the word "from" and insert in lieu thereof the word "at"; delete the word "Mandan"

AMENDMENTS TO SENATE BILL NO. 115

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.

AMENDMENTS TO SENATE BILL NO. 216

In the third line of the title of the engrossed bill after the word "penitentiary" insert the words "and the state farm"

In line 3 after the word "penitentiary" insert the words "and the state farm"

Renumber the lines accordingly.

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. 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. 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 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. 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

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 33; nays, 9; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Kelly	Melland	Sorlie
Butler	Larson, G.	Meschke	Stafne
Chesrown	Larson, L.	Morgan	Stroup
Coughlin	Lips	Nething	Torgerson
Decker	Litten	Pyle	Trenbeath
Doherty	Longmire	Rait	Van Horn
Hernett	Lowe	Roen	Wenstrom
Holand	Luick	Ruemmele	Wilhite
Kautzmann			

Those voting in the negative were:

Freed	Nasset	Ringsak	Schultz
Jacobson	Redlin	Robinson	Strinden
Mutch			

Absent and not voting:

Becker	Forkner	Sands	Unruh
Christensen	Goldberg	Thoreson	

So the resolution was declared adopted.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 689 and 690 of the Senate Journal, the roll was called and there were ayes, 37; nays, 7; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Melland	Roen
Berube	Kautzmann	Morgan	Ruemmele
Butler	Kelly	Mutch	Schultz

Chesrown	Larson, G.	Nasset	Sorlie
Coughlin	Lips	Pyle	Stafne
Decker	Litten	Rait	Stroup
Doherty	Longmire	Redlin	Torgerson
Freed	Lowe	Ringsak	Wenstrom
Goldberg	Luick	Robinson	Wilhite
Holand			

Those voting in the negative were:

Hernett	Meschke	Strinden	Van Horn
Larson, L.	Nothing	Trenbeath	

Absent and not voting:

Christensen	Sands	Thoreson	Unruh
Forkner			

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 has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 690 of the Senate Journal, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Ruemmele
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Torgerson
Freed	Longmire	Redlin	Trenbeath
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Roen	

Those voting in the negative were:

Wilhite

Absent and not voting:

Christensen	Sands	Thoreson	Unruh
Forkner			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Coughlin	Lips	Rait	Stroup
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite
Jacobson	Meschke		

Those voting in the negative were:

Freed Mutch

Absent and not voting:

Christensen Sands Thoreson Unruh
Forkner

So the bill passed and the title was agreed to.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 31. A Concurrent Resolution commending and congratulating Miss North Dakota.

Which was read the first time.

Senator Longmire moved that the rules be suspended and that House Concurrent Resolution No. 31 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 31. A Concurrent Resolution commending and congratulating Miss North Dakota.

Was read the second time.

Senator Longmire moved that House Concurrent Resolution No. 31 be adopted, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 46. A Concurrent Resolution paying tribute to North Dakota men who have died in Viet Nam.

Which was read the first time.

Senator Longmire moved that the rules be suspended and that House Concurrent Resolution No. 46 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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.

Senator Longmire moved that House Concurrent Resolution No. 46 be adopted. And the resolution was adopted by a standing vote.

SECOND READING OF HOUSE BILLS

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Ruemmele
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Torgerson
Freed	Longmire	Redlin	Trenbeath
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Roen	Wilhite

Absent and not voting:

Christensen Sands Thoreson Unruh
Forkner

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Ruemmele
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Torgerson
Freed	Longmire	Redlin	Trenbeath
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Roen	Wilhite

Absent and not voting:

Christensen	Sands	Thoreson	Unruh
Forkner			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Butler	Kautzmann	Mutch	Stafne
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Nething	Stroup
Decker	Larson, L.	Pyle	Torgerson
Doherty	Lips	Rait	Trenbeath
Freed	Litten	Redlin	Van Horn
Goldberg	Longmire	Robinson	Wenstrom
Hernett	Lowe	Roen	Wilhite
Holand	Melland	Schultz	

Those voting in the negative were:

Berube	Morgan	Ringsak	Ruemmele
Absent and not voting:			
Christensen	Luick	Thoreson	Unruh
Forkner	Sands		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 692 of the Senate Journal, the roll was called and there were ayes, 27; nays, 17; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Meschke	Sorlie
Berube	Larson, G.	Nething	Stroup
Butler	Larson, L.	Pyle	Torgerson
Decker	Lips	Rait	Trenbeath
Doherty	Lowe	Redlin	Van Horn
Freed	Luick	Robinson	Wilhite
Holand	Melland	Ruemmele	

Those voting in the negative were:

Chesrown	Kautzmann	Mutch	Schultz
Coughlin	Litten	Nasset	Stafne
Goldberg	Longmire	Ringsak	Strinden
Hernett	Morgan	Roen	Wenstrom
Jacobson			

Absent and not voting:

Christensen	Sands	Thoreson	Unruh
Forkner			

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

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.

Which has been read.

Senator Meschke moved that Senate Concurrent Resolution be adopted, which motion prevailed.

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.

Which has been read.

Senator Freed moved that Senate Concurrent Resolution be adopted, which motion prevailed.

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.

Which has been read.

Senator Ringsak moved that Senate Concurrent Resolution be adopted, which motion prevailed.

MOTION

Senator Ringsak moved that the Senate reconsider the action by which the amendments to House Bill No. 158 were laid on the table, which motion prevailed.

Senator Ringsak moved that consideration of the amendments to House Bill No. 158 be laid over one legislative day, which motion prevailed.

FIRST 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 first time and referred to the committee on Appropriations.

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 Appropriations.

MESSAGE TO THE HOUSE

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

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

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

Was delivered to the Governor for his approval at the hour of 2:50 o'clock P.M., February 28, 1969.

SENATOR WENSTROM, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 7

Senate Concurrent Resolution No. 52

Was delivered to the Secretary of State at the hour of 3:00 o'clock P.M., February 28, 1969.

SENATOR WENSTROM, Chairman

Senator Longmire moved that after the reading of House Bills Nos. 38, 73, 228, 336, 56, 71, 75, 80, 98, 125, 132, 134, 141, 142, 172, 178, 194, 231, 275, 294, 337, House Concurrent Resolutions Nos. 3, 11 and 27, that the Senate recess until 1:30 P.M., March 1, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-SIXTH DAY AFTER RECESS AND
FORTY-SEVENTH DAY

Bismarck, March 1, 1969

The Senate convened at 1:30 p.m., pursuant to recess taken, the President presiding.

REPORTS OF A STANDING COMMITTEE

Mr. President: 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:

At the beginning of line 3 of the title delete the word "revenue"

In line 5 of the resolution after the first word "in" delete the word "September"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RUEMMELE, Vice Chairman

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RUEMMELE, Vice Chairman

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RUEMMELE, Vice Chairman

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Mr. President: 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 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"

And when so amended recommends the same do pass.

SENATOR RUEMMELE, Vice Chairman

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RUEMMELE, Vice Chairman

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RUEMMELE, Vice Chairman

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR RUEMMELE, Vice Chairman

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 273 has had the same under consideration and recommends that the same do pass.

SENATOR RUEMMELE, Vice Chairman

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR RUEMMELE, Vice Chairman

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 313 has had the same under consideration and recommends that the same do pass.

SENATOR RUEMMELE, Vice Chairman

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RUEMMELE, Vice Chairman

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Senator Holand moved that the absent Senators be excused, which motion prevailed.

Senator Holand moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-SEVENTH DAY

Bismarck, March 1, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain F. A. McCormick, Reformed Presbyterian, Bismarck.

Thou Most Just and Sovereign God Who has created us and even now sustainest us in this life — unto Thee we come, only through the merits of the shed blood of the Lord Jesus Christ. We beseech Thee to look upon this Senate with compassion and supply to these law-makers the fear of God which is the beginning of wisdom.

Give to this Senate mercy and grace unto the acknowledging of the Crown Rights of the Living God to rule over their hearts and deeds through the divine law of the Holy Scriptures.

Grant to these men wisdom so that the laws enacted may be founded upon and agreeable to the Word of God, and therefore a credit to this State and a blessing to this people.

This we ask in the Name of the Lord Jesus Christ. Amen.

Roll call. All Senators absent except Senators Becker, Berube, Hernet, Holand, Kautzmann, Kelly, Lester Larson, Lowe, Luick, Rait, Ruemmele, Trenbeath, Unruh, Van Horn and Wenstrom.

The President announced that the Senate lacked a quorum.

Senator Holand moved that the Senate recess until 12:30 p.m., March 3, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-SEVENTH DAY AFTER RECESS
AND FORTY-EIGHTH DAY

Bismarck, March 3, 1969

The Senate convened at 12:30 P.M., pursuant to recess taken, the President presiding.

Roll call: All Senators present except Senators Berube, Christensen, Larson, (Burleigh), Roen, Stafne and Thoreson.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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 recommends that the same be corrected as follows:

On page 735, in line 9, correct the spelling of the word "feeling."

On page 742, in line 20, after the word "adopted" insert a comma and the words "which motion prevailed"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Concurrent Resolution No. 6, House Bills Nos. 431, 158, 121, 151 and 312, be dispensed with, which motion prevailed.

Senator Redlin moved that the amendments to Senate Concurrent Resolution No. 6 as recommended by the Committee on Political Subdivisions, and printed on page 747 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to House Bill No. 121 as recommended by the Committee on Political Subdivisions and printed on page 747 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to House Bill No. 151 as recommended by the Committee on Political Subdivisions and printed on page 748 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 158, printed on page 706 of the Senate Journal, and laid over one legislative day, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to House Bill No. 312 as recommended by the Committee on Political Subdivisions and printed on page 748 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 431 as recommended by the Committee on Natural Resources and printed on pages 733 and 734 of the Senate Journal, 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.

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.

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.

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.

Which have been read.

ROLL CALL

The question being on the final passage of House Bills Nos. 38, 73, 228 and 336, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, L.	Nething	Stroup
Coughlin	Lips	Pyle	Thoreson
Decker	Litten	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Freed	Luick	Robinson	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Larson, G.	Roen	Stafne
-------------	------------	------	--------

So House Bills Nos. 38, 73, 228 and 336 were passed and the titles were agreed to.

MOTION

Senator Mutch moved that Senate Concurrent Resolution No. 64 be returned to the Senate from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Mutch requested unanimous consent to withdraw Senate Concurrent Resolution No. 64, which request was granted.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 81 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 112 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 138 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 150 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 160 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 161 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 204 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 219 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 236 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 237 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 243 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 263 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 287 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 15 delete the triple parentheses before and after the period

Delete all of lines 16 through 18

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 334 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 424 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 445 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 456 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 489 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, L.	Nething	Stroup
Coughlin	Lips	Pyle	Thoreson
Decker	Litten	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Freed	Luick	Robinson	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Larson, G.	Roen	Stafne
-------------	------------	------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Meschke	Sands
Berube	Jacobson	Morgan	Schultz
Butler	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, L.	Nething	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Torgerson
Forkner	Longmire	Redlin	Unruh
Freed	Lowe	Ringsak	Van Horn
Goldberg	Luick	Robinson	Wenstrom
Hernett	Melland	Ruemmele	Wilhite

Absent and not voting:

Christensen	Roen	Stafne	Trenbeath
Larson, G.			

So the bill passed and the title was agreed to.

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.

Senator Hernett moved that House Bill No. 40 be placed at the foot of the calendar, which motion prevailed.

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

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, L.	Nothing	Stroup
Coughlin	Lips	Pyle	Thoreson
Decker	Litten	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Freed	Luick	Robinson	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Larson, G.	Roen	Stafne
-------------	------------	------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Strinden
Butler	Kelly	Pyle	Stroup
Chesrown	Larson, L.	Rait	Thoreson
Coughlin	Lips	Redlin	Torgerson
Decker	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand	Morgan		

Those voting in the negative were:

Doherty	Melland	Nothing
---------	---------	---------

Absent and not voting:

Christensen	Larson, G.	Roen	Stafne
-------------	------------	------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 704 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup

Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Roen	Stafne
-------------	------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Lips	Pyle	Torgerson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Redlin	Unruh
Freed	Lowe	Ringsak	Van Horn
Goldberg	Luick	Robinson	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Roen	Ruemmele	Stafne
-------------	------	----------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 704 and 705 of the Senate Journal, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Those voting in the negative were:

Meschke

Absent and not voting:

Christensen Roen Stafne

So the bill passed and the title was agreed to and the emergency clause carried.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Meschke	Schultz
Berube	Jacobson	Morgan	Sorlie
Butler	Kautzmann	Mutch	Strinden
Chesrown	Kelly	Nasset	Stroup
Coughlin	Larson, G.	Pyle	Thoreson
Decker	Larson, L.	Rait	Torgerson
Doherty	Lips	Redlin	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite

Those voting in the negative were:

Luick Nething

Absent and not voting:

Christensen Roen Stafne

So the bill passed and the title was agreed to.

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

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Strinden
Berube	Kelly	Nething	Stroup
Decker	Larson, L.	Rait	Thoreson
Doherty	Longmire	Redlin	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Ruemmele	Unruh
Hernett	Melland	Sands	Van Horn
Holand	Morgan	Schultz	Wenstrom
Jacobson	Mutch	Sorlie	

Those voting in the negative were:

Butler	Forkner	Meschke	Ringsak
Chesrown	Lips	Pyle	Wilhite
Coughlin	Litten		

Absent and not voting:

Christensen Larson, G. Roen Stafne

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Roen	Stafne
-------------	------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Sorlie moved that House Bill No. 125 be laid over one legislative day, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 705 of the Senate Journal, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Melland	Sands
Berube	Jacobson	Meschke	Schultz
Butler	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Stroup
Coughlin	Larson, G.	Nasset	Thoreson
Decker	Larson, L.	Nething	Torgerson
Doherty	Lips	Pyle	Trenbeath
Forkner	Litten	Rait	Unruh
Freed	Longmire	Ringsak	Van Horn
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Luick	Ruemmele	Wilhite

Those voting in the negative were:

Redlin	Strinden
--------	----------

Absent and not voting:

Christensen	Roen	Stafne
-------------	------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 705 and 706 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, L.	Nothing	Stroup
Coughlin	Lips	Pyle	Thoreson
Decker	Litten	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Freed	Luick	Robinson	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Larson, G.	Roen	Stafne
-------------	------------	------	--------

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Roen	Stafne
-------------	------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stroup
Chesrown	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Ringsak	Unruh
Goldberg	Luick	Robinson	Van Horn

Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Those voting in the negative were:

Coughlin	Larson, G.	Nothing	Strinden
Doherty	Litten		

Absent and not voting:

Christensen	Roen	Stafne
-------------	------	--------

So the bill passed and the title was agreed to.

Senator Guy Larson:

"Mr. President, I would like to explain my vote for the record. The reason I voted 'no' on this bill is that in the last session we put through a bill setting up the criteria for a legal form for asking for bids in all political subdivisions. To this date I have not received one bid from a school district."

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Holand	Melland	Sands
Berube	Jacobson	Meschke	Sorlie
Butler	Kautzmann	Morgan	Strinden
Chesrown	Kelly	Mutch	Stroup
Coughlin	Larson, G.	Nasset	Thoreson
Decker	Larson, L.	Nothing	Torgerson
Doherty	Lips	Rait	Trenbeath
Forkner	Litten	Redlin	Unruh
Freed	Longmire	Ringsak	Van Horn
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Luick	Ruemmele	Wilhite

Those voting in the negative were:

Schultz

Absent and not voting:

Christensen	Pyle	Roen	Stafne
-------------	------	------	--------

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 706 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom

Hernett	Melland	Sands	Wilhite
Holand			
Absent and not voting:			
Christensen	Pyle	Roen	Stafne

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 706 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Pyle	Roen	Stafne
-------------	------	------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Pyle	Roen	Stafne
-------------	------	------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Sands
Berube	Kelly	Morgan	Schultz
Butler	Larson, G.	Mutch	Sorlie
Chesrown	Larson, L.	Nasset	Strinden
Decker	Lips	Nething	Stroup
Doherty	Litten	Pyle	Thoreson
Forkner	Longmire	Rait	Torgerson
Goldberg	Lowe	Redlin	Trenbeath
Hernett	Luick	Ringsak	Unruh
Holand	Melland	Robinson	Wenstrom
Jacobson			

Those voting in the negative were:

Coughlin	Ruemmele	Van Horn	Wilhite
Freed			

Absent and not voting:

Christensen	Roen	Stafne
-------------	------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 706 and 707 of the Senate Journal, the roll was called and there were ayes, 12; nays, 34; absent and not voting, 3.

Those voting in the affirmative were:

Holand	Larson, L.	Meschke	Schultz
Jacobson	Lips	Rait	Sorlie
Kelly	Luick	Sands	Van Horn

Those voting in the negative were:

Becker	Goldberg	Mutch	Strinden
Berube	Hernett	Nasset	Stroup
Butler	Kautzmann	Nething	Thoreson
Chesrown	Larson, G.	Pyle	Torgerson
Coughlin	Litten	Redlin	Trenbeath
Decker	Longmire	Ringsak	Unruh
Doherty	Lowe	Robinson	Wenstrom
Forkner	Melland	Ruemmele	Wilhite
Freed	Morgan		

Absent and not voting:

Christensen	Roen	Stafne
-------------	------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Meschke	Sorlie
Berube	Jacobson	Nasset	Strinden
Butler	Kautzmann	Nething	Stroup
Chesrown	Larson, G.	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Sands	Unruh
Goldberg	Luick	Schultz	Wenstrom
Hernett	Melland		

Those voting in the negative were:

Coughlin	Larson, L.	Mutch	Ruemmele
Decker	Lips	Pyle	Torgerson
Doherty	Litten	Rait	Van Horn
Kelly	Morgan	Robinson	Wilhite

Absent and not voting:

Christensen	Roen	Stafne
-------------	------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill the roll was called and there were ayes, 22; nays, 23; absent and not voting, 4.

Those voting in the affirmative were:

Butler	Kelly	Morgan	Strinden
Doherty	Larson, G.	Nething	Stroup
Goldberg	Lips	Pyle	Thoreson
Holand	Litten	Ringsak	Wenstrom
Jacobson	Luick	Sorlie	Wilhite
Kautzmann	Melland		

Those voting in the negative were:

Becker	Freed	Mutch	Schultz
Berube	Hernett	Nasset	Torgerson
Chesrown	Larson, L.	Rait	Trenbeath
Coughlin	Longmire	Redlin	Unruh
Decker	Lowe	Robinson	Van Horn
Forkner	Meschke	Sands	

Absent and not voting:

Christensen	Roen	Ruemmele	Stafne
-------------	------	----------	--------

So the bill lost.

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.

Which has been read.

Senator Becker moved that House Bill No. 358 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

MOTIONS

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that after the reading of House Bills Nos. 41, 115, 145, 146, 273, 313 and 316, that the Senate adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-EIGHTH DAY

Bismarck, March 3, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Father Paul Koehler, St. Catherine's Catholic Church, Valley City.

O Almighty God, we lift up our hearts and minds to You today. We ask You to bestow Your blessings on the members of this Legislature and upon all present here. Give wisdom and strength to all who will participate in the proceedings to take place here so that the bills that will be brought before this august assembly will be considered well before they are judged.

O Heavenly Father, we acknowledge Your greatness and with true humility we pray for Your guidance.

In the words of St. Francis of Assisi let us pray:

"Lord make me an instrument of Thy peace, where there is hatred let me sow love, where there is injury, pardon; where there is doubt, faith; where there is despair, hope; where there is darkness, light; and where there is sadness, joy."

Roll call: All Senators present except Senators Christensen, Roen and Stafne.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-sixth Day After Recess and Forty-seventh Day and recommends that the same be corrected as follows:

On page 749, in the last line, delete the word "Chairman" and insert in lieu thereof the word "Secretary"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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 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. 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. 173
 Senate Bill No. 224
 Senate Bill No. 309
 Senate Bill No. 389

Which the House has amended as follows.:

AMENDMENTS TO SENATE BILL NO. 173

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"

AMENDMENTS TO SENATE BILL NO. 224

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.

AMENDMENTS TO SENATE BILL NO. 309

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

AMENDMENTS TO SENATE BILL NO. 389

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.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE HOUSE

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

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 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. Hayden Thompson

ROY GILBREATH, Chief Clerk

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Hernettt moved that the Senate do concur in the House amendments to Senate Bill No. 58, which motion prevailed.

Senator Hernettt moved that the rules be suspended and that Senate Bill No. 58 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

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 has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Rait	Torgerson
Forkner	Litten	Redlin	Trenbeath
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernettt	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Berube	Coughlin	Roen	Stafne
Christensen	Meschke		

So the bill passed and the title was agreed to.

Senator Trenbeath moved that the Senate do concur in the House amendments to Senate Bill No. 80, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 80 be deemed properly re-engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Strinden
Butler	Kelly	Nasset	Stroup
Chesrown	Larson, G.	Pyle	Thoreson
Decker	Larson, L.	Rait	Torgerson
Doherty	Lips	Redlin	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Luick	Sands	Wilhite
Holand	Melland	Schultz	

Absent and not voting:

Christensen	Meschke	Roen	Stafne
Coughlin	Nothing		

So the bill passed and the title was agreed to.

Senator Trenbeath moved that the Senate do not concur in the House amendments to Senate Bill No. 115 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 115:

Senator Trenbeath
 Senator Jacobson
 Senator Wilhite

Senator Kautzmann moved that the Senate do concur in the House amendments to Senate Bill No. 216, which motion prevailed.

Senator Kautzmann moved that the rules be suspended and that Senate Bill No. 216 be deemed properly re-engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
--------	----------	--------	---------

Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Decker	Larson, L.	Pyle	Torgerson
Doherty	Lips	Rait	Trenbeath
Forkner	Litten	Redlin	Unruh
Freed	Longmire	Ringsak	Van Horn
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Luick	Ruemmele	Wilhite
Holand	Melland	Sands	
Absent and not voting:			
Christensen	Meschke	Stafne	Thoreson
Coughlin	Roen		

So the bill passed and the title was agreed to.

Senator Redlin moved that the Senate do concur in the House amendments to Senate Bill No. 332, which motion prevailed.

Senator Redlin moved that the rules be suspended and that Senate Bill No. 332 be deemed properly engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Holand	Melland	Schultz
Berube	Jacobson	Morgan	Sorlie
Butler	Kautzmann	Nasset	Stroup
Chesrown	Kelly	Nothing	Thoreson
Coughlin	Larson, G.	Pyle	Torgerson
Decker	Larson, L.	Rait	Trenbeath
Doherty	Lips	Redlin	Unruh
Forkner	Litten	Ringsak	Van Horn
Freed	Longmire	Robinson	Wenstrom
Goldberg	Lowe	Ruemmele	Wilhite
Hernett	Luick	Sands	

Those voting in the negative were:

Mutch Strinden

Absent and not voting:

Christensen Meschke Roen Stafne

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

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. 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. 39

House Bill No. 69

House Bill No. 446

Which the Senate has amended.

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

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

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 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

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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.

Which has been read.

Senator Kautzmann moved that House Concurrent Resolution No. 3 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

Senator Guy Larson moved that House Concurrent Resolution No. 11 be adopted, which motion prevailed.

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.

Which has been read.

Senator Van Horn moved that House Concurrent Resolution No. 27 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, as amended, on page 704 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larsen, L.	Pyle	Thoreson

Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:
 Christensen Roen Stafne

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite

Those voting in the negative were:
 Forkner Mutch

Absent and not voting:
 Christensen Roen Stafne

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:
 Christensen Roen Stafne

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Roen	Stafne
-------------	------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Those voting in the negative were:

Meschke

Absent and not voting:

Christensen	Roen	Stafne
-------------	------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
--------	----------	---------	---------

Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nething	Thoreson
Decker	Lips	Pyle	Torgerson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:
 Christensen Redlin Roen Stafne

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 13; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Melland	Ringsak
Berube	Jacobson	Meschke	Ruemmele
Butler	Kautzmann	Morgan	Sands
Chesrown	Kelly	Nasset	Stroup
Coughlin	Larson, G.	Nething	Thoreson
Decker	Lips	Pyle	Unruh
Freed	Longmire	Rait	Wenstrom
Goldberg	Luick	Redlin	Wilhite
Hernett			

Those voting in the negative were:

Doherty	Lowe	Schultz	Torgerson
Forkner	Mutch	Sorlie	Trenbeath
Larson, L.	Robinson	Strinden	Van Horn
Litten			

Absent and not voting:
 Christensen Roen Stafne

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 16; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Hernett	Lowe	Sands
Butler	Holand	Melland	Schultz
Chesrown	Kautzmann	Meschke	Stroup
Coughlin	Kelly	Nasset	Unruh
Decker	Lips	Pyle	Van Horn
Doherty	Litten	Redlin	Wenstrom
Freed	Longmire	Ringsak	Wilhite
Goldberg			

Those voting in the negative were:

Becker	Larson, L.	Nething	Strinden
Forkner	Luick	Rait	Thoreson
Jacobson	Morgan	Robinson	Torgerson
Larson, G.	Mutch	Sorlie	Trenbeath

Absent and not voting:

Christensen Roen Ruemmele Stafne

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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.

Which has been read.

Senator Kautzmann moved that House Concurrent Resolution No. 3 be adopted, which motion prevailed.

MOTIONS

Senator Ringsak moved that House Bill No. 500 be referred to the Committee on Finance and Taxation, which motion prevailed.

REPORTS OF A STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 21

Was delivered to the Secretary of State at the hour of 3:30 o'clock P.M., March 3, 1969.

SENATOR WENSTROM, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

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

Were delivered to the Governor for his approval at the hour of 3:30 o'clock P.M., March 3, 1969.

SENATOR WENSTROM, Chairman

SIGNING OF BILLS

The Secretary announced that the President was about to sign

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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Bismarck, March 3, 1969

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

Senator Longmire moved that after the reading of Senate Concurrent Resolution No. 6, House Bills Nos. 112, 121, 128, 138, 150, 151, 158, 161, 204, 219, 243, 263, 264, 287, 311, 312, 334, 339, 344, 431, 445, 456, 480, 490 and 497, that the Senate recess until 1:00 P.M., March 4, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-EIGHTH DAY AFTER RECESS AND
FORTY-NINTH DAY

Bismarck, March 4, 1969

The Senate convened at 1:00 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Concurrent Resolution No. 6

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 237

Senate Bill No. 256

Senate Bill No. 271

Senate Bill No. 360

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred Senate Resolution No. 5 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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:

In line 61 at the beginning of the line delete the word "central" and insert in lieu thereof the word "state"

Re-number the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 48 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 103 has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 133 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 167 has had the same under consideration and recommends that the same do pass, unopposed, and be placed on the Consent Calendar.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 181 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 188 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 212 has had the same under consideration and recommends that the same do pass, unopposed, and be placed on the Consent Calendar.

SENATOR HERNETT, Chairman

Senator Hernet moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 213 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass, unopposed and be placed on the Consent Calendar.

SENATOR HERNETT, Chairman

Senator Hernet moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 214 has had the same under consideration and recommends that the same do pass, unopposed, and be placed on the Consent Calendar.

SENATOR HERNETT, Chairman

Senator Hernet moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 221 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 240 has had the same under consideration and recommends that the same do pass, unopposed, and be placed on the Consent Calendar.

SENATOR HERNETT, Chairman

Senator Hernet moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 241 has had the same under consideration and recommends that the same do pass, unopposed, and be placed on the Consent Calendar.

SENATOR HERNETT, Chairman

Senator Hernet moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 268 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 269 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 298 has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 299 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 315 has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 436 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 498 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the president was about to sign

Senate Bill No. 237

Senate Bill No. 256

Senate Bill No. 271

Senate Bill No. 360

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

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

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to House Bills Nos. 160 and 322 be dispensed with, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 160 as recommended by the Committee on Industry, Business and Labor, and printed on page 753 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 322 as recommended by the Committee on Judiciary and printed on page 754 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

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 Social Welfare and Veterans' Affairs.

The Committee on Delayed Bills introduced:

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.

SECOND 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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Morgan	Sorlie
Berube	Jacobson	Nasset	Strinden
Butler	Kautzmann	Nething	Stroup
Chesrown	Kelly	Pyle	Thoreson
Coughlin	Larson, G.	Rait	Torgerson
Decker	Larson, L.	Redlin	Trenbeath
Doherty	Lips	Robinson	Unruh
Forkner	Longmire	Roen	Van Horn
Freed	Lowe	Ruemmele	Wenstrom
Goldberg	Luick	Schultz	Wilhite
Hernett	Meschke		

Those voting in the negative were:

Mutch

Absent and not voting:

Christensen	Melland	Sands	Stafne
Litten	Ringsak		

So the resolution was declared adopted.

MOTION

Senator Longmire moved that the Senate reconsider the action by which House Bill No. 337 was lost, which motion prevailed.

Senator Longmire moved that House Bill No. 337 be placed on the calendar for Second Reading and Final Passage, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Nasset	Strinden
Doherty	Larson, G.	Nething	Stroup
Forkner	Larson, L.	Pyle	Thoreson
Freed	Litten	Ringsak	Trenbeath
Goldberg	Longmire	Roen	Unruh

Hernett	Lowe	Ruemmele	Wenstrom
Holand	Luick	Schultz	Wilhite
Jacobson	Melland		
Those voting in the negative were:			
Berube	Decker	Rait	Torgerson
Chesrown	Meschke	Redlin	Van Horn
Coughlin	Mutch	Robinson	
Absent and not voting:			
Christensen	Lips	Sands	Stafne

So the bill passed and the title was agreed to.

MOTIONS

Senator Hernett moved that the Senate reconsider the action by which Senate Bill No. 58, as amended by the House, was passed, which motion prevailed.

Senator Hernett moved that the Senate reconsider the action by which the rules were suspended and Senate Bill No. 58 was placed on second reading and final passage, as amended by the House, which motion prevailed.

Senator Hernett moved that the Senate reconsider the action by which the Senate concurred in the House amendments to Senate Bill No. 58, which motion prevailed.

Senator Hernett moved that the Senate do not concur in the House amendments to Senate Bill No. 58 and that a conference committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as such Conference Committee on Senate Bill No. 58,

Senator Hernett
 Senator Lips
 Senator Van Horn

Senator Redlin moved that the Senate reconsider the action by which House Bill No. 313 was passed, 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.

Which has been read.

Senator Redlin moved that House Bill No. 313 be amended as follows:

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.

Which motion prevailed.

Senator Redlin moved that the rules be suspended and that House Bill No. 313 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of House Bill No. 313, as amended from the floor, the roll was called and there were ayes, 29; nays, 15; absent and not voting, 5.

Those voting in the affirmative were:

Berube	Holand	Nasset	Stroup
Butler	Jacobson	Pyle	Thoreson
Coughlin	Kautzmann	Redlin	Trenbeath
Decker	Longmire	Roen	Unruh
Forkner	Lowe	Ruemmele	Van Horn
Freed	Luick	Schultz	Wenstrom
Goldberg	Melland	Sorlie	Wilhite
Hernett			

Those voting in the negative were:

Becker	Larson, L.	Mutch	Robinson
Chesrown	Litten	Nothing	Strinden
Doherty	Meschke	Rait	Torgerson
Kelly	Morgan	Ringsak	

Absent and not voting:

Christensen	Lips	Sands	Stafne
Larson, G.			

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

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 as a Conference Committee,

Senator Hernett
 Senator Lips
 Senator Van Horn

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

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

Senator Kautzmann moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-NINTH DAY

Bismarck, March 4, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Stanley Malmgren, First Baptist Church, Bismarck.

Almighty God and Heavenly Father.

We are thankful for this day and hour that Thou has given us. We are mindful of Thy Goodness and Mercy towards us as a people in need of Divine Guidance. We acknowledge that we have often erred from the paths of righteousness when we have assumed that without Thee we could by our own wisdom be profitable leaders of others. We ask forgiveness for acts of foolishness that we may have committed, and forgiveness for words of ill will that we may have spoken. We need Thee as individuals and as a legislative body for

this State of North Dakota. We seek Thy Face in this time of prayer, for we want Thy Help. May Thy Gracious Spirit be the over-ruling Presence in this session today. May we both collectively and individually know that we have been directed in all we do and say in this place — directed by Thy Spirit, and enlightened by Thy Word. May we, like the prophet of old hear a voice saying unto us when we turn to the right hand or to the left, "This is the way, walk ye in it."

We are grateful, our Heavenly Father, for blessings bestowed upon our nation, our State, and our individual families and homes. We trust that even now, as we seek Thy Will, we may become more worthy of Thy Goodness towards us.

Just now we commit ourselves anew unto Thee for strength, help, and guidance, and we do so in the Name of Thy Son, the Saviour of men, Jesus Christ. Amen.

Roll call: All Senators present except Senators Christensen, Sands and Stafne.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-seventh Day After Recess and Forty-eighth Day and recommends that the same be corrected as follows:

On page 756, line 8, delete the figure "44" and insert in lieu thereof the figure "45" and delete the figure "5" and insert in lieu thereof the figure "4"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Hernett	Melland	Roen
Berube	Holand	Meschke	Ruemmele
Butler	Jacobson	Morgan	Sorlie
Chesrown	Kautzmann	Nasset	Strinden
Coughlin	Kelly	Nething	Stroup
Decker	Larson, G.	Pyle	Trenbeath
Doherty	Litten	Rait	Unruh
Forkner	Longmire	Redlin	Van Horn
Freed	Lowe	Ringsak	Wenstrom
Goldberg	Luick	Robinson	Wilhite

Those voting in the negative were:

Larson, L.	Schultz	Thoreson	Torgerson
Mutch			

Absent and not voting:

Christensen	Lips	Sands	Stafne
-------------	------	-------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 747 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Meschke	Ruemmele
Berube	Jacobson	Morgan	Sorlie
Butler	Kautzmann	Mutch	Strinden
Chesrown	Kelly	Nasset	Stroup
Coughlin	Larson, G.	Nothing	Thoreson
Decker	Larson, L.	Pyle	Torgerson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Redlin	Unruh
Freed	Lowe	Ringsak	Van Horn
Goldberg	Luick	Robinson	Wenstrom
Hernett	Melland	Roen	

Absent and not voting:

Christensen	Sands	Stafne	Wilhite
Lips	Schultz		

So the bill passed and the title was agreed to and the emergency clause 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.

Which has been read.

Senator Sorlie moved that House Bill No. 125 be laid over one legislative day, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Holand	Meschke	Ruemmele
Berube	Jacobson	Morgan	Sorlie
Butler	Kautzmann	Mutch	Strinden
Coughlin	Larson, G.	Nasset	Stroup
Decker	Litten	Nothing	Trenbeath
Forkner	Longmire	Pyle	Unruh
Freed	Lowe	Rait	Van Horn

Goldberg	Luick	Redlin	Wilhite
Hernett	Melland	Roen	
Those voting in the negative were:			
Chesrown	Larson, L.	Schultz	Torgerson
Doherty	Ringsak	Thoreson	Wenstrom
Kelly	Robinson		

Absent and not voting:

Christensen	Lips	Sands	Stafne
-------------	------	-------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Litten	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Freed	Luick	Robinson	Van Horn
Goldberg	Melland	Roen	Wenstrom
Hernett	Meschke	Ruemmele	Wilhite
Holand			

Absent and not voting:

Christensen	Lips	Sands	Stafne
-------------	------	-------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Litten	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Freed	Luick	Robinson	Van Horn
Goldberg	Melland	Roen	Wenstrom
Hernett	Meschke	Ruemmele	Wilhite
Holand			

Absent and not voting:

Christensen Lips Sands Stafne

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.

Which has been read.

Senator Holand moved that House Bill No. 151 be re-referred to the Committee on Education, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 706 of the Senate Journal, the roll was called and there were ayes, 7; nays, 35; absent and not voting, 7.

Those voting in the affirmative were:

Chesrown	Longmire	Meschke	Unruh
Freed	Lowe	Ruemmele	

Those voting in the negative were:

Becker	Kautzmann	Nething	Strinden
Berube	Kelly	Pyle	Stroup
Butler	Larson, G.	Rait	Thoreson
Coughlin	Larson, L.	Redlin	Torgerson
Decker	Litten	Ringsak	Trenbeath
Doherty	Luick	Robinson	Van Horn
Forkner	Morgan	Roen	Wenstrom
Hernett	Mutch	Schultz	Wilhite
Holand	Nasset	Sorlie	

Absent and not voting:

Christensen	Jacobson	Melland	Stafne
Goldberg	Lips	Sands	

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Litten	Pyle	Thoreson
Decker	Longmire	Rait	Trenbeath
Doherty	Lowe	Redlin	Unruh
Forkner	Luick	Ringsak	Van Horn
Freed	Melland	Robinson	Wenstrom
Goldberg	Meschke	Roen	Wilhite
Hernett	Morgan	Ruemmele	

Those voting in the negative were:

Berube	Larson, L.	Schultz	Torgerson
--------	------------	---------	-----------

Absent and not voting:

Christensen	Jacobson	Sands	Stafne
Holand	Lips		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Morgan	Sorlie
Berube	Kautzmann	Mutch	Strinden
Butler	Kelly	Nasset	Stroup
Chesrown	Larson, G.	Nething	Thoreson
Coughlin	Larson, L.	Rait	Torgerson
Decker	Litten	Redlin	Trenbeath
Doherty	Longmire	Ringsak	Unruh
Forkner	Lowe	Robinson	Van Horn
Freed	Luick	Roen	Wenstrom
Goldberg	Melland	Ruemmele	Wilhite
Hernett	Meschke	Schultz	

Absent and not voting:

Christensen	Lips	Sands	Stafne
Jacobson	Pyle		

So the bill passed and the title was agreed to.

The President requested the President Pro Tem to preside and President Pro Tem Roen presided.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Morgan	Sorlie
Butler	Kautzmann	Mutch	Strinden
Chesrown	Kelly	Nasset	Stroup
Coughlin	Larson, G.	Nething	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Wenstrom
Goldberg	Melland	Ruemmele	Wilhite
Hernett	Meschke	Schultz	

Those voting in the negative were:

Berube	Larson, L.	Rait	Van Horn
--------	------------	------	----------

Absent and not voting:

Christensen	Lips	Sands	Stafne
Jacobson	Pyle		

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 live-

stock dealer licenses, and to the filing of surety bonds by livestock dealers and agents, and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Morgan	Sorlie
Berube	Kautzmann	Mutch	Strinden
Butler	Kelly	Nasset	Stroup
Chesrown	Larson, G.	Nething	Thoreson
Coughlin	Larson, L.	Rait	Torgerson
Decker	Litten	Redlin	Trenbeath
Doherty	Longmire	Ringsak	Unruh
Forkner	Lowe	Robinson	Van Horn
Freed	Luick	Roen	Wenstrom
Goldberg	Melland	Ruemmele	Wilhite
Hernett	Meschke	Schultz	

Absent and not voting:

Christensen	Lips	Sands	Stafne
Jacobson	Pyle		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 28; absent and not voting, 7.

Those voting in the affirmative were:

Butler	Lowe	Ringsak	Trenbeath
Goldberg	Morgan	Thoreson	Unruh
Kelly	Mutch	Torgerson	Van Horn
Larson, L.	Nasset		

Those voting in the negative were:

Becker	Freed	Melland	Ruemmele
Berube	Hernett	Meschke	Schultz
Chesrown	Kautzmann	Nething	Sorlie
Coughlin	Larson, G.	Rait	Strinden
Decker	Litten	Redlin	Stroup
Doherty	Longmire	Robinson	Wenstrom
Forkner	Luick	Roen	Wilhite

Absent and not voting:

Christensen	Jacobson	Pyle	Stafne
Holand	Lips	Sands	

So the bill was lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 18; nays, 24; absent and not voting, 7.

Those voting in the affirmative were:

Berube	Larson, L.	Ringsak	Torgerson
Butler	Lowe	Robinson	Trenbeath
Forkner	Morgan	Ruemmele	Unruh
Goldberg	Mutch	Thoreson	Van Horn
Kelly	Nasset		

Those voting in the negative were:

Becker	Hernett	Melland	Schultz
Chesrown	Kautzmann	Meschke	Sorlie
Coughlin	Larson, G.	Nething	Strinden
Decker	Lips	Rait	Stroup
Doherty	Litten	Redlin	Wenstrom
Freed	Luick	Roen	Wilhite

Absent and not voting:

Christensen	Jacobson	Pyle	Stafne
Holand	Longmire	Sands	

So the bill was lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Strinden
Butler	Larson, G.	Nasset	Stroup
Chesrown	Larson, L.	Nething	Thoreson
Coughlin	Lips	Rait	Torgerson
Decker	Litten	Ringsak	Trenbeath
Doherty	Longmire	Robinson	Unruh
Forkner	Lowe	Roen	Van Horn
Freed	Luick	Ruemmele	Wenstrom
Goldberg	Melland	Schultz	Wilhite
Hernett	Meschke		

Absent and not voting:

Christensen	Jacobson	Redlin	Stafne
Holand	Pyle	Sands	

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nething	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Becker	Jacobson	Sands	Stafne
Christensen	Pyle		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 748 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Strinden
Butler	Larson, G.	Nasset	Stroup
Chesrown	Larson, L.	Nothing	Thoreson
Coughlin	Lips	Rait	Torgerson
Decker	Litten	Redlin	Trenbeath
Doherty	Longmire	Ringsak	Unruh
Forkner	Lowe	Robinson	Van Horn
Freed	Luick	Roen	Wenstrom
Goldberg	Melland	Ruemmele	Wilhite
Hernett	Meschke	Schultz	

Absent and not voting:

Christensen	Jacobson	Sands	Stafne
Holand	Pyle		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Hernett	Luick	Roen
Berube	Holand	Melland	Sorlie
Butler	Kautzmann	Morgan	Thoreson
Chesrown	Kelly	Mutch	Torgerson
Coughlin	Larson, G.	Nasset	Trenbeath
Decker	Larson, L.	Rait	Unruh
Doherty	Lips	Redlin	Van Horn
Forkner	Litten	Ringsak	Wenstrom
Freed	Longmire	Robinson	Wilhite
Goldberg	Lowe		

Those voting in the negative were:

Meschke	Schultz	Strinden	Stroup
Nothing			

Absent and not voting:

Christensen	Pyle	Sands	Stafne
Jacobson	Ruemmele		

So the bill passed and the title was agreed to.

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 237
Senate Bill No. 256
Senate Bill No. 271
Senate Bill No. 360

Were delivered to the Governor for his approval at the hour of 2:15 o'clock P.M., March 4, 1969.

SENATOR WENSTROM, Chairman

MESSAGES TO THE HOUSE

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 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.

LEO LEIDHOLM, Secretary

Senator Melland moved that after the reading of House Bills Nos. 167, 212, 214, 240, 241, 48, 103, 126, 133, 160, 181, 186, 187, 189, 221, 222, 247, 257, 269, 277, 298, 299, 315, 322, 356, 433, 495, and 498, that the Senate recess until 1:00 P. M., March 5, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-NINTH DAY AFTER RECESS
AND FIFTIETH DAY

Bismarck, March 5, 1969

The Senate convened at 1:00 P.M., pursuant to recess taken, the President presiding.

MESSAGE FROM THE GOVERNOR

March 4, 1969

The Honorable Richard F. Larsen
Lt. Governor of North Dakota
Senate Chambers
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

This is to inform you that today I signed the following Senate Bills:

Senate Bill No. 42
Senate Bill No. 90
Senate Bill No. 191
Senate Bill No. 197
Senate Bill No. 245
Senate Bill No. 281
Senate Bill No. 302
Senate Bill No. 320
Senate Bill No. 337
Senate Bill No. 352
Senate Bill No. 356

Sincerely,
WILLIAM L. GUY
Governor

MESSAGE FROM THE HOUSE

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

CONSIDERATION OF AMENDMENTS

Senator Melland moved that the rules be suspended and that the reading of the amendments to House Bills Nos. 45 and 213 be dispensed with, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 45 as recommended by the Committee on Judiciary, and printed on page 779 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernettt moved that the amendments to House Bill No. 213 as recommended by the Committee on Industry, Business and Labor and printed on page 781 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

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.

Which was read the first time and referred to the Committee on Appropriations.

SECOND READING OF HOUSE BILLS ON THE
CONSENT CALENDAR

House Bill No. 167. A Bill for an Act to provide for the inspection of certain boilers.

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. 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. 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.

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 have been read.

ROLL CALL

The question being on the final passage of House Bills Nos. 167, 212, 214, 240 and 241, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Berube Christensen

So House Bills Nos. 167, 212, 214, 240 and 241 were passed and the titles were agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 173, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 173 be deemed properly Re-engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson			

Absent and not voting:

Berube	Christensen	Meschke	Ruemmele
--------	-------------	---------	----------

So the bill passed and the title was agreed to.

Senator Hernett moved that the Senate do concur in the House amendments to Senate Bill No. 309, which motion prevailed.

Senator Hernett moved that the rules be suspended and that Senate Bill No. 309 be deemed properly engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Berube	Christensen
--------	-------------

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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
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. Glaspy

ROY GILBREATH, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 13 has had the same under consideration and recommends that the same be amended as follows:

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"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The appropriation was reduced to a minimum budget level for the 1969-71 budget.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 Committee on Appropriations.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed and House Bill No. 35 was re-referred to the Committee on Appropriations.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 84 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

It is the intent of these amendments that the Upper Great Plains Transportation Institute operate on private or federal funds.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 92 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion lost and House Bill No. 96 was placed on the calendar.

Mr. President: 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 49 delete the words "at the"

In line 50 delete the word "discretion" and insert in lieu thereof "the duty"

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 130 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 166 has had the same under consideration and recommends that the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 29 after the period add the following language:

"If the legislative assembly does not reject the commission's recommendations within thirty days after their presentation, the recommendations shall take effect and have the full force of law commencing with the first day of the calendar month in which the legislative assembly convened in regular session, and shall supersede the compensation and expense allowances provided in sections 54-03-20, 54-35-10, and 54-35.1-05."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 266 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 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 of transfer of such assets as may be proper under the circumstances.**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Senator Holand moved that House Bill No. 363 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

MOTION

Senator Morgan moved that the Senate reconsider the action by which House Bill No. 204 was passed, which motion prevailed.

Senator Morgan moved that House Bill No. 204 be re-referred to the Committee on Agriculture, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Education to whom was referred House Bill No. 382 has had the same under consideration and recommends that the same do pass and be re-referred to the Committee on Appropriations.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed and House Bill No. 382 was re-referred to the Committee on Appropriations.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 384 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 432 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed, and House Bill No. 458 was re-referred to the Committee on Appropriations.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 57 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 80

Senate Bill No. 216

Senate Bill No. 332

And find the same correctly Engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and a resolution:

Senate Bill No. 118

Senate Bill No. 205

Senate Bill No. 247

Senate Bill No. 334

Senate Memorial Resolution No. 2

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Ringsak moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTIETH DAY

Bismarck, March 5, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Gerald Mertz, Faith Lutheran Church, Bismarck.

Heavenly Father, as a citizen of this State of North Dakota, I ask You to remember our representatives in Government. You have estab-

lished them in our midst with law-making powers dedicated to upholding order and liberty. Grant that they might ever be mindful of the welfare of their people. Guide them to serve unselfishly for the common good of all. Keep them from pettiness and self-seeking. Grant that the true purpose of government may prevail, to the end that we might live in harmony and peace. Be with them this day. Amen.

Roll call: All Senators present except Senator Christensen.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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 recommends that the same be corrected as follows:

On page 784, line 38, delete the word "consider" and insert in lieu thereof the word "reconsider".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MOTION

Senator Trenbeath moved that the House be requested to return House Bill No. 275 to the Senate, which motion prevailed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Lowe moved that the Senate do concur in the House amendments to Senate Bill No. 224, which motion prevailed.

Senator Lowe moved that the rules be suspended and that Senate Bill No. 224 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Ringsak moved that the Senate do concur in the House amendments to Senate Bill No. 389, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 389 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen	Coughlin	Sorlie
-------------	----------	--------

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll **was** called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen	Coughlin	Trenbeath
-------------	----------	-----------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nething	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Decker	Lips	Rait	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen	Coughlin	Trenbeath
-------------	----------	-----------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 733 and 734 of the Senate Journal, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Torgerson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Those voting in the negative were:

Meschke

Absent and not voting:

Christensen	Coughlin
-------------	----------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nething	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Torgerson
Forkner	Lowe	Ringsak	Trenbeath
Freed	Luick	Robinson	Unruh
Goldberg	Melland	Roen	Van Horn
Hernett	Meschke	Ruemmele	Wenstrom
Holand	Morgan	Sands	Wilhite
Jacobson			

Absent and not voting:

Christensen	Coughlin	Lips	Stroup
-------------	----------	------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 11; nays, 36; absent and not voting, 2.

Those voting in the affirmative were:

Hernett	Litten	Stroup	Van Horn
Jacobson	Nething	Torgerson	Wilhite
Larson, G.	Strinden	Unruh	

Those voting in the negative were:

Becker	Goldberg	Meschke	Roen
Berube	Holand	Morgan	Ruemmele
Butler	Kautzmann	Mutch	Sands
Chesrown	Kelly	Nasset	Schultz
Coughlin	Larson, L.	Pyle	Sorlie
Decker	Longmire	Rait	Stafne
Doherty	Lowe	Redlin	Thoreson
Forkner	Luick	Ringsak	Trenbeath
Freed	Melland	Robinson	Wenstrom

Absent and not voting:

Christensen	Lips
-------------	------

So the bill was lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Litten	Redlin	Torgerson

Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Lips

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Hernett	Luick	Sorlie
Berube	Holand	Melland	Stafne
Butler	Jacobson	Meschke	Stroup
Chesrown	Kautzmann	Mutch	Thoreson
Coughlin	Kelly	Nasset	Torgerson
Decker	Larson, G.	Nething	Trenbeath
Doherty	Larson, L.	Pyle	Unruh
Forkner	Litten	Rait	Van Horn
Freed	Longmire	Robinson	Wenstrom
Goldberg	Lowe	Ruemmele	

Those voting in the negative were:

Morgan	Ringsak	Sands	Strinden
Redlin	Roen	Schultz	

Absent and not voting:

Christensen Lips Wilhite

So the bill passed and the title was agreed to.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 31
 Senate Bill No. 36
 Senate Bill No. 55
 Senate Bill No. 66
 Senate Bill No. 84
 Senate Bill No. 91
 Senate Bill No. 96
 Senate Bill No. 101
 Senate Bill No. 117
 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

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

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. 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.

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 requests the return of House Bill No. 275.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments 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
 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. 50

Which the House has failed to pass.

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. 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 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 as follows:

AMENDMENTS TO SENATE BILL No. 92

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.

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."

AMENDMENTS TO SENATE BILL No. 215

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 records 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 provision 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 punished 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.

AMENDMENTS TO SENATE BILL No. 341

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.

AMENDMENTS TO SENATE BILL No. 345

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.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 20; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Thoreson
Berube	Larson, G.	Pyle	Torgerson
Butler	Larson, L.	Rait	Trenbeath
Decker	Longmire	Robinson	Unruh
Forkner	Lowe	Ruemmele	Van Horn
Jacobson	Luick	Schultz	Wilhite
Kautzmann	Melland	Sorlie	

Those voting in the negative were:

Chesrown	Hernett	Mutch	Sands
Coughlin	Holand	Nething	Stafne
Doherty	Litten	Redlin	Strinden
Freed	Meschke	Ringsak	Stroup
Goldberg	Morgan	Roen	Wenstrom

Absent and not voting:

Christensen Lips

So the bill passed and the title was agreed to.

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

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 15; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Hernett	Lowe	Sorlie
--------	---------	------	--------

Berube	Holand	Luick	Stafne
Butler	Kautzmann	Melland	Stroup
Chesrown	Kelly	Meschke	Trenbeath
Coughlin	Larson, G.	Morgan	Unruh
Decker	Larson, L.	Nasset	Van Horn
Forkner	Litten	Pyle	Wenstrom
Goldberg	Longmire	Rait	
Those voting in the negative were:			
Doherty	Nething	Roen	Strinden
Freed	Redlin	Ruemmele	Thoreson
Jacobson	Ringsak	Sands	Torgerson
Mutch	Robinson	Schultz	

Absent and not voting:

Christensen Lips Wilhite

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 23; nays, 25; absent and not voting, 1.

Those voting in the affirmative were:

Chesrown	Holand	Redlin	Stroup
Coughlin	Jacobson	Robinson	Torgerson
Decker	Lips	Ruemmele	Unruh
Forkner	Longmire	Sands	Wenstrom
Freed	Lowe	Schultz	Wilhite
Hernett	Mutch	Sorlie	

Those voting in the negative were:

Becker	Larson, G.	Morgan	Roen
Berube	Larson, L.	Nasset	Stafne
Butler	Litten	Nething	Strinden
Doherty	Luick	Pyle	Thoreson
Goldberg	Melland	Rait	Trenbeath
Kautzmann	Meschke	Ringsak	Van Horn
Kelly			

Absent and not voting:

Christensen

So the bill was lost.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh

Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:
Christensen

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Hernett moved that House Bill No. 133 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

Senator Longmire moved that House Bill No. 160 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Schultz
Berube	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nothing	Stafne
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Those voting in the negative were:

Morgan	Strinden
--------	----------

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

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

FIRST 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 first time and referred to the committee on Finance and Taxation.

Senator Longmire moved that after the reading of House Bills Nos. 37, 45, 96, 105, 130, 144, 153, 166, 179, 197, 213, 358, 384, 400 and House Concurrent Resolution No. 26, that the Senate recess until 1:30 P.M., March 6, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTIETH DAY AFTER RECESS AND FIFTY-FIRST DAY

Bismarck, March 6, 1969

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

MESSAGE FROM THE GOVERNOR

March 5, 1969

The Honorable Richard Larsen
Lt. Governor of North Dakota
Senate Chambers
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

This is to inform you that today I signed the following Senate Bills:

Senate Bill No. 63
Senate Bill No. 182
Senate Bill No. 187
Senate Bill No. 210
Senate Bill No. 235
Senate Bill No. 237
Senate Bill No. 256
Senate Bill No. 271
Senate Bill No. 311

Sincerely,
WILLIAM L. GUY
Governor

MESSAGE FROM THE HOUSE

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

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to House Bills Nos. 13, 84, 99, 256, 266, 271, 440, 453, be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 13 as recommended by the Committee on Appropriations and printed on page 800 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 84 as recommended by the Committee on Appropriations and printed on page 801 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to House Bill No. 99 as recommended by the Committee on Education and printed on page 801 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 256 as recommended by the Committee on State and Federal Government and printed on page 802 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 266 as recommended by the Committee on Judiciary and printed on pages 802 and 803 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 271 as recommended by the Committee on Judiciary and printed on page 803 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 440 as recommended by the Committee on Finance and Taxation and printed on page 804 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 453 as recommended by the Committee on Finance and Taxation and printed on page 804 of the Senate Journal, be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 45 has had the same under consideration and recommends that the same do pass and be referred to the Legislative Research Committee.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed and Senate Concurrent Resolution No. 45 was re-referred to the Legislative Research Resolutions Committee.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Salaries and wages were increased by \$6,000.00 to bring teachers' salaries up to the level in the Grand Forks school system. Income was increased since the school underestimated the receipts from the county equalization fund.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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

Re-number accordingly

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Salaries and wages were increased by \$46,000.00 to allow the school to bring the teachers' salaries levels up to the levels in the Devils Lake school system.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The salaries and wages were reduced since Section 2 was removed from the appropriation bill and the governor's 5 plus 5 salary increase could be given with the level recommended. The appropriation for fees and services was reduced by \$3,300.00 since communications will be paid directly by the Board of Administration. Reductions were made to supplies and materials since the budget request was based upon a level of expenditures which included payments for prior bi-ennium obligations. The level expenditures for costs incurred during the current biennium made it possible to amend the bill to a lesser amount.

Section 2 was removed because a resolution of legislative intent has been introduced to replace it.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 151 has had the same under consideration and recommends that the same be amended as follows:

In line 17 of the first amendment after the first word "of" delete the words "fifty-five" and insert in lieu thereof "sixty"

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 168 has had the same under consideration and recommends that the same do pass and be re-referred to the Committee on Appropriations.

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed and House Bill No. 168 was re-referred to the Committee on Appropriations.

Mr. President: Your Committee on Education to whom was referred House Bill No. 174 has had the same under consideration and recommends that the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 280 has had the same under consideration and recommends that the same be amended as follows:

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"

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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.

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 385 has had the same under consideration and recommends that the same do pass, and be re-referred to the Committee on Appropriations.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed and House Bill No. 385 was re-referred to the Committee on Appropriations.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen

Larson, G.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-FIRST DAY

Bismarck, March 6, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain A. B. Meyer, Bismarck Reformed, Bismarck.

"Eternal Father of our souls, grant to the members and the officers of this body a sacred moment of quiet ere they take up the duties of the day. From these moments of heart searching may there come such a sweetness of disposition that all may know that Thou art in this place."

"Save this moment, O Lord, from being merely a gesture to custom or convention, and make it a real experience for each one of us."

"Slow us down, O Lord, that we may take time to think, time to pray, and time to find out Thy Will. Then give us the sense and courage to do it, for the good of our country and the glory of Thy Name."

"Let us not be frightened by the problems that confront us, but rather give Thee thanks that Thou hast matched us with this hour. May we resolve, God helping us, to be part of the answer, and not part of the problem."

"We pray for some evidence in what is done here that Thou hast been given a vote, and that men have yielded to Thee."

"O Lord let us never be afraid of a new idea or unreceptive to a new thought, lest we pull down the shades of our minds and exclude Thy Holy Light."

"When we have the truth, let us not hit each other over the head with it, but rather use it as a lamp to lighten the dark places, in order that we may see where we are going."

"In Jesus Name we pray. Amen."

Roll call: All Senators present except Senator Christensen.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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 recommends that the same be corrected as follows:

On page 800, line 15 from the bottom, correct the spelling of the word "Appropriations".

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

VETO MESSAGE FROM THE GOVERNOR

March 4, 1969

The Honorable Richard Larsen
President of the Senate
North Dakota State Senate
Bismarck, North Dakota

Dear Mr. President:

Senate Bill No. 199 repeals Section 16-17-18.1 of the North Dakota Century Code relating to expenses of delegates to national political conventions. I cannot in good conscience sign this bill into law.

Our system of democratically elected, representative national government rests squarely on the selection of Presidential and Vice Presidential candidates, as well as the adoption of political action platforms, by the legally recognized national political conventions. The repeal of the statute which has traditionally helped to defray some of the expenses of delegates to national political conventions seems to minimize the importance of these conventions within our system of government.

To repeal state support of legally selected delegates sent to the national conventions in these times of high cost could place an unhealthy

importance on a delegate's being independently wealthy in order to be considered a delegate. There might even be instances where delegates would be tempted to accept sponsorship by special interests. This would be undesirable. I would much prefer to see state financial support of national political convention delegates strengthened rather than eliminated.

If there are any shortcomings in the present law which provides partial state financing of delegate expenses to a national political convention, there is yet time in the legislative session of 1971 to make changes effective in the political conventions of 1972, rather than repeal entirely the present law. I think we need to consider this matter more thoroughly.

I have talked with the chairmen of both the Democratic-NonPartisan League Party and the Republican Party, and they concur that the repeal contained in this bill is unwise.

Personal wealth or sponsorship should never become factors in delegate selection to a national political convention.

I therefore veto Senate Bill No. 199.

Sincerely yours,
WILLIAM L. GUY
Governor

MOTION

Senator Wenstrom moved that the House be requested to return House Bill No. 42, which motion prevailed.

MESSAGES TO THE HOUSE

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. 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.

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

SECOND READING OF A HOUSE BILL ON THE
 CONSENT CALENDAR

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 781 of the Senate Journal, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nothing	Stafne
Chesrown	Lips	Pyle	Strinden
Coughlin	Litten	Rait	Stroup
Decker	Longmire	Redlin	Thoreson
Forkner	Lowe	Ringsak	Torgerson
Freed	Luick	Robinson	Trenbeath
Goldberg	Melland	Roen	Unruh
Hernett	Meschke	Ruemmele	Van Horn
Holand	Morgan	Sands	Wenstrom
Jacobson	Mutch	Schultz	Wilhite

Those voting in the negative were:

Berube Doherty Larson, L.

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to.

MOTION

Senator Hernett moved that House Bill No. 133 be placed at the head of the calendar, 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.

Which has been read.

Senator Hernett moved that House Bill No. 133 be amended as follows:

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"

Which motion prevailed.

Senator Hernett moved that the rules be suspended and that House Bill No. 133 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 133 as amended from the floor, the roll was called and there were ayes, 39; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Butler	Jacobson	Mutch	Sorlie
Chesrown	Kautzmann	Nasset	Stafne
Coughlin	Kelly	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh

Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Morgan	Schultz	
Those voting in the negative were:			
Becker	Larson, L.	Rait	Torgerson
Berube	Meschke	Sands	Van Horn
Absent and not voting:			
Christensen	Larson, G.		

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Melland 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.

MOTION

Senator Trenbeath moved that House Bill No. 96 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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".

Which has been read.

Senator Becker moved that House Bill No. 96 be amended as follows:

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.

Which motion prevailed.

Senator Becker moved that the rules be suspended and that House Bill No. 96 be placed on second reading and final passage as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 96 as amended from the floor, the roll was called and there were ayes, 39; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Nasset	Stafne
Berube	Kautzmann	Nothing	Stroup
Butler	Kelly	Pyle	Thoreson
Coughlin	Lips	Rait	Torgerson
Decker	Liiten	Ringsak	Trenbeath
Doherty	Longmire	Robinson	Unruh
Forkner	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Schultz	Wilhite
Holand	Mutch	Sorlie	

Those voting in the negative were:

Chesrown	Larson, L.	Morgan	Sands
Freed	Meschke	Redlin	Strinden

Absent and not voting:

Christensen	Larson, G.
-------------	------------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Nasset	Sorlie
Berube	Kautzmann	Nothing	Stafne

Butler	Kelly	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Lips	Redlin	Thoreson
Decker	Litten	Ringsak	Torgerson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand	Morgan		

Those voting in the negative were:

Mutch

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Schultz
Butler	Kautzmann	Nasset	Sorlie
Chesrown	Kelly	Nothing	Stafne
Coughlin	Lips	Pyle	Stroup
Decker	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Unruh
Hernett	Melland	Ruemmele	Wilhite
Holand	Morgan	Sands	

Those voting in the negative were:

Berube	Larson, L.	Rait	Van Horn
Doherty	Meschke	Strinden	Wenstrom

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 133

Which the Senate has amended.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

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 return:

Senate Bill No. 163

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL NO. 163

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.

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

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 754 of the Senate Journal the roll was called and there were ayes, 34; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Stafne
Butler	Kautzmann	Nasset	Strinden
Chesrown	Kelly	Nething	Stroup
Decker	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Roen	Unruh
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Luick	Sorlie	Wilhite
Holand	Melland		

Those voting in the negative were:

Berube	Morgan	Rait	Schultz
Coughlin	Mutch	Robinson	Torgerson
Doherty	Pyle	Sands	Van Horn
Larson, L.			

Absent and not voting:

Christensen Larson, G.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh

Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:
Christensen Larson, G.

So the bill passed and the title was agreed to.

Senator Doherty moved that the House be requested to return House Bill No. 103 to the Senate, which motion prevailed.

MESSAGE TO THE HOUSE

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

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return:
House Bill No. 42
Which the Senate has requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return:
Senate Bill No. 239
Which the House has passed unchanged.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand	Morgan		

Absent and not voting:
Christensen Larson, G. Ruemmele

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Morgan	Schultz	Wilhite
Holand			

Absent and not voting:

Christensen	Larson, G.	Meschke	Ruemmele
-------------	------------	---------	----------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Morgan	Schultz
Berube	Jacobson	Mutch	Sorlie
Butler	Kautzmann	Nasset	Stafne
Chesrown	Kelly	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite

Those voting in the negative were:

Meschke	Van Horn
---------	----------

Absent and not voting:

Christensen	Larson, G.	Ruemmele
-------------	------------	----------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 723 of the Senate Journal, the roll was called and there were ayes, 40; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Mutch	Stroup
Coughlin	Larson, L.	Nasset	Thoreson
Decker	Lips	Nething	Torgerson

Forkner	Litten	Rait	Trenbeath
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Sands	Wilhite

Those voting in the negative were:

Butler	Pyle	Ruemmele	Strinden
Doherty	Redlin	Schultz	

Absent and not voting:

Christensen	Larson, G.
-------------	------------

So the bill passed and the title was agreed to and the emergency clause carried.

MOTION

Senator Chesrown moved that the Senate reconsider the action by which Senate Bill No. 476 was lost, which motion lost.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 753 of the Senate Journal, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Mutch	Sorlie
Berube	Jacobson	Nasset	Stafne
Butler	Kautzmann	Nothing	Strinden
Chesrown	Kelly	Pyle	Stroup
Coughlin	Lips	Redlin	Thoreson
Decker	Litten	Ringsak	Torgerson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Sands	Wenstrom
Goldberg	Melland	Schultz	Wilhite
Hernett	Morgan		

Those voting in the negative were:

Larson, L.	Rait	Ruemmele	Van Horn
Meschke			

Absent and not voting:

Christensen	Larson, G.
-------------	------------

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Nasset	Sorlie
Berube	Kautzmann	Nothing	Stafne
Butler	Kelly	Pyle	Strinden
Chesrown	Lips	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Trenbeath

Doherty	Lowe	Robinson	Unruh
Forkner	Melland	Roen	Van Horn
Freed	Meschke	Sands	Wenstrom
Goldberg	Morgan	Schultz	Wilhite
Hernett	Mutch		

Those voting in the negative were:

Jacobson	Luick	Ruemmele	Torgerson
Larson, L.			

Absent and not voting:

Christensen	Larson, G.
-------------	------------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 779 of the Senate Journal, the roll was called and there were ayes, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Hernett	Luick	Ruemmele
Berube	Holand	Melland	Sorlie
Butler	Jacobson	Mutch	Stafne
Chesrown	Kautzmann	Nasset	Stroup
Coughlin	Kelly	Nothing	Thoreson
Decker	Larson, L.	Rait	Trenbeath
Doherty	Lips	Redlin	Unruh
Forkner	Litten	Ringsak	Van Horn
Freed	Longmire	Roen	Wenstrom
Goldberg	Lowe		

Those voting in the negative were:

Morgan	Sands	Strinden	Torgerson
Robinson	Schultz		

Absent and not voting:

Christensen	Meschke	Pyle	Wilhite
Larson, G.			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Lips	Redlin	Thoreson
Decker	Litten	Ringsak	Torgerson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Morgan	Schultz	Wilhite
Holand			

Absent and not voting:

Christensen	Larson, G.	Meschke	Pyle
-------------	------------	---------	------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Lips	Redlin	Thoreson
Decker	Litten	Ringsak	Torgerson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Morgan	Schultz	Wilhite
Holand			

Absent and not voting:

Christensen	Larson, G.	Meschke	Pyle
-------------	------------	---------	------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Nasset	Sorlie
Berube	Kautzmann	Nothing	Stafne
Butler	Kelly	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Lips	Redlin	Thoreson
Decker	Litten	Ringsak	Torgerson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Morgan	Schultz	Wilhite
Holand	Mutch		

Absent and not voting:

Christensen	Larson, G.	Meschke
-------------	------------	---------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Schultz
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan		

Absent and not voting:

Christensen	Larson, G.	Sorlie
-------------	------------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Schultz
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan		

Absent and not voting:

Christensen	Larson, G.	Sorlie
-------------	------------	--------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Butler	Kautzmann	Mutch	Strinden
Coughlin	Kelly	Nasset	Stroup
Decker	Lips	Nothing	Thoreson
Doherty	Litten	Pyle	Torgerson
Forkner	Longmire	Ringsak	Trenbeath

Goldberg	Lowe	Robinson	Unruh
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite
Those voting in the negative were:			
Berube	Larson, L.	Redlin	Stafne
Chesrown	Meschke	Schultz	Van Horn
Freed	Rait		

Absent and not voting:

Christensen	Larson, G.	Sorlie
-------------	------------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Hernett	Lowe	Ruemmele
Berube	Holand	Melland	Strinden
Butler	Jacobson	Nasset	Stroup
Chesrown	Kautzmann	Nothing	Unruh
Coughlin	Lips	Pyle	Van Horn
Forkner	Litten	Ringsak	Wilhite
Goldberg	Longmire	Roen	

Those voting in the negative were:

Decker	Luick	Redlin	Thoreson
Doherty	Meschke	Robinson	Torgerson
Freed	Morgan	Sands	Trenbeath
Kelly	Mutch	Schultz	Wenstrom
Larson, L.	Rait	Sorlie	

Absent and not voting:

Christensen	Larson, G.	Stafne
-------------	------------	--------

So the bill passed and the title was agreed to.

House Bill No. 358. A Bill on 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Pyle	Thoreson
Butler	Kelly	Rait	Torgerson
Chesrown	Longmire	Redlin	Trenbeath
Decker	Lowe	Ruemmele	Unruh
Doherty	Luick	Sorlie	Wenstrom
Freed	Melland	Stroup	Wilhite
Hernett	Meschke		

Those voting in the negative were:

Berube	Larson, L.	Nasset	Sands
Coughlin	Lips	Nothing	Schultz
Forkner	Litten	Ringsak	Stafne
Jacobson	Morgan	Robinson	Strinden
Kautzmann	Mutch	Roen	Van Horn

Absent and not voting:

Christensen	Goldberg	Larson, G.
-------------	----------	------------

So the bill passed and the title was agreed to.

Senator Butler moved that the vote by which House Bill No. 358 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nothing	Stafne
Butler	Larson, L.	Pyle	Strinden
Chesrown	Lips	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Forkner	Lowe	Robinson	Trenbeath
Freed	Luick	Roen	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Those voting in the negative were:

Doherty

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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.

Which has been read.

Senator Butler moved that House Concurrent Resolution No. 26 be adopted, which motion lost.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

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

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE GOVERNOR

March 6, 1969

The Honorable Richard Larsen
 Lieutenant Governor
 Senate Chambers
 State Capitol
 Bismarck, North Dakota

Dear Lt. Governor Larsen:

This is to inform you that today I signed the following bill:
 Senate Bill No. 360

Sincerely,
 WILLIAM L. GUY
 Governor

SIGNING OF BILLS

The Secretary announced that the President 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
 Senate Memorial Resolution No. 2

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MOTION

Senator Strinden moved that the rules be suspended and that the Senate reconsider the action by which it failed to reconsider the action by which Senate Bill No. 476 was lost, which motion was lost.

MOTION

Senator Wenstrom moved that the Senate reconsider the action by which House Bill No. 42 was passed, 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.

Which has been read.

Senator Wenstrom moved that House Bill No. 42 be amended as follows:

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.

Which motion prevailed.

Senator Wenstrom moved that the rules be suspended and that House Bill No. 42 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 42, as **amended**, from the floor, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sortie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Christensen Larson, G.

So the bill passed and the title was agreed to and the emergency clause carried.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 239

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

SIGNING OF A BILL

The Secretary announced that the President was about to sign Senate Bill No. 239

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 239

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 239

Was delivered to the Governor for his approval at the hour of 4:21 o'clock P.M., March 6, 1969.

SENATOR WENSTROM, Chairman

Senator Longmire moved that after the reading of House Bills Nos. 13, 72, 84, 99, 174, 256, 266, 271, 440, 453, 503 and 504; that the Senate recess until 1:00 P.M., March 7, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-FIRST DAY AFTER RECESS AND
FIFTY-SECOND DAY

Bismarck, March 7, 1969

The Senate convened at 1:00 P.M., pursuant to recess taken, the President presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign

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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

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

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Memorial Resolution No. 2

Was delivered to the Secretary of State at the hour of 8:45 o'clock A.M., March 7, 1969.

SENATOR WENSTROM, Chairman

MESSAGES FROM THE HOUSE

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. 275

Which the Senate has requested.

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. 133

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

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Natural Resources to whom was referred Senate Concurrent Resolution No. 70 has had the same under consideration and recommends that the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 71 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 15 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 21 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to House Bills Nos. 7, 8, 10, 151, 280 and 281, be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 7 as recommended by the Committee on Appropriations and printed on pages 820 and 821 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 8 as recommended by the Committee on Appropriations and printed on page 821 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 10 as recommended by the Committee on Appropriations and printed on pages 821 and 822 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to House Bill No. 151 as recommended by the Committee on Education and printed on page 822 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to House Bill No. 280 as recommended by the Committee on Education and printed on page 822 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to House Bill No. 381 as recommended by the Committee on Education and printed on page 823 of the Senate Journal, be adopted, which motion prevailed.

REPORT OF STANDING COMMITTEE

The Committee on Enrollment and Grossment respectfully reports that:

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

Were delivered to the Governor for his approval at the hour of 1:40 o'clock P. M., March 7, 1969.

SENATOR WENSTROM, Chairman

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Netting	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh

Freed	Lowe	Ruemmele	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Pyle	Roen
-------------	------	------

So the resolution was declared adopted.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 800 of the Senate Journal, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Schultz	Wilhite
Holand	Meschke		

Those voting in the negative were:

Sands

Absent and not voting:

Christensen	Pyle
-------------	------

So the bill passed and the title was agreed to.

MOTION

Senator Doherty moved that the Senate consider the action by which House Bill No. 103 was lost, which motion lost.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-SECOND DAY

Bismarck, March 7, 1969

The Senate convened at 2:00 P.M., the President presiding. Prayer by Chaplain John Miller, Baptist Temple, Mandan.

Our Father, we call upon You today because we recognize Thy Love for us, Thy Power in the world and Thy Lordship in our lives. We give thanks for Jesus Christ, Thy Son and Our Savior. We ask Thy Divine Leadership upon these men today in their deliberations. We ask Thy Leadership with each one of these men and their families. May all that is done glorify Thy Name and show forth Thy Complete Will in our lives.

Roll call: All Senators present except Senators Christensen and Pyle.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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 finds the same correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign House Bill No. 133

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 133

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

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 return:

Senate Bill No. 202

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 202

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.

ROY GILBREATH, Chief Clerk

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 transmit:

House Concurrent Resolution No. 70

Which the House has passed and your favorable consideration is requested.

ROY GILBREATH, Chief Clerk

MESSAGES TO THE HOUSE

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 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.

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. 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.

Which has been read.

Senator Goldberg moved that House Bill No. 84 be amended as follows:

After line 3, insert the following:

"4. of which \$75,573.00 is derived from income and collections and"
and

"5. \$37,000.00 from the general fund in the state treasury,"

After line 12 insert the following:

"13. Less estimated income \$75,573.00

"14. Total general fund \$37,000.00"

Which motion lost.

ROLL CALL

The question being on the final passage of House Bill No. 84 as amended on page 801 of the Senate Journal, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Stafne
Butler	Larson, G.	Nasset	Strinden
Chesrown	Larson, L.	Nothing	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson			

Those voting in the negative were:

Coughlin Schultz

Absent and not voting:

Christensen Pyle

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return:
Senate Bill No. 137
Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 137

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 of 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 mentioned 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 property 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."

ROY GILBREATH, Chief Clerk

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Becker moved that the Senate do not concur in the House amendments to Senate Bill No. 137 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 137,

Senator Torgerson
 Senator Butler
 Senator Rait

MESSAGE TO THE HOUSE

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

MOTION

Senator Trenbeath moved that the Senate reconsider the action by which House Bill No. 275 was passed, which motion prevailed.

Senator Trenbeath moved that House Bill No. 275 be re-referred to the Committee on Natural Resources, which motion prevailed.

MESSAGES FROM THE HOUSE

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 as follows:

AMENDMENTS TO SENATE BILL No. 23

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.

AMENDMENTS TO SENATE BILL NO. 32

In line 3 of the title of the engrossed bill delete "it to"

AMENDMENTS TO SENATE BILL NO. 68

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 newspaper 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.

AMENDMENTS TO SENATE BILL NO. 100

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.

AMENDMENTS TO SENATE BILL NO. 174

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.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS

The Secretary announced that the President 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. 369
 Senate Bill No. 415
 Senate Bill No. 437
 Senate Bill No. 456

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 801 of the Senate Journal, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Butler	Kautzmann	Mutch	Stafne
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Nething	Stroup
Decker	Larson, L.	Redlin	Thoreson

Doherty	Lips	Ringsak	Torgerson
Forkner	Litten	Robinson	Trenbeath
Freed	Longmire	Roen	Unruh
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Luick	Sands	Wilhite
Holand	Melland	Schultz	

Those voting in the negative were:

Berube	Meschke	Rait	Van Horn
--------	---------	------	----------

Absent and not voting:

Christensen	Pyle
-------------	------

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

Senator Holand moved that House Bill No. 174 be laid over two legislative days, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 802 of the Senate Journal, the roll was called and there were ayes 23; nays, 23; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Goldberg	Lowe	Ruemmele
Berube	Hernett	Melland	Strinden
Butler	Holand	Meschke	Stroup
Chesrown	Jacobson	Nething	Unruh
Forkner	Kautzmann	Ringsak	Van Horn
Freed	Longmire	Roen	

Those voting in the negative were:

Coughlin	Lips	Rait	Stafne
Decker	Litten	Redlin	Thoreson
Doherty	Luick	Robinson	Torgerson
Kelly	Morgan	Sands	Wenstrom
Larson, G.	Mutch	Schultz	Wilhite
Larson, L.	Nasset	Sorlie	

Absent and not voting:

Christensen	Pyle	Trenbeath
-------------	------	-----------

So the bill was lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 802 and 803 of the Senate Journal, the roll was called and there were ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Luick	Roen
--------	----------	-------	------

Berube	Kautzmann	Melland	Ruemmele
Butler	Kelly	Meschke	Sorlie
Chesrown	Larson, G.	Nothing	Stafne
Decker	Lips	Rait	Strinden
Freed	Litten	Redlin	Unruh
Goldberg	Longmire	Ringsak	Wilhite
Holand	Lowe		

Those voting in the negative were:

Coughlin	Larson, L.	Robinson	Thoreson
Doherty	Morgan	Sands	Torgerson
Forkner	Mutch	Schultz	Van Horn
Hernett	Nasset	Stroup	Wenstrom

Absent and not voting:

Christensen	Pyle	Trenbeath
-------------	------	-----------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 803 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Coughlin	Larson, L.	Nothing	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson			

Absent and not voting:

Berube	Christensen	Pyle	Schultz
--------	-------------	------	---------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 804 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Rait	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Torgerson

Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson			

Absent and not voting:

Berube	Christensen	Meschke	Pyle
--------	-------------	---------	------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 804 of the Senate Journal, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Stafne
Butler	Kautzmann	Mutch	Strinden
Coughlin	Kelly	Nasset	Stroup
Decker	Larson, G.	Nething	Thoreson
Doherty	Lips	Ringsak	Torgerson
Forkner	Litten	Robinson	Trenbeath
Freed	Longmire	Roen	Unruh
Goldberg	Lowe	Ruemmele	Van Horn
Hernett	Luick	Schultz	Wenstrom
Holand	Melland	Sorlie	Wilhite

Those voting in the negative were:

Chesrown	Meschke	Redlin	Sands
Larson, L.	Rait		

Absent and not voting:

Berube	Christensen	Pyle
--------	-------------	------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen	Pyle
-------------	------

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen Pyle

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Chesrown moved that the Senate do not concur in the House amendments to Senate Bill No. 92 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 92,

Senator Freed
 Senator Doherty
 Senator Meschke

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 143, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 143 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Melland	Sorlie
Berube	Jacobson	Meschke	Stafne
Butler	Kautzmann	Morgan	Strinden
Chesrown	Kelly	Nasset	Stroup
Coughlin	Larson, G.	Nothing	Thoreson
Decker	Larson, L.	Rait	Trenbeath
Doherty	Lips	Redlin	Unruh
Forkner	Litten	Ringsak	Van Horn

Freed	Longmire	Robinson	Wenstrom
Goldberg	Lowe	Roen	Wilhite
Hernett	Luick	Sands	
Those voting in the negative were:			
Mutch	Ruemmele	Schultz	Torgerson
Absent and not voting:			
Christensen	Pyle		

So the bill passed and the title was agreed to.

Senator Hernett moved that the Senate do not concur in the House amendments to Senate Bill No. 163 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 163,

Senator Hernett
 Senator Kautzmann
 Senator Stroup

Senator Hernett moved that the Senate do concur in the House amendments to Senate Bill No. 215, which motion prevailed.

Senator Hernett moved that the rules be suspended and that Senate Bill No. 215 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Melland	Sorlie
Berube	Jacobson	Meschke	Stafne
Butler	Kautzmann	Morgan	Strinden
Chesrown	Kelly	Nasset	Stroup
Coughlin	Larson, G.	Nothing	Thoreson
Decker	Larson, L.	Rait	Trenbeath
Doherty	Lips	Redlin	Unruh
Forkner	Litten	Ringsak	Van Horn
Freed	Longmire	Robinson	Wenstrom
Goldberg	Lowe	Roen	Wilhite
Hernett	Luick	Ruemmele	

Those voting in the negative were:

Mutch	Sands	Schultz	Torgerson
-------	-------	---------	-----------

Absent and not voting:

Christensen Pyle

So the bill passed and the title was agreed to.

Senator Hernett moved that the Senate do concur in the House amendments to Senate Bill No. 341, which motion prevailed.

Senator Hernettt moved that the rules be suspended and that Senate Bill No. 341 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernettt	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen Pyle

So the bill passed and the title was agreed to.

Senator Hernettt moved that the Senate do concur in the House amendments to Senate Bill No. 345, which motion prevailed.

Senator Hernettt moved that the rules be suspended and that Senate Bill No. 345 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Stroup
Butler	Kelly	Nasset	Thoreson
Chesrown	Larson, G.	Nothing	Torgerson
Coughlin	Larson, L.	Redlin	Trenbeath
Decker	Litten	Robinson	Unruh
Forkner	Longmire	Roen	Van Horn
Freed	Lowe	Sands	Wenstrom
Goldberg	Luick	Schultz	Wilhite
Hernettt	Melland		

Those voting in the negative were:

Doherty	Mutch	Ringsak	Stafne
Lips	Rait	Ruemmele	Strinden

Absent and not voting:

Christensen Holand Pyle

So the bill passed and the title was agreed to.

MOTIONS

Senator Ringsak moved that House Bill No. 328 be returned to the Senate from the Committee on State and Federal Government, which motion prevailed.

Senator Ringsak moved that House Bill No. 328 be placed on the fifth order with a recommendation for indefinite postponement, which motion lost, and House Bill No. 328 was placed on the calendar.

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 173
 Senate Bill No. 224
 Senate Bill No. 309
 Senate Bill No. 389

And find the same correctly Engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 79
 Senate Bill No. 130
 Senate Bill No. 152
 Senate Bill No. 175
 Senate Bill No. 324
 Senate Bill No. 328
 Senate Bill No. 370
 Senate Bill No. 413
 Senate Bill No. 441
 Senate Concurrent Resolution No. 17

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

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.

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment 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 Hernet
 Senator Kautzmann
 Senator Stroup

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 Bills Nos. 143, 215, 341 and 345.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

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

Senator Longmire moved that after the reading of Senate Concurrent Resolution No. 70, and House Bills Nos. 7, 8, 10, 14, 15, 21, 29, 30, 151, 280, 381, and 328, that the Senate recess until 1:00 P.M., March 3, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-SECOND DAY AFTER RECESS AND FIFTY-THIRD DAY

Bismarck, March 8, 1969

The Senate convened at 1:00 p.m., pursuant to recess taken, the President presiding.

MESSAGES FROM THE HOUSE

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
House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 121
House Bill No. 312
House Bill No. 313
House Bill No. 160

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

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 as follows:

AMENDMENTS TO SENATE BILL No. 223

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 authorizations 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.

AMENDMENTS TO SENATE BILL No. 312

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.

AMENDMENTS TO SENATE BILL No 394

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.

AMENDMENTS TO SENATE BILL No. 403

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.

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. 125

House Bill No. 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. R. 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

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 transmit:

House Bill No. 160

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE GOVERNOR

Bismarck, March 7, 1969

The Honorable Richard F. Larsen
Lieutenant Governor of North Dakota
Senate Chambers
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

This is to inform you that today I signed:

Senate Bill No. 239

Sincerely,
WILLIAM L. GUY
Governor

CONSIDERATION OF AMENDMENTS

Senator Melland moved that the rules be suspended and that the reading of the amendments to House Concurrent Resolution No. 55 be dispensed with, which motion prevailed.

Senator Trenbeath moved that the amendments to House Concurrent Resolution No. 55 as recommended by the Committee on Natural Resources and printed on page 850 of the Senate Journal, be adopted, which motion prevailed.

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

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 Appropriations.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

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.

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.

Which has been read.

Senator Wilhite moved that Senate Concurrent Resolution No. 70 be adopted, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 820 and 821, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Holand	Meschke	Sorlie
Butler	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Lips	Rait	Trenbeath
Doherty	Litten	Ringsak	Unruh
Forkner	Longmire	Robinson	Van Horn
Freed	Lowe	Ruemmele	Wenstrom
Goldberg	Luick	Sands	Wilhite
Hernett	Melland	Schultz	

Absent and not voting:

Berube	Larson, G.	Redlin	Stroup
Christensen	Mutch	Roen	Torgerson
Jacobson	Pyle		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 821 of the Senate Journal, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Holand	Meschke	Sorlie
Butler	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, L.	Nothing	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite

Absent and not voting:

Berube	Larson, G.	Pyle	Roen
Christensen	Mutch	Redlin	Torgerson
Jacobson			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 821 and 822 of the Senate Journal, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Holand	Meschke	Sorlie
Butler	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, L.	Nothing	Stroup
Decker	Lips	Rait	Thoreson

Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite
Absent and not voting:			
Berube	Larson, G.	Pyle	Roen
Christensen	Mutch	Redlin	Torgerson
Jacobson			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Holand	Morgan	Stafne
Butler	Kautzmann	Nasset	Strinden
Chesrown	Larson, L.	Nothing	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Ringsak	Trenbeath
Doherty	Longmire	Robinson	Unruh
Forkner	Lowe	Ruemmele	Van Horn
Freed	Luick	Sands	Wenstrom
Goldberg	Melland	Schultz	Wilhite
Hernett	Meschke	Sorlie	

Absent and not voting:

Berube	Kelly	Pyle	Roen
Christensen	Larson, G.	Redlin	Torgerson
Jacobson	Mutch		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Holand	Meschke	Sorlie
Butler	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, L.	Nothing	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite

Absent and not voting:

Berube	Larson, G.	Pyle	Roen
Christensen	Mutch	Redlin	Torgerson
Jacobson			

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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 return:

Senate Bill No. 279

Senate Bill No. 304

Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

SIGNING OF A BILL

The Secretary announced that the President was about to sign

House Bill No. 160

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 160

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred Senate Bill No. 479 has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred Senate Resolution No. 3 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 16 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 49 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The combining of House Bill No. 16 into House Bill No. 82 provides for one appropriation to the tax department which will include the gas tax division. An appropriation from the gas tax fund to provide for the administrative costs is then to be put into the general fund thus increasing the general fund revenue. This will provide for more effective utilization of personnel in the tax department.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 109 has had the same under consideration and recommends that the same be amended as follows:

In line 3 after "July 1," delete "1966" and insert in lieu thereof "1967"

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 168 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 198 has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 201 has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 232 has had the same under consideration and recommends that the same do pass and be re-referred to the Committee on Appropriations.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed and House Bill No. 232 was re-referred to the Committee on Appropriations.

Mr. President: 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 indefinitely postponed.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 261 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 275 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 283 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 403 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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 placed on the calendar without recommendation.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 429 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 463 has had the same under consideration and recommends that the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 482 has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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 line 16 delete the following: "Upon completion of the building, the title"

Delete all of line 17

Renumber the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The intent is to have the title of the building remain with the U. S. Government.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Forkner moved that House Bills Nos. 225 and 318 be returned to the Senate from the Committee on Transportation, which motion prevailed.

Senator Forkner moved that House Bills Nos. 225 and 318 be referred to the Committee on Judiciary, which motion prevailed.

Senator Becker moved that the Governor be requested to return Senate Bill No. 176 to the Senate, which motion prevailed.

Senator Sorlie moved that the Senate reconsider the action by which House Bill No. 13 was passed, 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.

Senator Sorlie moved that House Bill No. 13 be amended as follows:

In line 6 delete the figure "1967" and insert in lieu thereof the figure "1969"

Which motion prevailed.

Senator Sorlie moved that the rules be suspended and that House Bill No. 13 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 800 of the Senate Journal and from the floor, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Stafne
Butler	Larson, L.	Nething	Strinden
Chesrown	Lips	Rait	Stroup
Coughlin	Litten	Ringsak	Thoreson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Ruemmele	Unruh
Goldberg	Luick	Sands	Van Horn
Hernett	Melland	Schultz	Wenstrom
Holand	Meschke	Sorlie	Wilhite
Kautzmann	Morgan		

Absent and not voting:

Berube	Freed	Mutch	Roen
Christensen	Jacobson	Pyle	Torgerson
Decker	Larson, G.	Redlin	

So the bill passed and the title was agreed to.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-THIRD DAY

Bismarck, March 8, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Lester Myers, Church of the Nazarene, Mandan.

We thank Thee our Heavenly Father for all that Thou has done for our Nation and our State. Thy Word says, "Every good gift and every perfect gift is from above, and cometh down from the Father of Lights, with Whom is no variableness, neither shadow of turning." So this afternoon we would ask that Thou wilt give to these who, make the laws that govern our State, the wisdom, knowledge, and good sense to make the decisions that must be made. May there be harmony and unity in all that takes place here.

In the name of Our Lord, Jesus Christ, we ask. Amen.

Roll call: All Senators present except Senators Berube, Christensen, Jacobson, Guy Larson, Mutch, Pyle, Redlin and Torgerson.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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 recommends that the same be corrected as follows:

On page 865, line 21, correct the spelling of the word "re-referred"

On page 876 line 21, delete the figure "281" and insert in lieu thereof the figure "381"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 23 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 23:

- Senators Litten
- Senator Kelly
- Senator L. Larson

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 32, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 32 be deemed properly Re-engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Holand	Meschke	Sorlie
Butler	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, L.	Nething	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Ringsak	Unruh
Forkner	Longmire	Robinson	Van Horn
Freed	Lowe	Roen	Wenstrom
Goldberg	Luick	Ruemmele	Wilhite
Hernett	Melland	Schultz	

Absent and not voting:

Berube	Larson, G.	Redlin	Torgerson
Christensen	Mutch	Sands	Trenbeath
Jacobson	Pyle		

So the bill passed and the title was agreed to.

Senator Becker moved that the Senate do concur in the House amendments to Senate Bill No. 68, which motion prevailed.

Senator Becker moved that the rules be suspended and that Senate Bill No. 68 be deemed properly Re-engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, L.	Nething	Strinden
Coughlin	Lips	Rait	Stroup
Decker	Litten	Ringsak	Thoreson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand			

Absent and not voting:

Berube	Jacobson	Mutch	Redlin
Christensen	Larson, G.	Pyle	Torgerson

So the bill passed and the title was agreed to.

Senator Forkner moved that the Senate do concur in the House amendments to Senate Bill No. 202, which motion prevailed.

Senator Forkner moved that the rules be suspended and that Senate Bill No. 202 be deemed properly Engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 40; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Holand	Meschke	Schultz
Butler	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Rait	Stroup
Doherty	Litten	Ringsak	Thoreson
Forkner	Longmire	Robinson	Unruh

Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite

Those voting in the negative were:

Trenbeath

Absent and not voting:

Berube	Jacobson	Mutch	Redlin
Christensen	Larson, G.	Pyle	Torgerson

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Sorlie
Chesrown	Kelly	Morgan	Stafne
Coughlin	Larson, L.	Nasset	Strinden
Doherty	Lips	Nething	Stroup
Forkner	Litten	Rait	Thoreson
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Schultz	Wilhite

Those voting in the negative were:

Butler	Ruemmele	Sands	Trenbeath
--------	----------	-------	-----------

Decker

Absent and not voting:

Berube	Jacobson	Mutch	Redlin
Christensen	Larson, G.	Pyle	Torgerson

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 7; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Schultz
Chesrown	Larson, L.	Nething	Sorlie
Coughlin	Lips	Rait	Stafne
Decker	Litten	Ringsak	Stroup
Forkner	Longmire	Robinson	Thoreson
Freed	Lowe	Roen	Unruh
Hernett	Luick	Ruemmele	Van Horn
Holand	Melland	Sands	Wenstrom
Kautzmann	Morgan		

Those voting in the negative were:

Butler	Goldberg	Strinden	Wilhite
Doherty	Meschke	Trenbeath	

Absent and not voting:

Berube	Jacobson	Mutch	Redlin
Christensen	Larson, G.	Pyle	Torgerson

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, L.	Nething	Strinden
Coughlin	Lips	Rait	Stroup
Decker	Litten	Ringsak	Thoreson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand			

Absent and not voting:

Berube	Jacobson	Mutch	Redlin
Christensen	Larson, G.	Pyle	Torgerson

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 748 and 822 of the Senate Journal, the roll was called and there were ayes, 34; nays, 7; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Hernett	Meschke	Sorlie
Butler	Holand	Nasset	Stafne
Chesrown	Kautzmann	Nething	Strinden
Coughlin	Kelly	Rait	Stroup
Decker	Lips	Roen	Thoreson
Doherty	Litten	Ruemmele	Unruh
Forkner	Longmire	Sands	Van Horn
Freed	Lowe	Schultz	Wenstrom
Goldberg	Melland		

Those voting in the negative were:

Larson, L.	Morgan	Robinson	Wilhite
Luick	Ringsak	Trenbeath	

Absent and not voting:

Berube	Jacobson	Mutch	Redlin
Christensen	Larson, G.	Pyle	Torgerson

So the bill passed and the title was agreed to.

House Bill No. 230. 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 822 of the Senate Journal, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, L.	Nething	Strinden
Coughlin	Lips	Rait	Stroup
Decker	Litten	Ringsak	Thoreson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand			

Absent and not voting:

Berube	Jacobson	Mutch	Redlin
Christensen	Larson, G.	Pyle	Torgerson

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 41; absent and not voting, 8.

Those voting in the negative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, L.	Nething	Strinden
Coughlin	Lips	Rait	Stroup
Decker	Litten	Ringsak	Thoreson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand			

Absent and not voting:

Berube	Jacobson	Mutch	Redlin
Christensen	Larson, G.	Pyle	Torgerson

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 823 of the Senate Journal, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Butler	Kelly	Nasset	Stafne

Chesrown	Larson, L.	Nothing	Strinden
Coughlin	Lips	Rait	Stroup
Decker	Litten	Ringsak	Thoreson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand			

Absent and not voting:

Berube	Jacobson	Mutch	Redlin
Christensen	Larson, G.	Pyle	Torgerson

So the bill passed and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign

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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MOTION

Senator Lips moved that the Senate reconsider the action by which House Bill No. 256 was lost, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

Senator Ringsak moved that House Bill No. 256 be amended as follows:

In line 29 after the period delete the following language: "If the legislative assembly does not reject the commission's recommendation within thirty days after their presentation, the recommendations shall take effect and have the full force of law commencing with the first day of the calendar month in which the legislative assembly convened in regular session, and shall supersede the compensation and expense allowances provided in sections 54-03-20, 54-35-10, and 54-35.1-05."

Renumber the lines accordingly.

Which motion prevailed.

Senator Ringsak moved that the rules be suspended and that House Bill No. 256 be placed on Second Reading and Final Passage, as amended, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 256, as amended from the floor, the roll was called and there were ayes, 34; nays, 7; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Hernett	Meschke	Strinden
Butler	Holand	Nasset	Stroup
Chesrown	Kautzmann	Nething	Thoreson
Coughlin	Kelly	Ringsak	Trenbeath
Decker	Lips	Roen	Unruh
Doherty	Litten	Ruemmele	Van Horn
Forkner	Longmire	Sorlie	Wenstrom
Freed	Lowe	Stafne	Wilhite
Goldberg	Melland		

Those voting in the negative were:

Larson, L.	Morgan	Robinson	Schultz
Luick	Rait	Sands	

Absent and not voting:

Berube	Jacobson	Mutch	Redlin
Christensen	Larson, G.	Pyle	Torgerson

So the bill passed and the title was agreed to.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

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 first time.

Senator Trenbeath 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.

SENATE CONCURRENT RESOLUTION NO. 74

Introduced by the Committee on Delayed Bills

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.

- 1 WHEREAS, soil and water resources development is one of the
- 2 major objectives that the citizens of North Dakota are seeking to
- 3 assure a more balanced agricultural and business economy; and

4 WHEREAS, the Garrison Diverson Unit is a multi-purpose
 4a project
 5 presently under construction, when complete will irrigate one
 5a million
 6 acres including other beneficial features such as municipal and
 7 industrial water supply, fish and wildlife enhancement, recreational
 8 development and other salient features; and

9 WHEREAS, the proposed Pembina River Development Project
 9a in
 10 northeastern North Dakota, which will soon be considered for
 10a authoriza-
 11 tion by the United States Congress and the Dominion of Canada
 11a will
 12 assure similar multi-purpose features; and

13 WHEREAS, there are innumerable other water resources
 13a projects
 14 in North Dakota necessitating Federal and State cooperation for
 15 development; and

16 WHEREAS, the Honorable Walter J. Hickel recently named
 16a Secretary
 17 of the Department of the Interior by President Richard M. Nixon;
 17a and

18 WHEREAS, Mr. Hickel honored the State of North Dakota by
 18a making
 19 his first major public appearance following confirmation by the
 19a United
 20 States Senate in delivering a major address to the sixth annual
 20a joint
 21 convention dinner of the North Dakota Water Users Association
 21a and the
 22 North Dakota Water Management Districts Association,
 22a incorporated in
 23 Bismarck, North Dakota, February 11, 1969;

24 NOW, THEREFORE, BE IT RESOLVED, by the Senate of the
 24a State of
 25 North Dakota, the House of Representatives concurring therein,
 25a that
 26 the 41 Biennial Legislative Assembly of the State of North
 26a Dakota
 27 does hereby express appreciation to the Honorable Walter J.
 27a Hickel
 28 for honoring the State of North Dakota in his first major public
 29 appearance and expressing the interest of his Department and the
 30 National Administration in accelerating water resources
 30a development
 31 in North Dakota and the nation during his visit on February 11 and
 32 12, 1969;

33 BE IT FURTHER RESOLVED, that copy of this resolution be
 33a trans-
 34 mitted by the Secretary of State to the Honorable Walter J.
 34a Hickel,
 35 Secretary, Department of the Interior, Washington, D. C.

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.

Senator Trenbeath moved that Senate Concurrent Resolution No. 74 be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Sorlie moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 125, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 125,

Senator Sorlie
Senator Melland
Senator Litten

Senator Hernett moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 213, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 213,

Senator Nething
Senator Lowe
Senator Van Horn

Senator Chesrown moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 322, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 322,

Senator Freed
Senator Holand
Senator Meschke

MESSAGES TO THE HOUSE

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

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

Senator Longmire moved that after the reading of Senate Bill No. 479, Senate Resolution No. 3, House Concurrent Resolutions Nos. 29 and 55, and House Bills Nos. 49, 168, 190, 198, 201, 223, 261, 283, 333, 372, 403, 404, 417, 422, 429, 455, 463, 468, 481 and 482, that the Senate recess until 1:00 p.m., March 10, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-THIRD DAY AFTER RECESS AND
FIFTY-FOURTH DAY

Bismarck, March 10, 1969

The Senate convened at 1:00 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bill.

Senate Bill No. 143

And find the same correctly Engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

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. 230
Senate Bill No. 321
Senate Bill No. 359
Senate Bill No. 474

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

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 Senate Bill No. 176 to the Senate.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE GOVERNOR

Bismarck, March 10, 1969

The Honorable Richard Larsen
Lieutenant Governor
Senate Chambers
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

In accordance with your request, I am herewith returning Senate Bill No. 176 to the Senate.

Sincerely,
WILLIAM L. GUY
Governor

CONSIDERATION OF AMENDMENTS

Senator Lougmire moved that the rules be suspended and that the reading of the amendments to House Bills Nos. 82, 109, 275 and 507, be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 82 as recommended by the Committee on Appropriations and printed on page 884 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to House Bill No. 109 as recommended by the Committee on Transportation and printed on page 884 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 275 as recommended by the Committee on Natural Resources and printed on pages 885 and 886 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 507 as recommended by the Committee on Appropriations and printed on page 887 of the Senate Journal, be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Transportation to whom was referred Senate Bill No. 480 has had the same under consideration and recommends that the same be amended as follows:

In line 200 delete "1969" and insert in lieu thereof "1970"

In line 202 delete "1970" and insert in lieu thereof "1971"

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Concurrent Resolution No. 54 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 58 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 59 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations, to whom was referred Senate Concurrent Resolution No. 73 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred Senate Resolution No. 4 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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 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

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The amount for National Defense Student Assistance Program was reduced since students have other loan programs from which they can receive assistance, and it does not appear more will be necessary to match all the federal funds available since the federal government has reduced its participation in this program during the current biennium.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Although the appropriation of the labor department was not increased, the limit of the commissioner's salary was raised to \$24,000.00. The public service commission is allowed an additional \$10,000.00 under salaries and wages to employ a traffic director. The state examiner was denied two new bank examiners, thus reducing salaries and wages \$33,000.00 and fees and services \$1,728.00. The reduction of \$167,700.00 represents the elimination of the oil inspection division from the state laboratories department. \$10,595.00 was transferred from salaries and wages and fees and services to data processing in the budget of the insurance commissioner.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Radio Communication appropriation was reduced by \$30,000.00 by the deletion of two of the new operators approved in the executive budget. Soil conservation Committee and Districts appropriation was amended in salaries and wages to allow for salary increases.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The amount of \$500.00 was added to supplies and materials for computer supplies and \$1,638.00 was added to fees and service to cover the cost of paying the rent and telephone services in the capitol.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The appropriation was amended back to the amounts as recommended by the executive office of the budget except that the data processing fees were transferred from fees and services to a separate line item.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose of the amendment was the inclusion of a federal program in addition to those already included in the budget.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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.

Re-number the lines accordingly.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Salaries and wages were raised \$8,640.00 to provide for the ser-

VICES of one janitor. An emergency appropriation of \$50,000.00 is provided for snow removal and flood control.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 28 has had the same under consideration and recommends that the same be amended as follows:

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"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Fees and services was increased \$1,400.00 to allow for payment of office space and telephone service in the capitol.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 33 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 65 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 233 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 289 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 297 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary 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 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.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 321 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 355 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman,

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 386 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 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."

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR FOKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 402 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 407 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 450 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 469 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 22 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Concurrent Resolution No. 65 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bills Nos. 100, 174, 223, 312, 394 and 403 be dispensed with, which motion prevailed.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 100, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 100 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

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 has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Litten	Redlin	Trenbeath
Doherty	Longmire	Ringsak	Unruh
Forkner	Lowe	Robinson	Van Horn
Freed	Luick	Roen	Wenstrom
Goldberg	Melland	Ruemmele	Wilhite
Hernett	Meschke		

Those voting in the negative were:

Morgan	Sands	Schultz	Torgerson
--------	-------	---------	-----------

Absent and not voting:

Christensen	Jacobson	Lips
-------------	----------	------

So the bill passed and the title was agreed to.

Senator Redlin moved that the Senate do concur in the House amendments to Senate Bill No. 174 which motion prevailed.

Senator Redlin moved that the rules be suspended and that Senate Bill No. 174 be deemed properly Re-engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne

Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Litten	Rait	Thoreson
Decker	Longmire	Redlin	Torgerson
Doherty	Lowe	Ringsak	Trenbeath
Forkner	Luick	Robinson	Unruh
Freed	Melland	Roen	Van Horn
Goldberg	Meschke	Ruemmele	Wenstrom
Hernett	Morgan	Schultz	Wilhite
Holand			
Absent and not voting:			
Christensen	Jacobson	Lips	Sands

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 223 which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 223 be deemed properly Re-engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Hernett	Melland	Sorlie
Berube	Holand	Meschke	Stafne
Butler	Kautzmann	Nasset	Strinden
Chesrown	Kelly	Nothing	Stroup
Coughlin	Larson, G.	Pyle	Thoreson
Decker	Larson, L.	Rait	Trenbeath
Doherty	Litten	Redlin	Unruh
Forkner	Longmire	Ringsak	Van Horn
Freed	Lowe	Roen	Wenstrom
Goldberg	Luick	Ruemmele	Wilhite

Those voting in the negative were:

Morgan	Robinson	Schultz	Torgerson
Mutch	Sands		

Absent and not voting:

Christensen	Jacobson	Lips
-------------	----------	------

So the bill passed and the title was agreed to.

Senator Redlin moved that the Senate do not concur in the House amendments to Senate Bill No. 312 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 312:

Senator Chesrown
 Senator Sands
 Senator Berube

Senator Ringsak moved that the Senate do concur in the House amendments to Senate Bill No. 394, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 394 be deemed properly Re-engrossed and placed on Sec-

ond Reading and Final Passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Coughlin	Litten	Rait	Stroup
Decker	Longmire	Redlin	Thoreson
Doherty	Lowe	Ringsak	Torgerson
Forkner	Luick	Robinson	Trenbeath
Freed	Melland	Roen	Unruh
Goldberg	Meschke	Ruemmele	Wenstrom
Hernett	Morgan	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Jacobson	Lips	Van Horn
-------------	----------	------	----------

So the bill passed and the title was agreed to.

Senator Redlin moved that the Senate do not concur in the House amendments to Senate Bill No. 403 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 403:

Senator Holand
 Senator Freed
 Senator Goldberg

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-FOURTH DAY

Bismarck, March 10, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain Christian Nelson, Christ's Episcopal, Mandan.

Almighty God, Whose Divine Law is the goal and pattern for all just laws of men: visit, we pray, with Thy In-dwelling Spirit each member of this Senate of North Dakota, that each Senator may deliberate and vote always in justice and equity. Guard these legislators against the temptations to play god to the people of this State, to get mired in past memories, or be dazzled by unreal futures. Give them strength to withstand the pressures of those who seek for undue privilege. Lift their eyes to see the real needs of our people, and give them wisdom and courage to legislate toward fulfilling those needs. Help them to serve the people of this State in honor, in truth, and in humbleness of heart, and to remember the responsibilities of

our State toward our Nation and toward our World. Accept our thanks, Gracious Father, for Your Many Blessings, and lead us all to live in grateful response as servants of Thee and of one another through our Savior, Jesus Christ.

Roll call: All Senators present except Senators Christensen, Jacobson, and Lips.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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 recommends that the same be corrected as follows:

On page 880, line 19, correct the spelling of the word "amendments".

On page 883, line 3 from the bottom, delete the word "Bill" and insert in lieu thereof the words "Concurrent Resolution".

On page 898, line 9, delete the figure "40"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to:

Senate Bill No. 100

Senate Bill No. 174

Senate Bill No. 223

Senate Bill No. 394

Refused to concur in the Senate amendments 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 Holand

Senator Freed

Senator Goldberg

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. 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 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.

LEO LEIDHOLM, Secretary
 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

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden

Chesrown	Larson, L.	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Freed	Melland	Ruemmele	Van Horn
Goldberg	Morgan	Sands	Wenstrom
Hernett	Mutch	Schultz	Wilhite
Holand			
Absent and not voting:			
Christensen	Jacobson	Lips	Meschke

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE RESOLUTION

Senate Resolution No. 3. A Resolution urging action of Congress in regard to the inequitable application of the Federal highway use tax to trucks weighing in excess of thirteen thousand pounds used primarily for agricultural purposes.

Which has been read.

Senator Trenbeath moved that Senate Resolution No. 3 be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Decker	Larson, G.	Meschke	Stafne
Forkner	Larson, L.	Nething	Stroup
Hernett	Litten	Rait	Unruh
Holand	Longmire	Ruemmele	Van Horn
Kelly	Lowe	Sorlie	Wenstrom

Those voting in the negative were:

Becker	Goldberg	Nasset	Schultz
Berube	Kautzmann	Pyle	Strinden
Butler	Lips	Redlin	Thoreson
Chesrown	Luick	Ringsak	Torgerson
Coughlin	Melland	Robinson	Trenbeath
Doherty	Morgan	Roen	Wilhite
Freed	Mutch	Sands	

Absent and not voting:

Christensen	Jacobson
-------------	----------

So the bill lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne

Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:
Christensen Jacobson

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Stafne
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Decker	Larson, L.	Nothing	Thoreson
Doherty	Lips	Pyle	Trenbeath
Forkner	Litten	Redlin	Unruh
Freed	Longmire	Ringsak	Van Horn
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Luick	Roen	Wilhite
Holand	Melland	Sands	

Those voting in the negative were:

Coughlin	Ruemmele	Schultz	Torgerson
Rait			

Absent and not voting:
Christensen

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Roen	Van Horn

Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:
Christensen Larson, G.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Hernett	Luick	Roen
Berube	Holand	Meschke	Schultz
Butler	Jacobson	Nasset	Sorlie
Chesrown	Kautzmann	Nothing	Stroup
Coughlin	Kelly	Pyle	Thoreson
Decker	Larson, L.	Rait	Torgerson
Doherty	Lips	Redlin	Unruh
Forkner	Longmire	Ringsak	Van Horn
Freed	Lowe	Robinson	Wilhite

Those voting in the negative were:

Goldberg	Morgan	Sands	Strinden
Litten	Mutch	Stafne	Wenstrom
Melland	Ruemmele		

Absent and not voting:

Christensen Larson, G. Trenbeath

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Ruemmele
Berube	Kautzmann	Morgan	Sands
Butler	Kelly	Mutch	Schultz
Chesrown	Larson, G.	Nasset	Sorlie
Coughlin	Larson, L.	Nothing	Stafne
Decker	Lips	Pyle	Strinden
Doherty	Litten	Rait	Stroup
Forkner	Longmire	Redlin	Thoreson
Freed	Lowe	Ringsak	Torgerson
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Roen	Van Horn
Holand			

Absent and not voting:

Christensen Trenbeath Wenstrom Wilhite

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Coldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen Schultz

So the bill passed and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign

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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MESSAGES FROM THE HOUSE

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

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 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 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 as follows:

AMENDMENTS TO SENATE BILL NO. 5

In the engrossed bill, delete lines 39 to 45 inclusive.

Re-number the lines accordingly.

AMENDMENTS TO SENATE BILL NO. 15

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 re-number the lines accordingly.

AMENDMENTS TO SENATE BILL NO. 24

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 re-number the lines accordingly.

AMENDMENTS TO SENATE BILL NO. 78

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.

AMENDMENTS TO SENATE BILL NO. 124

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.

AMENDMENTS TO SENATE BILL NO. 250

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 re-enacted by creating a new subsection to read as follows:"

In line 4 delete the numeral "17."

And renumber the lines accordingly.

AMENDMENTS TO SENATE BILL NO. 335

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.

AMENDMENTS TO SENATE BILL NO. 364

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.

AMENDMENTS TO SENATE BILL NO. 425

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 re-enacted 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 emuloyee 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.

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
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

SIGNING OF BILLS

The Secretary announced that the President was about to sign

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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

FIRST 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 first time and referred to the committee on Industry, Business and Labor.

MESSAGE FROM THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign

House Bill No. 99

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

House Bill No. 99

Which the President has signed.

LEO LEIDHOLM, Secretary

Senator Longmire moved that after the reading of Senate Concurrent Resolutions Nos. 50, 58, 59, 73, and House Bills Nos. 82, 109, 233, 250, 275, 289, 297, 321, 355, 361, 402, 407, 427, 450, 467, 507 and House Concurrent Resolutions No. 22 and 65, that the Senate recess until 1:30 P.M., March 11, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-FOURTH DAY AFTER RECESS AND
FIFTY-FIFTH DAY

Bismarck, March 11, 1969

The Senate convened at 1:30 P.M., pursuant to recess taken, the President presiding.

SIGNING OF BILLS

The Secretary announced that the president 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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MESSAGES FROM THE GOVERNOR

Bismarck, March 10, 1969

The Honorable Richard Larsen
 Lt. Governor of North Dakota
 Senate Chambers
 State Capitol
 Bismarck, North Dakota

Dear Lt. Governor Larsen:

This is to inform you that I signed the following bills on Saturday, March 8, 1969:

Senate Bill No. 36
 Senate Bill No. 55
 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. 159
 Senate Bill No. 172
 Senate Bill No. 205
 Senate Bill No. 216
 Senate Bill No. 332

Senate Bill No. 334

Sincerely,
WILLIAM L. GUY
Governor

Bismarck, March 10, 1969

The Honorable Richard F. Larsen
Lt. Governor of North Dakota
Senate Chambers
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

This is to inform you that today I signed the following bills:

Senate Bill No. 31
Senate Bill No. 66
Senate Bill No. 80
Senate Bill No. 169
Senate Bill No. 177
Senate Bill No. 189
Senate Bill No. 190
Senate Bill No. 192
Senate Bill No. 247

Sincerely,
WILLIAM L. GUY
Governor

MESSAGES FROM THE HOUSE

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

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 79
 Senate Bill No. 130
 Senate Bill No. 152
 Senate Bill No. 173
 Senate Bill No. 175
 Senate Bill No. 195
 Senate Bill No. 203
 Senate Bill No. 207
 Senate Bill No. 209
 Senate Bill No. 213
 Senate Bill No. 224
 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. 309
 Senate Bill No. 319
 Senate Bill No. 324
 Senate Bill No. 328
 Senate Bill No. 339
 Senate Bill No. 358
 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

Were delivered to the Governor for his approval at the hour of 1:10 o'clock P.M., March 11, 1969.

SENATOR WENSTROM, Chairman

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to Senate Bill No. 480, and House Bills Nos. 2, 3, 4, 18, 19, 20, 25, 28, 185, 224, 318, 393, 419, 469, be dispensed with, which motion prevailed.

Senator Forkner moved that the amendments to Senate Bill No. 480 as recommended by the Committee on Transportation, and printed on page 900 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 2 as recommended by the Committee on Appropriations, and printed on page 901 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 3 as recommended by the Committee on Appropriations, and printed on pages 901 and 902 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 4 as recommended by the Committee on Appropriations, and printed on pages 902 and 903 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 18 as recommended by the Committee on Appropriations, and printed on page 904 of the Senate Journal, be adopted which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 19 as recommended by the Committee on Appropriations, and printed on pages 903 and 904 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 20 as recommended by the Committee on Appropriations, and printed on page 904 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 25 as recommended by the Committee on Appropriations, and printed on pages 904 and 905 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 25 be amended as follows:

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.

Which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 28 as recommended by the Committee on Appropriations, and printed on page 905 of the Senate Journal be adopted, which motion prevailed.

Senator Forkner moved that the amendments to House Bill No. 185 as recommended by the Committee on Transportation and printed on page 905 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to House Bill No. 224 as recommended by the Committee on Transportation and printed on pages 905 and 906 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 318 as recommended by the Committee on Judiciary and printed on page 906 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to House Bill No. 393 as recommended by the Committee on Transportation and printed on page 907 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 419 as recommended by the Committee on State and Federal Government and printed on pages 907 and 908 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to House Bill No. 469 as recommended by the Committee on Transportation and printed on page 908 of the Senate Journal, be adopted, which motion prevailed.

MESSAGE FROM THE GOVERNOR

Bismarck, March 11, 1969

The Honorable Richard Larsen
Lieutenant Governor
Senate Chambers
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

This is to inform you that today I signed the following bill:
Senate Bill No. 142

Sincerely,
WILLIAM L. GUY
Governor

MESSAGES FROM THE HOUSE

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
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 Bills Nos. 23, 312 and 403:

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

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 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. 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 as follows:

AMENDMENTS TO SENATE BILL NO. 10

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.

AMENDMENTS TO SENATE BILL NO. 121

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"

AMENDMENTS TO SENATE BILL NO. 193

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.

AMENDMENTS TO SENATE BILL NO. 201

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.

AMENDMENTS TO SENATE BILL NO. 241

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.

AMENDMENTS TO SENATE BILL NO. 349

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.

AMENDMENTS TO SENATE BILL NO. 412

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.

ROY GILBREATH, Chief Clerk

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 1 has had the same under consideration and recommends that the same do pass.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 9 has had the same under consideration and recommends that the same do pass.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 12 has had the same under consideration and recommends that the same do pass.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 23 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred Senate Concurrent Resolution No. 28 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 29 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 31 has had

the same under consideration and recommends that the same be indefinitely postponed.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 32 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 41 has had the same under consideration and recommends that the same do pass.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 44 has had the same under consideration and recommends that the same do pass.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 45 has had the same under consideration and recommends that the same do pass.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 47 has had the same under consideration and recommends that the same do pass.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 48 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 51 has had the same under consideration and recommends that the same do pass.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 55 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Legislative Research Resolutions to whom was referred Senate Concurrent Resolution No. 56 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR G. LARSON, Chairman

Senator Larson moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 17 has had the same under consideration and recommends that the same be amended as follows:

Delete all of Sections 2 and 3 of the Amendment No. 1

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 22 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 26 has had the same under consideration and recommends that the same be amended as follows:

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"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

\$20,000.00 from federal funds was added to salaries and wages to enable the library commission to hire a qualified director and also upgrade some of the lower salaried employees.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 35 has had the same under consideration and recommends that the same be paced on the calendar without recommendation.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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, sub-

section 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 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 ((, whether in the same county or in another,)) may be attached to such school district ((and detached from the district of which it is a part)) by the county committee for the reorganization of school districts if the contiguous territory is in the same county or by the regional committee for the reorganization of school districts of such district if all or part of the contiguous territory is in another county or if the contiguous territory is in another region upon written ((application)) petition signed by two-thirds of the electors residing in the contiguous territory after hearing and subject to the limitations of sections 15-27-06 and 15-53-21.

18 SECTION 2. AMENDMENT.) Section 15-27-05 of the 1967 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 regional committee for the reorganization of school districts, as the case may be, shall hold a hearing on the petition therefor. At least fourteen days prior to the time the hearing is to be held, the committee shall cause notice of such hearing to be published in the official newspaper of the county in which the school district is located, or if no newspaper is published in the county, the notice shall be published in a newspaper in an adjoining county in this state. In the event the county

31a committee

32 for the reorganization of school districts fails to approve the annexation petition, the petition for annexation may be

33a submitted

34 to the regional committee for the reorganization of school districts and if approved by the regional committee shall be submitted to

35a the

36 state committee for approval. If the adjoining district is in another county within the same region, the regional committee

37a for

38 the reorganization of school districts for such region may effect the annexation if a majority of the members of such committee approve the annexation. If the adjoining district is in another ((county, the county)) region, the regional committees for the reorganization of school districts of both ((counties)) regions affected may jointly effect the annexation if a majority of the members of each of the ((county)) regional committees

44a approve

45 the annexation. In the event that a majority of the members of each committee fail to approve the annexation, the county

46

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 boundaires 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)))
regional committee in the revision of such plan or terms
 387 of adjustment, which revision shall be completed by the
 388 (((county))) **regional** committee and resubmitted within
 389 ninety days after such notification;
- 390 3. Appoint a county **or regional** committee, in case no
 391 county **or regional** committee is elected (((,))) as
 392 required in
 392a (((section))) **sections 15-53-05 and 15-53-05.1, respectively,**
 393 or in case a committee so elected shall fail or refuse
 394 to submit plans, records, reports and other data as
 395 provided for in this chapter;
 396

- 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."

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 85 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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 commissioners
145a 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."

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 94 has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 143 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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 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 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.

And when so amended recommends the same do pass and be referred to the Committee on Appropriations.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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.

And when so amended recommends the same do pass.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture 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 4 after the comma delete the word "either"

In line 5 delete the following: "for all or part of his time, directly or indirectly," and after the word "agent" delete the comma and insert in lieu thereof the word "or"

In line 6 after the first comma delete the words "or principal" and after the second comma delete the words "buying, sell-"

In line 7 delete the following: "ing or otherwise dealing or trading" and insert in lieu thereof the following: "to buy from, sell to, or otherwise deal or trade for, the investing public"

In line 20 after the word "broker" delete the remainder of the line

In line 21 delete the word "time,"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 218 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 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.

And when so amended recommends the same do pass.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 225 has had the same under consideration and recommends that the same 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 and refusal**" and after the comma insert the word "**showing**"

Renumber the lines accordingly.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 253 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Transportation to whom was referred House Bill No. 259 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR FORKNER, Chairman

Senator Forkner moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 274 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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:

PROPOSED 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 proceeding 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.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion lost and House Bill No. 308 was placed on the calendar.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 335 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 2 after the word "county" insert the words "**, city or township**"

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.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 362 has had the same under consideration and recommends that the same be amended as follows:

In line 23 insert triple parentheses before and after the word "DISABILITY" and insert in lieu thereof the word "**DISABILITY**"

And when so amended recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 385 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The purpose of the amendments is to eliminate the need for senate confirmation of appointees and to prohibit, without approval, the acceptance of tangible real and personal property which either produces or may produce tax revenue.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 397 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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 placed on the calendar without recommendation.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 413 has had the same under consideration and recommends that the same be amended as follows:

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"

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 425 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 458 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 460 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 464 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 508 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 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."

And when so amended recommends the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 511 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Concurrent Resolution No. 16 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 20 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Concurrent Resolution No. 48 has had the same under consideration and recommends that the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Concurrent Resolution No. 59 has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

MOTIONS

Senator Redlin moved that House Bill No. 454 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Redlin moved that House Bill No. 464 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Sorlie moved that Senate Bills Nos. 13 and 176 be returned to the House as requested, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return Senate Bill No. 13, and Senate Bill No. 176 which the House requested.

LEO LEIDHOLM, Secretary

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-FIFTH DAY

Bismarck, March 11, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain John Nicolai, Trinity Lutheran, Bismarck.

As we bow before Thee this day, O Lord, we acknowledge Thee as God. And in the midst of everyday concerns, is also laid before these men the great decisions and responsibility of State Government. Grant them insight into each situation, direction in every action and the courage of their convictions. May Thy Almighty Hand undergird them and point them to those things that are right and good for the welfare of Thy people.

Be with them now as they begin a new day and guide them in the matters before them.

In Jesus Name, Amen.

Roll call: All Senators present except Senator Christensen.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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:

On page 899, line 14, correct the spelling of the word "Engrossed"

On page 903, line 16, correct the spelling of the word "operators"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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 TO THE HOUSE

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

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 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

REPORTS OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

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

Were delivered to the Governor for his approval at the hour of 4:15 o'clock P.M., March 11, 1969.

SENATOR WENSTROM, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 17

Was delivered to the Secretary of State at the hour of 4:10 o'clock P.M., March 11, 1969.

SENATOR WENSTROM, Chairman

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the reading of the amendments to House Bills Nos. 36 and 88 be dispensed with, which motion prevailed.

Senator Holand moved that the amendments to House Bill No. 36 as recommended by the Committee on Education, be adopted, which motion prevailed.

Senator Holand moved that the amendments to House Bill No. 88 as recommended by the Committee on Political Subdivisions, be adopted, which motion prevailed.

Senator Goldberg moved that House Bill No. 88 be further amended as follows:

In line 41 after the comma insert the words "within ten days after the effective date of this Act and"

In line 136 delete the numerals and words "1971, and each ten years thereafter" and insert in lieu thereof the numerals and words "1969, and thereafter within three months after the publication of each federal decennial census"

And renumber the lines accordingly.

Which motion lost.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

Senate Concurrent Resolution No. 75. A Concurrent Resolution providing for the completion of the legislative journals of the house and senate.

Was read the first time.

Senator Melland moved that the rules be suspended, that Senate Concurrent Resolution No. 75 be not referred to committee, not printed as a bill but printed in the journal and laid over one legislative day, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 75

Introduced by Committee on Delayed Bills

A concurrent resolution providing for the completion of the legislative journals of the house and senate.

- 1 WHEREAS, after termination of the Forty-first Legislative
- 2 Assembly a complete record with index of the senate and house
- 3 journals must be prepared;
- 4 NOW, THEREFORE, BE IT RESOLVED BY THE
- 5 SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE
- 6 OF REPRESENTATIVES CONCURRING THEREIN:
- 7 That Roy Gilbreath, Chief Clerk of the House, and Leo
- 8 Leidholm, Secretary of the Senate, are hereby authorized and
- 9 employed to compare and index the journals of the Forty-first

10 Legislative Assembly, and the said Roy Gilbreath and Leo
 10a Leidholm
 11 are hereby directed to arrange for and procure sufficient assist-
 12 ance to insure that the said work shall be completed within
 12a twenty
 13 days after the adjournment of the session; and
 14 * BE IT FURTHER RESOLVED, that for the expenses of the said
 15 Roy Gilbreath and Leo Leidholm, as above set forth, there shall
 16 be allowed the sum of \$1,200.00 each, which shall include compensa-
 17 tion for any assistance deemed necessary by them, all to be paid
 18 as other legislative expense, and paid when the respective claims
 19 are verified by the affidavits of the said Roy Gilbreath and Leo
 20 Leidholm showing completion of such work.

FIRST 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 first time

MOTION

Senator Longmire moved that the rules be suspended and that House Concurrent Resolution No. 73 be not referred to committee but placed on second reading and final passage, which motion prevailed.

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.

Which has been read.

Senator Longmire moved that House Concurrent Resolution No. 73 be adopted, which motion prevailed.

FIRST 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 first time.

MOTION

Senator Melland moved that the rules be suspended and that House Concurrent Resolution No. 74 be not referred to committee but placed on second reading and final passage, which motion prevailed.

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.

Senator Melland moved that the rules be suspended and that the reading of House Concurrent Resolution No. 74 be dispensed with, which motion prevailed.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 46; nays 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden

Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Schultz	Wilhite
Holand	Morgan		

Absent and not voting:

Christensen	Meschke	Sands
-------------	---------	-------

So the resolution was declared adopted.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Berube	Kautzmann	Mutch	Schultz
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand			

Absent and not voting:

Christensen	Meschke	Sorlie	Stafne
-------------	---------	--------	--------

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that House Bill No. 403, House Concurrent Resolutions Nos. 40 and 55, House Bills Nos. 82, 109, 275 and 507 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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, 34; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Holand	Meschke	Stafne
Berube	Jacobson	Nasset	Strinden
Butler	Kautzmann	Nothing	Stroup
Chesrown	Kelly	Redlin	Thoreson
Decker	Larson, G.	Ringsak	Trenbeath
Forkner	Longmire	Roen	Unruh
Freed	Lowe	Ruemmele	Wenstrom
Goldberg	Luick	Schultz	Wilhite
Hernett	Melland		

Those voting in the negative were:

Coughlin	Litten	Rait	Sorlie
Doherty	Morgan	Robinson	Torgerson
Larson, L.	Mutch	Sands	Van Horn
Lips	Pyle		

Absent and not voting:

Christensen

So the bill passed and the title was agreed to and the emergency clause carried.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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.

Senator Meschke moved that House Concurrent Resolution No. 40 be adopted, which motion prevailed.

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.

Which has been read.

Senator Trenbeath moved that House Concurrent Resolution No. 55 be adopted, which motion prevailed.

MOTION

Senator Longmire moved that rules be suspended and that Senate Bill No. 480 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

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 second time.

Senator Forkner moved that Senate Bill No. 480 be amended as follows:

In line 73 delete the word "is" and insert in lieu thereof the words "and the state highway commissioner are"

In line 112 following the word "superintendent" and before the second comma insert the words "and the state highway commissioner"

And renumber the lines accordingly.

Which motion prevailed.

Senator Forkner moved that the rules be suspended and that Senate Bill No. 480 be deemed properly engrossed and placed on second reading and final passage, from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 900 of the Senate Journal, and from the floor, the roll was called and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Butler	Larson, G.	Melland	Sorlie
Decker	Larson, L.	Meschke	Stafne
Forkner	Lips	Nasset	Stroup
Goldberg	Litten	Rait	Unruh
Hernett	Longmire	Roen	Van Horn

Holand	Lowe	Ruemmele	Wenstrom
Kelly			
Those voting in the negative were:			
Becker	Jacobson	Pyle	Strinden
Berube	Kautzmann	Redlin	Thoreson
Chesrown	Luick	Ringsak	Torgerson
Coughlin	Morgan	Robinson	Trenbeath
Doherty	Mutch	Sands	Wilhite
Freed	Nething	Schultz	
Absent and not voting:			
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 884 of the Senate Journal, the roll was called and there were ayes, 41; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Melland	Sorlie
Berube	Kautzmann	Meschke	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Trenbeath
Forkner	Litten	Robinson	Unruh
Freed	Longmire	Roen	Van Horn
Goldberg	Lowe	Sands	Wenstrom
Hernett	Luick	Schultz	Wilhite
Holand			

Those voting in the negative were:

Doherty	Mutch	Ringsak	Torgerson
Morgan	Redlin	Ruemmele	

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that the vote by which Senate Bill No. 480, House Bills Nos. 403, 82 and House Concurrent Resolution No. 40, were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 884 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup

Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Ruemmele	Stafne
-------------	----------	--------

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.

Which has been read.

Senator Trenbeath moved that House Bill No. 275 be amended as follows:

In line 17 delete the word "title" and insert in lieu thereof the word "section"

Which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that House Bill No. 275 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 885 and 886 of the Senate Journal, and from the floor, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Schultz
Berube	Larson, G.	Nasset	Sorlie
Butler	Larson, L.	Nething	Stafne
Decker	Lips	Pyle	Strinden
Doherty	Litten	Rait	Stroup
Forkner	Longmire	Redlin	Thoreson
Freed	Lowe	Ringsak	Torgerson
Goldberg	Luick	Robinson	Trenbeath
Hernett	Melland	Roen	Unruh
Holand	Meschke	Ruemmele	Van Horn
Jacobson	Morgan	Sands	Wenstrom
Kautzmann			

Those voting in the negative were:

Chesrown	Coughlin	Wilhite
----------	----------	---------

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 887 of the Senate Journal, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that the vote by which House Bills Nos. 109, 275 and 507, were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that after the reading of Senate Concurrent Resolutions Nos. 1, 9, 12, 28, 41, 44, 45, 47 and 51, House Bills Nos. 2, 3, 4, 18, 19, 20, 22, 25, 28, 35, 36, 85, 88, 94, 185, 224, 232, 308, 318, 335, 382, 393, 397, 399, 412, 419, 425, 458, 464, 469, 494, 511 and House Concurrent Resolutions Nos. 16, 20, 48, 50, 59 and 63, that the Senate recess until 1:00 P.M., March 12, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-FIFTH DAY AFTER RECESS AND
FIFTY-SIXTH DAY

Bismarck, March 12, 1969

The Senate convened at 1:00 P.M., pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 480

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

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. 403

House Concurrent Resolution No. 40

Which the Senate has passed unchanged.

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.

LEO LEIDHOLM, Secretary

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 481 has had the same under consideration and recommends that the same do pass.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The judicial budget was amended to include increases for supreme court judges and district court judges.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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 line 24 through 37

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

In addition to current operating level the committee recommends a 5 + 5 salary increase along with fringe benefits, plus \$45,000.00 for hospital improvement program positions; \$170,339.00 in federal funds for grand parent program; \$40,000.00 for either relief help or new positions and \$26,000.00 to upgrade teachers' salaries. The appropriation for fees and services was reduced by \$3,300.00 since communications will be paid directly by the Board of Administration. Reductions were made to supplies and materials since the budget request was based upon a level of expenditures which included payments for prior biennium obligations. The level expenditures for costs incurred during the current biennium made it possible to amend the bill to a lesser amount. Section 3 was removed because a resolution of legislative intent has been introduced to replace it.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The state hospital was amended to allow more money in salaries and wages to assure adequate compensation in all levels of employment.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 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

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The industrial school salaries and wages were amended to eliminate new positions of part time psychiatrist, full time psychologist, social worker and secretary.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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

tenth 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.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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:

Delete all of lines 28 through 41

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

Section 3 was removed because a resolution of legislative intent has been introduced to replace it.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 86 has had the same under consideration and recommends that the same be amended as follows:

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"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

This appropriation was amended to allow for department payment of phone and rental charges and to allow for the purchase of a new car for the department.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 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 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.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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.

And when so amended recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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."**

And when so amended recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 447 has had the same under consideration and recommends that the same do pass.

SENATOR HOLLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 448 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Natural Resources to whom was referred House Bill No. 457 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 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 appropriation 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.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

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

REPORTS OF CONFERENCE COMMITTEES

Mr. President: 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

Senator Litten moved that the report be adopted, which motion prevailed.

Mr. President: 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 Hernet
 Senator Lips
 Senator Van Horn

For the House:
 Rep. Hilleboe
 Rep. Rivinius
 Rep. Sanstead

Senator Hernet moved that the report be adopted, which motion prevailed.

Senator Hernet moved that the rules be suspended and that Senate Bill No. 58 be deemed properly Re-engrossed and placed on Second Reading and Final Passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Stafne
Coughlin	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Nething	Stroup
Doherty	Lips	Pyle	Thoreson
Forkner	Litten	Redlin	Trenbeath
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernet	Luick	Roen	Wenstrom
Holand	Melland	Sands	Wilhite

Absent and not voting:

Butler	Rait	Ruemmele	Torgerson
Christensen			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Freed moved that the report be adopted, which motion prevailed.

Senator Freed moved that the rules be suspended and that Senate Bill No. 92 be deemed properly Re-engrossed and placed on Second Reading and Final Passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 28; nays, 16; absent and not voting, 5.

Those voting in the affirmative were:

Chesrown	Kautzmann	Melland	Sands
Decker	Larson, G.	Meschke	Schultz
Freed	Larson, L.	Nasset	Sorlie
Goldberg	Lips	Pyle	Stafne
Hernett	Litten	Redlin	Stroup
Holand	Longmire	Roen	Unruh
Jacobson	Lowe	Ruemmele	Wenstrom

Those voting in the negative were:

Becker	Kelly	Nething	Thoreson
Berube	Luick	Ringsak	Trenbeath
Doherty	Morgan	Robinson	Van Horn
Forkner	Mutch	Strinden	Wilhite

Absent and not voting:

Butler	Coughlin	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 115 be deemed properly Re-engrossed and placed on Second Reading and Final Passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Berube	Larson, G.	Nasset	Stafne
Chesrown	Larson, L.	Nething	Strinden

Decker	Lips	Pyle	Stroup
Doherty	Litlen	Redlin	Thoreson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Hernett	Luick	Ruemmele	Van Horn
Holand	Melland	Sands	Wenstrom
Jacobson	Meschke	Schultz	Wilhite
Kautzmann	Morgan		
Absent and not voting:			
Butler	Coughlin	Rait	Torgerson
Christensen	Goldberg	Ringsak	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 Hernett
Senator Kautzmann
Senator Stroup

For the House:

Rep. Aamoth
Rep. Strinden
Rep. Lundene

Senator Hernett moved that the report be adopted, which motion prevailed.

Senator Hernett moved that the rules be suspended and that Senate Bill No. 163 be deemed properly Engrossed and placed on Second Reading and Final Passage, as amended in Conference Committee, 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 10 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 38; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Stafne
Berube	Kautzmann	Nasset	Strinden
Chesrown	Kelly	Nothing	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Redlin	Trenbeath
Forkner	Litten	Robinson	Unruh
Freed	Longmire	Roen	Van Horn
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Luick	Sorlie	Wilhite
Holand	Melland		

Those voting in the negative were:

Meschke	Ringsak	Sands	Schultz
Morgan			

Absent and not voting:

Butler	Coughlin	Rait	Torgerson
Christensen	Larson, G.		

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 No. 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 Hernett
 Senator Ringsak
 Senator Van Horn

For the House:

Rep. Hentges
 Rep. Hensrud
 Rep. Thompson

Senator Hernett moved that the report be adopted, which motion prevailed.

Senator Hernett moved that the rules be suspended and that Senate Bill No. 323 be deemed properly Re-engrossed and placed on Sec-

ond Reading and Final Passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Butler	Larson, G.	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 amendments in line 2 of the title.

That the House concur with the Senate amendment in line 26.

For the Senate:

Senator Nething
Senator Lowe
Senator Van Horn

For the House:

Rep. Metzger
Rep. Stone
Rep. Swedlund

Senator Nething moved that the report be adopted, which motion prevailed.

Senator Nething moved that the rules be suspended and that House Bill No. 213 be placed on Second Reading and Final Passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Kelly	Morgan	Sands
Berube	Larson, G.	Mutch	Schultz
Coughlin	Larson, L.	Nasset	Sorlie
Decker	Lips	Nothing	Stafne
Doherty	Litten	Pyle	Strinden
Forkner	Longmire	Redlin	Stroup
Freed	Lowe	Ringsak	Unruh
Hernett	Luick	Robinson	Van Horn
Holand	Melland	Roen	Wenstrom
Jacobson	Meschke	Ruemmele	Wilhite
Kautzmann			

Absent and not voting:

Butler	Christensen	Rait	Torgerson
Chesrown	Goldberg	Thoreson	Trenbeath

So the bill passed and the title was agreed to.

PERSONAL PRIVILEGE

Senator Becker:

"Mr. President, Members of the Senate. I am rising on a point of personal privilege and I would like my remarks printed in the Journal.

"Senator Carrol Torgerson, Senator Francis Butler and Senator George Rait have been appointed as members of the Conference Committee to work out the details of the personal property tax bill which is before us. They will be out of the Senate chambers and will not be voting on any of the bills before us this afternoon unless they are called back by the Senate. I want the record to show that these men are attending a vitally important meeting. That is the only reason for their absence and not voting on the bills that will be before us today.

MESSAGES FROM THE HOUSE

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 return:

Senate Bill No. 307

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL No. 307

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.

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. 40
Senate Bill No. 125
Which the House has indefinitely postponed.

ROY GILBREATH, Chief Clerk

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire move that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-SIXTH DAY

Bismarck, March 12, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain O. L. Olsrud, Chaplain at Missouri Slope Lutheran Home, Bismarck.

Our Heavenly Father, we thank Thee for the privilege of living in these challenging times. We thank Thee for the discipline and the purifying effect of adversity when we humbly and honestly bring these matters before Thee in prayer. We do realize that we cannot meet our obligations successfully without Thy help and blessing.

Therefore we pray Thee: Guide us by Thy good Spirit and by Thy wisdom to give of our best to reach the right solution to each problem, that the result may be for the best possible good for all the people in general, and to Thy eternal glory. We ask it in Jesus' name. Amen.

Roll call: All Senators present except Senator Christensen.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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:

On page 951, after line 31, insert the following: "And when so amended recommends that the same do pass."

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

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, Business and Labor.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

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.

Senator Longmire moved that the rules be suspended and that Senate Concurrent Resolution No. 76 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.

SENATE CONCURRENT RESOLUTION NO. 76

Introduced by Committee on Delayed Bills

A Concurrent Resolution commending and congratulating Senator Edwin C. Becker on his selection as Chairman of the Council of State Governments.

1 WHEREAS, Senator Edwin C. Becker has been selected by the
2 representative of the fifty States as Chairman of the Council
3 of State Governments for the year 1969; and

4 WHEREAS, the distinction accorded Senator Becker in his
5 selection to receive this well-earned recognition and position
6 not only honors Senator Becker, but also honors the North Dakota
7 Legislative Assembly in which he serves and the State which he
8 represents; and

9 WHEREAS, the selection of Senator Becker to serve as
9a Chairman

10 of this national organization supported by all fifty States
11 reflects credit upon him and is an occurrence in which all the
12 citizens of the State take pride;

13 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF
14 THE STATE OF NORTH DAKOTA, THE HOUSE OF
14a REPRESENTATIVES

15 CONCURRING THEREIN:

16 That the Legislative Assembly expresses its pleasure in the
17 selection of Senator Becker as Chairman of the Council of State
18 Governments and commends him for his outstanding service not
19 only to North Dakota but to all the States of the Nation in his
20 work in the field of intergovernmental cooperation and in his
21 efforts in the office of Chairman to strengthen State and local
22 government; and

23 BE IT FURTHER RESOLVED, that an enrolled copy of this
23a resolution

24 be presented to Senator Becker by the Secretary of the Senate.

SECOND 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.

Which has been read.

Senator Longmire moved that Senate Concurrent Resolution No. 76 be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign.
House Bill No. 403

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 403

Which the President has signed.

LEO LEIDHOLM, Secretary

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Longmire moved that the rules be suspended and that the reading of the House amendments to Senate Bills Nos. 5, 10, 15, 24, 78, 121, 124, 193, 201, 241, 250, 307, 335, 349, 364, 412, 425, be dispensed with, which motion prevailed.

Senator Sorlie moved that the Senate do concur in the House amendments to Senate Bill No. 5, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 5 be deemed properly Re-engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson			

Absent and not voting:

Butler	Christensen	Rait	Torgerson
--------	-------------	------	-----------

So the bill passed and the title was agreed to.

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 10 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 10,

Senator Kelly
Senator Schultz
Senator L. Larson

Senator Sorlie moved that the Senate do concur in the House amendments to Senate Bill No. 15, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 15 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzman	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson			

Absent and not voting:

Butler	Christensen	Rait	Torgerson
--------	-------------	------	-----------

So the bill passed and the title was agreed to.

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 24 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 24,

Senator Coughlin
 Senator Lowe
 Senator Wenstrom

Senator Forkner moved that the Senate do not concur in the House amendments to Senate Bill No. 78 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 78,

Senator Unruh
 Senator Nasset
 Senator Van Horn

Senator Forkner moved that the Senate do concur in the House amendments to Senate Bill No. 121, which motion prevailed.

Senator Forkner moved that the rules be suspended and that Senate Bill No. 121 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

Senator Meschke moved that consideration of Senate Bill No. 121, as amended by the House, be laid over one legislative day, which motion prevailed.

Senator Forkner moved that the Senate do not concur in the House amendments to Senate Bill No. 124 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 124,

Senator Morgan
Senator Butler
Senator Meschke

Senator Becker moved that the Senate do concur in the House amendments to Senate Bill No. 193, which motion prevailed.

Senator Becker moved that the rules be suspended and that Senate Bill No. 193 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Coughlin	Larson, L.	Nething	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite
Jacobson	Meschke		

Those voting in the negative were:

Schultz

Absent and not voting:

Butler	Freed	Sands	Torgerson
Christensen	Rait		

So the bill passed and the title was agreed to.

Senator Chesrown moved that the Senate do not concur in the House amendments to Senate Bill No. 201 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 201,

Senator Sands
 Senator Goldberg
 Senator Ruemmele

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 241, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 241 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, G.	Nething	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Roen	Van Horn
Hernett	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite

Absent and not voting:

Butler	Meschke	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

Senator Morgan moved that the Senate do concur in the House amendments to Senate Bill No. 250, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 250 be deemed properly Re-engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh

Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson			

Absent and not voting:

Butler	Christensen	Rait	Torgerson
--------	-------------	------	-----------

So the bill passed and the title was agreed to.

Senator Chesrown moved that the Senate do not concur in the House amendments to Senate Bill No. 307 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on:

Senate Bill No. 307
 Senator Freed
 Senator Stafne
 Senator Meschke

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 335, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 335 be deemed properly Re-engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson			

Absent and not voting:

Butler	Christensen	Rait	Torgerson
--------	-------------	------	-----------

So the bill passed and the title was agreed to.

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 349, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 349 be deemed properly Engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson			

Absent and not voting:

Butler	Christensen	Rait	Torgerson
--------	-------------	------	-----------

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 364, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 364 be deemed properly Engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 29; nays, 14; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Lowe	Roen
Chesrown	Kautzmann	Luick	Sorlie
Coughlin	Kelly	Melland	Stafne
Decker	Larson, L.	Mutch	Stroup
Forkner	Lips	Nothing	Unruh
Freed	Litten	Pyle	Wenstrom
Goldberg	Longmire	Robinson	Wilhite
Hernett			

Those voting in the negative were:

Berube	Morgan	Ruemmele	Strinden
Doherty	Nasset	Sands	Thoreson
Jacobson	Redlin	Schultz	Trenbeath
Meschke	Ringsak		

Absent and not voting:

Butler	Larson, G.	Torgerson	Van Horn
Christensen	Rait		

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 412, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 412 be deemed properly Engrossed and placed on Second Reading and Final Passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Butler	Larson, G.	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

Senator Ringsak moved that the Senate do not concur in the House amendments to Senate Bill No. 425 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on:

Senate Bill No. 425

Senator Ringsak
 Senator Chesrown
 Senator Meschke

APPOINTMENT OF CONFERENCE COMMITTEE

Senator Sorlie moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 84, which motion prevailed.

The President appointed as a Conference Committee on:

House Bill No. 84

Senator Coughlin
 Senator Litten
 Senator Robinson

MESSAGES TO THE HOUSE

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
Senate Chamber

Mr. Speaker: I have the honor to return:

House Concurrent Resolution No. 55

Which the Senate has amended.

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

MOTION

Senator Longmire moved that Senate Concurrent Resolution No. 12, House Bills Nos. 2, 3, 4, 18, 19, 20, 25, 28, 185, 88, 224, 318, 419 and 469 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Which has been read.

Senator Melland moved that Senate Concurrent Resolution No. 12 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 901 of the Senate Journal, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rædlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh

Goldberg	Luick	Roen	Van Horn
Holand	Melland	Ruemmele	Wenstrom
Jacobson	Meschke	Sands	Wilhite
Absent and not voting:			
Butler	Hernett	Rait	Torgerson
Christensen			

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.

Which has been read.

Senator Coughlin moved that House Bill No. 3 be amended as follows:

Delete all of SECTION 6 of the amendment to House Bill No. 3.

Which motion prevailed.

Senator Coughlin moved that the rules be suspended and that House Bill No. 3 be placed on Second Reading and Final Passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 3, as amended, on pages 901 and 902 of the Senate Journal, and from the floor, the roll was called and there were ayes, 32; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Larson, G.	Mutch	Sorlie
Berube	Larson, L.	Nasset	Stafne
Coughlin	Lips	Pyle	Strinden
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Holand	Luick	Sands	Van Horn
Kelly	Melland	Schultz	Wenstrom

Those voting in the negative were:

Chesrown	Hernett	Meschke	Ringsak
Forkner	Jacobson	Morgan	Stroup
Goldberg	Kautzmann	Nothing	

Absent and not voting:

Butler	Rait	Torgerson	Wilhite
Christensen	Ruemmele		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 902 and 903 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Chesrown	Kelly	Mutch	Sorlie
Coughlin	Larson, G.	Nasset	Stafne
Decker	Larson, L.	Nething	Strinden
Doherty	Lips	Pyle	Stroup
Forkner	Litten	Redlin	Thoreson
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	

Absent and not voting:

Butler	Rait	Trenbeath	Wilhite
Christensen.	Torgerson		

So the bill passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the reading of the amendments to House Bills Nos. 17, 26, 163, 175, 204, 218, 225, 292, 359, 362 385, 413, 460, 485 and 508, be dispensed with, which motion prevailed.

Senator Hernett moved that the amendments to House Bill No. 17 as recommended by the Committee on Industry, Business and Labor and printed on page 932 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 26 as recommended by the Committee on Appropriations and printed on page 932 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to House Bill No. 163 as recommended by the Committee on Transportation and printed on pages 946 and 947 of the Senate Journal, be adopted, which motion prevailed, and House Bill No. 163 be re-referred to the Committee on Appropriations.

Senator Holand moved that the amendments to House Bill No. 175 as recommended by the Committee on Education and printed on page 947 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that House Bill No. 175 be further amended as follows:

In line 116 after the word "teachers" insert the following words: "**or administrators,**"

Which motion prevailed.

Senator Morgan moved that the amendments to House Bill No. 204 as recommended by the Committee on Agriculture and printed on pages 947 and 948 of the Senate Journal, be adopted, which motion prevailed.

Senator Forkner moved that the amendments to House Bill No. 218 as recommended by the Committee on Transportation and printed on page 948 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 225 as recommended by the Committee on Judiciary and printed on page 949 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 292 as recommended by the Committee on Agriculture and printed on pages 949 and 950 of the Senate Journal, be adopted.

Senator Wilhite moved that the amendments to House Bill No. 292 be laid on the table, which motion lost.

The question being on the motion of Senator Trenbeath that the amendments to House Bill No. 292 be adopted, which motion prevailed.

Senator Trenbeath moved that House Bill No. 292 be further amended as follows:

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."

Which motion prevailed.

Senator Redlin moved that the amendments to House Bill No. 359 as recommended by the Committee on Political Subdivisions and printed on page 951 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to House Bill No. 362 as recommended by the Committee on Political Subdivisions and printed on page 951 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 385 as recommended by the Committee on Appropriations and printed on page 951 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 413 as recommended by the Committee on Judiciary and printed on page 952 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 460 as recommended by the Committee on State and Federal Government and printed on page 952 of the Senate Journal, be adopted, which motion prevailed.

Senator Chesrown moved that the amendments to House Bill No. 485 as recommended by the Committee on Judiciary and printed on page 953 of the Senate Journal, be adopted, which motion prevailed.

Senator Hernet moved that the amendments to House Bill No. 508 as recommended by the Committee on Industry, Business and Labor and printed on pages 953 and 954 of the Senate Journal, be adopted, which motion prevailed.

MOTIONS

Senator Hernet moved that House Bill No. 508 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Longmire moved that the vote by which Senate Concurrent Resolution No. 12, and House Bills Nos. 2, 3, and 4, were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

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 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

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 32
Senate Bill No. 68
Senate Bill No. 202
Senate Bill No. 215
Senate Bill No. 341
Senate Bill No. 345

And find the same correctly Engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Schultz moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 3
Senate Bill No. 7
Senate Bill No. 18
Senate Bill No. 21
Senate Bill No. 62
Senate Bill No. 88
Senate Bill No. 106
Senate Bill No. 155
Senate Bill No. 184
Senate Bill No. 225
Senate Bill No. 226
Senate Bill No. 243
Senate Bill No. 261
Senate Bill No. 288
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. 407
Senate Bill No. 446
Senate Bill No. 464
Senate Bill No. 471
Senate Bill No. 472

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Schultz moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

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 as a conference committee to act with a like committee from the Senate,

Rep. Wells
 Rep. Belter
 Rep. Wm. Erickson

ROY GILBREATH, Chief Clerk

MOTION

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President pro tem presiding.

SECOND READING OF HOUSE BILLS

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

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 903 of the Senate Journal, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Kelly	Morgan	Schultz
Berube	Larson, G.	Mutch	Sorlie
Chesrown	Larson, L.	Nasset	Stafne
Coughlin	Lips	Pyle	Strinden
Decker	Litten	Redlin	Stroup
Forkner	Longmire	Ringsak	Thoreson
Freed	Lowe	Robinson	Trenbeath
Holand	Luick	Roen	Van Horn
Jacobson	Melland	Ruemmele	Wenstrom
Kautzmann	Meschke	Sands	
Absent and not voting:			
Butler	Goldberg	Rait	Unruh
Christensen	Hernett	Torgerson	Wilhite
Doherty	Nething		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 903 of the Senate Journal, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Redlin	Stroup
Doherty	Litten	Ringsak	Thoreson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Holand	Melland	Sands	Wenstrom
Jacobson	Meschke		

Absent and not voting:

Butler	Hernett	Rait	Wilhite
Christensen	Nething	Torgerson	

So the bill passed and the title was agreed to.

The President resumed the chair and presided.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 904 of the Senate Journal, the roll was called and there were ayes, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Sands
Berube	Kelly	Morgan	Schultz
Chesrown	Larson, G.	Mutch	Sorlie
Coughlin	Larson, L.	Nasset	Stafne
Decker	Lips	Pyle	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Holand	Melland	Ruemmele	Wenstrom
Jacobson			

Those voting in the negative were:

Strinden

Absent and not voting:

Butler	Hernett	Rait	Wilhite
Christensen	Nething	Torgerson	

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.

Which has been read.

Senator Robinson moved that House Bill No. 25 be amended as follows:

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”

Which motion prevailed.

Senator Robinson moved that the rules be suspended and that House Bill No. 25 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 904 and 905 of the Senate Journal, and from the floor, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Stafne
Coughlin	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Roen	Van Horn
Hernett	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite
Absent and not voting:			
Butler	Nothing	Rait	Torgerson
Christensen			

So the bill passed and the title was 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 905 of the Senate Journal, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Mutch	Strinden
Coughlin	Larson, G.	Nasset	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Ringsak	Trenbeath
Forkner	Litten	Roen	Unruh
Freed	Longmire	Ruemmele	Van Horn
Goldberg	Lowe	Sands	Wenstrom
Hernett	Luick	Schultz	Wilhite
Holand	Melland		

Those voting in the negative were:

Redlin	Robinson		
Absent and not voting:			
Butler	Nothing	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that House Bill No. 36 be placed at the head of the calendar which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 932 to 943 of the Senate Journal the roll was called and there were ayes, 32; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Lowe	Stafne
Berube	Jacobson	Melland	Strinden
Chesrown	Kautzmann	Meschke	Thoreson
Coughlin	Kelly	Nasset	Trenbeath
Decker	Larson, G.	Pyle	Unruh
Forkner	Lips	Redlin	Van Horn
Goldberg	Litten	Roen	Wenstrom
Hernett	Longmire	Sorlie	Wilhite

Those voting in the negative were:

Doherty	Luick	Robinson	Schultz
Freed	Mutch	Ruemmele	Stroup
Larson, L.	Ringsak	Sands	
Absent and not voting:			
Butler	Morgan	Rait	Torgerson
Christensen	Nothing		

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Holand moved that House Bill No. 88 be amended as follows:

After line 157 insert the following new section:

“(SECTION 7. CERTAIN COUNTIES TO REDISTRIBUTE BY DECEMBER 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 chairman 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.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 88 be placed on Second Reading and Final Passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 943 to 946 of the Senate Journal, and from the floor, the roll was called and there were ayes, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Morgan	Sorlie
Berube	Kautzmann	Nasset	Stafne
Chesrown	Kelly	Pyle	Strinden
Coughlin	Larson, G.	Redlin	Stroup
Decker	Lips	Ringsak	Trenbeath
Doherty	Litten	Robinson	Unruh
Forkner	Longmire	Roen	Van Horn
Freed	Lowe	Sands	Wenstrom
Goldberg	Melland	Schultz	Wilhite
Hernett	Meschke		

Those voting in the negative were:

Jacobson	Luick	Ruemmele	Thoreson
Larson, L.	Mutch		
Absent and not voting:			
Butler	Nething	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Forkner moved that House Bill No. 185 be moved to the foot of the calendar, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 905 and 906 of the Senate Journal, the roll was called and there were ayes, 28; nays, 16; absent and not voting, 5.

Those voting in the affirmative were:

Coughlin	Kelly	Luick	Roen
Decker	Larson, G.	Melland	Sorlie
Doherty	Larson, L.	Meschke	Stafne
Forkner	Lips	Nasset	Trenbeath
Goldberg	Litten	Pyle	Unruh
Hernett	Longmire	Redlin	Wenstrom
Holand	Lowe	Robinson	Wilhite

Those voting in the negative were:

Becker	Jacobson	Ringsak	Strinden
Berube	Kautzmann	Ruemmele	Stroup
Chesrown	Morgan	Sands	Thoreson
Freed	Mutch	Schultz	Van Horn
Absent and not voting:			
Butler	Nething	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Stafne
Coughlin	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Roen	Wenstrom
Hernett	Luick	Ruemmele	Wilhite
Holand	Melland	Sands	
Absent and not voting:			
Butler	Nething	Torgerson	Trenbeath
Christensen Rait			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, L.	Pyle	Strinden
Decker	Lips	Redlin	Stroup
Doherty	Litten	Ringsak	Thoreson
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		
Absent and not voting:			
Butler	Larson, G.	Rait	Trenbeath
Christensen Nething Torgerson			

So the bill passed and the title was agreed to.

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.

Senator Becker moved that House Bill No. 289 be placed at the foot of the calendar, which motion prevailed.

House Bill No. 297. A Bill for an Act relating to recording of a master mortgage.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Melland	Schultz
Berube	Kautzmann	Meschke	Sorlie
Chesrown	Kelly	Morgan	Stafne
Coughlin	Larson, G.	Mutch	Strinden
Decker	Larson, L.	Nasset	Stroup
Forkner	Lips	Pyle	Thoreson
Freed	Litten	Redlin	Trenbeath
Goldberg	Longmire	Ringsak	Unruh
Hernett	Low	Robinson	Van Horn
Holand	Luick	Sands	Wenstrom

Those voting in the negative were:

Doherty	Roen	Ruemmele	Wilhite
Absent and not voting:			
Butler	Nething	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 906 of the Senate Journal, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Stafne
Coughlin	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Robinson	Unruh
Goldberg	Low	Roen	Van Horn
Hernett	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite

Absent and not voting:

Butler	Nething	Rait	Torgerson
Christensen			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Melland	Sorlie
Berube	Jacobson	Meschke	Stafne
Butler	Kautzmann	Morgan	Strinden
Chesrown	Kelly	Nasset	Stroup
Coughlin	Larson, G.	Pyle	Thoreson
Decker	Larson, L.	Redlin	Trenbeath
Doherty	Lips	Ringsak	Unruh
Forkner	Litten	Robinson	Van Horn
Freed	Longmire	Roen	Wenstrom
Goldberg	Lowe	Ruemmele	Wilhite
Hernett	Luick	Sands	

Those voting in the negative were:

Mutch

Absent and not voting:

Christensen	Rait	Schultz	Torgerson
Nothing			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Mutch	Strinden
Coughlin	Larson, G.	Nasset	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Redlin	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Roen	Wenstrom
Hernett	Luick	Ruemmele	Wilhite
Holand	Melland	Sands	

Absent and not voting:

Butler	Nothing	Sorlie	Torgerson
Christensen	Rait		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh

Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Nething	Rait	Torgerson
-------------	---------	------	-----------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Melland	Schultz
Berube	Jacobson	Morgan	Sorlie
Butler	Kautzmann	Mutch	Stafne
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Pyle	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Wenstrom
Goldberg	Luick	Sands	Wilhite
Hernett			

Those voting in the negative were:

Larson, L.	Meschke	Van Horn
------------	---------	----------

Absent and not voting:

Christensen	Rait	Ruemmele	Torgerson
Nething			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Mutch	Strinden
Coughlin	Larson, G.	Nasset	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Redlin	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Luick	Sands	Wilhite
Holand	Melland	Schultz	

Absent and not voting:

Butler	Nething	Roen	Torgerson
Christensen	Rait		

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 other-

wise determine the effect of such payments and the procedure thereafter.

Which has been read.

Senator Hernettt moved that House Bill No. 402 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, G.	Pyle	Strinden
Decker	Larson, L.	Redlin	Stroup
Doherty	Lips	Ringsak	Thoreson
Forkner	Litten	Robinson	Trenbeath
Freed	Longmire	Roen	Unruh
Goldberg	Lowe	Ruemmele	Wenstrom
Hernettt	Luick	Sands	Wilhite
Holand	Melland		

Those voting in the negative were:

Meschke Van Horn

Absent and not voting:

Butler	Nothing	Rait	Torgerson
Christensen			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Lips	Redlin	Thoreson
Decker	Litten	Ringsak	Torgerson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernettt	Meschke	Schultz	Wilhite
Holand	Morgan		

Absent and not voting:

Christensen	Jacobson	Nothing
-------------	----------	---------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 29; absent and not voting, 6.

Those voting in the affirmative were:

Jacobson	Litten	Nasset	Unruh
Kelly	Longmire	Ringsak	Wenstrom
Larson, G.	Lowe	Stroup	Wilhite
Lips	Meschke		

Those voting in the negative were:

Becker	Goldberg	Morgan	Sands
Berube	Hernett	Mutch	Sorlie
Chesrown	Holand	Pyle	Stafne
Coughlin	Kautzmann	Redlin	Strinden
Decker	Larson, L.	Robinson	Thoreson
Doherty	Luick	Roen	Trenbeath
Forkner	Melland	Ruemmele	Van Horn
Freed			

Absent and not voting:

Butler	Nething	Schultz	Torgerson
Christensen	Rait		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 907 and 908 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Mutch	Strinden
Coughlin	Larson, G.	Nasset	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Redlin	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Roen	Wenstrom
Hernett	Luick	Ruemmele	Wilhite
Holand	Melland	Sands	

Absent and not voting:

Butler	Nething	Sorlie	Torgerson
Christensen	Rait		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Stafne
Coughlin	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Redlin	Thoreson

Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Roen	Van Horn
Hernett	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite
Absent and not voting:			
Butler	Nething	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Roen	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen Nething

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Stafne
Coughlin	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Roen	Van Horn
Hernett	Luick	Ruemmele	Wilhite
Holand	Melland	Sands	

Those voting in the negative were:

Wenstrom

Absent and not voting:

Butler	Nething	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Melland	Schultz
Berube	Jacobson	Meschke	Stafne
Butler	Kautzmann	Morgan	Strinden
Chesrown	Kelly	Pyle	Stroup
Coughlin	Larson, G.	Rait	Thoreson
Decker	Larson, L.	Redlin	Torgerson
Doherty	Lips	Ringsak	Unruh
Forkner	Litten	Roen	Van Horn
Freed	Longmire	Ruemmele	Wenstrom
Goldberg	Lowe	Sands	Wilhite
Hernett	Luick		

Those voting in the negative were:

Mutch	Robinson	Sorlie	Trenbeath
Nasset			

Absent and not voting:

Christensen	Nothing
-------------	---------

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Van Horn moved that House Bill No. 455 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 9; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Chesrown	Kautzmann	Nasset	Stafne
Coughlin	Kelly	Pyle	Strinden
Decker	Lips	Ringsak	Thoreson
Doherty	Longmire	Robinson	Trenbeath
Forkner	Lowe	Roen	Unruh
Freed	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand	Morgan		

Those voting in the negative were:

Berube	Larson, L.	Luick	Ruemmele
Goldberg	Litten	Redlin	Stroup
Larson, G.			

Absent and not voting:

Butler	Nothing	Torgerson	Van Horn
Christensen	Rait		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Goldberg	Melland	Stroup
Butler	Hernett	Morgan	Thoreson
Chesrown	Jacobson	Nasset	Torgerson
Coughlin	Kautzmann	Pyle	Trenbeath
Decker	Kelly	Ringsak	Unruh
Doherty	Litten	Ruemmele	Wenstrom
Forkner	Longmire	Sands	Wilhite
Freed	Lowe	Schultz	

Those voting in the negative were:

Berube	Lips	Rait	Sorlie
Holand	Luick	Redlin	Stafne
Larson, G.	Meschke	Robinson	Strinden
Larson, L.	Mutch	Roen	Van Horn

Absent and not voting:

Christensen Nething

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.

Which has been read.

Senator Redlin moved that House Bill No. 468 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 908 of the Senate Journal, the roll was called and there were ayes, 30; nays, 14; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Larson, G.	Pyle	Sorlie
Decker	Lips	Redlin	Stafne
Forkner	Litten	Ringsak	Stroup
Goldberg	Longmire	Robinson	Trenbeath
Hernett	Lowe	Roen	Unruh
Holand	Melland	Ruemmele	Van Horn
Jacobson	Meschke	Sands	Wilhite
Kautzmann	Mutch		

Those voting in the negative were:

Berube	Freed	Morgan	Strinden
Chesrown	Kelly	Nasset	Thoreson
Coughlin	Larson, L.	Schultz	Wenstrom
Doherty	Luick		

Absent and not voting:

Butler	Nething	Rait	
Christensen			Torgerson

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Luick	Sands
Berube	Jacobson	Melland	Schultz
Chesrown	Kautzmann	Meschke	Sorlie
Coughlin	Kelly	Morgan	Stafne
Decker	Larson, G.	Nasset	Stroup
Doherty	Larson, L.	Pyle	Trenbeath
Forkner	Lips	Redlin	Unruh
Freed	Litten	Robinson	Van Horn
Goldberg	Longmire	Roen	Wenstrom
Hernett	Lowe	Ruemmele	Wilhite

Those voting in the negative were:

Mutch	Ringsak	Strinden	Thoreson
Absent and not voting:			
Butler	Nething	Rait	Torgerson
Christensen			

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 deputies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Stafne
Coughlin	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Roen	Van Horn
Hernett	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite

Absent and not voting:

Butler	Nething	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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.

Which has been read.

Senator Robinson moved that House Concurrent Resolution No. 22 be adopted, which motion prevailed.

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.

Which has been read.

Senator Trenbeath moved that House Concurrent Resolution No. 29 be adopted, which motion prevailed.

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.

Which has been read.

Senator Hernettt moved that House Concurrent Resolution No. 65 be adopted, which motion prevailed.

SECOND 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.

Which has been read.

Senator Lips moved that Senate Concurrent Resolution No. 1 be adopted, which motion prevailed.

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.

Which has been read.

Senator Ringsak moved that Senate Concurrent Resolution No. 9 be adopted.

Senate Concurrent Resolution No. 28. A Concurrent Resolution expressing opposition to a proposed flood control project on the lower reach of the Sheyenne River.

Which has been read.

Senator Morgan moved that Senate Concurrent Resolution No. 28 be amended as follows:

Delete lines 26 through 30 and insert in lieu thereof the following language:

"That the Corps of Engineers is urged to reconsider any decision to accomplish flood control on the lower reach of the Sheyenne River by the construction of one large dam, and the Corps of Engineers is further urged to consider an alternative plan of cooperation and coordination with the Bureau of Reclamation and the Department of Agriculture in a watershed project including the construction of several smaller dams on the tributaries of the Sheyenne River which would accomplish the necessary flood control without unnecessary destruction of valuable farm and wood lands in the Sheyenne River Valley; and"

Which motion lost.

Senator Morgan moved that House Concurrent Resolution No. 28 be adopted.

Senator Morgan:

"Mr. President. Members of the Senate. I would like to have these remarks recorded in the Journal.

"Mr. President and Gentlemen of the Senate. As most of you know I have been working in opposition to the proposed Kindred Dam for as long as it has been suggested, but in my opinion, as little Abner says, when the Corps of Engineers make up their head, they are hard to buck.

"In the past years in living and farming in that area, it has been my good fortune, as well as for anyone else who has driven through there, that this is one of the last natural beauty spots left in North Dakota. The Federal Government is spending millions to build such beauty spots, but no one can do the job like the hand of God.

"My Dad came to that area in 1879, and my wife and I have lived

there all our lives, this should give us some idea of its intrinsic value.

"The Corps of Engineers says it is not economical to build a series of small dams, but are they taking into consideration that there are 22 other tributaries leading into the Red River, and do they think the Kindred Dam will prevent all the flooding at West Fargo? Do they take into consideration that there are a lot of miles of the Sheyenne River between the proposed dam and West Fargo, and that a heavy rain such as we can have in the eastern part of the state, can still cause a big problem.

"Let's talk about the tax loss to Richland and Ransom Counties, as you know, North Dakota has already lost 500,000 acres of taxable land to impoundments. Barrie Township in which I live will lose 10,240 acres, with a tax loss of \$13,297/67 a year, Vicking Township which is up on a shelf will lose 1,920 acres, with a loss of \$2,399/55 a year, Sheyenne Township will lose 3,320 acres, with a tax loss of \$4,412/51 per year, Helendale Township will lose 5,440 acres, with a tax loss of \$6,260/17. These figures are from Richland County and includes both personal property and real tax.

"In Ransom there is also a loss of 5,972 acres, with a total loss of \$5,615/00 per year. I might add that with the extension of recreational areas along the area, might double or triple these figures.

"I would like to give you, Mr. President and Members of the Senate some pictures of the size of this project. October 1, 1968 the Corps of Engineers' report says the dam would be a rolled earth fill structure, 95.5feet high with a crest length of 3,400 feet. This will have a storage capacity of 412,000 acre feet at the design pool the Corps of Engineers estimates a total of 19,950 acres are needed for initial development of this project. They anticipate a cost of \$92/50 price per acre of deeded land bought, with a purchase also of 52 farmsteads at an average of \$18,000/00 each 75 other farms will lose parts of their holdings.

"We have a organization down in the effected area that has a membership of over 500, they are made up of mostly people who are effected by the proposed dam. Joe Milton, Jr., of rural Wyndmere is the chairman of this group. He has made a number of speeches in Lisbon, Wyndmere, etc., and he stresses the fact, that this body of water will cause the water table to rise in, and around this proposed body of water. The Corps of Engineers says water won't run up hill, but the Sheyenne River is fed by hundreds of springs, and when you put pressure greater than they now have, it will stop their normal flow, and back them up, flooding the area that they drain at the present time.

"Senator Guy Larson of Burleigh County has been fighting the Corps of Engineers for years on the channel stabilization. When the Corps builds a dam they do nothing about the banks below the dam, and in the case of the Garrison Dam this has been a real problem. They have lost hundreds of acres of prime land along the river. It's a known fact that sediment free water going over a dam will pickup soil at a high rate. There are other organizations that are opposing this proposed dam, namely the Game and Fish Department, the North Dakota Stockmens Association, the State Highway Department and many other smaller groups.

"May I say in closing, I realize West Fargo and other areas have been flooded in 1882, 1897, 1948, 1950, 1966 and there is no question, but what they will have trouble, but once this dam is built, there will be 20,000 plus acres flooded for ever and ever.

"All we are asking is that we have some cooperation in our thoughts, and may I repeat the Corps of Engineers does not guarantee that this will end all flooding in West Fargo, may I refer to Valley City and Lisbon."

The question being on the motion of Senator Morgan that House Concurrent Resolution No. 28 be adopted, which motion lost.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

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.

Which has been read.

Senator Redlin moved that Senate Concurrent Resolution No. 50 be adopted, which motion prevailed.

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 has been read.

Senator Morgan moved that Senate Concurrent Resolution No. 58 be adopted, which motion prevailed.

Senate Concurrent Resolution No. 59. A Concurrent Resolution memorializing the Congress of the United States to enact legislation prohibiting nonfarm corporations and individuals from writing off farm losses against nonfarm profits for federal income tax purposes.

Which has been read.

Senator Morgan moved that Senate Concurrent Resolution No. 59 be adopted, which motion lost.

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.

Which has been read.

Senator Melland moved that Senate Concurrent Resolution No. 73 be adopted, which motion prevailed.

MOTION

Senator Longmire moved that the vote by which House Bills Nos. 18, 19, 20, 25, 28, 36, 88, 224, 233, 250, 297, 318, 321, 333, 355, 361, 372, 404, 407, 419, 422, 427, 429, 450, 463, 467, 469, 481, 482, House Concurrent Resolutions Nos. 22, 29, 65, Senate Concurrent Resolutions Nos. 1, 9, 50, 58, 73, were passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that the vote by which House Bill No. 417, and Senate Concurrent Resolutions Nos. 28 and 59 were lost, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

Senate Concurrent Resolution No. 16

Senate Concurrent Resolution No. 22

Senate Concurrent Resolution No. 65

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

Senator Longmire moved that after the reading of Senate Bill No. 481, and House Bills Nos. 17, 26, 175, 204, 218, 225, 238, 292, 359, 362, 385, 405, 413, 447, 460, 485, and House Concurrent Resolution No. 60, that the Senate recess until 1:00 p.m., March 13, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-SIXTH DAY AFTER RECESS AND
FIFTY-SEVENTH DAY

Bismarck, March 13, 1969

The Senate convened at 1:00 P.M., pursuant to recess taken, the President presiding.

MESSAGES TO THE HOUSE

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:

Senate Bill No. 10
Senator Kelly
Senator Schultz
Senator L. Larson
Senate Bill No. 24
Senator Coughlin
Senator Lowe
Senator Wenstrom
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 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:

Senate Bill No. 124
 Senator Morgan
 Senator Butler
 Senator Meschke
 Senate Bill No. 201
 Senator Sands
 Senator Goldberg
 Senator Ruemmele
 Senate Bill No. 307
 Senator Freed
 Senator Stafne
 Senator Meschke
 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 President has appointed a Conference Committee on:

House Bill No. 84
 Senator Coughlin
 Senator Litten
 Senator Robinson

LEO LEIDHOLM, Secretary

MESSAGES TO THE HOUSE

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: ayes, 41; nays, 0; absent, 8.

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. 23
 Senate Bill No. 58
 Senate Bill No. 92
 Senate Bill No. 115
 Senate Bill No. 163
 Senate Bill No. 323

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

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 as follows:

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"

AMENDMENTS TO SENATE BILL No. 75

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.

AMENDMENTS TO SENATE BILL No. 418

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.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION No. 5

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.

ROY GILBREATH, Chief Clerk

MESSAGES TO THE HOUSE

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. 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

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.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

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

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

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. 139
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. 422
 Senate Bill No. 434
 Senate Bill No. 439

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 100
 Senate Bill No. 174
 Senate Bill No. 223
 Senate Bill No. 394

And find the same correctly Engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

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

CONSIDERATION OF AMENDMENTS

Senator Longmire moved that the rules be suspended and that the reading of the amendments to House Bills No. 5, 9, 11, 12, 34, 83, 86, 117, 216, 341, and 457, be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 5 as recommended by the Committee on Appropriations and printed on page 966 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 9 as recommended by the Committee on Appropriations and printed on page 966 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 11 as recommended by the Committee on Appropriations and printed on page 967 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 12 as recommended by the Committee on Appropriations and printed on page 967 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to House Bill No. 34 as recommended by the Committee on Agriculture and printed on pages 967 and 968 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 83 as recommended by the Committee on Appropriations and printed on pages 968 and 969 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 86 as recommended by the Committee on Appropriations and printed on page 969 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 117 as recommended by the Committee on State and Federal Government and printed on pages 969 and 970 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 216 as recommended by the Committee on State and Federal Government and printed on page 970 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 341 as recommended by the Committee on Finance and Taxation and printed on pages 970 and 971 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 457 as recommended by the Committee on Natural Resources and printed on page 972 of the Senate Journal, be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

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

Were delivered to the Governor for his approval at the hour of 1:10 o'clock P.M., March 13, 1969.

SENATOR WENSTROM, Chairman

CONSIDERATION OF MESSAGES FROM THE HOUSE

The question being on the final passage of Senate Bill No. 121, as amended by the House, and laid over one legislative day.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nothing	Stafne
Chesrown	Larson, G.	Pyle	Strinden
Coughlin	Larson, L.	Rait	Stroup
Decker	Lips	Redlin	Thoreson
Doherty	Litten	Ringsak	Torgerson
Forkner	Longmire	Robinson	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Schultz	Wilhite
Jacobson	Mutch		

Absent and not voting:

Butler	Christensen	Melland
--------	-------------	---------

So the bill passed and the title was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEE

Senator Sorlie moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 507, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 507,

Senator Trenbeath
 Senator Robinson
 Senator Lester Larson

MESSAGE TO THE HOUSE

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

REPORTS OF STANDING COMMITTEE

Mr. President: 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 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.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The Lieutenant Governor's appropriation was increased to allow per diem payments in the current legislature in line with other elected state officials and to allow for travel and expenses to the Lieutenant Governor's Conference. These lines were declared an emergency because the activities take place before the end of the present biennium.

The Secretary of State's appropriation was increased to allow for an extra man to work with the contractors bonding and licensing division of his office.

The Secretary of State's public printing appropriation was increased to allow for increased costs of printing revisions and volumes in the North Dakota Century Code.

The Attorney General's appropriation was increased by line item appropriation of \$15,000.00 to allow expenses for prosecuting price fixing cases.

The Board of Administration's appropriation was reduced in salaries and wages to allow for replacement of the Board by a Director of Institutions and there was line itemed appropriations to improve the west entry way to the capitol and to air condition the central data processing area in the highway department building.

The department of Accounts and Purchases' appropriation was changed to include job classification with regular salaries and wages.

The Emergency Commission fund was increased to \$400,000.00 to allow funds for snow removal and flood relief.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 6 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 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.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The legislative budgets were increased to reflect the increase in legislative expense allowance during the 41st legislative assembly and during the 1969-1970 interim. In addition the Legislative Assembly appropriation was increased by the amount of the estimated deficiency in costs of the current session. The salaries and wages budget of the Legislative Research Committee was increased to reflect unanticipated salary costs and the Legislative Audit and Fiscal Review Committee was amended to provide for the development of an institutional accounting system project.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 162 has had the same under consideration and recommends that the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 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.

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The motor vehicle registrar will administer this registration and the committee was of the opinion that the money collected should go into the motor vehicle fund in the state treasury, and the cost of administering the program come out of the motor vehicle fund.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 182 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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.

And when so amended recommends the same do pass.

SENATOR TRENBEATH, Chairman

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 265 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR RINGSACK, Chairman

Senator Ringsack moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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 for 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 deputize 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 foli
 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
 117a 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 practi-
 180 cal 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.

And when so amended recommends the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 282 has had the same under consideration and recommends that the same do pass.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 350 has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 be placed on the calendar without recommendation.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 396 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR HOLLAND, Chairman

Senator Holland moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 398 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 451 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Finance and Taxation to whom was referred House Bill No. 454 has had the same under consideration and recommends that the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: The majority of your Committee on Finance and Taxation 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 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.

And when so amended recommends the same do pass.

For the Majority:

Senator Becker
 Senator Butler
 Senator Doherty
 Senator Rait
 Senator Unruh

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted.

Mr. President: A Minority of your Committee on Finance and Taxation to whom was referred House Bill No. 500 has had the same under consideration and recommends that the same be indefinitely postponed.

For the Minority:
 Senator Wilhite
 Senator Torgerson
 Senator Thoreson

Senator Wilhite moved that the report of the minority be substituted for the report of the majority.

Senator Becker moved that consideration of the committee report on House Bill No. 500 be placed at the foot of the fifth order of business, which motion prevailed.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 508 has had the same under consideration and recommends that the same be amended as follows:

In line 65 of the amendment delete the figure "50,000.00" and insert in lieu thereof the figure "25,000.00"

And when so amended recommends the same do pass.

Statement of the Purpose of the Amendment:

The committee felt that \$25,000 was a sufficient appropriation to start this program.

SENATOR SORLIE, Chairman

Senator Sorlie moved that the report be adopted, which motion prevailed.

Mr. President: 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 be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution No. 13 has had the same under consideration and recommends that the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Concurrent Resolution No. 36 has had the same under consideration and recommends that the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Holand moved that House Concurrent Resolution No. 36 be indefinitely postponed, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 41 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 44 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 45 has had the same under consideration and recommends that the same do pass.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR RINGSAK, Chairman

Senator Ringsak moved that the report be adopted, which motion prevailed.

The question being on the motion of Senator Wilhite that the report of the minority recommending indefinite postponement of House Bill No. 500, be substituted for that of the majority.

Senator Lips:

"Mr. President. Members of the Senate. I rise to resist the substitute motion and I have a letter from Governor Guy clarifying his view on this bill which I would like to have printed in the Journal."

March 12, 1969

Dear Senator Lips:

In answer to your question seeking clarification of my views on legislation which would increase gasoline and special fuels taxes, I would like to make the following points.

I do favor increasing the gasoline and special fuels tax as proposed in the legislation soon to come before the Senate. The important factors, as I see it, are as follows:

1. We must keep the pipeline of construction and maintenance of state, county, and city highways full in order to accomplish, at lowest cost to the highway users, a continuing program of highway and street improvement. If we do not keep this pipeline of construction full, we will suffer several consequences:

(A) We will not save highway user fees, but we will only delay the day highway user fees will have to be greatly increased in order to catch up with a period of reduced construction.

2. Our North Dakota contractors deserve to be able to plan for a constant construction program without the bulges that must inevitably come if we decrease the highway construction program for a biennium.

3. The costs of construction have been rising each year and are obviously rising at a greater rate now than ever before. Delayed construction will not result in saved money, but will result in less construction for highway user dollars in the years ahead.

There has been legislator criticism of me for not making an appeal for highway user taxes in my message, and I will not attempt to argue that point. Perhaps it is justified. If it is, I can only say that I regret I did not place the proposal in my message.

On the other hand, I think the issue must be decided on the basis of what is good for North Dakota, both in the short run and over several bienniums into the future. I hope the matter will not be decided on the basis of whether or not it should have been included in my message.

I urge you to support the efforts to obtain increased state funds to match federal highway allocations. Those allocations have been increased, and even with this increased revenue we cannot expect to match all available federal funds. Because of the 90/10 matching feature on the interstate highway system, it would appear that available state funds should be used to obtain the maximum amount of interstate highway funds.

Unless there is an increase in the highway user taxes, primary and secondary construction would be reduced to a trickle. I believe it is also obvious that cities and counties need increased highway funds. One of the most basic needs in North Dakota is to maintain a constantly improved highway and street system.

Sincerely yours,
WILLIAM L. GUY
 Governor

The question being on the substitute motion, which motion lost. The question was then on the motion of Senator Becker that the report of the majority on House Bill No. 500 be adopted, which motion prevailed.

MOTION

Senator Longmire moved that House Bill No. 485 be placed at the head of the calendar, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 953 of the Senate Journal, the roll was called and there were ayes, 38; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Holand	Meschke	Stafne
Berube	Jacobson	Morgan	Strinden
Chesrown	Kautzmann	Nasset	Stroup
Coughlin	Kelly	Nething	Thoreson
Decker	Larson, G.	Pyle	Trenbeath
Doherty	Larson, L.	Redlin	Unruh
Forkner	Lips	Ringsak	Van Horn
Freed	Longmire	Roen	Wenstrom
Goldberg	Lowe	Ruemmele	Wilhite
Hernett	Luick		

Those voting in the negative were:

Mutch	Robinson	Sands	Schultz
-------	----------	-------	---------

Absent and not voting:

Butler	Litten	Rait	Torgerson
Christensen	Melland	Sorlie	

So the bill passed and the title was agreed to.

Senator Longmire 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 TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 485

Which the Senate has amended.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE GOVERNOR

Bismarck, March 13, 1969

The Honorable Richard Larsen
 Lieutenant Governor

Senate Chambers
State Capitol
Bismarck, North Dakota

Dear. Lt. Governor Larsen:

This is to inform you that on March 12, 1969 I signed the following Senate Bills:

Senate Bill No. 79
Senate Bill No. 152
Senate Bill No. 195
Senate Bill No. 273
Senate Bill No. 282
Senate Bill No. 328
Senate Bill No. 358
Senate Bill No. 437

Sincerely,
WILLIAM L. GUY
Governor

SIGNING OF BILLS AND A CONCURRENT RESOLUTION

The Secretary announced that the President was about to sign

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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MESSAGES FROM THE HOUSE

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

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. 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
 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

MOTION

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

REPORT OF STANDING COMMITTEE

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 482 has had the same under consideration and recommends that the same do pass.

SENATOR HERNETT, Chairman

Senator Hernettt moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

Senate Bill No. 483. A Bill for an Act to amend and reenact chapter 387 f the 1967 Session Laws, relating to the construction of a chapel at the Grafton state school.

Was read the first time.

MOTION

Senator Melland moved that the rules be suspended and that Senate Bill No. 483 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.

SENATE BILL NO. 483

Introduced by Committee on Delayed Bills

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.

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

1. SECTION 1.) Section 1 of chapter 387 of the 1967 Session
- 2 Laws is hereby amended and reenacted to read as follows:
- 3 Section 1. BOARD OF ADMINISTRATION TO ACCEPT
- 4 DONATIONS, GIFTS, GRANTS, BEQUESTS FOR
- 4a CONSTRUCTION
- 5 OF CHAPEL AT GRAFTON STATE SCHOOL — FUNDS KEPT
- 5a IN
- 6 STATE TREASURY — INVESTMENT — APPROPRIATION.)
- 7 The board of administration is hereby authorized to accept
- 8 donations, gifts, grants, and bequests from any source
- 9 offered or tendered to such board for the purpose of con-

10 structing and equipping an all-faiths chapel at Grafton state
 11 school. The board shall deposit such donations, gifts, grants,
 12 and bequests with the state treasurer who shall keep such
 13 donations, gifts, grants, and bequests in a special fund in
 14 the state treasury for the construction and equipping of
 15 such chapel. The state treasurer shall furnish such informa-
 16 tion relating to such fund upon the request of the board. The
 17 state treasurer may invest such funds in certificates of
 18 deposit as authorized by law for the benefit of the fund.
 19 Any gifts received in the form of certificates of deposit
 20 shall remain in such form and with the issuing bank until
 21 needed by the board of administration for building purposes.
 22 Whenever the total amount of money in such fund shall ((reach
 23 one hundred ten thousand dollars, the board of administration
 24 shall have such chapel constructed and equipped at the
 25 Grafton state school from the moneys in such fund, and there
 26 is hereby appropriated to the board of administration such
 27 sum upon the conditions prescribed in this Act.))
 28 **be sufficient for the construction of a chapel suitable for**
 29 **the needs of the Grafton state school, the board of administra-**
 30 **tion, or its successors, shall construct and equip such**
 31 **chapel at the Grafton state school from moneys in the fund**
 32 **created in this Act, and the balance in such fund, but not**
 33 **exceeding \$265,000.00, is hereby appropriated to the board**
 34 **of administration, or its successors, for the construction and**
 35 **equipping of such chapel as provided in this Act.**

SECOND READING OF A SENATE BILL

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.

Which has been read.

Senator Melland moved that Senate Bill No. 483 be amended as follows:

In line 2 of the title after the word "school" insert a comma and add the words "and declaring an emergency"

After line 35 insert the following 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."

Which motion prevailed.

Senator Melland moved that the rules be suspended and that Senate Bill No. 483 be deemed properly engrossed and placed on Second Reading and Final Passage, as amended from the floor, which motion prevailed.

The question being on the final passage of Senate Bill No. 483 as amended from the floor.

Senator Melland moved that Senate Bill No. 483 be placed at the head of the calendar for the Fifty-seventh Legislative Day, which motion prevailed.

FIRST 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 first time and referred to the committee on Political Subdivisions.

PERSONAL PRIVILEGE

Senator Goldberg:

"Mr. President. Members of the Senate. I rise on a point of personal privilege and I would like to have my remarks recorded in

the Journal. The Senators all have on their desks a letter addressed to them from Wallace J. Dockter, President of the AFL-CIO. I would like to read the first paragraph, which is the one I would like to make a comment about. This paragraph reads as follows:

"Through a series of unfortunate happenings, the proposal to repeal Section 34-01-14 of the North Dakota Century Code, the Compulsory Open Shop Law, commonly referred to as the Right to Work Law, never became a bill in the North Dakota Senate this year. All concerned agreed the failure in the original introduction had been an honest error; therefore we consider it a miscarriage of legislative fairness for the repeal bills not to have been allowed introduction through the Late Bills Committee."

"Gentlemen of the Senate. I am chairman of the Committee on Delayed Bills. We have worked overtime and have been completely fair with anybody presenting legislation before the Delayed Bills Committee. Our committee did not discuss the merits of the bill referred to in Mr. Dockter's letter. We simply reviewed the legislation as to the timeliness of it and whether in our opinion, the proponents had an opportunity to introduce the bill prior to the statutory deadline. In some cases there were bills that could not have been introduced that came as a result of action taken during the session relating to money matters and to new material that could not have been previously proposed. I think all of the members on my committee have been a fine hard working group, and I think we have tried in every case to be fair. I submit that Mr. Dockter's sole purpose in writing this letter to the members of this body, was merely an explanation on his part to try and shift the blame for his own failure to see to it that this legislation was introduced. He is a paid lobbyist for the North Dakota AFL-CIO, a very fine organization. He had from early in December until late in January to introduce the bill. It was his duty to see that this legislation was introduced on time, and I think for him to make an attempt to shift the responsibility of his own failure in this matter to the Senate Delayed Bills Committee is improper. I think it is too bad, and I think the members of this fine organization throughout the State should know that the bill was denied introduction through the Delayed Bills Committee, not because of the merits or demerits of the bill, but because their paid lobbyist dropped the ball."

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 151, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 151,

Senator Holand
Senator Nasset
Senator Van Horn

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 271, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 271,

Senator Chesrown
Senator Freed
Senator Meschke

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 485, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 485,

Senator Holand
 Senator Lips
 Senator Meschke

SECOND READING OF A SENATE CONCURRENT RESOLUTION

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.

Which has been read.

Senator Robinson moved that Senate Concurrent Resolution No. 41 be adopted, which motion prevailed.

MOTION

Senator Holand moved that Senate Concurrent Resolution No. 45 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 45. A Concurrent Resolution directing the Legislative Research Committee to study the effects of the Revenue Bond Act.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution No. 45 be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed Conference Committees:

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

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-SEVENTH DAY

Bismarck, March 13, 1969

The Senate convened at 2:00 p.m., the President presiding.
 Prayer by Chaplain David Otterness, First Lutheran Church, Bismarck.

As we stand before You this afternoon, O Lord, make us aware of Your Will and Purpose for all men. From this awareness, enable these men to legislate right laws and concerns for those who have elected them to govern them. Erase from their minds all thoughts of personal prejudice or personal gain. Grant to them knowledgeable insights of justice and fairness for Your People, that the laws they

consider may work to Your Benefit and to ours. Give to these men patience as it is needed, wisdom as it is called for, understanding as it is continually sought, and abundant love for all men. Above all, we humbly ask that Your Will for us will shine forth in what these men strive to accomplish, and in everything we attempt to do in our daily lives.

Amen.

Roll call: All Senators present except Senator Christensen.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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 correct.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 482

Senate Bill No. 483

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

MOTION

Senator Hernet moved that the rules be suspended and that Senate Bill No. 482 be placed on the calendar, and at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Senator Doherty moved that Senate Bill No. 482 be amended as follows:

In line five delete the words "seven dollars and fifty cents" and insert in lieu thereof the words "five dollars"

Which motion prevailed.

Senator Doherty moved that the rules be suspended and that Senate Bill No. 482 be deemed properly Engrossed and placed on Second Reading and Final Passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of Senate Bill No. 482, as amended from the floor, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Pyle	Strinden
Chesrown	Larson, G.	Rait	Stroup
Coughlin	Larson, L.	Ringsak	Thoreson
Decker	Litten	Robinson	Trenbeath
Doherty	Longmire	Roen	Unruh
Forkner	Lowe	Ruemmele	Van Horn

Freed	Luick	Sands	Wenstrom
Goldberg	Melland	Schultz	Wilhite
Hernett	Morgan		
Absent and not voting:			
Christensen	Lips	Nething	Torgerson
Holand	Meschke	Redlin	

So the bill passed and the title was agreed to.

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 second time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sortie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Larson, L.	Rait	Thoreson
Decker	Litten	Ringsak	Trenbeath
Doherty	Longmire	Robinson	Unruh
Forkner	Lowe	Roen	Van Horn
Freed	Luick	Ruemmele	Wenstrom
Goldberg	Melland	Sands	Wilhite
Hernett			

Absent and not voting:

Christensen	Lips	Nething	Schultz
Holand	Meschke	Redlin	Torgerson

So the bill passed and the title was agreed to and the emergency clause carried.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

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.

Which has been read.

Senator Guy Larson moved that Senate Concurrent Resolution No. 44 be adopted, which motion prevailed.

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.

Which has been read.

Senator Melland moved that Senate Concurrent Resolution No. 47 be adopted which motion prevailed.

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.

Which has been read.

Senator Butler moved that the Senate Concurrent Resolution No. 51 be adopted which motion prevailed.

Senate Concurrent Resolution No. 75. A Concurrent Resolution providing for the completion of the legislative journals of the house and senate.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Litten	Rait	Trenbeath
Doherty	Longmire	Ringsak	Unruh
Forkner	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wilhite
Hernett	Melland	Sands	

Absent and not voting:

Christensen	Lips	Ruemmele	Torgerson
Freed	Meschke	Sorlie	Wenstrom
Holand	Redlin		

So the resolution was declared adopted.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 40; nays 0; absent and not voting 9.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sands
Berube	Kelly	Nasset	Schultz
Butler	Larson, G.	Nething	Stafne
Chesrown	Larson, L.	Pyle	Strinden
Decker	Litten	Rait	Stroup
Doherty	Longmire	Redlin	Thoreson
Forkner	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Roen	Van Horn
Jacobson	Morgan	Ruemmele	Wilhite

Absent and not voting:

Christensen	Holand	Meschke	Torgerson
Coughlin	Lips	Sorlie	Wenstrom
Freed			

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that House Bill No. 35 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Stafne
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Low	Ringsak	Unruh
Goldberg	Luick	Robinson	Van Horn
Hernett	Melland	Roen	Wenstrom
Jacobson	Morgan	Sands	Wilhite

Absent and not voting:

Christensen	Holand	Meschke	Sorlie
Coughlin	Lips	Ruemmele	Torgerson
Freed			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nothing	Stafne
Butler	Larson, G.	Pyle	Strinden
Decker	Larson, L.	Rait	Stroup
Forkner	Litten	Redlin	Thoreson
Freed	Longmire	Robinson	Trenbeath
Goldberg	Low	Roen	Unruh
Hernett	Melland	Sands	Wenstrom
Jacobson	Morgan	Schultz	Wilhite

Those voting in the negative were:

Doherty	Mutch	Ringsak	Van Horn
---------	-------	---------	----------

Absent and not voting:

Chesrown	Holand	Luick	Ruemmele
Christensen	Lips	Meschke	Torgerson
Coughlin			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 905 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6,

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nothing	Stafne
Butler	Larson, G.	Pyle	Strinden
Coughlin	Larson, L.	Rait	Stroup
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Low	Robinson	Unruh

Freed	Luick	Roen	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Morgan	Sands	Wilhite
Jacobson	Mutch	Schultz	
Absent and not voting:			
Chesrown	Holand	Meschke	Torgerson
Christensen	Lips		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Kelly	Nething	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Larson, L.	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Decker	Longmire	Ringsak	Torgerson
Doherty	Lowe	Robinson	Trenbeath
Forkner	Luick	Roen	Unruh
Freed	Melland	Ruemmele	Van Horn
Goldberg	Morgan	Sands	Wenstrom
Hernett	Mutch	Schultz	Wilhite
Jacobson			

Absent and not voting:

Christensen	Holand	Lips	Meschke
-------------	--------	------	---------

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Senator Longmire moved that House Bill No. 289 be moved to the foot of the calendar, which motion prevailed.

MESSAGE FROM THE HOUSE

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

FIRST READING OF A HOUSE BILL

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.

SIGNING OF RESOLUTIONS

The Secretary announced that the President was about to sign

Senate Concurrent Resolution No. 16

Senate Concurrent Resolution No. 22

Senate Concurrent Resolution No. 65

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MOTION

Senator Longmire moved that Senate Bill No. 481 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 22; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Kautzmann	Melland	Sorlie
Butler	Kelly	Nething	Stafne
Coughlin	Larson, G.	Pyle	Strinden
Decker	Lips	Ringsak	Stroup
Freed	Litten	Robinson	Wenstrom
Goldberg	Longmire	Roen	Wilhite
Holand	Luick		

Those voting in the negative were:

Berube	Larson, L.	Rait	Thoreson
Chesrown	Lowe	Redlin	Torgerson
Doherty	Meschke	Ruemmele	Trenbeath
Forkner	Morgan	Sands	Unruh
Hernett	Mutch	Schultz	Van Horn
Jacobson	Nasset		

Absent and not voting:

Christensen

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that House Bill No. 292 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 949 and 950 of the Senate Journal, the roll was called and there were ayes, 34; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Becker	Jacobson	Nasset	Sorlie
Berube	Kautzmann	Nething	Stroup
Chesrown	Kelly	Rait	Thoreson
Coughlin	Larson, L.	Redlin	Torgerson
Decker	Longmire	Ringsak	Trenbeath
Freed	Lowe	Roen	Unruh
Goldberg	Luick	Sands	Van Horn
Hernett	Melland	Schultz	Wenstrom
Holand	Morgan		

Those voting in the negative were:

Butler	Lips	Pyle	Stafne
Doherty	Litten	Robinson	Strinden
Forkner	Meschke	Ruemmele	Wilhite
Larson, G.	Mutch		

Absent and not voting:

Christensen

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Holand	Melland	Sands
Berube	Jacobson	Meschke	Stafne
Chesrown	Kautzmann	Nasset	Stroup
Coughlin	Kelly	Nething	Thoreson
Decker	Larson, L.	Pyle	Trenbeath
Doherty	Lips	Redlin	Unruh
Forkner	Longmire	Ringsak	Wenstrom
Freed	Lowe	Robinson	Wilhite
Hernett	Luick	Ruemmele	

Those voting in the negative were:

Butler	Morgan	Schultz	Strinden
Goldberg	Mutch	Sorlie	Van Horn
Litten	Roen		

Absent and not voting:

Christensen	Larson, G.	Rait	Torgerson
-------------	------------	------	-----------

So the bill passed and the title was agreed to.

House Bill No. 335. A Bill for an Act prohibiting the sale of potatoes not labeled as to grade; and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays, 20; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Larson, L.	Nasset	Schultz
Berube	Longmire	Pyle	Sorlie

Chesrown	Lowe	Redlin	Thoreson
Jacobson	Luick	Ringsak	Trenbeath
Kautzmann	Morgan	Robinson	Unruh
Kelly	Mutch	Sands	Wilhite
Those voting in the negative were:			
Butler	Freed	Litten	Stafne
Coughlin	Goldberg	Melland	Strinden
Decker	Hernett	Meschke	Stroup
Doherty	Holand	Nething	Van Horn
Forkner	Lips	Roen	Wenstrom
Absent and not voting:			
Christensen	Rait	Ruemmele	Torgerson
Larson, G.			

So the bill was lost.

Senator Sorlie changed his vote from aye to nay for purpose of reconsideration.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Stafne
Coughlin	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Redlin	Thoreson
Forkner	Litten	Ringsak	Trenbeath
Freed	Longmire	Robinson	Unruh
Goldberg	Lowe	Roen	Van Horn
Hernett	Luick	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite
Absent and not voting:			
Butler	Nething	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

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

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

SIGNING OF BILLS

The Secretary announced that the President 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. 495
House Bill No. 498
House Bill No. 503
House Bill No. 504

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MOTION

Senator Longmire moved that the vote by which Senate Bills Nos. 481, 482, 483, and House Bills Nos. 22, 85, 94, 185, 232, 292, 308, and 382, Senate Concurrent Resolutions Nos. 44, 45, 47, 51 and 75, were passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills introduced:

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.

Senator Longmire moved that the rules be suspended, that Senate Concurrent Resolution No. 77 be not referred to a committee, not printed as a bill, but printed in the Journal, and placed on Second Reading and Final Passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 77

Introduced by Committee on Delayed Bills

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.

- 1 WHEREAS, on March 12, 1969, Senator Milton R. Young
 1a commenced
 2 his twenty-fifth year of consecutive service in the United States
 3 Senate; and
 4 WHEREAS, Senator Young has now served in Congress longer
 5 than anyone in North Dakota history; and
 6 WHEREAS, Senator Young has ably served this State as a
 7 legislator for thirty-six consecutive years, having served ten
 8 years in the State Senate and two years in the State House of
 9 Representatives; and
 10 WHEREAS, Senator Young ranks eighth in seniority in the
 11 United States Senate, and is the ranking Republican member of
 12 the Senate Appropriations Committee, and second ranking
 12a Republican
 13 member of the Senate Agriculture and Forestry Committee; and
 14 WHEREAS, Senator Young is one of the leading exponents
 15 of the cause of the agricultural segment of our society and State;
 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 extends congratula-
 20 tions to Senator Milton R. Young upon commencement of his
 20a twenty-
 21 fifth consecutive year of service in the United States Senate,
 22 and commends him for his able representation of the people of
 23 the State of North Dakota during his thirty-six consecutive years
 24 as a legislator; and
 25 BE IT FURTHER RESOLVED, that an enrolled copy of this
 26 resolution be forwarded to Senator Young by the Secretary of
 26a State.

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.

Senator Longmire moved that Senate Concurrent Resolution No. 77 be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

Senator Meschke moved that House Bill No. 393 be amended as follows:

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.

Which motion prevailed.

Senator Meschke moved that the rules be suspended and that House Bill No. 393 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 907 of the Senate Journal, and from the floor, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Melland	Sorlie
Berube	Jacobson	Meschke	Strinden
Butler	Kautzmann	Morgan	Stroup
Chesrown	Kelly	Nasset	Thoreson
Coughlin	Larson, G.	Nething	Torgerson
Decker	Larson, L.	Pyle	Trenbeath
Doherty	Lips	Rait	Unruh
Forkner	Litten	Redlin	Van Horn
Freed	Longmire	Roen	Wenstrom
Goldberg	Lowe	Ruemmele	Wilhite
Hernett	Luick	Sands	

Absent and not voting:

Christensen	Ringsak	Schultz	Stafne
Mutch	Robinson		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 16; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Sorlie
Chesrown	Kelly	Rait	Stroup
Decker	Larson, G.	Redlin	Torgerson
Forkner	Larson, L.	Ringsak	Trenbeath
Freed	Litten	Roen	Van Horn
Hernett	Lowe	Ruemmele	Wenstrom
Holand	Melland	Sands	Wilhite
Jacobson			

Those voting in the negative were:

Berube	Lips	Mutch	Robinson
Butler	Longmire	Nasset	Strinden
Doherty	Luick	Nothing	Thoreson
Goldberg	Morgan	Pyle	Unruh

Absent and not voting:

Christensen	Coughlin	Schultz	Stafne
-------------	----------	---------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen	Coughlin	Stafne
-------------	----------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson

Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson	Morgan		

Absent and not voting:

Christensen	Coughlin	Stafne
-------------	----------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 8; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Luick	Roen
Chesrown	Jacobson	Melland	Ruemmele
Coughlin	Kautzmann	Meschke	Sands
Decker	Kelly	Morgan	Sorlie
Doherty	Larson, G.	Nasset	Thoreson
Forkner	Lips	Nothing	Trenbeath
Freed	Litten	Pyle	Unruh
Goldberg	Longmire	Ringsak	Wenstrom
Hernett	Lowe	Robinson	Wilhite

Those voting in the negative were:

Berube	Mutch	Schultz	Stroup
Larson, L.	Redlin	Strinden	Van Horn

Absent and not voting:

Butler	Rait	Stafne	Torgerson
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 7; absent and not voting, 6.

Those voting in the affirmative were:

Berube	Holand	Luick	Robinson
Butler	Jacobson	Melland	Roen
Chesrown	Kautzmann	Meschke	Sands
Coughlin	Kelly	Morgan	Sorlie
Decker	Larson, G.	Nasset	Strinden
Doherty	Lips	Nothing	Stroup
Freed	Litten	Pyle	Van Horn
Goldberg	Longmire	Redlin	Wenstrom
Hernett	Lowe	Ringsak	Wilhite

Those voting in the negative were:

Becker	Larson, L.	Ruemmele	Unruh
Forkner	Mutch	Schultz	

Absent and not voting:

Christensen	Stafne	Torgerson	Trenbeath
Rait	Thoreson		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Coughlin	Larson, G.	Nasset	Sorlie
Decker	Larson, L.	Nething	Strindren
Doherty	Lips	Pyle	Stroup
Forkner	Litten	Redlin	Thoreson
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Luick	Roen	Wilhite
Holand	Melland		

Those voting in the negative were:

Mutch	Ruemmele	Van Horn
-------	----------	----------

Absent and not voting:

Butler	Christensen	Rait	Torgerson
Chesrown	Kelly	Stafne	Trenbeath

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Strindren
Chesrown	Larson, G.	Mutch	Stroup
Coughlin	Larson, L.	Nasset	Thoreson
Decker	Lips	Nething	Trenbeath
Doherty	Litten	Pyle	Unruh
Freed	Longmire	Ringsak	Van Horn
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Luick	Roen	Wilhite
Holand	Melland	Ruemmele	

Those voting in the negative were:

Redlin	Sands	Schultz
--------	-------	---------

Absent and not voting:

Butler	Forkner	Rait	Torgerson
Christensen	Kelly	Stafne	

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5:

Those voting in the affirmative were:

Becker	Kelly	Mutch	Schultz
Berube	Larson, G.	Nasset	Sorlie
Chesrown	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Redlin	Thoreson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Hernett	Luick	Roen	Van Horn
Holand	Melland	Ruemmele	Wenstrom
Jacobson	Meschke	Sands	Wilhite
Kautzmann	Morgan		

Those voting in the negative were:

Coughlin Goldberg

Absent and not voting:

Butler	Rait	Stafne	Torgerson
Christensen			

So the bill passed and the title was agreed to.

MOTION

Senator Redlin moved that House Bill No. 359 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 951 of the Senate Journal, the roll was called and there were ayes, 23; nays, 20; absent and not voting, 6.

Those voting in the affirmative were:

Chesrown	Hernett	Melland	Schultz
Decker	Holand	Nasset	Unruh
Doherty	Kautzmann	Redlin	Van Horn
Forkner	Kelly	Ringsak	Wenstrom
Freed	Larson, G.	Ruemmele	Wilhite
Goldberg	Longmire	Sands	

Those voting in the negative were:

Becker	Lips	Mutch	Sorlie
Berube	Litten	Nething	Strinden
Coughlin	Luick	Pyle	Stroup
Jacobson	Meschke	Robinson	Thoreson
Larson, L.	Morgan	Roen	Trenbeath

Absent and not voting:

Butler	Lowe	Stafne	Torgerson
Christensen	Rait		

So the bill lost.

Senator Sands changed his vote from aye to nay for purpose of reconsideration.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 14; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Luick	Roen
Berube	Jacobson	Melland	Ruemmele
Chesrown	Kautzmann	Morgan	Sands
Coughlin	Kelly	Nasset	Schultz
Forkner	Larson, G.	Nething	Sorlie
Freed	Litten	Redlin	Unruh
Goldberg	Longmire	Ringsak	Wilhite
Hernett			

Those voting in the negative were:

Decker	Meschke	Strinden	Trenbeath
Doherty	Mutch	Stroup	Van Horn
Larson, L.	Pyle	Thoreson	Wenstrom
Lips	Robinson		

Absent and not voting:

Butler	Lowe	Stafne	Torgerson
Christensen	Rait		

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Nething	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Redlin	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Butler	Lowe	Stafne	Torgerson
Christensen	Rait		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 42; nays, 0; absent and not voting 7.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Berube	Kautzmann	Mutch	Sorlie
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Nething	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Redlin	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom

Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke		
Absent and not voting:			
Butler	Lowe	Schultz	Torgerson
Christensen	Rait	Stafne	

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that House Bills Nos. 207 208, 209, and 210 be placed on the Consent Calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS ON CONSENT CALENDAR

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.

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.

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.

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.

Were read the second time.

ROLL CALL

The question being on the final passage of House Bills Nos. 207, 208, 209 and 210, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sands
Berube	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Nething	Stroup
Doherty	Lips	Pyle	Thoreson
Forkner	Litten	Redlin	Trenbeath
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite
Jacobson	Meschke		

Absent and not voting:

Butler	Coughlin	Schultz	Torgerson
Christensen	Rait	Stafne	

So House Bills Nos. 207, 208, 209 and 210 were passed and the titles were agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 39; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Sorlie
Berube	Kelly	Morgan	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Decker	Larson, L.	Nething	Thoreson
Doherty	Lips	Pyle	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Hernett	Lowe	Roen	Wenstrom
Holand	Luick	Ruemmele	Wilhite
Jacobson	Melland	Sands	

Those voting in the negative were:

Coughlin	Mutch	Redlin
----------	-------	--------

Absent and not voting:

Butler	Goldberg	Schultz	Torgerson
Christensen	Rait	Stafne	

So the 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 "Stoekeler Experimental Forest" in memory of the late Dr. Joseph J. Stoekeler.

Which has been read.

Senator Morgan moved that House Concurrent Resolution No. 20 be adopted, which motion prevailed.

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.

Which has been read.

Senator Morgan moved that House Concurrent Resolution No. 48 be adopted, which motion prevailed.

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.

Which has been read.

Senator Morgan moved that House Concurrent Resolution No. 50 be adopted, which motion prevailed.

House Concurrent Resolution No. 59. A Concurrent Resolution recommending that the counties maintain the farm to market road system.

Which has been read.

Senator Redlin moved that House Concurrent Resolution No. 59 be adopted, which motion lost.

House Concurrent Resolution No. 63. A Concurrent Resolution urging Congress and the Farmers Home Administration to expand financial aid to farmers.

Which has been read.

Senator Redlin moved that House Concurrent Resolution No. 63 be adopted, which motion lost.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 25; nays, 17; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Lips	Redlin	Stroup
Decker	Longmire	Roen	Thoreson
Doherty	Lowe	Ruemmele	Trenbeath
Freed	Luick	Sands	Unruh
Holand	Nasset	Schultz	Wenstrom
Kelly	Pyle	Sorlie	Wilhite
Larson, G.			

Those voting in the negative were:

Berube	Kautzmann	Meschke	Ringsak
Coughlin	Larson, L.	Morgan	Robinson
Forkner	Litten	Mutch	Strinden
Goldberg	Melland	Nothing	Van Horn
Jacobson			

Absent and not voting:

Butler	Christensen	Rait	Torgerson
Chesrown	Hernett	Stafne	

So the bill passed and the title was agreed to.

Senator Wilhite moved that the vote by which House Bill No. 238 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Wilhite moved that House Bill No. 405 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

Senator Doherty moved that House Concurrent Resolution No. 60 be adopted, which motion lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 479 and 932 of the Senate Journal, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Chesrown	Kelly	Mutch	Sorlie
Coughlin	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Nothing	Stroup
Doherty	Lips	Pyle	Thoreson

Forkner	Litten	Redlin	Trenbeath
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite
Absent and not voting:			
Butler	Rait	Stafne	Torgerson
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 932 of the Senate Journal, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sands
Berube	Kautzmann	Morgan	Schultz
Chesrown	Kelly	Mutch	Sorlie
Coughlin	Larson, G.	Nasset	Strinden
Decker	Larson, L.	Nething	Stroup
Doherty	Lips	Pyle	Thoreson
Forkner	Litten	Redlin	Trenbeath
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Melland	Ruemmele	Wilhite

Absent and not voting:

Butler	Rait	Stafne	Torgerson
Christensen			

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 947 of the Senate Journal, the roll was called and there were ayes, 37; nays, 7; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Lowe	Robinson
Berube	Jacobson	Melland	Ruemmele
Butler	Kautzmann	Meschke	Sands
Chesrown	Kelly	Mutch	Strinden
Coughlin	Larson, G.	Nasset	Stroup
Decker	Larson, L.	Nething	Unruh
Doherty	Lips	Pyle	Van Horn
Forkner	Litten	Rait	Wenstrom
Freed	Longmire	Redlin	Wilhite
Goldberg			

Those voting in the negative were:

Hernett	Roen	Sorlie	Trenbeath
Luick	Schultz	Thoreson	

Absent and not voting:

Christensen	Ringsak	Stafne	Torgerson
Morgan			

So the bill passed and the title was agreed to.

MOTION

Senator Chesrown moved that the Governor be requested to return Senate Bill No. 286, which motion prevailed.

Senator Longmire moved that the vote by which House Bills Nos. 393, 397, 399, 402, 412, 425, 455, 458, 464, 494, 511, 207, 208, 209, 210, House Concurrent Resolutions Nos. 16, 20, 48, 50, and House Bills No. 17, 26 and 175 were passed, be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that the vote by which House Concurrent Resolutions Nos. 59 and 60 were lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

VETO MESSAGE FROM THE GOVERNOR

(Senate Bill No. 389)

Bismarck, March 13, 1969

The Honorable Richard Larsen
 President of the Senate
 North Dakota State Senate
 Bismarck, North Dakota

Dear. Mr. President:

Senate Bill 389 increases the membership of the Highway Corridor Board from five to seven members and specifies the method by which its membership shall be selected. The reasoning behind this bill is that the Highway Corridor Board would be benefited by representatives of industries which are most directly involved in highway advertising and beautification of our highways.

I think the Corridor Board is a very essential agency that can be of great value in the enhancement and maintenance of the natural beauty adjacent to our highways. I do, however, see a very serious departure from responsible government in this bill.

The executive branch of state government, in order to be strong and responsible, must have authority to go with its responsibility. This bill takes a state government agency that is an integral part of the executive branch of government and places the power of appointment to the board directly in the hands of the presidents of non-governmental trade associations. In so doing, this bill removes the governor or any state department heads from participating in the selection of a state government board which is an integral part of the executive branch of state government.

I have seen far too many examples of the dilution of authority within the executive branch of government through inadvertent legislation adopted in past years. Senate Bill 389 unwisely and unnecessarily restricts the authority of the executive branch of government without diminishing the responsibility that rests with the executive branch of government.

While I understand and agree with the objective sought in enlarging the Highway Corridor Board, I am so completely opposed to the removal of the authority of the executive branch of government in this bill that I therefore veto Senate Bill 389.

Sincerely yours,
WILLIAM L. GUY
 Governor

Senator Longmire moved that after the reading of House Bills Nos. 5, 9, 11, 12, 34, 83, 86, 117, 162, 216, 282, 341, 350, 365, 387, 454, 457, and House Concurrent Resolutions Nos. 13, 18, 19, 21, 41, 44, 45 and 54, that the Senate recess until 10:00 A.M., March 14, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-SEVENTH DAY AFTER RECESS AND
FIFTY-EIGHTH DAY

Bismarck, March 14, 1969

The Senate convened at 10:00 A.M., pursuant to recess taken, the President presiding.

MESSAGES FROM THE HOUSE

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

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

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 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. Hougren
Rep. Aas
Rep. Wilkie

Senate Bill No. 425
Rep. Hilleboe
Rep. Hentges
Rep. H. Thompson

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 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 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

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:

Senate Bill No. 286

To the Senate.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE GOVERNOR

Bismarck, March 14, 1969

The Honorable Richard F. Larsen
Lieutenant Governor
Senate Chambers
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

In accordance with your request, I am herewith returning Senate Bill No. 286 to the Senate.

Sincerely,
WILLIAM L. GUY
Governor

MESSAGES TO THE HOUSE

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 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.

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

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

SIGNING OF A BILL

The Secretary announced that the President was about to sign House Bill No. 431

And the President signed the same in the presence of the Senate.

FRIDAY, MARCH 14, 1969

1067

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 431
Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE GOVERNOR

Bismarck, March 14, 1969

The Honorable Richard Larsen
Lieutenant Governor
Senate Chambers
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

This is to inform you that on March 13 I signed the following bills:

Senate Bill No. 65
Senate Bill No. 89
Senate Bill No. 130
Senate Bill No. 173
Senate Bill No. 175
Senate Bill No. 203
Senate Bill No. 207
Senate Bill No. 209
Senate Bill No. 213
Senate Bill No. 224
Senate Bill No. 264
Senate Bill No. 265
Senate Bill No. 290
Senate Bill No. 292
Senate Bill No. 309
Senate Bill No. 324
Senate Bill No. 339
Senate Bill No. 359
Senate Bill No. 369
Senate Bill No. 370
Senate Bill No. 413
Senate Bill No. 415
Senate Bill No. 441
Senate Bill No. 456

Sincerely,
WILLIAM L. GUY
Governor

APPOINTMENT OF CONFERENCE COMMITTEES

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 3, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 3,

Senator Luick
Senator Coughlin
Senator Melland

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 4, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 4,

Senator Lowe
Senator Kelly
Senator Lester Larson

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 88, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 88,

Senator Holand
 Senator Ruemmele
 Senator Berube

MESSAGE TO THE HOUSE

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 Ruemmele
 Senator Berube

LEO LEIDHOLM, Secretary

CONSIDERATION OF AMENDMENTS

Senator Melland moved that the reading of the amendments to House Bills Nos. 1, 6, 163, 249, 265, 279, 500, 508 and 509 be dispensed with, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 1, as recommended by the Committee on Appropriations and printed on pages 1021 and 1022 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 6, as recommended by the Committee on Appropriations and printed on pages 1022 and 1023 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 163 as recommended by the Committee on Appropriations and printed on pages 1023 and 1024 of the Senate Journal, be adopted, which motion prevailed.

Senator Trenbeath moved that the amendments to House Bill No. 249 as recommended by the Committee on Natural Resources and printed on pages 1024 and 1025 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 265 as recommended by the Committee on State and Federal Government and printed on page 1025 of the Senate Journal, be adopted, which motion prevailed.

Senator Ringsak moved that the amendments to House Bill No. 279 as recommended by the Committee on State and Federal Government and printed on pages 1025 and 1030 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 500 as recommended by the Committee on Finance and Taxation and printed on page 1031 of the Senate Journal, be adopted, which motion prevailed.

Senator Sorlie moved that the amendments to House Bill No. 508 as recommended by the Committee on Appropriations and printed

on page 1032 of the Senate Journal, be adopted, which motion prevailed.

Senator Becker moved that the amendments to House Bill No. 509 as recommended by the Committee on Finance and Taxation, and printed on page 1032 of the Senate Journal, be adopted, which motion prevailed.

ANNOUNCEMENT

Senator Longmire:

"We are now about to start voting on some bills and I would like the Journal to show that quite a few of the Senators are out working on Conference Committees and some of these first bills will show them absent from the floor, but they are in fact working as hard or harder than we are and I want the record to show that as the reason for their absence from the floor."

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 13, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 13 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Pyle	Stroup
Decker	Larson, L.	Rait	Thoreson
Doherty	Lips	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Meschke	Ruemmele	Wilhite
Jacobson	Morgan	Schultz	

Absent and not voting:

Berube	Holand	Nothing	Sorlie
Chesrown	Litten	Sands	Torgerson
Christensen	Melland		

So the bill passed and the title was agreed to.

Senator Trenbeath moved that the Senate do concur in the House amendments to Senate Bill No. 418, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 418 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Butler	Kautzmann	Mutch	Stafne
Coughlin	Kelly	Nasset	Strinden
Decker	Larson, G.	Pyle	Stroup
Doherty	Larson, L.	Rait	Thoreson
Forkner	Lips	Redlin	Trenbeath
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Roen	Wenstrom
Holand	Meschke	Ruemmele	

Absent and not voting:

Berube	Litten	Sands	Torgerson
Chesrown	Melland	Sorlie	Wilhite
Christensen	Nothing		

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

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

MESSAGES FROM THE HOUSE

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 as follows:

AMENDMENTS TO SENATE BILL NO. 29

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.

AMENDMENTS TO SENATE BILL NO. 176

In the first line of the title delete the numeral "47" and insert in lieu thereof the numeral "46"

AMENDMENTS TO SENATE BILL NO. 350

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.

AMENDMENTS TO SENATE BILL NO. 427

In line 54 after the word "children" insert the following words: "and adults"

AMENDMENTS TO SENATE BILL NO. 432

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.

AMENDMENTS TO SENATE BILL NO. 447

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.

AMENDMENTS TO SENATE BILL NO. 469

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"

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:

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

MOTION

Senator Longmire moved that House Bill No. 35 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 947 and 948 of the Senate Journal, the roll was called and there were ayes, 21; nays, 19; absent and not voting, 9.

Those voting in the affirmative were:

Coughlin	Kautzmann	Lowe	Robinson
Decker	Larson, G.	Luick	Ruemmele
Doherty	Larson, L.	Nasset	Schultz
Forkner	Lips	Pyle	Unruh
Holand	Longmire	Redlin	Wilhite

Those voting in the negative were:

Becker	Meschke	Roen	Torgerson
Butler	Morgan	Stafne	Trenbeath
Freed	Mutch	Strinden	Van Horn
Goldberg	Rait	Stroup	Wenstrom
Kelly	Ringsak	Thoreson	

Absent and not voting:

Berube	Hernett	Melland	Sands
Chesrown	Litten	Nothing	Sorlie

So the bill was lost.

Senator Trenbeath changed his vote from aye to nay for the purpose 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 948 of the Senate Journal, the roll was called and there were ayes, 39; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Hernett	Meschke	Stafne
Berube	Holand	Mutch	Stroup
Butler	Jacobson	Nasset	Thoreson
Chesrown	Kautzmann	Pyle	Torgerson
Coughlin	Kelly	Rait	Trenbeath
Decker	Larson, G.	Redlin	Unruh
Doherty	Larson, L.	Ringsak	Van Horn
Forkner	Lips	Robinson	Wenstrom
Freed	Longmire	Roen	Wilhite
Goldberg	Lowe	Ruemmele	

Those voting in the negative were:

Luick	Sands	Schultz	Strinden
-------	-------	---------	----------

Absent and not voting:

Christensen	Melland	Nothing	Sorlie
-------------	---------	---------	--------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 949 of the Senate Journal, the roll was called and there were ayes, 38; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Strinden
Berube	Kautzmann	Nasset	Stroup
Butler	Kelly	Pyle	Thoreson
Chesrown	Larson, G.	Rait	Torgerson
Coughlin	Larson, L.	Redlin	Trenbeath
Decker	Lips	Ringsak	Unruh
Forkner	Longmire	Roen	Van Horn
Goldberg	Lowe	Sands	Wenstrom
Hernett	Luick	Stafne	Wilhite
Holand	Meschke		

Those voting in the negative were:

Doherty	Mutch	Robinson	Ruemmele
Freed			

Absent and not voting:

Christensen	Melland	Schultz	Sorlie
Litten	Nething		

So the bill passed and the title was agreed to.

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, the roll was called and there were ayes, 13; nays, 30; absent and not voting, 6.

Those voting in the affirmative were:

Decker	Lips	Meschke	Stroup
Holand	Longmire	Nasset	Van Horn
Jacobson	Lowe	Rait	Wenstrom
Larson, L.			

Those voting in the negative were:

Becker	Hernett	Redlin	Stafne
Berube	Kautzmann	Ringsak	Strinden
Butler	Kelly	Robinson	Thoreson
Coughlin	Larson, G.	Roen	Torgerson
Doherty	Luick	Ruemmele	Trenbeath
Forkner	Morgan	Sands	Unruh
Freed	Mutch	Schultz	Wilhite
Goldberg	Pyle		

Absent and not voting:

Chesrown	Litten	Nething	Sorlie
Christensen	Melland		

So the bill was lost.

The President requested that Senator Wilhite preside, and Senator Wilhite presided.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 951 of the Senate Journal, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Strinden
Berube	Kelly	Nasset	Stroup
Butler	Larson, G.	Rait	Thoreson
Coughlin	Larson, L.	Redlin	Torgerson
Decker	Lips	Ringsak	Trenbeath
Doherty	Longmire	Robinson	Unruh
Freed	Lowe	Sands	Van Horn
Goldberg	Luick	Schultz	Wenstrom
Holand	Meschke	Stafne	Wilhite
Jacobson	Morgan		

Absent and not voting:

Chesrown	Hernett	Nothing	Ruemmele
Christensen	Litten	Pyle	Sorlie
Forkner	Melland	Roen	

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Becker moved that House Bill No. 385 be placed at the foot of the calendar, which motion lost.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 951 of the Senate Journal, the roll was called and there were ayes, 37; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Holand	Meschke	Stafne
Berube	Jacobson	Morgan	Strinden
Butler	Kautzmann	Mutch	Stroup
Chesrown	Kelly	Nasset	Thoreson
Decker	Larson, G.	Nothing	Trenbeath
Doherty	Larson, L.	Pyle	Unruh
Forkner	Lips	Rait	Van Horn
Freed	Longmire	Redlin	Wenstrom
Goldberg	Lowe	Ruemmele	Wilhite
Hernett			

Those voting in the negative were:

Luick	Sands	Schultz	Torgerson
Ringsak			

Absent and not voting:

Christensen	Litten	Robinson	Sorlie
Coughlin	Melland	Roen	

So the bill passed and the title was agreed to.

MOTION

Senator Butler moved that House Bill No. 405 be placed at the head of the calendar following recess, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 952 of the Senate Journal, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Jacobson	Nasset	Stafne
--------	----------	--------	--------

Berube	Kautzmann	Nothing	Strinden
Butler	Kelly	Pyle	Stroup
Chesrown	Larson, L.	Rait	Thoreson
Decker	Lips	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Meschke	Sands	Wenstrom
Hernett	Morgan	Schultz	Wilhite
Holand	Mutch		

Absent and not voting:

Christensen	Larson, G.	Melland	Sorlie
Coughlin	Litten	Roen	

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Holand	Meschke	Schultz
Berube	Jacobson	Morgan	Stafne
Butler	Kautzmann	Mutch	Stroup
Chesrown	Kelly	Nasset	Thoreson
Decker	Larson, G.	Nothing	Torgerson
Doherty	Larson, L.	Rait	Trenbeath
Forkner	Lips	Redlin	Unruh
Freed	Longmire	Ringsak	Van Horn
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Luick	Sands	

Those voting in the negative were:

Pyle Strinden

Absent and not voting:

Christensen	Litten	Robinson	Sorlie
Coughlin	Melland	Roen	Wilhite

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolution:

Senate Resolution No. 3

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

MESSAGE TO THE HOUSE

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

FIRST READING OF A HOUSE BILL

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.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

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.

Which was read the first time.

MOTION

Senator Longmire moved that the rules be suspended and that House Concurrent Resolutions Nos. 2, 4, 6, 7, 9, 15, 17, 30, 34, 43, 47, 51, 56, 71, and 72, be not referred to Committee but placed on the calendar, which motion prevailed.

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

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.

Which was read the first time.

Senator Longmire moved that the rules be suspended and that House Concurrent Resolution No. 75 be placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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.

Which has been read.

Senator Longmire moved that House Concurrent Resolution No. 75 be adopted, which motion prevailed.

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.

Which was read the first time.

Senator Longmire moved that the rules be suspended and that House Concurrent Resolution No. 77 be placed on second reading and final passage, which motion prevailed.

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.

Which has been read.

Senator Longmire moved that House Concurrent Resolution No. 77 be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Schultz
Butler	Larson, G.	Nasset	Sorlie
Coughlin	Lips	Nothing	Stafne
Doherty	Litten	Pyle	Strinden
Freed	Longmire	Rait	Trenbeath
Goldberg	Lowe	Redlin	Unruh
Holand	Melland	Ringsak	Van Horn
Jacobson	Meschke	Robinson	Wenstrom
Kautzmann	Morgan	Sands	Wilhite

Those voting in the negative were:

Berube	Hernett	Ruemmele	Thoreson
Chesrown	Larson, L.	Stroup	Torgerson
Forkner			

Absent and not voting:

Christensen	Decker	Luick	Roen
-------------	--------	-------	------

So the bill passed and the title was agreed to.

MOTION

Senator Sorlie moved that the Governor be requested to return Senate Bill No. 3, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 952 of the Senate Journal, the roll was called and there were ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Stafne
Berube	Kelly	Nasset	Strinden
Butler	Larson, L.	Nothing	Stroup
Chesrown	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Melland	Sands	Van Horn
Hernett	Meschke	Schultz	Wenstrom
Holand	Morgan	Sorlie	Wilhite
Jacobson			

Those voting in the negative were:

Decker	Larson, G.	Pyle	Ruemmele
--------	------------	------	----------

Absent and not voting:

Christensen	Coughlin	Luick	Roen
-------------	----------	-------	------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 966 of the Senate Journal, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Rait	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen	Luick	Roen	Torgerson
Coughlin	Redlin		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 966 of the Senate Journal, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Rait	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen	Luick	Roen	Torgerson
Coughlin	Redlin		

So the bill passed and the title was agreed to.

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 Senate Bill No. 3 to the Senate.

LEO LEIDHOLM
Secretary of the Senate

MESSAGE FROM THE GOVERNOR

March 14, 1969

The Honorable Richard Larsen
Lieutenant Governor
Senate Chambers
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

In accordance with your request, I am herewith returning Senate Bill No. 3 to the Senate.

Sincerely,
WILLIAM L. GUY
Governor

MOTION

Senator Sorlie moved that the Senate reconsider the action by which House Bill No. 335 was lost, which motion prevailed.

Senator Sorlie moved that House Bill No. 335 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

House Bill No. 335. A Bill for an Act prohibiting the sale of potatoes not labeled as to grade; and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Melland	Sands
Berube	Kautzmann	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Ringsak	Trenbeath
Freed	Litten	Robinson	Unruh
Goldberg	Longmire	Roen	Wenstrom
Hernett	Lowe	Ruemmele	Wilhite
Holand	Luick		

Those voting in the negative were:

Forkner	Nething	Redlin	Stroup
Meschke	Rait	Strinden	Van Horn

Absent and not voting:

Christensen	Coughlin	Torgerson
-------------	----------	-----------

So the bill passed and the title was agreed to.

MOTION

Senator Lips moved that the House be requested to return House Concurrent Resolution No. 16, which motion prevailed.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return House Concurrent Resolution No. 16, which the Senate has requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 967 of the Senate Journal, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Roen	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Sands	Torgerson
-------------	-------	-----------

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 967 of the Senate Journal, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Ruemmele
Berube	Kautzmann	Morgan	Sands
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Decker	Larson, L.	Nothing	Stroup
Doherty	Lips	Pyle	Thoreson
Forkner	Litten	Rait	Trenbeath
Freed	Longmire	Redlin	Unruh
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wilhite
Holand	Melland	Roen	

Those voting in the negative were:

Strinden

Absent and not voting:

Christensen	Schultz	Torgerson	Wenstrom
Coughlin			

So the bill passed and the title was agreed to.

MOTION

Senator Sands moved that the Senate reconsider the action by which House Bill No. 359 was lost, which motion prevailed.

Senator Sands moved that House Bill No. 359 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 951 of the Senate Journal, the roll was called and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Meschke	Sands
Butler	Kelly	Morgan	Schultz
Chesrown	Larson, G.	Mutch	Stafne
Decker	Larson, L.	Nasset	Stroup
Doherty	Lips	Pyle	Thoreson
Forkner	Litten	Rait	Trenbeath
Freed	Longmire	Redlin	Unruh
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Luick	Robinson	Wenstrom
Jacobson	Melland	Roen	Wilhite

Those voting in the negative were:

Berube	Ruemmele	Sorlie	Strinden
Nothing			

Absent and not voting:

Christensen	Coughlin	Holand	Torgerson
-------------	----------	--------	-----------

So the bill passed and the title was agreed to.

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.

Which has been read.

Senator Freed moved that House Bill No. 34 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 968 and 969 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sands
Berube	Kelly	Mutch	Sorlie
Butler	Larson, G.	Nasset	Stafne
Chesrown	Larson, L.	Nothing	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Trenbeath
Freed	Lowe	Ringsak	Unruh
Goldberg	Luick	Robinson	Van Horn
Hernett	Melland	Roen	Wenstrom
Holand	Meschke	Ruemmele	Wilhite
Jacobson			

Absent and not voting:

Christensen Coughlin Schultz Torgerson

So the bill passed and the title was agreed to.

MOTION

Senator Trenbeath moved that the Senate reconsider the action by which House Bill No. 204 was lost, which motion lost.

SECOND READING OF A HOUSE BILL

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

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 969 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Sorlie
Berube	Larson, G.	Nething	Stafne
Butler	Larson, L.	Pyle	Strinden
Chesrown	Lips	Rait	Stroup
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Unruh
Hernett	Meschke	Ruemmele	Van Horn
Holand	Morgan	Sands	Wenstrom
Jacobson	Mutch	Schultz	Wilhite
Kautzmann			

Absent and not voting:

Christensen Coughlin Forkner Melland

So the bill passed and the title was agreed to.

MOTION

Senator Lips moved that the Senate reconsider the action by which House Concurrent Resolution No. 16 was adopted, which motion prevailed.

Senator Lips moved that House Concurrent Resolution No. 16 be placed at the head of the calendar, 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 the question of whether a constitutional convention shall be called.

Which has been read.

Senator Lips moved that the reading of the amendments to House Concurrent Resoluituion No. 16, be dispensed with, which montion prevailed.

Senator Lips moved that House Concurrent Resolution No. 16 be amended as follows:

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 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 PROPOSED
26a IN SECTION 1

27 BE ADOPTED AND SHALL A CONSTITUTIONAL

27a CONVENTION BE CALLED

28 FOR THE PURPOSE OF REVISING THE CONSTITUTION OF

28a 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 ()"

Which motion prevailed.

Senator Lips moved that the rules be suspended and that House
Concurrent Resolution No. 16 be placed on second reading and final
passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Concurrent Reso-
lution No. 16, as amended from the floor, the roll was called and
there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Berube	Larson, G.	Nasset	Stafne
Butler	Larson, L.	Nething	Strinden
Chesrown	Lips	Rait	Stroup
Decker	Litten	Redlin	Thoreson
Doherty	Longmire	Ringsak	Torgerson
Freed	Lowe	Robinson	Trenbeath
Goldberg	Luick	Roen	Unruh
Hernett	Melland	Ruemmele	Van Horn
Holand	Meschke	Sands	Wenstrom
Jacobson	Morgan	Schultz	Wilhite
Kautzmann			

Absent and not voting:

Christensen	Coughlin	Forkner	Pyle
-------------	----------	---------	------

So the resolution was declared adopted.

MOTION

Senator Longmire moved that the House be requested to return
House Bill No. 105, which motion prevailed.

MESSAGE TO THE HOUSE

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

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 969 and 970 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Schultz
Berube	Kelly	Mutch	Sorlie
Butler	Larson, G.	Nasset	Stafne
Chesrown	Larson, L.	Nothing	Strinden
Coughlin	Lips	Pyle	Stroup
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Torgerson
Forkner	Lowe	Ringsak	Unruh
Goldberg	Luick	Robinson	Van Horn
Hernett	Melland	Roen	Wenstrom
Holand	Meschke	Ruemmele	Wilhite
Jacobson			

Absent and not voting:

Christensen	Freed	Sands	Trenbeath
-------------	-------	-------	-----------

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that House Bill No. 162 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 970 and 971 of the Senate Journal, the roll was called and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kelly	Morgan	Ruemmele
Berube	Larson, G.	Mutch	Schultz
Butler	Larson, L.	Nasset	Sorlie
Coughlin	Lips	Nothing	Stafne
Decker	Litten	Pyle	Thoreson
Forkner	Longmire	Rait	Torgerson
Hernett	Lowe	Redlin	Unruh
Holand	Luick	Ringsak	Van Horn
Jacobson	Melland	Robinson	Wenstrom
Kautzmann	Meschke	Roen	Wilhite

Those voting in the negative were:

Doherty	Goldberg	Strinden	Stroup
---------	----------	----------	--------

Absent and not voting:

Chesrown Freed Sands Trenbeath
Christensen

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that the vote by which House Bills Nos. 5, 9, 11, 12, 83, 86, 117, 216, 218, 225, 335, 359, 362, 385, 405, 413, 447, 460, were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that the vote by which House Bills Nos. 204 and 289 were lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

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

MOTION

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Butler	Larson, G.	Nasset	Stafne
Doherty	Larson, L.	Nething	Strinden
Forkner	Lips	Pyle	Stroup
Goldberg	Litten	Rait	Trenbeath
Hernett	Longmire	Ringsak	Unruh
Holand	Luick	Robinson	Van Horn
Jacobson	Melland	Sands	Wenstrom
Kautzmann	Morgan	Schultz	Wilhite

Absent and not voting:

Berube	Decker	Meschke	Ruemmele
Chesrown	Freed	Redlin	Thoreson
Christensen	Lowe	Roen	Torgerson
Coughlin			

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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

MOTION

Senator Sorlie moved that Senate Bill No. 3 be returned to the House, as requested, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return Senate Bill No. 3, which the House requested.

LEO LEIDHOLM, Secretary

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 970 of the Senate Journal, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Larson, G.	Nasset	Stafne
Butler	Larson, L.	Nothing	Strinden
Coughlin	Lips	Pyle	Stroup
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Torgerson
Goldberg	Lowe	Ringsak	Trenbeath
Hernett	Luick	Robinson	Unruh
Holand	Melland	Sands	Van Horn
Jacobson	Morgan	Schultz	Wenstrom
Kautzmann	Mutch	Sorlie	Wilhite
Kelly			

Absent and not voting:

Berube	Christensen	Freed	Roen
Chesrown	Forkner	Meschke	Ruemmele

So the bill passed and the title was agreed to.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 68 has had the same under consideration and recommends that the same be amended as follows:

Delete everything after the words "Introduced by Senator Meschke" and insert in lieu thereof the following:

"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.

1 WHEREAS, the State Board of Higher Education has the
2 constitutional responsibility for the internal management of all
3 institutions of higher education in the State; and

4 WHEREAS, the formal channels of communication between the
5 Board of Higher Education quite properly are through the
5a Commissioner
6 of Higher Education and the presidents of the respective
6a institutions;

7 and

8 WHEREAS, the sole purpose of all institutions of higher
9 learning is the development and education of the youth of this
10 State; and

11 WHEREAS, the huge increase in enrollments in institutions
12 of higher learning in recent years has made present means of
12a student

13 communication with college authorities and the Board of Higher

13a Educa-

14 tion somewhat cumbersome; and

15 WHEREAS, the overwhelming majority of college students

16 today exemplifies remarkable maturity and insight in matters

17 affecting them, and the viewpoints forthcoming from the student

17a body

18 of North Dakota colleges and universities can be of material

18a assist-

19 ance to the State Board of Higher Education;

20 NOW, THEREFORE, BE IT RESOLVED BY THE

21 SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE

22 OF REPRESENTATIVES CONCURRING THEREIN:

23 That the State Board of Higher Education is hereby requested

24 to study and consider the feasibility of the appointment of a

25 representative of the student body of a North Dakota institution

26 of higher education, to be selected in a manner determined by the

27 Board, as a student adviser to the Board of Higher Education for

28 the purpose of attending its meetings, presenting student view-

29 points, and acting as liaison between the students of North Dakota

30 colleges and universities and the State Board of Higher Education,

31 and if determined feasible by the Board, the Board is requested

31a and

32 directed to implement such plan upon motion of the Board."

And when so amended recommends the same do pass.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 46 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 51 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 90 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 169 has had the same under consideration and recommends that the same do pass.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: 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:

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.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Social Welfare and Veterans' Affairs to whom was referred House Bill No. 351 has had the same under consideration and recommends that the same do pass.

SENATOR KAUTZMANN, Chairman

Senator Kautzmann moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Judiciary to whom was referred House Bill No. 353 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR CHESROWN, Chairman

Senator Chesrown moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 368 has had the same under consideration and recommends that the same be amended as follows:

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.**

And when so amended recommends the same do pass.

SENATOR HOLLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 371 has had the same under consideration and recommends that the same be amended as follows:

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.

And when so amended recommends the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 388 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR HOLLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 474 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 480 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 "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 States 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.

And when so amended recommends the same do pass.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Agriculture to whom was referred House Bill No. 488 has had the same under consideration and recommends that the same be indefinitely postponed.

SENATOR MORGAN, Chairman

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 496 has had the same under consideration and recommends that the same do pass.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

Mr. President: Your Committee on Education to whom was referred House Bill No. 499 has had the same under consideration and recommends that the same be placed on the calendar without recommendation.

SENATOR HOLAND, Chairman

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 be indefinitely postponed.

SENATOR BECKER, Chairman

Senator Becker moved that the report be adopted, which motion prevailed.

Mr. President: 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 indefinitely postponed.

SENATOR REDLIN, Chairman

Senator Redlin moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

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:

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.

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

MESSAGE FROM THE HOUSE

House Chamber

Mr. President I have the honor to return:

House Bill No. 105

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

MOTION

Senator Sorlie moved that the Governor be requested to return Senate Bill No. 27, which motion prevailed.

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 Senate Bill No. 27 to the Senate.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE GOVERNOR

March 14, 1969

The Honorable Richard Larsen
Lieutenant Governor
Senate Chambers
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

At the request of Senator Oscar Sorlie, I am herewith returning Senate Bill No. 27.

Sincerely,
WILLIAM L. GUY
Governor

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 27.

ROY GILBREATH, Chief Clerk

Senator Sorlie moved that Senate Bill No. 27 be returned to the House as requested, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 27

Which the House requested.

LEO LEIDHOLM, Secretary

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson		Sorlie
Berube	Kautzmann	Morgan	Stafne
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Lips	Pyle	Torgerson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Redlin	Unruh
Freed	Lowe	Ringsak	Van Horn
Goldberg	Luick	Robinson	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Roen	Ruemmele	Schultz
-------------	------	----------	---------

So the bill passed and the title was agreed to and the emergency clause carried.

FIRST READING OF A SENATE BILL

The Committee on Delayed Bills introduced:

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 first time.

MOTION

Senator Longmire moved that the rules be suspended, that Senate Bill No. 484 be not referred to a committee, not printed as a bill, but printed in the journal, and placed on the calendar, which motion prevailed.

SENATE BILL No. 484

Introduced by Committee on Delayed Bills

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.

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

- 1 SECTION 1. AMENDMENT.) Section 11-32-03 of the North
 2 Dakota Century Code is hereby amended and reenacted to read
 3 as follows:
 4 11-32-03. MAY JOIN WITH CITIES, SCHOOL DISTRICTS,
 5 AND OTHER AGENCIES IN ERECTION AND OPERATION.)
 5a The board
 6 of county commissioners, in carrying out the provisions of
 7 sections 11-32-01 and 11-32-02, may join with a city, school
 8 district, or other public or private nonprofit corporation or
 9 agency, or any or all of same, in the erection and operation
 10 of said memorial, or memorials, or other suitable recognition,
 11 in any proportion deemed advisable by said board. Said board
 12 in conjunction with the other cooperating body or bodies may
 13 provide for the operation and administration of said memorial,
 14 memorials, or other suitable recognition. In the event that a
 15 school building, gymnasium, or other school-related building is
 16 constructed by a school district and wholly or partially financed
 17 through moneys from the memorial fund created by this chapter,
 18 and, due to a reorganization of such school district, is
 19 transferred to another school district, such other school
 20 district shall be authorized to sell and transfer title to
 21 such building in the same manner provided by law notwith-
 21a standing
 22 the provisions of chapter 11-32 of the North Dakota Century Code.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-EIGHTH DAY

Bismarck, March 14, 1969

The Senate convened at 2:00 p.m., the President presiding.

Prayer by Chaplain W. L. Powell, Salvation Army, Bismarck.

Let me now go forth, O Lord my God, to the work of another day, still surrounded by Thy Wonderful Loving Kindnesses, still pledged to Thy Loyal Service, still standing in Thy Strength and not our own.

Let us today be Christians not only in words but also in deeds:

Let us follow bravely in the footsteps of the Master, wherever they may lead:

Let us be hard and stern with ourselves:

Let there be no self-pity or self-indulgence in our lives today:

Let our thinking be keen, our speech frank and open, and our actions courageous and decisive.

O Christ my Lord, Who for our sake and our brethren's did'st forego all earthly comfort and fullness, forbid it that we should ever live unto ourselves again.

Lord put Thy Blessing, on our Senate this day of Our Lord. Amen.

Roll call: All Senators present except Senators Christensen, Jacobson and Roen.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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 recommends that the same be corrected as follows:

On page 1039, line 15, correct the spelling of the word "been"

On page 1040, line 3 from the bottom, correct the spelling of the word "minds"

On page 1044, line 25, delete the words "as amended," and in line 26 delete the words "on page 905 of the Senate Journal,"

On page 1060, line 11, delete the word "SENATE" and insert the word "HOUSE", and in line 12, delete the word "Senate" and insert the word "House"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Stafne
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Nothing	Roen	Schultz
-------------	---------	------	---------

So the bill passed and the title was agreed to.

House Bill No. 337. 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 21; nays, 23; absent and not voting, 5.

Those voting in the affirmative were:

Chesrown	Larson, G.	Melland	Trenbeath
Coughlin	Larson, L.	Meschke	Unruh
Decker	Lips	Rait	Van Horn
Hernett	Longmire	Stafne	Wenstrom
Holand	Lowe	Stroup	Wilhite
Kautzmann			

Those voting in the negative were:

Becker	Goldberg	Mutch	Ruemmele
Berube	Jacobson	Nasset	Sorlie
Butler	Kelly	Nething	Strinden
Doherty	Litten	Pyle	Thoreson
Forkner	Luick	Ringsak	Torgerson
Freed	Morgan	Robinson	

Absent and not voting:

Christensen	Roen	Sands	Schultz
Redlin			

So the bill was lost.

Senator Coughlin changed his vote from aye to nay for the purpose of reconsideration.

MESSAGE FROM THE HOUSE

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

MOTION

Senator Longmire moved that Senate Bill No. 484 be placed at the head of the calendar, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Stafne
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Lips	Pyle	Torgerson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Low	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Redlin	Roen	Sorlie
-------------	--------	------	--------

So the bill passed and the title was agreed to.

MOTIONS

Senator Longmire moved that the vote by which Senate Bill No. 484, and House Bills Nos. 282, 341, 350 and 365 were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Rait moved that House Bill No. 454 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 972 of the Senate Journal, the roll was called and there were ayes, 33; nays, 8; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Jacobson	Melland	Stroup
Berube	Kelly	Meschke	Thoreson
Chesrown	Larson, G.	Morgan	Torgerson
Coughlin	Larson, L.	Mutch	Trenbeath
Decker	Lips	Nasset	Unruh
Doherty	Longmire	Ringsak	Van Horn
Forkner	Low	Robinson	Wenstrom
Hernett	Luick	Sands	Wilhite
Holand			

Those voting in the negative were:

Butler	Litten	Pyle	Stafne
Kautzmann	Nothing	Ruemmele	Strinden

Absent and not voting:

Christensen	Goldberg	Redlin	Schultz
Freed	Rait	Roen	Sorlie

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 12

Which the Senate has amended.

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

MESSAGE FROM THE HOUSE

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

MOTION

Senator Longmire moved that House Bills Nos. 35 and 162 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

Senator Melland moved that the rules be suspended and that the reading of the proposed amendments to House Bill No. 35 be dispensed with, which motion prevailed.

Senator Melland moved that House Bill No. 35 be amended as follows:

In the third line of the title insert a period after the word "skills" and delete the words "at the community"

Delete the fourth line of the title

In line 3 delete the word "five" and insert in lieu thereof the word "three"; and following the word "hundred" insert the word "fifty"

In line 5 after the word "of" and before the word "implementing" insert the following language: "purchasing equipment and"

Delete line 7

In line 8 delete the following language: university of North Dakota, Williston center" and insert in lieu thereof the words "in the state"

In line 13 delete the word "highly"

In line 15 delete the word "fullest"

Delete lines 16 through 23, inclusive

In line 33 delete the word "substantially"

In line 37 delete the words "unless unforeseen"

In line 38 delete the words "circumstances arise"

In line 39 delete the word "appear" and insert in lieu thereof the word "are"

In line 42 delete the word "strongly"

In line 43 delete the word "discouraged" and insert in lieu thereof the word "prohibited"

In line 44 insert a period after the word "facilities" and delete the words "except as"

Delete line 45

In line 47 delete the word "area"
 In line 49 delete the words "area and"
 In line 53 delete the word "principal"

Which motion lost.

Senator Ringsak moved that House Bill No. 35 be amended as follows:

Delete lines 16 through 23.

Which motion lost.

ROLL CALL

The question being on the final passage of House Bill No. 35, the roll was called and there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Berube	Kelly	Pyle	Thoreson
Chesrown	Larson, G.	Rait	Torgerson
Doherty	Larson, L.	Roen	Trenbeath
Forkner	Lips	Ruemmele	Unruh
Hernett	Longmire	Sands	Van Horn
Holand	Lowe	Schultz	Wenstrom
Jacobson	Mutch	Stafne	Wilhite
Kautzmann	Nasset	Stroup	

Those voting in the negative were:

Becker	Freed	Melland	Ringsak
Butler	Goldberg	Meschke	Robinson
Coughlin	Litten	Morgan	Sorlie
Decker	Luick	Nothing	Strinden

Absent and not voting:

Christensen Redlin

So the bill passed and the title was agreed to.

Senator Guy Larson moved that the vote by which House Bill No. 35 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign

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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

Senator Longmire moved that the rules be suspended, that House Bill No. 516 be not referred to committee, but placed on the calendar, which motion prevailed.

FIRST READING OF A HOUSE BILL

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.

Senator Longmire moved that the rules be suspended, that House Bill No. 515 be not referred to committee, but placed on the calendar, which motion prevailed.

FIRST READING OF A HOUSE BILL

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.

Senator Longmire moved that the rules be suspended, that House Bill No. 516 be not referred to committee, but placed on the calendar, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Longmire moved that the Senate do not concur in the House amendments to Senate Bill No. 29 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 29:

Senator Robinson
 Senator Kelly
 Senator L. Larson

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 75, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 75 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 34; nays, 9; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Melland	Stafne
Berube	Kautzmann	Meschke	Stroup
Butler	Kelly	Nething	Thoreson
Chesrown	Larson, G.	Pyle	Trenbeath
Coughlin	Larson, L.	Ruemmele	Unruh
Decker	Lips	Sands	Van Horn
Forkner	Longmire	Schultz	Wenstrom
Freed	Lowe	Sorlie	Wilhite
Goldberg	Luick		

Those voting in the negative were:

Doherty	Mutch	Ringsak	Strinden
Hernett	Rait	Robinson	Torgerson
Morgan			

Absent and not voting:

Christensen	Litten	Roen	Redlin
Jacobson	Nasset		

So the bill passed and the title was agreed to.

Senator Becker moved that the Senate do concur in the House amendments to Senate Bill No. 176, which motion prevailed.

Senator Becker moved that the rules be suspended and that Senate Bill No. 176 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Melland	Schultz
Berube	Jacobson	Meschke	Sorlie
Butler	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Mutch	Strinden
Coughlin	Larson, G.	Nasset	Stroup
Decker	Larson, L.	Nething	Thoreson
Doherty	Lips	Pyle	Torgerson
Forkner	Litten	Rait	Trenbeath
Freed	Longmire	Ringsak	Unruh
Goldberg	Lowe	Robinson	Van Horn
Hernett	Luick	Sands	Wilhite

Absent and not voting:

Christensen	Roen	Ruemmele	Wenstrom
Redlin			

So the bill passed and the title was agreed to and the emergency clause carried.

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 350, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 350 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Holand	Melland	Schultz
Berube	Jacobson	Meschke	Sorlie
Butler	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Nothing	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Rait	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Luick	Sands	Wilhite

Those voting in the negative were:

Mutch Torgerson

Absent and not voting:

Christensen Redlin Roen

So the bill passed and the title was agreed to.

Senator Kautzman moved that the Senate do concur in the House amendments to Senate Bill No. 427, which motion prevailed.

Senator Kautzmann moved that the rules be suspended and that Senate Bill No. 427 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen Redlin Roen

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 432 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 432:

Senator G. Larson
Senator Nasset
Senator Van Horn

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 447, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 447 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as **amended**, by the House, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Strinden
Coughlin	Larson, L.	Nothing	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Litten	Rait	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand			

Absent and not voting:

Christensen Redlin Roen Wilhite

So the bill passed and the title was agreed to.

Senator Longmire moved that the Senate do not concur in the House amendments to Senate Bill No. 469 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 469:

Senator Lips
Senator Melland
Senator L. Larson

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 5, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Concurrent Resolution No. 5 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Holand	Luick	Sands
Berube	Jacobson	Melland	Schultz
Butler	Kautzmann	Meschke	Sorlie
Chesrown	Kelly	Morgan	Stafne
Coughlin	Larson, G.	Nasset	Stroup
Decker	Larson, L.	Nothing	Thoreson
Forkner	Lips	Pyle	Trenbeath
Freed	Litten	Rait	Unruh
Goldberg	Longmire	Ringsak	Van Horn
Hernett	Lowe	Ruemmele	Wenstrom

Those voting in the negative were:

Doherty	Robinson	Strinden	Torgerson
Mutch			

Absent and not voting:

Christensen	Redlin	Roen	Wilhite
-------------	--------	------	---------

So the resolution was declared adopted.

MOTION

Senator Longmire moved that the vote by which House Bill No. 457 and Senate Bills Nos. 75, 176, 350, 427, 447 and Senate Concurrent Resolution No. 5 were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that after the reading of House Bills Nos. 1, 6, 90, 106, 163, 169, 249, 265, 279, 351, 388, 465, 474, 496, 499, 500, 508, 509, 515, 516 and House Concurrent Resolutions Nos. 2, 4, 6, 7, 9, 15, 17, 30, 34, 43, 47, 51, 56, 71, and 72, that the Senate recess until 9:00 A.M., March 15, 1969, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-EIGHTH DAY AFTER RECESS

Bismarck, March 15, 1969

The Senate convened at 9:00 A.M., pursuant to recess taken, the President presiding.

MESSAGES TO THE HOUSE

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 a Conference Committee to act with a like committee 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 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 transmit:

Senate Bill No. 484

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. 341

House Bill No. 457

Which the Senate has amended.

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

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

SIGNING OF BILLS

The Secretary announced that the president was about to sign
Senate Resolution No. 3

And the President signed the same in the presence of the Senate.

CONSIDERATION OF AMENDMENTS

Senator Melland moved that the reading of the amendments to Senate Concurrent Resolution No. 68, House Bills Nos. 304, 368, 371 and 480, be dispensed with, which motion prevailed.

Senator Holand moved that the amendments to Senate Concurrent Resolution No. 68 as recommended by the Committee on Education and printed on pages 1089 and 1090 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to House Bill No. 304 as recommended by the Committee on Agriculture and printed on page 1091 of the Senate Journal, be adopted, which motion prevailed.

Senator Holand moved that the amendments to House Bill No. 368 as recommended by the Committee on Education and printed on pages 1091 and 1094 of the Senate Journal, be adopted, which motion prevailed.

Senator Redlin moved that the amendments to House Bill No. 371 as recommended by the Committee on Political Subdivisions and printed on page 1094 of the Senate Journal, be adopted, which motion prevailed.

Senator Morgan moved that the amendments to House Bill No. 480 as recommended by the Committee on Agriculture and printed on page 1095 of the Senate Journal, be adopted, which motion prevailed.

MOTION

Senator Chesrown moved that the title to Senate Bill No. 286 be amended as follows:

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.

Which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Renumber the lines accordingly.

For the Senate
 Senator Kelly
 Senator Schultz
 Senator L. Larson

For the House
 Rep. Dick
 Rep. Diehl
 Rep. O. Solberg.

Senator Kelly moved that the report be adopted, which motion prevailed.

Senator Kelly moved that the rules be suspended and that Senate Bill No. 10 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Strinden
Berube	Kelly	Pyle	Stroup
Butler	Larson, G.	Rait	Thoreson
Decker	Larson, L.	Redlin	Torgerson
Doherty	Lips	Robinson	Trenbeath
Freed	Longmire	Ruemmele	Unruh
Goldberg	Luick	Sands	Van Horn
Hernett	Melland	Schultz	Wenstrom
Holand	Meschke	Stafne	Wilhite
Jacobson	Morgan		

Absent and not voting:

Chesrown	Forkner	Mutch	Roen
Christensen	Litten	Nothing	Sorlie
Coughlin	Lowe	Ringsak	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Unruh moved that the report be adopted, which motion prevailed.

Senator Unruh moved that the rules be suspended and that Senate Bill No. 78 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Berube	Kautzmann	Nasset	Strinden
Butler	Kelly	Pyle	Stroup
Chesrown	Larson, G.	Rait	Thoreson
Decker	Larson, L.	Redlin	Torgerson
Doherty	Lips	Robinson	Trenbeath
Freed	Longmire	Ruemmele	Unruh
Goldberg	Luick	Sands	Van Horn
Hernett	Melland	Schultz	Wenstrom
Holand	Meschke	Sorlie	Wilhite
Jacobson	Morgan	Stafne	

Absent and not voting:

Becker	Forkner	Mutch	Ringsak
Christensen	Litten	Nothing	Roen
Coughlin	Lowe		

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Morgan moved that the report be adopted, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 124 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Stafne
Berube	Kautzmann	Nasset	Strinden
Butler	Kelly	Pyle	Stroup
Chesrown	Larson, G.	Rait	Thoreson
Decker	Larson, L.	Redlin	Torgerson
Doherty	Lips	Robinson	Unruh
Forkner	Longmire	Ruemmele	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand			

Absent and not voting:

Christensen	Litten	Mutch	Roen
Coughlin	Lowe	Nething	Sorlie
Freed	Melland	Ringsak	Trenbeath

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that consideration of the Report of the Conference Committee on Senate Bill No. 137 be placed at the foot of the seventh order of business, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 it be discharged and a new Conference Committee be appointed.

For the Senate
 Senator Chesrown
 Senator Sands
 Senator Berube

For the House
 Rep. Aafedt
 Rep. Kuehn
 Rep. Glaspey

Senator Berube moved that the report be adopted, which motion prevailed.

Senator Longmire moved that a new Conference Committee be appointed on Senate Bill No. 312, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on

Senate Bill No. 312
 Senator Redlin
 Senator Ruemmele
 Senator Freed

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 403 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 403. A Bill for an Act to provide for county and city ambulance service, and permit a tax levy thereof.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Hernett	Meschke	Stafne
Berube	Holand	Morgan	Strinden
Butler	Jacobson	Nasset	Stroup
Chesrown	Kautzmann	Pyle	Thoreson
Coughlin	Kelly	Rait	Torgerson
Decker	Larson, G.	Redlin	Trenbeath
Doherty	Larson, L.	Robinson	Unruh
Forkner	Lips	Ruemmele	Van Horn
Freed	Longmire	Sands	Wenstrom
Goldberg	Luick	Schultz	Wilhite

Absent and not voting:

Christensen	Melland	Nething	Roen
Litten	Mutch	Ringsak	Sorlie
Lowe			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 \$1000.** 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

Senator Ringsak moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 425 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 34; nays, 4; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Holand	Morgan	Strinden
Berube	Jacobson	Nasset	Stroup
Butler	Kautzmann	Pyle	Thoreson
Chesrown	Kelly	Rait	Trenbeath
Decker	Larson, G.	Redlin	Unruh
Forkner	Lips	Sands	Van Horn
Freed	Longmire	Schultz	Wenstrom
Goldberg	Luick	Stafne	Wilhite
Hernett	Meschke		

Those voting in the negative were:

Doherty	Larson, L.	Robinson	Ruemmele
Absent and not voting:			
Christensen	Lowe	Nething	Sorlie
Coughlin	Melland	Ringsak	Torgerson
Litten	Mutch	Roen	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 88 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 35; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

Becker	Holand	Meschke	Schultz
Berube	Jacobson	Morgan	Stafne
Butler	Kautzmann	Nasset	Strinden
Chesrown	Kelly	Pyle	Stroup
Decker	Larson, G.	Rait	Unruh
Doherty	Larson, L.	Redlin	Van Horn

Forkner	Lips	Robinson	Wenstrom
Freed	Longmire	Ruemmele	Wilhite
Goldberg	Luick	Sands	

Those voting in the negative were:

Thoreson	Torgerson
----------	-----------

Absent and not voting:

Christensen	Litten	Mutch	Roen
Coughlin	Lowe	Nething	Sorlie
Hernett	Melland	Ringsak	Trenbeath

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 the Senate and the House concur 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

Senator Freed moved that the report be adopted, which motion prevailed.

Senator Freed moved that the rules be suspended and that House Bill No. 322 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 28; nays, 8; absent and not voting, 13.

Those voting in the affirmative were:

Becker	Goldberg	Meschke	Stafne
Berube	Holand	Morgan	Strinden
Butler	Jacobson	Nasset	Stroup
Chesrown	Kautzmann	Pyle	Thoreson
Decker	Kelly	Redlin	Unruh
Forkner	Lips	Ringsak	Wenstrom
Freed	Longmire	Robinson	Wilhite

Those voting in the negative were:

Doherty	Larson, L.	Sands	Torgerson
Larson, G.	Mutch	Schultz	Van Horn
Absent and not voting:			
Christensen	Lowe	Nething	Ruemmele
Coughlin	Luick	Rait	Sorlie
Hernett	Melland	Roen	Trenbeath
Litten			

So the bill passed and the title was agreed to.

Mr. President: 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. O. Solberg

Senator Melland moved that the report be adopted, which motion prevailed.

Senator Schultz moved that the rules be suspended and that House Bill No. 25 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Stafne
Berube	Kautzmann	Mutch	Strinden
Chesrown	Kelly	Nasset	Stroup
Decker	Larson, G.	Pyle	Thoreson
Doherty	Larson, L.	Rait	Torgerson
Forkner	Lips	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Luick	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite

Absent and not voting:

Butler	Litten	Nething	Ruemmele
Christensen	Lowe	Redlin	Sorlie
Coughlin	Melland	Roen	Trenbeath
Hernett			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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. Johnson
 Rep. Ganser
 Rep. Kenneth Erickson

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 151 be placed on second reading and final passage, as amended in Conference Committee, 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 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 32; nays, 5; absent and not voting, 12.

Those voting in the affirmative were:

Becker	Goldberg	Luick	Schultz
Berube	Holand	Meschke	Stafne
Butler	Jacobson	Morgan	Strinden
Chesrown	Kautzmann	Nasset	Stroup
Decker	Kelly	Pyle	Unruh

Doherty	Larson, G.	Rait	Van Horn
Forkner	Lips	Ruemmele	Wenstrom
Freed	Longmire	Sands	Willhite

Those voting in the negative were:

Larson, L.	Robinson	Thoreson	Torgerson
Mutch			

Absent and not voting:

Christensen	Litten	Nothing	Roen
Coughlin	Lowe	Redlin	Sorlie
Hernett	Melland	Ringsak	Trenbeath

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 amendments 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 section:

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 charge 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

Senator Chesrown moved that the report be adopted, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that House Bill No. 271 be placed on second reading and final passage, as amended in Conference Committee, 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 30-17-01, 30-17-03, 30-17-04, and 30-17-05 of the North Dakota Century Code, relating to the summary administration of small estates.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Becker	Holand	Morgan	Strinden
Berube	Jacobson	Mutch	Stroup
Butler	Kautzmann	Nasset	Thoreson
Chesrown	Kelly	Pyle	Torgerson
Decker	Larson, L.	Rait	Unruh
Doherty	Lips	Redlin	Van Horn
Forkner	Longmire	Ringsak	Wenstrom
Freed	Luick	Robinson	Wilhite
Goldberg	Meschke	Stafne	

Absent and not voting:

Christensen	Litten	Roen	Schultz
Coughlin	Lowe	Ruemmele	Sorlie
Hernett	Melland	Sands	Trenbeath
Larson, G.	Nothing		

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

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 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 containing 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 delegates 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

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 485 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 33; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Berube	Kautzmann	Meschke	Stafne
Butler	Kelly	Morgan	Strinden
Chesrown	Larson, G.	Mutch	Stroup
Decker	Larson, L.	Nasset	Thoreson
Doherty	Lips	Pyle	Torgerson
Forkner	Longmire	Redlin	Unruh
Freed	Lowe	Ringsak	Wenstrom
Holand	Luick	Robinson	Wilhite
Jacobson			

Absent and not voting:

Becker	Hernett	Rait	Schultz
Christensen	Litten	Roen	Sorlie
Coughlin	Melland	Ruemmele	Trenbeath
Goldberg	Nething	Sands	Van Horn

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that the Senate reconsider the action by which House Bill No. 105 was passed, 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.

Which has been read.

Senator Holand moved that House Bill No. 105 be amended as follows:

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.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 105 be placed on second reading and final passage as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 105, as amended from the floor, the roll was called and there were ayes, 32; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Berube	Kelly	Mutch	Strinden
Butler	Larson, G.	Nasset	Stroup
Decker	Larson, L.	Pyle	Thoreson
Doherty	Lips	Rait	Torgerson
Forkner	Longmire	Redlin	Unruh
Holand	Lowe	Ringsak	Van Horn
Jacobson	Luick	Robinson	Wenstrom
Kautzmann	Morgan	Stafne	Wilhite

Absent and not voting:

Becker	Goldberg	Meschke	Sands
Chesrown	Hernett	Nething	Schultz
Christensen	Litten	Roen	Sorlie
Coughlin	Melland	Ruemmele	Trenbeath
Freed			

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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

On Senate Bill No. 432

Rep. Bier
Rep. Knudson
Rep. Giffey

On 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

APPOINTMENT OF CONFERENCE COMMITTEE

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 453, which motion prevailed.

The President appointed as a Conference Committee on

House Bill No. 453
Senator Decker
Senator Thoreson
Senator Rait

MOTION

Senator Longmire moved that House Bills No. 6, 163, 249, 265, 279, 499, 500, 508 and 509 be placed at the head of the calendar, 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 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 1022 and 1023 of the Senate Journal, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Becker	Holand	Luick	Stafne
Berube	Jacobson	Meschke	Strinden
Butler	Kautzmann	Morgan	Stroup
Chesrown	Kelly	Mutch	Thoreson

Coughlin	Larson, G.	Pyle	Trenbeath
Decker	Larson, L.	Rait	Unruh
Doherty	Lips	Redlin	Van Horn
Forkner	Longmire	Ringsak	Wenstrom
Freed	Lowe	Robinson	Wilhite
Absent and not voting:			
Christensen	Melland	Roen	Schultz
Goldberg	Nasset	Ruemmele	Sorlie
Hernett	Nething	Sands	Torgerson
Litten			

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that House Bill No. 163 be placed down on the calendar after Senate Bill No. 509, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 1024 and 1025 of the Senate Journal, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Strinden
Berube	Larson, G.	Nething	Stroup
Butler	Larson, L.	Pyle	Thoreson
Coughlin	Lips	Rait	Torgerson
Decker	Longmire	Redlin	Trenbeath
Doherty	Lowe	Ringsak	Unruh
Forkner	Luick	Robinson	Van Horn
Holand	Meschke	Schultz	Wenstrom
Jacobson	Morgan	Stafne	Wilhite
Kautzmann	Mutch		

Absent and not voting:

Chesrown	Goldberg	Melland	Sands
Christensen	Hernett	Roen	Sorlie
Freed	Litten	Ruemmele	

So the bill passed and the title was agreed to.

MOTION

Senator Decker moved that House Bill No. 509 be placed at the head of the calendar, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1032 of the Senate Journal, the roll was called and there were ayes, 39; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Holand	Meschke	Stafne
Berube	Jacobson	Morgan	Strinden
Butler	Kautzmann	Nasset	Stroup

Chesrown	Kelly	Nething	Thoreson
Coughlin	Larson, G.	Pyle	Torgerson
Decker	Larson, L.	Rait	Unruh
Doherty	Lips	Redlin	Van Horn
Forkner	Longmire	Ringsak	Wenstrom
Freed	Lowe	Robinson	Wilhite
Hernett	Luick	Schultz	

Those voting in the negative were:

Mutch

Absent and not voting:

Christensen	Melland	Ruemmele	Sorlie
Goldberg	Roen	Sands	Trenbeath
Litten			

So the bill passed and the title was agreed to.

MOTION

Senator Freed Moved that House Bill No. 265 be placed at the foot of the calendar, which motion prevailed.

MESSAGE FROM THE GOVERNOR

Bismarck, March 15, 1969

The Honorable Richard Larsen
Lieutenant Governor
Senate Chamber
State Capitol
Bismarck, North Dakota

Dear Lt. Governor Larsen:

This is to inform you that on March 14, 1969, I signed the following Senate Bills:

Senate Bill No. 4
Senate Bill No. 7
Senate Bill No. 17
Senate Bill No. 18
Senate Bill No. 21
Senate Bill No. 28
Senate Bill No. 32
Senate Bill No. 33
Senate Bill No. 56
Senate Bill No. 62
Senate Bill No. 86
Senate Bill No. 88
Senate Bill No. 107
Senate Bill No. 109
Senate Bill No. 143
Senate Bill No. 202
Senate Bill No. 215
Senate Bill No. 225
Senate Bill No. 226
Senate Bill No. 230
Senate Bill No. 233
Senate Bill No. 269
Senate Bill No. 291
Senate Bill No. 319
Senate Bill No. 321
Senate Bill No. 326
Senate Bill No. 341
Senate Bill No. 446
Senate Bill No. 464
Senate Bill No. 471
Senate Bill No. 474

Sincerely,
WILLIAM L. GUY
Governor

MESSAGES TO THE HOUSE

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 committees having been unable to agree, the President appointed as a new conference committee:

Senator Redlin
Senator Freed
Senator Ruemmele

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. 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. 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

MESSAGE FROM THE HOUSE

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

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 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 1025 to 1030 of the Senate Journal, the roll was called and there were ayes, 35; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Butler	Kautzmann	Mutch	Sorlie
Coughlin	Larson, G.	Nasset	Stafne
Decker	Lips	Nething	Strinden
Doherty	Litten	Pyle	Stroup
Freed	Longmire	Redlin	Thoreson
Goldberg	Lowe	Ringsak	Unruh
Hernett	Luick	Robinson	Wenstrom
Holand	Melland	Sands	Wilhite
Jacobson	Morgan	Schultz	

Those voting in the negative were:

Berube	Kelly	Rait	Trenbeath
Chesrown	Larson, L.	Ruemmele	Van Horn
Forkner	Meschke		

Absent and not voting:

Becker	Christensen	Roen	Torgerson
--------	-------------	------	-----------

So the bill passed and the title was agreed to.

MOTION

Senator Coughlin moved that the Senate reconsider the action by which House Bill No. 387 was lost, which motion prevailed.

Senator Coughlin moved that House Bill No. 387 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Kautzmann	Melland	Schultz
Butler	Kelly	Meschke	Sorlie
Chesrown	Larson, G.	Morgan	Stafne
Coughlin	Larson, L.	Nasset	Stroup
Decker	Lips	Pyle	Trenbeath
Freed	Litten	Rait	Unruh
Goldberg	Longmire	Redlin	Van Horn
Hernett	Lowe	Robinson	Wenstrom
Holand	Luick	Ruemmele	Wilhite
Jacobson			

Those voting in the negative were:

Becker	Forkner	Nething	Thoreson
Doherty	Mutch	Strinden	Torgerson

Absent and not voting:

Christensen	Ringsak	Roen	Sands
-------------	---------	------	-------

So the bill passed and the title was agreed to and the emergency clause carried.

MOTION

Senator Holand moved that House Bill No. 499 be placed at the foot of the calendar, 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.

Which has been read.

Senator Longmire moved that the reading of the amendments to House Bill No. 500 be dispensed with, which motion prevailed.

Senator Schultz moved that House Bill No. 500 be amended as follows:

In the sixth line of the title of the engrossed bill following the word "sections" insert the following: "57-50-01,"

In the seventh line of the title following the word "to" insert the following: "refunds of tax,"

Before line 1 of the engrossed bill insert the following new section:

"SECTION 1. AMENDMENT.) Section 57-50-01 of the North Dakota Century Code as amended by chapter 376 of the 1967 Session Laws is hereby amended and reenacted to read as follows:

57-50-01. REFUND OF TAX PROVIDED FOR.) Any person who shall buy or use any motor vehicle fuel as defined in subsection 2 of section 57-54-03, for agricultural or industrial purposes, except motor vehicle fuel used in motor vehicles operated or intended to be operated in whole or in part upon any of the public highways of the state of North Dakota on which the motor vehicle fuel tax has been paid, shall be reimbursed or repaid within the time hereinafter provided, **all but one cent per gallon** of the amount of such tax paid by him upon presentation to and the approval of the tax commissioner of a claim for refund. Those aviation gasoline fuel taxes collected, upon which no refund is claimed and those revenues remaining as unclaimed refunds under the provisions of the statutory refunds on aviation gasoline and aviation motor fuels are hereby appropriated, in accordance with the time limitations as provided by law, and used exclusively for construction, reconstruction, repair, maintenance and operation of small landing strips near highways and communities in this state and for the purchase of necessary land required therefor and shall be administered and expended by the state of North Dakota aeronautics commission for the above purpose."

And renumber the lines and sections accordingly.

Senator Wilhite moved that the amendments to House Bill No. 500 be laid on the table, which motion lost.

Senator Butler moved that House Bill No. 500 be placed after House Bill No. 34 on the calendar, which motion prevailed.

MESSAGES FROM THE HOUSE

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

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 as follows:

AMENDMENTS TO SENATE BILL NO. 8

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.

AMENDMENTS TO SENATE BILL NO. 22

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.

AMENDMENTS TO SENATE BILL NO. 26

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.

AMENDMENTS TO SENATE BILL NO. 97

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."

AMENDMENTS TO SENATE BILL NO. 251

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.

AMENDMENTS TO SENATE BILL NO. 435

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.

AMENDMENTS TO SENATE BILL NO. 440

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.

AMENDMENTS TO SENATE BILL NO. 459

In the engrossed bill delete all of lines 147 through 161

AMENDMENTS TO SENATE BILL NO. 467

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.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION NO. 6

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.

MOTION

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

ENROLLMENT AND ENGROSSMENT

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Concurrent Resolution No. 68

And find the same correctly Engrossed.

SENATOR WENSTROM, Chairman

Senator Berube moved that the report be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 3

Was delivered to the Secretary of State at the hour of 9:30 o'clock A.M., March 15, 1969.

SENATOR WENSTROM, Chairman

SECOND READING OF HOUSE BILLS

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.

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, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Becker	Larson, G.	Mutch	Sorlie
Coughlin	Lips	Nasset	Stafne
Decker	Litten	Pyle	Strinden
Doherty	Longmire	Rait	Thoreson
Forkner	Lowe	Redlin	Torgerson
Freed	Luick	Ringsak	Unruh
Holand	Melland	Ruemmele	Van Horn
Jacobson	Meschke	Sands	Wenstrom
Kelly	Morgan	Schultz	Wilhite

Absent and not voting:

Berube	Goldberg	Larson, L.	Roen
--------	----------	------------	------

Butler	Hernett	Nething	Stroup
Chesrown	Kautzmann	Robinson	Trenbeath
Christensen			

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on pages 1023 and 1024 of the Senate Journal, the roll was called and there were ayes, 37; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Larson, G.	Morgan	Sorlie
Butler	Larson, L.	Pyle	Stafne
Coughlin	Lips	Rait	Stroup
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Kelly			

Those voting in the negative were:

Mutch	Nasset	Strinden	Thoreson
-------	--------	----------	----------

Absent and not voting:

Berube	Christensen	Jacobson	Nething
Chesrown	Hernett	Kautzmann	Roan

So the bill passed and the title was agreed to and the emergency clause carried.

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.

Which has been read.

Senator Freed moved that House Bill No. 34 be amended as follows:

Delete lines 96 through 101 of the engrossed bill.

Renumber the sections and lines accordingly.

Which motion prevailed.

Senator Freed moved that the rules be suspended and that House Bill No. 34 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of House Bill No. 34, as amended, on pages 967 and 968 of the Senate Journal, and from the floor, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nething	Strinden

Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan		

Absent and not voting:

Berube Christensen Roen

So the bill passed and the title was agreed to and the emergency clause carried.

MOTION

Senator Robinson moved that the Conference Committee report on Senate Bill No. 137 be considered at this time, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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**
 29a **TAX.)**

- 30 1. Each individual, estate, or trust required to file an
 31 income tax return pursuant to chapter 57-38 and who
 32 derives income from the operation of a business, trade,
 33 or profession, other than as an employee, shall pay a tax
 34 for the privilege of doing business in this state of one
 35 percent of the net income derived from the operation of
 35a such
 36 business, trade, or profession, but the minimum tax
 37 assessable to any one taxpayer shall be twenty dollars,
 38 which tax shall be a separate tax that is levied in addition
 39 to the taxes provided for in chapter 57-38. For the
 40 purposes of this subsection, the term "net income" means
 41 the gross income derived from such business, trade, or
 42 profession less the expenses of carrying on such business,
 43 trade, or profession, as computed for federal income tax
 44 purposes pursuant to the provisions of the United States
 45 Internal Revenue Code of 1954, as amended. Provided,
 46 however, that the provisions of this subsection of this
 47 section of this Act shall not become effective if for any
 48 reason any other provision of this Act does not become
 49 effective, nor shall the provisions of this subsection
 50 continue in effect if this Act does become effective and
 51 any part of it is invalidated or disapproved in any way,
 52 other than by action of the legislative assembly, that
 52a would
 53 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 the
 95 same meaning as provided in subdivision a of subsection 21
 96 of section 57-38-01.
 - 97 4. For the purposes of administering the provisions of this
 98 section, the provisions of chapter 57-38, pertaining to the
 99 administration of the income tax law, not in conflict with
 100 the provisions of this section and including but not limited
 101 to the provisions relating to the filing of returns, the
 102 withholding of income taxes, the payment of income taxes
 103 and interest and penalties thereon, refunds, attachment
 104 of liens for failure to pay such taxes, and civil and
 105 criminal penalties for failure to comply with the provisions
 106 of that chapter, shall govern the administration of the
 107 taxes levied in this section.
 - 108 5. The provisions of this section shall be effective for all
 109 taxable years beginning on or after January 1, 1970.
- 110 SECTION 3. DEFINITIONS.) As used in this Act, unless the
 111 context or the subject matter otherwise requires:
- 112 1. "Bank" means any banking association organized under
 112a the
 113 laws of the United States or of the state of North Dakota
 114 located in or having a place of business in this state.
 - 115 2. "Trust company" means any trust company organized
 115a under
 116 the laws of this state, any other state, or of the United
 117 States, with a place of business in this state.
 - 118 3. "Building and loan association" means any building and
 118a loan
 119 association or savings and loan association organized under
 120 the laws of the United States or the state of North
 120a 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

(refused to sign)

Senator Torgerson moved that the report be adopted.

Senator Hernet moved that the report of the Conference Committee on House Bill No. 137 be laid on the table.

Senator Torgerson requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Hernet that the report of the Conference Committee on House Bill No. 137 be laid on the table, the roll was called and there were ayes, 16; nays, 31; absent and not voting, 2.

Those voting in the affirmative were:

Chesrown	Hernett	Litten	Stroup
Doherty	Holand	Nething	Trenbeath
Forkner	Kautzmann	Sorlie	Wenstrom
Goldberg	Lips	Stafne	Wilhite

Those voting in the negative were:

Becker	Larson, G.	Mutch	Sands
Berube	Larson, L.	Nasset	Schultz
Butler	Longmire	Pyle	Strinden
Coughlin	Lowe	Rait	Thoreson
Decker	Luick	Redlin	Torgerson
Freed	Melland	Ringsak	Unruh
Jacobson	Meschke	Robinson	Van Horn
Kelly	Morgan	Ruemmele	

Absent and not voting:

Christensen Roen

So the motion lost.

Senator Hernet moved that further consideration of the report of the Conference Committee on House Bill No. 137 be laid over one legislative day, which motion prevailed.

MESSAGE FROM THE HOUSE

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

SECOND READING OF HOUSE BILLS

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.

Which has been read.

The question being on the motion of Senator Schultz that House Bill No. 500 be amended, which motion lost.

Senator Wilhite moved that House Bill No. 500 be placed at the foot of the calendar, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1025 of the Senate Journal, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Stafne
Butler	Larson, G.	Nasset	Strinden
Chesrown	Larson, L.	Nothing	Stroup
Coughlin	Lips	Pyle	Thoreson
Decker	Litten	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Freed	Luick	Robinson	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite
Jacobson			

Absent and not voting:

Christensen	Hernett	Roen	Schultz
-------------	---------	------	---------

So the bill passed and the title was agreed to and the emergency clause carried.

MOTIONS

Senator Holand moved that House Bill No. 499 be placed at the foot of the calendar, which motion prevailed.

Senator Holand moved that House Bill No. 162 be placed at the foot of the calendar, which motion prevailed.

Senator Longmire moved that House Bill No. 1 be placed at the head of the calendar, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 1021 and 1022 of the Senate Journal, the roll was called and there were ayes, 40; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Luick	Ruemmele
Berube	Jacobson	Melland	Schultz
Butler	Kautzmann	Meschke	Sorlie
Chesrown	Kelly	Nasset	Stafne
Coughlin	Larson, G.	Nothing	Strinden
Decker	Larson, L.	Pyle	Stroup
Doherty	Lips	Rait	Unruh
Forkner	Litten	Redlin	Van Horn
Freed	Longmire	Ringsak	Wenstrom
Goldberg	Lowe	Robinson	Wilhite

Those voting in the negative were:

Mutch	Sands	Torgerson
-------	-------	-----------

Absent and not voting:

Christensen	Morgan	Thoreson	Trenbeath
Hernett	Roen		

So the bill passed and the title was agreed to and the emergency clause carried.

MOTION

Senator Rait moved that House Bill No. 454 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF 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.

Which has been read.

Senator Ruemmele moved that House Concurrent Resolution No. 13 be adopted, which motion prevailed.

MOTION

Senator Longmire moved that the vote by which House Bills Nos. 1, 6, 34, 105, 163, 249, 265, 279, 387, 508, 509, and House Concurrent Resolution No. 13 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

MESSAGES TO THE HOUSE

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.

LEO LEIDHOLM, Secretary
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

MOTION

Senator Longmire moved that the rules be suspended and that Senate Concurrent Resolution No. 68, and House Bills Nos. 304, 368, 371, and 480 be placed at the head of the calendar, 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.

Which has been read.

Senator G. Larson moved that Senate Concurrent Resolution No. 68 be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on page 1091 of the Senate Journal, the roll was called and there were ayes, 31; nays, 14; absent and not voting, 4.

Those voting in the affirmative were:

Coughlin	Kelly	Morgan	Sands
Decker	Larson, G.	Nasset	Schultz
Doherty	Lips	Nething	Sorlie
Forkner	Litten	Pyle	Stafne
Goldberg	Longmire	Rait	Trenbeath
Hernett	Lowe	Ringsak	Unruh
Holand	Luick	Robinson	Wenstrom
Jacobson	Melland	Ruemmele	

Those voting in the negative were:

Becker	Kautzmann	Redlin	Thoreson
Berube	Larson, L.	Strinden	Torgerson
Chesrown	Meschke	Stroup	Van Horn
Freed	Mutch		

Absent and not voting:

Butler	Christensen	Roen	Wilhite
--------	-------------	------	---------

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, on pages 1091 through 1094, of the Senate Journal, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Stafne
Butler	Kelly	Mutch	Strinden
Chesrown	Larson, G.	Nasset	Stroup
Coughlin	Larson, L.	Nothing	Thoreson
Decker	Lips	Pyle	Torgerson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Redlin	Unruh
Freed	Lowe	Ringsak	Van Horn
Goldberg	Luick	Robinson	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand			

Those voting in the negative were:

Ruemmele

Absent and not voting:

Christensen Roen Schultz

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1094 of the Senate Journal, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Holand	Melland	Schultz
Berube	Jacobson	Meschke	Sorlie
Butler	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Nasset	Stroup
Coughlin	Larson, G.	Pyle	Thoreson
Decker	Larson, L.	Rait	Torgerson
Doherty	Lips	Redlin	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Lowe	Ruemmele	Wenstrom
Hernett	Luick	Sands	Wilhite

Those voting in the negative were:

Mutch Nothing Strinden

Absent and not voting:

Christensen Roen

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1095 of the Senate Journal, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Litten	Rait	Thoreson

Forkner	Longmire	Redlin	Trenbeath
Freed	Low	Ringsak	Unruh
Goldberg	Luick	Robinson	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Those voting in the negative were:

Doherty Lips
Absent and not voting:
Christensen Roen

Torgerson

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that the vote by which Senate Concurrent Resolution No. 68, and House Bills No. 304, 368, 371, and 480 were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 amendment and 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

Senator Coughlin moved that the report be adopted, which motion prevailed.

Senator Coughlin moved that the rules be suspended and that Senate Bill No. 24 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Butler	Kelly	Mutch	Stafne
Chesrown	Larson, G.	Nasset	Strinden

Coughlin	Larson, L.	Nothing	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand			

Absent and not voting:

Christensen	Pyle	Roen	Wilhite
-------------	------	------	---------

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Sands moved that the report be adopted, which motion prevailed.

Senator Sands moved that the rules be suspended and that Senate Bill No. 201 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen	Roen
-------------	------

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 L. Larson

For the House
 Rep. Freeman
 Rep. Kingsbury
 Rep. Linderman

Senator Lowe moved that the report be adopted, which motion prevailed.

Senator Lowe moved that the rules be suspended and that House Bill No. 4 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Stafne
Chesrown	Larson, G.	Nothing	Strinden
Coughlin	Larson, L.	Pyle	Stroup
Decker	Lips	Rait	Thoreson
Doherty	Litten	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Ruemmele	Van Horn

Hernett Melland Sands Wenstrom
 Holand Meschke

Those voting in the negative were:

Wilhite

Absent and not voting:

Christensen Roen

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 Lester Larson

For the House

Rep. Wells

Rep. Belter

Rep. Wm. Erickson

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that House Bill No. 507 be placed on second reading and final passage, as amended in Conference Committee, 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 on the campus of North Dakota state university, and providing an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in conference committee, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Kautzmann	Morgan	Sorlie
Berube	Kelly	Mutch	Stame
Butler	Larson, L.	Nething	Strinden
Chesrown	Lips	Pyle	Stroup
Coughlin	Litten	Ringsak	Trenbeath
Doherty	Longmire	Redlin	Torgerson
Forkner	Low	Robinson	Unruh

Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Jacobson			

Absent and not voting:

Christensen	Holand	Nasset	Roen
Decker	Larson, G.	Rait	Thoreson

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

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 return:

House Bill No. 304

House Bill No. 368

House Bill No. 371

House Bill No. 480

Which the Senate has amended.

LEO LEIDHOLM, Secretary

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Sorlie moved that the Senate do concur in the House amendments to Senate Bill No. 8, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 8 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Holand	Meschke	Sorlie
Berube	Jacobson	Morgan	Stafne
Butler	Kautzmann	Mutch	Strinden
Chesrown	Kelly	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Torgerson
Doherty	Lips	Redlin	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite

Absent and not voting:

Christensen	Lowe	Rait	Ruemmele
Decker	Nasset	Roen	Thoreson
Larson, G.			

So the bill passed and the title was agreed to.

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 22 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 22,

Senator Schultz
 Senator Coughlin
 Senator Lester Larson

Senator Sorlie moved that the Senate do concur in the House amendments to Senate Bill No. 26, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 26 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 38; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nething	Stroup
Chesrown	Larson, L.	Pyle	Torgerson
Doherty	Lips	Redlin	Trenbeath
Forkner	Litten	Ringsak	Unruh
Freed	Longmire	Robinson	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite
Holand	Meschke		

Those voting in the negative were:

Strinden

Absent and not voting:

Christensen	Larson, G.	Rait	Ruemmele
Coughlin	Lowe	Roen	Thoreson
Decker	Nasset		

Senator Sorlie moved that the Senate do concur in the House amendments to Senate Bill No. 97, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 97 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 38 nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Stafne
Berube	Kautzmann	Nething	Strinden
Butler	Kelly	Pyle	Stroup

Chesrown	Larson, L.	Redlin	Torgerson
Doherty	Lips	Ringsak	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Luick	Sands	Van Horn
Goldberg	Melland	Schultz	Wenstrom
Hernett	Meschke	Sorlie	Wilhite
Holand	Morgan		
Absent and not voting:			
Christensen	Larson, G.	Nasset	Ruemmele
Coughlin	Litten	Rait	Thoreson
Decker	Low	Roen	

So the bill passed and the title was agreed to.

Senator Morgan moved that the Senate do concur in the House amendments to Senate Bill No. 251, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 251 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 34; nays, 2; absent and not voting, 13.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, L.	Pyle	Stroup
Doherty	Lips	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Goldberg	Luick	Robinson	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke		

Those voting in the negative were:

Mutch Torgerson

Absent and not voting:

Christensen	Larson, G.	Rait	Schultz
Coughlin	Litten	Roen	Thoreson
Decker	Low	Sands	Wilhite
Freed			

So the bill passed and the title was agreed to.

Senator Kautzmann moved that the Senate do concur in the House amendments to Senate Bill No. 435, which motion prevailed.

Senator Kautzmann moved that the rules be suspended and that Senate Bill No. 435 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Stafne
Berube	Kelly	Nothing	Strinden
Butler	Larson, L.	Pyle	Stroup
Chesrown	Lips	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Luick	Robinson	Unruh
Goldberg	Melland	Ruemmele	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Sorlie	Wilhite
Jacobson	Mutch		

Absent and not voting:

Christensen	Freed	Lowe	Schultz
Coughlin	Larson, G.	Rait	Thoreson
Decker	Litten	Roen	

So the bill passed and the title was agreed to.

Senator Ringsak moved that the Senate do concur in the House amendments to Senate Bill No. 440, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Bill No. 440 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Stafne
Berube	Kautzmann	Mutch	Strinden
Butler	Kelly	Nasset	Stroup
Chesrown	Larson, G.	Nothing	Torgerson
Doherty	Larson, L.	Pyle	Trenbeath
Forkner	Lips	Redlin	Unruh
Freed	Longmire	Ringsak	Van Horn
Goldberg	Luick	Robinson	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Sorlie	

Absent and not voting:

Christensen	Litten	Roen	Schultz
Coughlin	Lowe	Ruemmele	Thoreson
Decker	Rait		

So the bill passed and the title was agreed to.

Senator Becker moved that the Senate do not concur in the House amendments to Senate Bill No. 459 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on
Senate Bill No. 459

Senator Wilhite
 Senator Unruh
 Senator Rait

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 467, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 467 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 39; nays, 1 absent and not voting, 9.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Stafne
Berube	Kautzmann	Mutch	Strinden
Butler	Kelly	Nasset	Stroup
Chesrown	Larson, G.	Nothing	Torgerson
Doherty	Larson, L.	Pyle	Trenbeath
Forkner	Lips	Redlin	Unruh
Freed	Longmire	Ringsak	Van Horn
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Luick	Sands	Wilhite
Holand	Melland	Sorlie	

Those voting in the negative were:

Meschke

Absent and not voting:

Christensen	Litten	Roen	Schultz
Coughlin	Rait	Ruemmele	Thoreson
Decker			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 the word "two"

In line 335 after the comma delete the word "one" and insert in lieu thereof the word "two"

For the Senate

Senator Freed
 Senator Meschke
 Senator Stafne

For the House

Rep. Hougen
 Rep. Aas
 Rep. Wilkie

Senator Freed moved that the report be adopted, which motion prevailed.

Senator Freed moved that the rules be suspended and that Senate Bill No. 307 be deemed properly re-engrossed and placed on second

reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 39; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Sorlie
Berube	Kautzmann	Morgan	Stafne
Butler	Kelly	Nasset	Stroup
Chesrown	Larson, G.	Nething	Torgerson
Doherty	Larson, L.	Pyle	Trenbeath
Forkner	Lips	Redlin	Unruh
Freed	Longmire	Ringsak	Van Horn
Goldberg	Lowe	Robinson	Wenstrom
Hernett	Luick	Ruemmele	Wilhite
Holand	Melland	Sands	

Those voting in the negative were:

Mutch Strinden

Absent and not voting:

Christensen	Decker	Rait	Schultz
Coughlin	Litten	Roen	Thoreson

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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 as follows:

AMENDMENTS TO SENATE BILL NO. 1

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 "636,926.00" 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.....	<u>\$3,600,000.00</u>

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.

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"

AMENDMENTS TO SENATE BILL NO. 11

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.

AMENDMENTS TO SENATE BILL NO. 14

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 lieu thereof insert the sum \$105,171,086.00.

AMENDMENTS TO SENATE BILL NO. 20

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.

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"

AMENDMENTS TO SENATE BILL NO. 35

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.

AMENDMENTS TO SENATE BILL NO. 46

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.

AMENDMENTS TO SENATE BILL NO. 146

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.

AMENDMENTS TO SENATE BILL NO. 166

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.

AMENDMENTS TO SENATE BILL NO. 231

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.

AMENDMENTS TO SENATE BILL NO. 258

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.

AMENDMENTS TO SENATE BILL NO. 310

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.

AMENDMENTS TO SENATE BILL NO. 371

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 CHAPTER TO PAY BACK ASSESSMENTS.)** Any teacher who comes from a school or educational institution sup-

ported 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 re-enacted 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;**
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.

AMENDMENTS TO SENATE BILL NO. 376

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.

AMENDMENTS TO SENATE BILL NO. 383

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.

AMENDMENTS TO SENATE BILL NO. 410

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.

AMENDMENTS TO SENATE BILL NO. 410

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 planning 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.

AMENDMENTS TO SENATE BILL NO. 462

In line 19 of the engrossed bill after the period delete the following:
"Each nonresident who makes"

Delete all of lines 20 through lines 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.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION NO. 62

In line 5 delete the word "primary" and insert the word "general" in lieu thereof

AMENDMENTS TO SENATE CONCURRENT RESOLUTION NO. 69

Delete all of lines 5 through 12.

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 as follows:

AMENDMENTS TO SENATE BILL No. 2

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 "58,356.00" 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/>	
Total operating budget	\$150,958.00
Less estimated income	150,958.00
<hr/>	
Net operating budget	\$ 0
Land, structures and major improvements	
Storage building	25,000.00
Less amount from income	25,000.00
<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 categories 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."

AMENDMENTS TO SENATE BILL No. 6

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.

AMENDMENTS TO SENATE BILL No. 9

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.

AMENDMENTS TO SENATE BILL No. 30

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.

AMENDMENTS TO SENATE BILL No. 110

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.

AMENDMENTS TO SENATE BILL No. 138

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.

AMENDMENTS TO SENATE BILL No. 178

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.

AMENDMENTS TO SENATE BILL No. 313

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.

AMENDMENTS TO SENATE BILL No. 416

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.

AMENDMENTS TO SENATE BILL No. 429

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.

AMENDMENTS TO SENATE BILL No. 465

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.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION No. 24

In line 4 delete the word "primary" and insert the word "general" in lieu thereof

ROY GILBREATH, Chief Clerk

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 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 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 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 TO THE HOUSE

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 amendments to

Senate Bill No. 22
 Senate Bill No. 459

And the President has appointed as a Conference Committee to act with a like committee from the House:

Senate Bill No. 22
 Senator Schultz
 Senator Coughlin
 Senator L. Larson
 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

Senator Holand moved that the Senate recess, subject to the call of the chair, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-EIGHTH DAY AFTER RECESS

Bismarck, March 17, 1969

The Senate convened at 9:00 A.M., pursuant to recess taken, Senator Morgan presiding.

MESSAGE FROM THE HOUSE

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

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 76. A Concurrent Resolution recommending a uniform policy regarding jury service by state employees.

Which was read the first time.

Senator Longmire moved that the rules be suspended and that House Concurrent Resolution No. 76 be not referred to committee but placed on second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 76. A Concurrent Resolution recommending a uniform policy regarding jury service by state employees.

Which has been read.

Senator Chesrown moved that House Concurrent Resolution No. 76 be adopted, which motion prevailed.

MOTIONS

Senator Holand moved that House Bill No. 90 be placed at the foot of the calendar, which motion prevailed.

Senator Ruemmele moved that the House be requested to return House Bill No. 368, which motion prevailed.

MESSAGE TO THE HOUSE

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

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Becker	Hernett	Nasset	Strinden
Berube	Holand	Nething	Stroup
Butler	Jacobson	Pyle	Thoreson
Chesrown	Kautzmann	Rait	Torgerson
Decker	Kelly	Redlin	Trenbeath
Doherty	Larson, G.	Ringsak	Unruh
Forkner	Longmire	Ruemmele	Van Horn
Freed	Morgan	Sands	Willhite
Goldberg	Mutch	Stafne	

Absent and not voting:

Christensen	Litten	Meschke	Schultz
Coughlin	Lowe	Robinson	Sorlie
Larson, L.	Luick	Roen	Wenstrom
Lips	Melland		

So the bill passed and the title was agreed to.

MOTION

Senator Holand moved that House Bills No. 162, 388 and 499 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Becker	Hernett	Nasset	Strinden
Berube	Holand	Nething	Stroup
Butler	Jacobson	Pyle	Thoreson
Chesrown	Kautzmann	Rait	Torgerson
Decker	Larson, G.	Redlin	Trenbeath
Doherty	Longmire	Ringsak	Unruh
Forkner	Meschke	Ruemmele	Van Horn
Freed	Morgan	Sands	Willhite
Goldberg	Mutch	Stafne	

Absent and not voting:

Christensen	Lips	Melland	Schultz
Coughlin	Litten	Robinson	Sorlie
Kelly	Lowe	Roen	Wenstrom
Larson, L.	Luick		

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 5; absent and not voting, 14.

Those voting in the affirmative were:

Becker	Hernett	Nething	Stroup
Berube	Holand	Pyle	Thoreson
Butler	Jacobson	Rait	Torgerson
Chesrown	Kautzmann	Redlin	Trenbeath
Decker	Larson, G.	Ringsak	Unruh
Doherty	Longmire	Ruemmele	Van Horn
Forkner	Meschke	Stafne	Wilhite
Freed	Morgan		

Those voting in the negative were:

Goldberg	Nasset	Sands	Strinden
Mutch			

Absent and not voting:

Christensen	Lips	Melland	Schultz
Coughlin	Litten	Robinson	Sorlie
Kelly	Lowe	Roen	Wenstrom
Larson, L.	Luick		

So the bill passed and the title was agreed to.

MOTION

Senator Ringsak moved that House Bill No. 454 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

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, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Becker	Hernett	Nasset	Strinden
Berube	Holand	Nething	Stroup
Butler	Jacobson	Pyle	Thoreson
Chesrown	Kautzmann	Rait	Torgerson
Decker	Larson, G.	Redlin	Trenbeath
Doherty	Longmire	Ringsak	Unruh
Forkner	Meschke	Ruemmele	Van Horn
Freed	Morgan	Sands	Wilhite
Goldberg	Mutch	Stafne	

Absent and not voting:

Christensen	Lips	Melland	Schultz
Coughlin	Litten	Robinson	Sorlie
Kelly	Lowe	Roen	Wenstrom
Larson, L.	Luick		

So the bill passed and the title was agreed to.

MOTIONS

Senator Longmire moved that House Bill No. 474 be placed at the foot of the calendar, which motion prevailed.

Senator Redlin moved that House Bill No. 496 be placed at the foot of the calendar, which motion prevailed.

Senator Ringsak moved that House Bill No. 500 be placed at the foot of the calendar, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 9; absent and not voting 7.

Those voting in the affirmative were:

Berube	Kautzmann	Morgan	Stafne
Butler	Larson, G.	Nasset	Strinden
Chesrown	Larson, L.	Nething	Stroup
Forkner	Lips	Pyle	Trenbeath
Freed	Longmire	Rait	Unruh
Goldberg	Lowe	Ringsak	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson			

Those voting in the negative were:

Becker	Mutch	Robinson	Thoreson
Decker	Redlin	Sands	Torgerson
Doherty			

Absent and not voting:

Christensen	Kelly	Luick	Sorlie
Coughlin	Litten	Roen	

So the bill passed and the title was agreed to.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Freed	Lowe	Ringsak	Unruh
Goldberg	Luick	Robinson	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke	Sands	

Absent and not voting:

Christensen	Litten	Sorlie	Van Horn
Forkner	Roen		

So the bill passed and the title was agreed to.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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.

Which has been read.

Senator Sands moved that House Concurrent Resolution No. 18 be adopted, which motion prevailed.

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.

Which has been read.

Senator Mutch moved that House Concurrent Resolution No. 19 be adopted, which motion prevailed.

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.

Which has been read.

Senator Mutch moved that House Concurrent Resolution No. 21 be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit:

Senate Bill No. 113

Which the House has amended as follows:

AMENDMENTS TO SENATE BILL NO. 113

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 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

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. 38

Senate Bill No. 149

Senate Bill No. 211

Which the House has failed to pass.

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

MOTION

Senator Redlin 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Meschke	Schultz	

Absent and not voting:

Christensen Roen

So the bill passed and the title was agreed to and the emergency clause carried.

MOTION

Senator Longmire moved that House Bill No. 474 be placed at the head of the calendar, 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.

Which has been read.

Senator Ringsak moved that House Bill No. 474 be amended as follows:

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,"

Remember the lines accordingly.

Which motion prevailed.

Senator Ringsak moved that the rules be suspended and that House Bill No. 474 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 474, as amended from the floor, the roll was called and there were ayes, 40; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Butler	Kelly	Mutch	Schultz
Coughlin	Larson, G.	Nasset	Sorlie
Decker	Larson, L.	Nothing	Strinden
Doherty	Litten	Pyle	Thoreson
Forkner	Longmire	Rait	Torgerson
Freed	Lowe	Redlin	Trenbeath
Goldberg	Luick	Ringsak	Unruh
Hernett	Melland	Robinson	Van Horn
Holand	Meschke	Ruemmele	Wilhite

Those voting in the negative were:

Berube	Kautzmann	Stafne	Wenstrom
Chesrown	Lips	Stroup	

Absent and not voting:

Christensen	Roen
-------------	------

So the bill passed and the title was agreed to.

Senator Ringsak 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.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 474

Which the Senate has amended.

LEO LEIDHOLM, Secretary

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 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.

Which has been read.

Senator Wilhite moved that House Bill No. 500 be amended as follows:

In line 6 of the engrossed bill remove the triple parentheses before and after the word "six"

In line 7 delete the word "seven" and insert in lieu thereof the words "and one-half"

In line 34 remove the triple parentheses before and after the word "six"; and delete the word "seven" and insert in lieu thereof the words "and one-half"

And renumber the lines accordingly.

Which motion lost.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, on page 1031 of the Senate Journal, the roll was called and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Hernett	Lowe	Ruemmele
Berube	Holand	Luick	Sands
Butler	Jacobson	Melland	Stafne
Chesrown	Kautzmann	Meschke	Stroup
Decker	Larson, G.	Nasset	Trenbeath
Doherty	Larson, L.	Nething	Unruh
Forkner	Lips	Rait	Van Horn
Freed	Litten	Redlin	Wenstrom
Goldberg	Longmire		

Those voting in the negative were:

Kelly	Pyle	Schultz	Thoreson
Morgan	Ringsak	Sorlie	Torgerson
Mutch	Robinson	Strinden	Wilhite

Absent and not voting:

Christensen	Coughlin	Roen
-------------	----------	------

So the bill passed and the title was agreed to.

Senator Forkner 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.

MESSAGES FROM THE HOUSE

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. 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,

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. 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

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 as follows:

AMENDMENTS TO SENATE BILL No. 212

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.

AMENDMENTS TO SENATE BILL No. 300

In line 183 of the engrossed bill delete the word "four" and insert in lieu thereof the word "two"

AMENDMENTS TO SENATE BILL No. 452

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.

AMENDMENTS TO SENATE BILL No. 483

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 building"**

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.

AMENDMENTS TO SENATE CONCURRENT RESOLUTION No. 42

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.

ROY GILBREATH, Chief Clerk

MOTION

Senator Jacobson moved that the Senate reconsider the action by which House Bill No. 368 was passed, which motion prevailed.

Senator Jacobson moved that House Bill No. 368 be placed on the calendar, 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.

Which has been read.

Senator Ruemmele moved that House Bill No. 368 be amended as follows:

In line 2 of the title delete "and section 15-40-17".

Delete all of SECTION 2.

Senator Holand moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate convened at the call of the chair, pursuant to recess taken, Senator Morgan presiding.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Lips moved that the Senate do not concur in the House amendments to Senate No. 1 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on
 Senate Bil No. 1

Senator Longmire
 Senator Luick
 Senator Melland.

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 2 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on

Senate Bill No. 2
 Senator Luick
 Senator Wenstrom
 Senator Lowe

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 3 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on

Senate Bill No. 3
 Senator Coughlin
 Senator Kelly
 Senator Lips

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 6, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 6 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

Senator Lips moved that further consideration of Senate Bill No. 6 be placed at the foot of the twelfth order, which motion lost.

ANNOUNCEMENT

Senator Longmire:

"Mr. President. Several of our members are out working terribly hard at the present time on Conference Committees which are very important, and for that reason many of them will not be voting on the bills and other matters that will come before the Senate in the next few minutes or even hours.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 33; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Becker	Hernett	Luick	Sands
Butler	Holand	Meschke	Schultz
Chesrown	Jacobson		Stroup
Coughlin	Kautzmann	Morgan	Thoreson
Decker	Kelly	Mutch	Torgerson
Doherty	Larson, L.	Nasset	Unruh
Forkner	Lips	Rait	Wenstrom
Freed	Longmire	Robinson	Wilhite
Goldberg	Lowe		
Absent and not voting:			
Berube	Melland	Ringsak	Stafne
Christensen	Nothing	Roen	Strinden
Larson, G.	Pyle	Ruemmele	Trenbeath
Litten	Redlin	Sorlie	Van Horn

So the bill passed and the title was agreed to.

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 9 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on

Senate Bill No. 9
 Senator Litten
 Senator Melland
 Senator Schultz

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 11 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on

Senate Bill No. 11
 Senator Sorlie
 Senator Melland
 Senator Litten

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 20 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on

Senate Bill No. 20
 Senator Robinson
 Senator Lowe
 Senator Schultz

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 27, which motion lost.

Senator Lips moved that we do not concur in the House amendments to Senate Bill No. 27 and that a Conference Committee be appointed, which motion prevailed.

Senator Longmire moved that we postpone the appointment of a Conference Committee on Senate Bill No. 27 until the chairman of the Appropriations Committee is present in the chambers, which motion prevailed.

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 110 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on

Senate Bill No. 110
 Senator Robinson
 Senator Lowe
 Senator Melland

Senator Torgerson moved that the Senate do concur in the House amendments to Senate Bill No. 138.

Senator Goldberg moved that further consideration of Senate Bill No. 138 be delayed until the other members of the Senate are present, which motion prevailed.

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 146, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 146 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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 es-

establishment and administration of the Unsatisfied Judgment Fund and providing for when the collection of the fees are suspended.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 25; nays, 7; absent and not voting, 17.

Those voting in the affirmative were:

Becker	Hernett	Longmire	Robinson
Butler	Holand	Lowe	Sorlie
Chesrown	Kautzman	Morgan	Stroup
Coughlin	Kelly	Nething	Unruh
Decker	Larson, L.	Rait	Wenstrom
Freed	Lips	Ringsak	Wilhite
Goldberg			

Those voting in the negative were:

Doherty	Meschke	Sands	Torgerson
Forkner	Mutch	Schultz	

Absent and not voting:

Berube	Luick	Redlin	Strinden
Christensen	Melland	Roen	Thoreson
Jacobson	Nasset	Ruemmele	Trenbeath
Larson, G.	Pyle	Stafne	Van Horn
Litten			

So the bill passed and the title was agreed to.

Senator Becker moved that the Senate do not concur in the House amendments to Senate Bill No. 166 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on

Senate Bill No. 166
 Senator Becker
 Senator Torgerson
 Senator Rait

Senator Butler moved that the Senate do concur in the House amendments to Senate Bill No. 178, which motion prevailed.

Senator Butler moved that the rules be suspended and that Senate Bill No. 178 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Hernett	Meschke	Sands
Berube	Holand	Morgan	Schultz
Butler	Kautzmann	Mutch	Stafne
Chesrown	Kelly	Nasset	Stroup
Coughlin	Larson, G.	Nething	Thoreson
Decker	Larson, L.	Pyle	Torgerson
Doherty	Lips	Rait	Unruh

Forkner	Longmire	Redlin	Van Horn
Freed	Lowe	Ringsak	Wenstrom
Goldberg	Luick	Robinson	Wilhite
Absent and not voting:			
Christensen	Melland	Ruemmele	Strinden
Jacobson	Roen	Sorlie	Trenbeath
Litten			

So the bill passed and the title was agreed to.

Senator Becker moved that the Senate do not concur in the House amendments to Senate Bill No. 231 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 231,

Senator Decker
 Senator Butler
 Senator Rait

Senator Nasset moved that the Senate do not concur in the House amendments to Senate Bill No. 310 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 310,

Senator Trenbeath
 Senator Nasset
 Senator Berube

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 313, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 313 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Morgan	Stafne
Berube	Jacobson	Mutch	Strinden
Butler	Kautzmann	Nasset	Stroup
Chesrown	Kelly	Nothing	Thoreson
Coughlin	Larson, G.	Pyle	Torgerson
Decker	Larson, L.	Rait	Trenbeath
Doherty	Lips	Redlin	Unruh
Forkner	Longmire	Ringsak	Van Horn
Freed	Lowe	Robinson	Wenstrom
Goldberg	Luick	Sands	Wilhite
Hernett	Meschke	Schultz	

Absent and not voting:
 Christensen Melland Ruemmele Sorlie
 Litten Roen

So the bill passed and the title was agreed to.

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 376 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 376,

Senator Freed
Senator Holand
Senator Meschke

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 383, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 383 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

Senate Bill No. 383. A Bill for an Act to direct a study of coordination of benefits provisions in health insurance policies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 38; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Schultz
Butler	Kautzmann	Nasset	Stafne
Chesrown	Kelly	Nething	Strinden
Coughlin	Larson, G.	Pyle	Stroup
Decker	Larson, L.	Redlin	Thoreson
Doherty	Lips	Ringsak	Torgerson
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Ruemmele	Wenstrom
Goldberg	Luick	Sands	Wilhite
Holand	Morgan		

Those voting in the negative were:

Berube	Meschke	Rait	Trenbeath
Hernett			

Absent and not voting:

Christensen	Melland	Sorlie	Van Horn
Litten	Roen		

So the bill passed and the title was agreed to.

Senator Hernett moved that the Senate do not concur in the House amendments to Senate Bill No. 410 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 410,

Senator Hernett
Senator Chesrown
Senator Berube

Senator Redlin moved that the Senate do concur in the House amendments to Senate Bill No. 416, which motion prevailed.

Senator Redlin moved that the rules be suspended and that Senate Bill No. 416 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Morgan	Schultz
Berube	Jacobson	Mutch	Stafne
Butler	Kautzmann	Nasset	Strinden
Chesrown	Kelly	Nothing	Stroup
Coughlin	Larson, G.	Pyle	Thoreson
Decker	Larson, L.	Rait	Torgerson
Doherty	Lips	Redlin	Trenbeath
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite

Absent and not voting:

Christensen	Melland	Roen	Sorlie
Litten			

So the bill passed and the title was agreed to.

Senator Nasset moved that the Senate do concur in the House amendments to Senate Bill No. 462.

Senator Trenbeath moved that further consideration of the House amendments to Senate Bill No. 462 be placed at the foot of the twelfth order of business, which motion prevailed.

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 465, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 465 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Holand	Morgan	Schultz
Berube	Jacobson	Mutch	Stafne
Butler	Kautzmann	Nothing	Strinden
Chesrown	Kelly	Pyle	Stroup
Coughlin	Larson, G.	Rait	Thoreson
Decker	Larson, L.	Redlin	Torgerson
Doherty	Lips	Ringsak	Unruh
Forkner	Longmire	Robinson	Van Horn
Freed	Lowe	Ruemmele	Wenstrom
Goldberg	Luick	Sands	Wilhite
Hernett	Meschke		

Absent and not voting:

Christensen	Melland	Roen	Trenbeath
Litten	Nasset	Sorlie	

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 35 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 35,

Senator Trenbeath
 Senator Redlin
 Senator Berube

Senator Holand moved that the Senate do not concur in the House amendments to Senate Bill No. 113 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on Senate Bill No. 113,

Senator Nasset
 Senator Jacobson
 Senator Van Horn

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 258, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 258 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Holand	Morgan	Schultz
Berube	Jacobson	Mutch	Stafne
Butler	Kautzmann	Nothing	Strinden
Coughlin	Kelly	Pyle	Stroup
Decker	Larson, L.	Rait	Thoreson
Doherty	Lips	Redlin	Torgerson
Forkner	Longmire	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite

Absent and not voting:

Chesrown	Litten	Nasset	Sorlie
Christensen	Melland	Roen	Trenbeath
Larson, G.			

So the bill passed and the title was agreed to.

Senator Holand moved that the Senate do concur in the House amendments to Senate Bill No. 429.

Senator Holand moved that further consideration of the House amendments to Senate Bill No. 429 be postponed subject to the call of the chair, which motion prevailed.

Senator Redlin moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 6, which motion prevailed.

Senator Redlin moved that the rules be suspended and that Senate Concurrent Resolution No. 6 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, as amended by the House, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Hernett	Meschke	Schultz
Berube	Holand	Morgan	Stafne
Butler	Jacobson	Mutch	Strinden
Chesrown	Kautzmann	Nasset	Stroup
Coughlin	Kelly	Pyle	Thoreson
Decker	Larson, G.	Rait	Torgerson
Doherty	Larson, L.	Redlin	Trenbeath
Forkner	Lips	Ringsak	Unruh
Freed	Lowe	Robinson	Van Horn
Goldberg	Luick	Sands	

Absent and not voting:

Christensen	Melland	Ruemmele	Wenstrom
Litten	Nething	Sorlie	Wilhite
Longmire	Roen		

So the resolution was declared adopted.

Senator Ringsak moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 24, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Concurrent Resolution No. 24 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, as amended by the House, the roll was called and there were ayes, 39; nays, 0; absent and not voting 10.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Stafne
Berube	Kautzmann	Nasset	Strinden
Chesrown	Kelly	Nething	Stroup

Coughlin	Larson, G.	Pyle	Torgerson
Decker	Larson, L.	Rait	Trenbeath
Doherty	Lips	Redlin	Unruh
Forkner	Lowe	Ringsak	Van Horn
Freed	Luick	Robinson	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand	Morgan	Schultz	

Absent and not voting:

Butler	Litten	Roen	Sorlie
Christensen	Longmire	Ruemmele	Thoreson
Goldberg	Melland		

So the resolution was declared adopted.

Senator Nasset moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 42, which motion prevailed.

Senator Nasset moved that the rules be suspended and that Senate Concurrent Resolution No. 42 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

Senator Nasset moved that Senate Concurrent Resolution No. 42 be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE**House Chamber**

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments 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 return:

Senate Bill No. 365

Which the House has failed to pass.

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: Ayes, 66; nays, 30; absent and not voting, 2.

And your favorable consideration is requested.

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. 1

House Bill No. 265

And the Speaker has appointed as a Conference Committee to act with a like committee from the Senate:

House Bill No. 265

Rep. Burke

Rep. Henning

Rep. H. Thompson

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:

House Bill No. 279

Rep. Atkinson

Rep. Rivinius

Rep. W. Erickson

House Bill No. 341

Rep. Goodman

Rep. Dahl

Rep. Wilkie

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 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

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

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:

Rep. Jones
Rep. Wells
Rep. W. Erickson

ROY GILBREATH, Chief Clerk

The President resumed the chair and presided.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Ringsak moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 62, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that Senate Concurrent Resolution No. 62 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, as amended by the House, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sorlie
Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Decker	Larson, L.	Rait	Thoreson
Doherty	Lips	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Ruemmele	Van Horn
Hernett	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite

Absent and not voting:

Christensen	Litten	Nasset	Roen
Coughlin			

So the resolution was declared adopted.

Senator Holand moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 69, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Concurrent Resolution No. 69 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

Senator Holand moved that Senate Concurrent Resolution No. 69 be adopted, which motion prevailed.

The question being on the motion of Senator Nasset that the Senate do concur in the House amendments to Senate Bill No. 462, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 462 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF SENATE BILLS

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Stafne
Berube	Kelly	Nasset	Strinden
Butler	Larson, G.	Nething	Stroup
Chesrown	Larson, L.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Holand	Meschke	Schultz	Wilhite
Jacobson	Morgan	Sorlie	

Absent and not voting:

Christensen	Hernett	Ringsak	Roen
Coughlin	Litten		

So the bill passed and the title was agreed to.

The question being on the motion of Senator Holand that the Senate do concur in the House amendments to Senate Bill No. 429, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 429 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Hernett	Lowe	Ringsak
Berube	Holand	Luick	Ruemmele
Butler	Jacobson	Melland	Stafne
Chesrown	Kautzmann	Meschke	Strinden
Coughlin	Kelly	Nasset	Stroup
Decker	Larson, G.	Nething	Trenbeath
Doherty	Lips	Pyle	Unruh
Forkner	Litten	Rait	Van Horn
Freed	Longmire	Redlin	Wenstrom
Goldberg			

Those voting in the negative were:

Larson, L.	Mutch	Sands	Torgerson
Morgan	Robinson	Thoreson	Wilhite

Absent and not voting:

Christensen	Roen	Schultz	Sorlie
-------------	------	---------	--------

So the bill passed and the title was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEES

Senator Sorlie moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 5, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 5,

Senator Wenstrom
Senator Lowe
Senator Lips

Senator Sorlie moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 9, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 9,

Senator Robinson
Senator Schultz
Senator Wenstrom

Senator Sorlie moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 12, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 12,

Senator Robinson
Senator Coughlin
Senator Luick

Senator Sorlie moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 19, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 19,

Senator Litten
Senator Robinson
Senator Schultz

Senator Sorlie moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 86, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 86,

Senator Lips
 Senator Schultz
 Senator Lowe

Senator Trenbeath moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Concurrent Resolution No. 55, which motion prevailed.

The President appointed as a Conference Committee on House Concurrent Resolution No. 55,
 Senator Jacobson
 Senator Wilhite
 Senator Van Horn

Senator Rinksak moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 117, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 117,
 Senator Ringsak
 Senator Kelly
 Senator Van Horn

Senator Rinksak moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 216, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 216,
 Senator Nething
 Senator Freed
 Senator Chesrown

Senator Rinksak moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 460, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 460,
 Senator Forkner
 Senator Kautzmann
 Senator Melland

Senator Forkner moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 224, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 224,
 Senator Nasset
 Senator Unruh
 Senator Morgan

Senator Forkner moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 393, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 393,
 Senator Forkner
 Senator Unruh
 Senator Mutch

SECOND READING OF A HOUSE BILL

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.

Which has been read.

Senator Holand moved that House Bill No. 162 be indefinitely postponed, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

The question being on the motion of Senator Torgerson that the Senate do concur in the House amendments to Senate Bill No. 138.

Senator Torgerson requested a recorded vote, which request was granted.

Senator Wilhite moved that the motion of Senator Torgerson be laid on the table.

Senator Torgerson requested a recorded vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Wilhite, the roll was called and there were ayes, 8; nays, 35; absent and not voting, 6.

Those voting in the affirmative were:

Butler	Larson, G.	Melland	Stafne
Goldberg	Litten	Robinson	Wilhite

Those voting in the negative were:

Becker	Jacobson	Mutch	Strinden
Berube	Kautzmann	Nasset	Stroup
Chesrown	Kelly	Nething	Thoreson
Decker	Lips	Pyle	Torgerson
Doherty	Longmire	Rait	Trenbeath
Forkner	Lowe	Redlin	Unruh
Freed	Luick	Ringsak	Van Horn
Hernett	Meschke	Sands	Wenstrom
Holand	Morgan	Sorlie	

Absent and not voting:

Christensen	Larson, L.	Ruemmele	Schultz
Coughlin	Roen		

So the motion lost.

ROLL CALL

The question being on the motion of Senator Torgerson that the Senate do concur in the House amendments to Senate Bill No. 138, the roll was called and there were ayes, 29; nays, 15; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Nething	Strinden
Berube	Kelly	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Lowe	Redlin	Trenbeath
Forkner	Morgan	Ringsak	Unruh
Freed	Mutch	Ruemmele	Van Horn
Holand	Nasset	Sands	Wenstrom
Jacobson			

Those voting in the negative were:

Butler	Larson, G.	Melland	Stafne
Chesrown	Litten	Meschke	Stroup
Goldberg	Longmire	Robinson	Wilhite
Hernett	Luick	Sorlie	

Absent and not voting:

Christensen	Larson, L.	Roen	Schultz
Coughlin			

So the motion prevailed.

Senator Torgerson moved that the rules be suspended and that Senate Bill No. 138 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

Senator Longmire moved that Senate Bill No. 138 be placed at the foot of the calendar, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to inform you that the House requests the return of

Senate Bill No. 286

ROY GILBREATH, Chief Clerk

House Chamber

Mr. Speaker: 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, yeas, 0 nays; 7 absent and not voting

Senate Bill No. 78: 85 yeas; 0 nays; 13 absent and not voting

ROY GILBREATH, Chief Clerk

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.

Which has been read.

Senator Freed moved that House Concurrent Resolution No. 41 be adopted, which motion prevailed.

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.

Which has been read.

Senator Stroup moved that House Concurrent Resolution No. 44 be adopted, which motion prevailed.

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.

Which has been read.

Senator Chesrown moved that House Concurrent Resolution No. 45 be adopted, which motion prevailed.

MOTION

Senator Guy Larson moved that the rules be suspended and that House Concurrent Resolutions Nos. 54, 2, 4, 6, 7, 9, 15, 17, 30, 34, 43, 47, 51, 56, 71 and 72 be placed on the Consent Calendar, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS ON THE CONSENT CALENDAR

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

Which have been read.

ROLL CALL

The question being on the final passage of House Concurrent Resolutions Nos. 54, 2, 4, 6, 7, 9, 15, 30, 43, 47, 51, 56, 71 and 72, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Holand	Melland	Ruemmele
Berube	Jacobson	Meschke	Sorlie
Butler	Kautzmann	Morgan	Stafne
Chesrown	Kelly	Mutch	Strinden
Decker	Larson, G.	Nasset	Stroup
Doherty	Lips	Nothing	Thoreson
Forkner	Litten	Pyle	Torgerson
Freed	Longmire	Rait	Unruh
Goldberg	Lowe	Redlin	Van Horn
Hernett	Luick	Robinson	Wenstrom
Absent and not voting:			
Christensen	Ringsak	Sands	Trenbeath
Coughlin	Roen	Schultz	Wilhite
Larson, L.			

So House Concurrent Resolutions Nos. 54, 2, 4, 6, 7, 9, 15, 30, 43, 47, 51, 56, 71 and 72 were passed and their titles were agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

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.

Which has been read.

Senator Guy Larson moved that House Concurrent Resolution No. 17 be adopted, which motion prevailed.

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.

Which has been read.

Senator Guy Larson moved that House Concurrent Resolution No. 34 be adopted, which motion prevailed.

So the resolution was declared adopted.

MOTIONS

Senator Holand moved that House Bills Nos. 90, 388 and 499 be placed at the foot of the calendar, which motion prevailed.

Senator Becker moved that House Bill No. 454 be placed at the foot of the calendar, which motion prevailed.

Senator Longmire moved that Senate Bill No. 138 be placed at the foot of the calendar, which motion prevailed.

CHANGE OF CONFERENCE COMMITTEE

Senator Trenbeath moved that his name be deleted from the Conference Committee on Senate Bill No. 310 and that the name of Senator Morgan be inserted in lieu thereof, which motion prevailed.

MOTION

Senator Chesrown moved that Senate Bill No. 286 be returned to the House as requested, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Melland moved that the Senate do concur in the House amendments to Senate Bill No. 483, which motion prevailed.

Senator Melland moved that the rules be suspended and that Senate Bill No. 483 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nasset	Stafne
Coughlin	Larson, L.	Nething	Strinden
Decker	Lips	Pyle	Stroup
Doherty	Litten	Rait	Thoreson
Forkner	Longmire	Redlin	Torgerson
Freed	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Ruemmele	Van Horn
Holand	Meschke	Sands	Wenstrom
Kautzmann	Morgan	Schultz	

Absent and not voting:

Becker	Christensen	Roen	Wilhite
Berube	Jacobson		

So the bill passed and the title was agreed to.

Senator Longmire 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.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Sorlie moved that the Senate do not concur in the House amendments to Senate Bill No. 14 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on

Senate Bill No. 14
 Senator Luick
 Senator Wenstrom
 Senator Schultz

Senator Longmire moved that the Senate reconsider the action by which it did not concur in the House amendments to Senate Bill No. 27, which motion prevailed.

Senator Longmire moved that the Senate do concur in the House amendments to Senate Bill No. 27, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 27 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 21; nays, 22; absent and not voting, 6.

Those voting in the affirmative were:

Hernett	Lips	Meschke	Strinden
Holand	Longmire	Nething	Trenbeath
Kautzmann	Lowe	Pyle	Unruh
Kelly	Luick	Rait	Van Horn
Larson, G.	Melland	Sorlie	Wenstrom
Larson, L.			

Those voting in the negative were:

Becker	Forkner	Nasset	Schultz
Butler	Freed	Redlin	Stafne
Chesrown	Goldberg	Ringsak	Stroup
Coughlin	Litten	Robinson	Thoreson
Decker	Morgan	Sands	Torgerson
Doherty	Mutch		

Absent and not voting:

Berube	Jacobson	Ruemmele	Wilhite
Christensen	Roen		

So the bill was lost.

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 500

Which the Senate has amended.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit:

Senate Bill No. 286

Which the House requested.

LEO LEIDHOLM, Secretary

Senator Longmire moved that the vote by which House Bills Nos 106, 169, 351, 465, 496, 515, 516, and House Concurrent Resolutions Nos. 2, 4, 6, 7, 9, 15, 17, 18, 19, 21, 30, 34, 41, 43, 44, 45, 47, 51, 54, 56, 71, 72, 76, were passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

MESSAGES TO THE HOUSE

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 amendment 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 amendment 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 Hernet
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 Bills Nos. 19, 86, 117, 216, 224, 393, 460, House Concurrent Resolution No. 55:

On House Bill No. 19
Senator Litten
Senator Robinson
Senator Schultz

On House Bill No. 86
Senator Lips

Berube	Kelly	Pyle	Thoreson
Decker	Larson, L.	Rait	Torgerson
Doherty	Lips	Redlin	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Freed	Meschke	Ruemmele	Van Horn
Holand	Morgan	Sands	Wenstrom
Jacobson	Mutch	Schultz	

Those voting in the negative were:

Butler	Hernett	Luick	Stafne
Chesrown	Larson, G.	Melland	Stroup
Coughlin	Litten	Robinson	Wilhite
Goldberg	Longmire	Sorlie	

Absent and not voting:

Christensen	Nasset	Roen
-------------	--------	------

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

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

MESSAGE FROM THE HOUSE

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

MESSAGE TO THE HOUSE

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

The question being on the motion of Senator Torgerson that the report of the Conference Committee on Senate Bill No. 137 be adopted.

Senator Nething requested a ruling from the chair as to whether or not the passage of this bill required a two-thirds vote or not.

The President ruled that according to the Memorandum of sections contained in the North Dakota Century Code which require a two-thirds majority vote for amendment or repeal, revised as of February 10, 1969, a majority vote was required to adopt the report of the Conference Committee on Senate Bill No. 137.

Senator Torgerson requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Torgerson to adopt the Conference Committee report on Senate Bill No. 137, the roll was called and there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Larson, G.	Mutch	Schultz
Berube	Larson, L.	Nasset	Strinden
Butler	Longmire	Pyle	Thoreson
Coughlin	Lowe	Rait	Torgerson
Decker	Luick	Redlin	Unruh
Doherty	Melland	Robinson	Van Horn
Freed	Meschke	Ruemmele	Wenstrom
Kelly	Morgan	Sands	

Those voting in the negative were:

Chesrown	Holand	Litten	Stafne
Forkner	Jacobson	Nething	Stroup
Goldberg	Kautzmann	Ringsak	Trenbeath
Hernett	Lips	Sorlie	Wilhite

Absent and not voting:

Christensen Roen

So the motion prevailed.

Senator Torgerson moved that the rules be suspended and that Senate Bill No. 137 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

Senator Ringsak requested a verification of the vote on the motion of Senator Torgerson to suspend the rules, which was granted,

and a verification was had, and the motion of Senator Torgerson prevailed.

Senator Nething requested a ruling of the chair as to the vote required for passage of Senate Bill No. 137.

The President rule that the required vote was a majority vote.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Becker	Larson, G.	Mutch	Sands
Berube	Larson, L.	Nasset	Schultz
Butler	Longmire	Pyle	Strinden
Coughlin	Lowe	Rait	Thoreson
Decker	Luick	Redlin	Torgerson
Doherty	Melland	Robinson	Unruh
Freed	Meschke	Ruemmele	Van Horn
Kelly	Morgan		

Those voting in the negative were:

Chesrown	Jacobson	Nething	Stroup
Forkner	Kautzmann	Ringsak	Trenbeath
Goldberg	Lips	Sorlie	Wenstrom
Hernett	Litten	Stafne	Wilhite
Holand			

Absent and not voting:

Christensen Roen

So the bill passed and the title was agreed to.

Senator Longmire 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.

Senator Ringsak again requested a verification of the vote on the motion or Senator Longmire, which request was granted, and a verification was had, and the motion of Senator Longmire prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Senator Sorlie moved that the President appoint a committee of

three to act with a like committee from the House as a Conference Committee on House Bill No. 1, which motion prevailed

The President appointed as a Conference Committee on

House Bill No. 1

Senator Litten
Senator Schultz
Senator Lowe

Senator Holand moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 175, which motion prevailed.

The President appointed as a Conference Committee on

House Bill No. 175

Senator Holand
Senator Trenbeath
Senator Pyle

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 225, which motion prevailed.

The President appointed as a Conference Committee on

House Bill No. 225

Senator Chesrown
Senator Freed
Senator Meschke

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 265, which motion prevailed.

The President appointed as a Conference Committee on

House Bill No. 265

Senator Morgan
Senator Freed
Senator Nething

Senator Ringsak moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 279, which motion prevailed.

The President appointed as a Conference Committee on

House Bill No. 279

Senator Sands
Senator Stroup
Senator Goldberg

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 304, which motion prevailed.

The President appointed as a Conference Committee on

House Bill No. 304

Senator Trenbeath
Senator Jacobson
Senator Berube

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 341, which motion prevailed.

The President appointed as a Conference Committee on

House Bill No. 341

Senator Butler
Senator Thoreson
Senator Rait

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 500, which motion prevailed.

The President appointed as a Conference Committee on
 House Bill No. 500
 Senator Decker
 Senator Wilhite
 Senator Rait

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 509, which motion prevailed.

The President appointed as a Conference Committee on
 House Bill No. 509
 Senator Decker
 Senator Wilhite
 Senator Rait

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 and that the 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

Senator Luick moved that the report be adopted, which motion prevailed.

Senator Coughlin moved that the rules be suspended and that House Bill No. 3 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

Senator Melland moved that House Bill No. 3 be laid over one legislative day, which motion prevailed.

MOTION

Senator Becker moved that the House be requested to return House Bill No. 432, which motion prevailed.

MESSAGE FROM THE HOUSE

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

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-EIGHTH DAY AFTER RECESS,
AND FIFTY-NINTH DAY

Bismarck, March 18, 1969

The Senate convened at 8:30 A. M., pursuant to recess taken, the President presiding.

MESSAGES TO THE HOUSE

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 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
 - Senator Litten
 - Senator Schultz
 - Senator Lowe
- House Bill No. 175
 - Senator Holand
 - Senator Trenbeath
 - Senator Pyle
- House Bill No. 225
 - Senator Chesrown
 - Senator Freed
 - Senator Meschke
- House Bill No. 265
 - Senator Morgan
 - Senator Freed
 - Senator Nething
- House Bill No. 304
 - Senator Trenbeath
 - Senator Jacobson
 - Senator Berube
- House Bill No. 341
 - Senator Butler
 - Senator Thoreson
 - Senator Rait
- House Bill No. 500
 - Senator Decker
 - Senator Wilhite
 - Senator Rait
- House Bill No. 279
 - Senator Sands

Senator Stroup
 Senator Goldberg
 House Bill No 509
 Senator Decker
 Senator Wilhite
 Senator Rait

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

MESSAGE FROM THE GOVERNOR

March 18, 1969

The Honorable Richard Larsen
 Lieutenant Governor
 Senate Chambers
 State Capitol
 Bismarck, North Dakota

Dear Lt. Governor Larsen:

This is to inform you that on March 17 I signed the following bills:

Senate Bill No. 68
 Senate Bill No. 106
 Senate Bill No. 155
 Senate Bill No. 184
 Senate Bill No. 243
 Senate Bill No. 261
 Senate Bill No. 275
 Senate Bill No. 277
 Senate Bill No. 283
 Senate Bill No. 287
 Senate Bill No. 288
 Senate Bill No. 268
 Senate Bill No. 299
 Senate Bill No. 329
 Senate Bill No. 345
 Senate Bill No. 407
 Senate Bill No. 472

Sincerely,
 WILLIAM L. GUY
 Governor

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return:

House Bill No. 432

Which the Senate has requested.

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Schultz moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 22 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 25; nays, 5; absent and not voting, 19.

Those voting in the affirmative were:

Berube	Hernett	Litten	Sorlie
Butler	Holand	Longmire	Stafne
Chesrown	Kautzmann	Luick	Strinden
Coughlin	Kelly	Meschke	Trenbeath
Decker	Larson, G.	Pyle	Unruh
Doherty	Lips	Redlin	Wilhite
Forkner			

Those voting in the negative were:

Becker	Robinson	Thoreson	Torgerson
Mutch			

Absent and not voting:

Christensen	Lowe	Rait	Schultz
Freed	Melland	Ringsak	Stroup
Goldberg	Morgan	Roen	Van Horn
Jacobson	Nasset	Ruemmele	Wenstrom
Larson, L.	Nething	Sands	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

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

Senator Larson moved that the report be adopted, which motion prevailed.

Senator Robinson moved that the rules be suspended and that Senate Bill No. 29 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 29; nays, 2; absent and not voting, 18.

Those voting in the affirmative were:

Becker	Holand	Lowe	Sorlie
Berube	Kautzmann	Luick	Stafne
Butler	Kelly	Meschke	Thoreson
Chesrown	Larson, G.	Morgan	Torgerson
Decker	Lips	Mutch	Trenbeath
Doherty	Litten	Pyle	Unruh
Forkner	Longmire	Robinson	Wenstrom
Hernett			

Those voting in the negative were:

Coughlin Strinden

Absent and not voting:

Christensen	Melland	Ringsak	Schultz
Freed	Nasset	Roen	Stroup
Goldberg	Nething	Ruemmele	Van Horn
Jacobson	Rait	Sands	Wilhite
Larson, L.	Redlin		

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr President: 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 numerals "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

Senator G. Larson moved that the report be adopted, which motion prevailed.

Senator G. Larson moved that the rules be suspended and that Senate Bill No. 432 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Strinden
Butler	Kautzmann	Morgan	Stroup
Chesrown	Kelly	Mutch	Thoreson
Coughlin	Larson, G.	Nasset	Torgerson
Doherty	Lips	Nething	Trenbeath
Forkner	Litten	Pyle	Unruh
Goldberg	Longmire	Sands	Van Horn
Hernett	Lowe	Sorlie	Wenstrom
Holand	Luick	Stafne	

Absent and not voting:

Berube	Larson, L.	Ringsak	Ruemmele
Christensen	Melland	Robinson	Schultz
Decker	Rait	Roen	Wilhite
Freed	Redlin		

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

Senator Sorlie moved that the Senate do concur in the House amendments to Senate Bill No. 30, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 30 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 33; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Becker	Jacobson		Strinden
Butler	Kautzmann	Morgan	Stroup
Chesrown	Kelly	Mutch	Thoreson
Coughlin	Larson, G.	Nasset	Torgerson
Doherty	Lips	Nething	Trenbeath
Forkner	Longmire	Pyle	Unruh
Goldberg	Lowe	Sorlie	Van Horn
Hernett	Luick	Stafne	Wenstrom
Holand	Meschke		

Absent and not voting:

Berube	Larson, L.	Redlin	Ruemmele
Christensen	Litten	Ringsak	Sands
Decker	Melland	Robinson	Schultz
Freed	Rait	Roen	Wilhite

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr President: 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 Conference Committee amends 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

Senator Lips moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that Senate Bill No. 469 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 28; nays, 4; absent and not voting, 17.

Those voting in the affirmative were:

Becker	Jacobson	Lowe	Stafne
Berube	Kautzmann	Luick	Strinden
Butler	Kelly	Meschke	Stroup
Chesrown	Larson, G.	Morgan	Trenbeath
Coughlin	Lips	Nasset	Unruh
Forkner	Litten	Nething	Van Horn
Holand	Longmire	Pyle	Wenstrom

Those voting in the negative were:

Doherty	Mutch	Thoreson	Torgerson
Absent and not voting:			
Christensen	Larson, L.	Ringsak	Sands
Decker	Melland	Robinson	Schultz

Freed
Goldberg
Hernett

Rait
Redlin

Roen
Ruemmele

Sorlie
Wilhite

So the bill passed and the title was agreed to.

REPORTS OF CONFERENCE COMMITTEES

Mr. President. 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

Senator Robinson moved that the report be adopted.

Senator Butler moved that further consideration of the report of the Conference Committee on House Bill No. 84 be placed at the foot of the seventh order of business, which motion prevailed.

Mr. President. 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

Senator Jacobson moved that the report be adopted, which motion prevailed.

Senator Jacobson moved that the rules be suspended and the House Concurrent Resolution No. 55 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

Senator Jacobson moved that House Concurrent Resolution No. 55 be adopted, which motion prevailed.

REPORTS OF CONFERENCE COMMITTEES

Mr. President: 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

Senator Nething moved that the report be adopted, which motion prevailed.

Mr. President: 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

Senator Nasset moved that the report be adopted, which motion prevailed.

Mr. President: 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

Senator Morgan moved that the report be adopted, which motion prevailed.

Mr. President: 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 words "**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

Senator Decker moved that the report be adopted, which motion prevailed.

Senator Thoreson moved that the rules be suspended and that House Bill No. 453 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 28; nays, 4; absent and not voting, 17.

Those voting in the affirmative were:

Berube	Kautzmann	Mutch	Stafne
Butler	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Nething	Thoreson
Doherty	Lips	Pyle	Trenbeath
Forkner	Longmire	Redlin	Unruh
Hernett	Lowe	Sands	Van Horn
Holand	Morgan	Sorlie	Wenstrom

Those voting in the negative were:

Chesrown	Goldberg	Meschke	Schultz
Absent and not voting:			
Becker	Larson, L.	Rait	Ruemmele

Christensen	Litten	Ringsak	Stroup
Decker	Luick	Robinson	Torgerson
Freed	Melland	Roen	Wilhite
Jacobson			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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. Iver Solberg

Senator Forkner moved that the report be adopted, which motion prevailed.

FIRST READING OF A SENATE CONCURRENT RESOLUTION

The Committee on Delayed Bills and Resolutions introduced:

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.

Senator Longmire moved that the rules be suspended and that Senate Concurrent Resolution No. 78 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.

SENATE CONCURRENT RESOLUTION NO. 78

Introduced by the Committee on Delayed Bills and Resolutions

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.

- 1 WHEREAS, the game of basketball is a nationally famous
1a high
2 school competitive sport entered into by hundreds of teams with-
3 in this State; and
4 WHEREAS, the people of North Dakota take great pride in
4a those
5 teams of the State that receive Statewide recognition for their
6 efforts in high school basketball; and
7 WHEREAS, the Grand Forks Red River and Grand Forks Saint
8 James High School basketball teams received such recognition by
9 placing as the champion and runner-up, respectively, of the 1969
10 State Class "A" Basketball Tournament; and
11 WHEREAS, the Red River High School basketball team
11a distinguish-
12 ed itself further by being selected as the recipient of the
13 Tournament Sportsmanship Award;
14 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF
14a THE STATE
15 OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES
15a CONCURRING THEREIN:
16 That the Forty-first Legislative Assembly takes great pleasure
17 in commending the Grand Forks Red River and Grand Forks
17a Saint

- 18 James High School basketball teams and their respective coaches,
 19 Ken Towers and Al Bortke, for the honors they have received in
 19a the
 20 State Class "A" Basketball Tournament; and
 21 BE IT FURTHER RESOLVED, that copies of this resolution be
 22 forwarded by the Secretary of State to the Grand Forks Red River
 23 and Grand Forks Saint James High Schools and Coaches Ken
 23a Towers
 24 and Al Bortke.

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.

Senator Longmire moved that Senate Concurrent Resolution No. 78 be adopted, which motion prevailed.

Senator Longmire moved that the vote by which Senate Concurrent Resolution No. 78 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE HOUSE

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. 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 inform you that the Speaker has appointed as a Conference Committee to act with a like committee from the Senate,

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,

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,

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 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

House Chamber

Mr. President: I have the honor to return:

Senate Bill No. 286

Senate Concurrent Resolution No. 15

Which the House has amended as follows:

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

AMENDMENTS TO SENATE CONCURRENT RESOLUTION No. 15

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.

ROY GILBREATH, Chief Clerk

MESSAGES TO THE HOUSE

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 transmit:

Senate Concurrent Resolution No. 78

Which the Senate has passed and your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MOTION

Senator Longmire moved that the Senate be at ease subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, pursuant to recess taken, the President presiding.

SECOND READING OF HOUSE BILLS

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.

Which has been read.

Senator Holand moved that House Bill No. 90 be indefinitely postponed, which motion prevailed.

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.

Which has been read.

The question being on the motion of Senator Ruemmele that House Bill No. 368 be amended, which motion lost.

Senator Holand moved that the reading of the proposed amendments to House Bill No. 368 be dispensed with, which motion prevailed.

Senator Holand moved that House Bill No. 368 be amended as follows:

In line 73 of the engrossed bill delete the triple parentheses before and after the word "shall" and delete the word "may"

Delete lines 74 and 75 inclusive

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"

After the period in line 80 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 follow-

ing 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, annual educational expenditures from all special funds, double the annual expenditures of"**

In line 82 insert triple parentheses before and after the first word "and"; and after the second word "and" and before the word "receipts" insert the following language: **"double the annual tax"**

In line 83 delete the following language: **"It is the intent of the legislative assembly that school"**

Delete lines 84 through 88 inclusive

In line 89 delete the following language: **"of the building fund."**; 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 inclusive

And renumber the lines accordingly.

Which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 368 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 368, as amended, on page 1091 of the Senate Journal, and from the floor, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Hernett	Meschke	Schultz
Berube	Holand	Morgan	Sorlie
Butler	Kautzmann	Mutch	Stafne
Chesrown	Kelly	Nasset	Strinden
Coughlin	Larson, G.	Nething	Stroup
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Absent and not voting:			
Christensen	Luick	Ringsak	Thoreson
Jacobson	Pyle	Roen	Wilhite
Larson, L.			

So the bill passed and the title was agreed to.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire move that the Senate do adjourn, which motion prevailed.

FIFTY-NINTH DAY

Bismarck, March 15, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Senator Guy Larson, Bismarck.

Roll call: All Senators present except Senators Christensen, Lester Larson, Ringsak and Roen.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-seventh Day After Recess and Fifty-eight Day, and Fifty-eighth Day After Recess and recommends that the same be corrected as follows:

On page 1084, delete lines 3, 4, 5, 6, 7, and insert in lieu thereof the following: "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."

On page 1089, after line 34, insert the following: "REPORTS OF STANDING COMMITTEES"

On page 1104 after line 30 insert the following: "Senator Longmire moved that the rules be suspended, that House Bill No. 516 be not referred to committee, but placed on the calendar, which motion prevailed."

On page 1109, line 5 from the bottom, delete the word "return" and insert the word "transmit"

On page 1114, line 13, correct the spelling of the word "recommends".

On page 1117, line 19 from the bottom, delete the figure "332" and insert in lieu thereof the figure "322"

On page 1128, in line 34, delete the word "SENATE" and insert in lieu thereof the word "HOUSE" and delete lines 35, 36, 37 and 38, and insert in lieu thereof the following:

"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 under dissolution, and declaring an emergency."

On page 1129, line 18 from the bottom, correct spelling of word "gasoline"

On page 1145, delete line 18.

On page 1178, line 2 and 3 from the bottom delete "until 9:00 A.M., March 17, 1969" and insert in lieu thereof the words "subject to the call of the chair"

On page 1179, delete the figure "000" and insert in lieu thereof the figure "90"

On page 1203, line 7 from the bottom delete the word "SENATE" and insert the word "HOUSE", and delete lines 4, 5, and 6 from the bottom of the page and insert in lieu thereof the following:

"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.", and in line 2 from the bottom of the page delete the word "Senate" and insert in lieu thereof the word "House"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to inform you that the Speaker has changed the Conference Committee on

Senate Bill No. 14
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

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Nothing moved that the Senate do concur in the House amendments to Senate Bill No. 46, which motion prevailed.

Senator Nothing moved that the rules be suspended and that Senate Bill No. 46 be deemed properly re-engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Hernett	Meschke	Stafne
Berube	Holand	Morgan	Strinden
Butler	Kautzmann	Nasset	Stroup
Chesrown	Kelly	Nothing	Thoreson
Coughlin	Larson, G.	Rait	Torgerson
Decker	Lips	Redlin	Trenbeath
Doherty	Litten	Robinson	Unruh
Forkner	Longmire	Sands	Van Horn
Freed	Lowe	Schultz	Wenstrom
Goldberg	Melland	Sorlie	Wilhite
Absent and not voting:			
Christensen	Luick	Pyle	Roen
Jacobson	Mutch	Ringsak	Ruemmele
Larson, L.			

So the bill passed and the title was agreed to.

CHANGE IN CONFERENCE COMMITTEES

Senator Chesrown moved that the Conference Committee on Senate Bill No. 376 be discharged and a new Conference Committee be appointed, which motion prevailed.

The President appointed as a new Conference Committee on

Senate Bill No. 376
 Senator Holand
 Senator Wenstrom
 Senator Lips

Senator Sorlie moved that the Conference Committee on House Bill No. 5 be discharged and a new Conference Committee be appointed, which motion prevailed.

The President appointed as a new Conference Committee on

House Bill No. 5
 Senator Holand
 Senator Wenstrom
 Senator Lips

MOTION

Senator Wilhite moved that the House be requested to return House Concurrent Resolution No. 70, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Trenbeath moved that the Senate do concur in the House amendments to Senate Bill No. 212, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 212 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, by the House, the roll was called and there were ayes, 32; nays, 4; absent and not voting, 13.

Those voting in the affirmative were:

Berube	Hernett	Meschke	Stafne
Chesrown	Jacobson	Nasset	Stroup
Coughlin	Kautzmann	Nothing	Thoreson
Decker	Kelly	Pyle	Trenbeath
Doherty	Larson, G.	Rait	Unruh
Forkner	Litten	Sands	Van Horn
Freed	Longmire	Schultz	Wenstrom
Goldberg	Lowe	Sorlie	Wilhite

Those voting in the negative were:

Becker	Morgan	Strinden	Torgerson
--------	--------	----------	-----------

Absent and not voting:

Butler	Lips	Mutch	Robinson
Christensen	Luick	Redlin	Roen
Holand	Melland	Ringsak	Ruemmele
Larson, L.			

So the bill passed and the title was agreed to.

Senator Chesrown moved that the Senate do concur in the House amendments to Senate Bill No. 286, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that Senate Bill No. 286 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Becker	Hernett	Meschke	Stafne
Berube	Holand	Morgan	Strinden
Butler	Jacobson	Nasset	Stroup
Chesrown	Kautzmann	Nothing	Thoreson
Coughlin	Kelly	Pyle	Torgerson
Decker	Larson, G.	Rait	Trenbeath
Doherty	Litten	Sands	Unruh
Freed	Longmire	Schultz	Van Horn
Goldberg	Lowe	Sorlie	Wenstrom

Absent and not voting:

Christensen	Luick	Redlin	Roen
Forkner	Melland	Ringsak	Ruemmele
Larson, L.	Mutch	Robinson	Wilhite
Lips			

So the bill passed and the title was agreed to.

Senator Trenbeath moved that the Senate do concur in the House amendments to Senate Bill No. 300, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 300 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, by the House, the roll was called and there were ayes, 34; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Becker	Holand	Nasset	Strinden
Berube	Jacobson	Nothing	Stroup
Butler	Kautzmann	Pyle	Thoreson
Coughlin	Kelly	Rait	Torgerson
Decker	Larson, G.	Redlin	Trenbeath
Doherty	Litten	Sands	Unruh
Freed	Longmire	Sorlie	Wenstrom
Goldberg	Lowe	Stafne	Wilhite
Hernett	Morgan		

Absent and not voting:

Chesrown	Lips	Mutch	Ruemmele
Christensen	Luick	Ringsak	Schultz
Forkner	Melland	Robinson	Van Horn
Larson, L.	Meschke	Roen	

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Nasset moved that the Senate do not concur in the House amendments to Senate Bill No. 371 and that a Conference Committee be appointed, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as a Conference Committee on

Senate Bill No. 371
 Senator Jacobson
 Senator Nasset
 Senator Van Horn

Senator Trenbeath moved that the Senate do concur in the House amendments to Senate Bill No. 452, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that Senate Bill No. 452 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in the House, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Jacobson	Nothing	Strinden
Butler	Kautzmann	Pyle	Stroup
Chesrown	Kelly	Rait	Thoreson
Coughlin	Larson, G.	Redlin	Torgerson
Decker	Litten	Ruemmele	Trenbeath
Doherty	Longmire	Sands	Unruh
Freed	Lowe	Schultz	Van Horn
Goldberg	Meschke	Sorlie	Wenstrom
Hernett	Morgan	Stafne	Wilhite
Holand	Nasset		

Absent and not voting:

Berube	Larson, L.	Melland	Robinson
Christensen	Lips	Mutch	Roen
Forkner	Luick	Ringsak	

So the bill passed and the title was agreed to.

Senator Becker moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 15, which motion prevailed.

Senator Becker moved that the rules be suspended and that Senate Concurrent Resolution No. 15 be deemed properly engrossed and placed on second reading and final passage, as amended by the House, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the resolution, the roll was called and there were ayes, 36; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

Becker	Kelly	Nothing	Stafne
Butler	Larson, G.	Pyle	Strinden
Chesrown	Lips	Rait	Stroup
Coughlin	Litten	Redlin	Thoreson
Doherty	Longmire	Robinson	Torgerson
Goldberg	Lowe	Ruemmele	Trenbeath
Hernett	Meschke	Sands	Unruh
Holand	Morgan	Schultz	Van Horn
Kautzmann	Nasset	Sorlie	Wenstrom

Those voting in the negative were:

Wilhite

Absent and not voting:

Berube	Forkner	Larson, L.	Mutch
Christensen	Freed	Luick	Ringsak
Decker	Jacobson	Melland	Roen

So the resolution was declared adopted.

MESSAGES TO THE HOUSE**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

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 Senate requests the return of

House Concurrent Resolution No. 70

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Nasset moved that the report be adopted, which motion prevailed.

Senator Nasset moved that the rules be suspended and that Senate Bill No. 113 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 36; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Jacobson	Nothing	Stafne
Butler	Kautzmann	Pyle	Strinden
Chesrown	Kelly	Rait	Stroup
Coughlin	Larson, G.	Redlin	Thoreson
Decker	Lips	Robinson	Trenbeath
Forkner	Litten	Ruemmele	Unruh
Freed	Longmire	Sands	Van Horn
Goldberg	Lowe	Schultz	Wenstrom
Holand	Nasset	Sorlie	Wilhite

Those voting in the negative were:

Doherty	Meschke	Morgan	Torgerson
Luick			

Absent and not voting:

Berube	Hernett	Melland	Ringsak
Christensen	Larson, L.	Mutch	Roen

So the bill passed and the title was agreed to and the emergency clause carried.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 No. 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

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that House Bill No. 175 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 35; nays, 3; absent and not voting, 11.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Stafne
Butler	Kautzmann	Nasset	Strinden
Chesrown	Kelly	Pyle	Stroup
Coughlin	Larson, G.	Rait	Torgerson
Decker	Litten	Redlin	Unruh
Doherty	Longmire	Robinson	Van Horn
Freed	Lowe	Ruemmele	Wenstrom
Goldberg	Luick	Sands	Wilhite
Holand	Meschke	Sorlie	

Those voting in the negative were:

Schultz	Thoreson	Trenbeath
---------	----------	-----------

Absent and not voting:

Berube	Hernett	Melland	Ringsak
Christensen	Larson, L.	Mutch	Roen
Forkner	Lips	Nething	

So the bill passed and the title was agreed to.

REPORTS OF CONFERENCE COMMITTEES

Mr. President: 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

Senator Sands moved that the report be adopted, which motion prevailed.

Mr. President: 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. Wm. Erickson

Senator Trenbeath moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 368

Which the Senate has amended.

LEO LEIDHOLM, Secretary

CONSIDERATION OF REPORT OF CONFERENCE COMMITTEE

The question being on the motion of Senator Robinson that the report of the Conference Committee on House Bill No. 84 be adopted, which motion lost.

APPOINTMENT OF NEW CONFERENCE COMMITTEE

Senator Meschke moved that a new Conference Committee be appointed on House Bill No. 84, which motion prevailed.

The President appointed as a new Conference Committee on House Bill No. 84,

Senator Luick
Senator Kelly
Senator Schultz

MOTION

Senator Longmire moved that the Senate recess subject to the call of the Chair, which motion prevailed.

The Senate reconvened pursuant to the call of the Chair, the President presiding.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Wilhite moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

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

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

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

Were delivered to the Governor for his approval at the hour of 2:10 o'clock P. M., March 18, 1969.

SENATOR WENSTROM, Chairman

MESSAGES TO THE HOUSE

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
 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 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
 Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee reports on

House Bill No. 175: Vote: Ayes, 35; nays, 3; 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; 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 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

Senator Longmire moved that the Senate be at ease subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:
House Bill No. 90
Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return:
House Concurrent Resolution No. 70
Which the Senate has requested.

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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."

Renumber the sections and lines accordingly.

For the Senate
Senator Sorlie
Senator Melland
Senator Litten

For the House
Rep. Tweten
Rep. Linderman
Rep. Wagner

Senator Sorlie moved that the report be adopted, which motion prevailed.

Senator Melland moved that the rules be suspended and that House Bill No. 125 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 32; nays, 4; absent and not voting, 13.

Those voting in the affirmative were:

Decker	Larson, G.	Mutch	Strinden
Doherty	Lips	Nothing	Stroup
Freed	Litten	Pyle	Thoreson
Goldberg	Longmire	Redlin	Trenbeath
Holand	Lowe	Ringsak	Unruh

Jacobson	Luick	Sands	Van Horn
Kautzmann	Melland	Sorlie	Wenstrom
Kelly	Morgan	Stafne	Wilhite
Those voting in the negative were:			
Butler	Forkner	Ruemmele	Schultz
Absent and not voting:			
Becker	Coughlin	Meschke	Robinson
Berube	Hernett	Nasset	Roen
Chesrown	Larson, L.	Rait	Torgerson
Christensen			

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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

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: Yeas, 57; nays, 38; absent and not voting, 3
Senate Bill No. 459: Yeas, 79; nays, 0; absent and not voting, 19

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. 125
House Bill No. 175
House Bill No. 224
House Bill No. 265

ROY GILBREATH, Chief Clerk

Senator Longmire moved that the Senate be at ease subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 the Conference Committee amends 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

Senator Sorlie moved that the report be adopted, which motion prevailed.

Senator Melland moved that the rules be suspended and that Senate Bill No. 11 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 28; nays, 8; absent and not voting, 13.

Those voting in the affirmative were:

Becker	Kautzmann	Melland	Stafne
Berube	Larson, G.	Morgan	Stroup
Doherty	Lips	Nasset	Thoreson
Goldberg	Litten	Netting	Trenbeath
Hernett	Longmire	Pyle	Unruh
Holand	Lowe	Ringsak	Van Horn
Jacobson	Luick	Sorlie	Wenstrom

Those voting in the negative were:

Forkner	Robinson	Sands	Strinden
Redlin	Ruemmele	Schultz	Wilhite

Absent and not voting:

Butler	Decker	Larson, L.	Rait
Chesrown	Freed	Meschke	Roen
Christensen	Kelly	Mutch	Torgerson
Coughlin			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Robinson moved that the report be adopted, which motion prevailed.

Senator Robinson moved that the rules be suspended and that Senate Bill No. 20 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 36; nays, 0; absent and not voting, 13.

Those voting in the affirmative were:

Becker	Kautzmann	Nasset	Sorlie
Berube	Larson, G.	Nothing	Stafne
Doherty	Lips	Pyle	Strinden
Forkner	Litten	Redlin	Stroup
Freed	Longmire	Ringsak	Thoreson
Goldberg	Lowe	Robinson	Trenbeath
Hernett	Luick	Ruemmele	Unruh
Holand	Morgan	Sands	Van Horn
Jacobson	Mutch	Schultz	Wilhite

Absent and not voting:

Butler	Decker	Melland	Roen
Chesrown	Kelly	Meschke	Torgerson
Christensen	Larson, L.	Rait	Wenstrom
Coughlin			

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 Conference Committee amendments be 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

Senator Sorlie moved that the report be adopted, which motion prevailed.

Senator Sorlie moved that the rules be suspended and that Senate Bill No. 27 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 24; nays, 13; absent and not voting, 12.

Those voting in the affirmative were:

Becker	Kautzmann	Nothing	Stroup
Berube	Larson, G.	Pyle	Thoreson
Forkner	Lips	Robinson	Trenbeath
Hernett	Longmire	Sorlie	Unruh
Holand	Lowe	Stafne	Van Horn
Jacobson	Luick	Strinden	Wenstrom

Those voting in the negative were:

Doherty	Morgan	Redlin	Sands
Freed	Mutch	Ringsak	Schultz
Goldberg	Nasset	Ruemmele	Wilhite
Litten			

Absent and not voting:

Butler	Coughlin	Larson, L.	Rait
Chesrown	Decker	Melland	Roen
Christensen	Kelly	Meschke	Torgerson

So the bill was lost.

Senator Sorlie changed his vote from aye to nay for the purpose of reconsideration.

REPORT OF CONFERENCE COMMITTEE

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 35 has had the same under consideration and recommends 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 inter-

ests 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 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 by 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, state's 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

Senator Strinden moved that the report be adopted, which motion prevailed.

Senator Strinden moved that the rules be suspended and that Senate Bill No. 35 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Kelly	Mutch	Sorlie
Berube	Larson, G.	Nasset	Stafne
Chesrown	Lips	Nething	Strinden
Doherty	Litten	Pyle	Stroup
Forkner	Longmire	Redlin	Thoreson
Freed	Lowe	Ringsak	Trenbeath
Goldberg	Luick	Robinson	Unruh
Hernett	Melland	Ruemmele	Van Horn
Holand	Meschke	Sands	Wenstrom
Jacobson	Morgan	Schultz	Wilhite

Kautzmann

Absent and not voting:

Butler	Coughlin	Larson, L.	Roen
Christensen	Decker	Rait	Torgerson

So the bill passed and the title was agreed to.

MOTION

Senator Sorlie moved that the Senate reconsider the action by which Senate Bill No. 27 was lost, which motion prevailed.

Senator Sorlie moved that Senate Bill No. 27 be placed at the head of the calendar, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 30; nays, 15; absent and not voting, 4.

Those voting in the affirmative were:

Berube	Larson, G.	Morgan	Strinden
Chesrown	Lips	Nething	Stroup
Decker	Litten	Pyle	Thoreson
Hernett	Longmire	Rait	Trenbeath
Holand	Lowe	Robinson	Unruh
Jacobson	Luick	Sorlie	Van Horn
Kautzmann	Melland	Stafne	Wenstrom
Kelly	Meschke		

Those voting in the negative were:

Becker	Forkner	Nasset	Sands
Butler	Freed	Redlin	Schultz
Coughlin	Goldberg	Ringsak	Wilhite
Doherty	Mutch	Ruemmele	

Absent and not voting:

Christensen	Larson, L.	Roen	Torgerson
-------------	------------	------	-----------

So the bill passed and the title was agreed to.

MOTION

Senator Longmire moved that the Senate stand at ease subject to the call of the chair, which motion prevailed.

The Senate convened at the call of the chair, the President presiding.

MOTIONS

Senator Wilhite moved that the Senate reconsider the action by which House Concurrent Resolution No. 70 was indefinitely postponed, which motion prevailed.

Senator Wilhite moved that House Concurrent Resolution No. 70 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

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.

Which has been read.

Senator Longmire moved that House Concurrent Resolution No. 70 be adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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."

Renumber the lines accordingly.

For the Senate
 Senator Ringsak
 Senator Kelly
 Senator Van Horn

For the House
 Rep. Burke
 Rep. Lillehaugen
 Rep. Iver Solberg

Senator Ringsak moved that the report be adopted, which motion prevailed.

Senator Ringsak moved that the rules be suspended and that House Bill No. 117 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Jacobson	Nothing	Stafne
Berube	Kautzmann	Pyle	Strinden
Butler	Kelly	Rait	Stroup
Chesrown	Larson, G.	Redlin	Thoreson
Decker	Lips	Ringsak	Torgerson
Doherty	Litten	Robinson	Trenbeath
Forkner	Longmire	Ruemmele	Unruh
Freed	Meschke	Sands	Van Horn
Goldberg	Morgan	Schultz	Wenstrom
Hernett	Mutch	Sorlie	Wilhite
Holand	Nasset		

Absent and not voting:

Christensen	Larson, L.	Luick	Roen
Coughlin	Lowe	Melland	

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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

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

APPOINTMENT OF CONFERENCE COMMITTEE

Senator Longmire moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 368, which motion prevailed.

The President appointed as a Conference Committee on

House Bill No. 368

Senator G. Larson
Senator Ruemmele
Senator Jacobson

MESSAGE TO THE HOUSE

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. 368

Senator G. Larson
Senator Ruemmele
Senator Jacobson

LEO LEIDHOLM, Secretary

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.

Which has been read.

Senator Nething moved that the reading of the proposed amendments to House Bill No. 388 be dispensed with, which motion prevailed.

Senator Nething moved that House Bill No. 388 be amended as follows:

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 words "**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 **"board 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 under-scored 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.

Which motion prevailed.

Senator Nething moved that the rules be suspended and that House Bill No. 388 be placed on second reading and final passage, as amended from the floor, which motion prevailed.

ROLL CALL

The question being on the final passage of House Bill No. 388, as amended from the floor, the roll was called and there were ayes, 39; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Hernett	Morgan	Strinden
Berube	Holand	Nasset	Stroup
Butler	Jacobson	Nething	Thoreson
Chesrown	Kautzmann	Pyle	Torgerson
Coughlin	Kelly	Rait	Trenbeath
Decker	Larson, G.	Redlin	Unruh
Doherty	Lips	Ringsak	Van Horn
Forkner	Litten	Ruemmele	Wenstrom
Freed	Longmire	Sorlie	Wilhite
Goldberg	Meschke	Stafne	

Those voting in the negative were:

Mutch	Sands	Schultz
-------	-------	---------

Absent and not voting:

Christensen	Lowe	Melland	Roen
Larson, L.	Luick	Robinson	

So the bill passed and the title was agreed to.

Senator Longmire 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.

MOTION

Senator Holand moved that House Bill No. 499 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

Senator Holand moved that House Bill No. 499 be indefinitely postponed, which motion prevailed.

MESSAGE FROM THE HOUSE

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

MOTION

Senator Lips moved that House Bill No. 86 be placed at the head of the seventh order of business, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Lips moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 86 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A HOUSE BILL

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

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 34; nays, 5; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Hernett	Meschke	Striden
Berube	Holand	Morgan	Stroup
Butler	Jacobson	Nething	Thoreson
Chesrown	Kautzmann	Pyle	Torgerson
Coughlin	Kelly	Rait	Trenbeath
Decker	Larson, G.	Redlin	Unruh
Doherty	Lips	Ringsak	Van Horn
Forkner	Litten	Stafne	Wenstrom
Goldberg	Longmire		

Those voting in the negative were:

Freed	Sands	Schultz	Wilhite
Mutch			

Absent and not voting:

Christensen	Luick	Robinson	Ruemmele
Larson, L.	Melland	Roen	Sorlie
Lowe	Nasset		

So the bill passed and the title was agreed to.

Senator Longmire moved that the vote by which House Bill No. 86 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE HOUSE

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 adopted the Conference Committee reports on

House Bill No. 86

House Concurrent Resolution No. 55

ROY GILBREATH, Chief Clerk

MOTION

Senator Longmire moved that the Senate be at ease subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, which motion prevailed.

MESSAGE TO THE HOUSE

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: Ayes, 34; nays, 5; absent, 10

House Bill No. 117: Ayes, 42; nays, 0; absent, 7

House Bill No. 125: Ayes, 32; nays, 4; absent, 13

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 bill be 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 "10,308,660.00"

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

Senator Longmire moved that the report be adopted, which motion prevailed.

Senator Longmire moved that the rules be suspended and that Senate Bill No. 1 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 34; nays, 10; absent and not voting, 5.

Those voting in the affirmative were:

Chesrown	Jacobson	Melland	Sorlie
Coughlin	Kautzmann	Morgan	Stafne
Decker	Kelly	Nasset	Stroup
Doherty	Larson, G.	Nething	Trenbeath
Forkner	Lips	Pyle	Unruh
Freed	Litten	Rait	Van Horn
Goldberg	Longmire	Redlin	Wenstrom
Hernett	Lowe	Ringsak	Wilhite
Holand	Luick		

Those voting in the negative were:

Butler	Robinson	Schultz	Thoreson
Meschke	Ruemmele	Strinden	Torgerson
Mutch	Sands		

Absent and not voting:

Becker	Christensen	Larson, L.	Roen
Berube			

So the bill passed and the title was agreed to.

Senator Redlin moved that House Bill No. 312 be moved to the head of the seventh order of business, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 the 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 percent 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

Senator Redlin moved that the report be adopted, which motion prevailed.

Senator Redlin moved that the rules be suspended and that Senate Bill No. 312 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Nasset	Stafne
Berube	Kautzmann	Pyle	Strinden
Butler	Kelly	Rait	Stroup
Chesrown	Larson, G.	Redlin	Thoreson
Coughlin	Lips	Ringsak	Torgerson
Decker	Litten	Robinson	Trenbeath
Doherty	Longmire	Ruemmele	Unruh
Forkner	Luick	Sands	Van Horn
Freed	Meschke	Schultz	Wenstrom
Goldberg	Morgan	Sorlie	Wilhite
Holand	Mutch		

Those voting in the negative were:

Hernett Melland

Absent and not voting:

Christensen	Lowe	Nothing	Roen
Larson, L.			

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

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. 388

Which the Senate has amended.

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

APPOINTMENT OF CONFERENCE COMMITTEE

Senator Morgan moved that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 34, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 34,

Senator Trenbeath

Senator Freed

Senator Berube

MESSAGE TO THE HOUSE

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

Senator Longmire moved that the Senate be at ease subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Litten moved that the report be adopted, which motion prevailed.

Senator Litten moved that the rules be suspended and that Senate Bill No. 9 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Morgan	Sorlie
Berube	Jacobson	Mutch	Stafne
Butler	Kautzmann	Nasset	Strinden
Chesrown	Kelly	Nething	Stroup
Coughlin	Larson, G.	Pyle	Thoreson
Decker	Lips	Rait	Torgerson
Doherty	Litten	Redlin	Trenbeath
Forkner	Longmire	Robinson	Unruh
Freed	Lowe	Ruemmele	Van Horn
Goldberg	Luick	Sands	Wenstrom
Hernett	Melland	Schultz	Wilhite

Absent and not voting:

Christensen	Meschke	Ringsak	Roen
Larson, L.			

So the bill passed and the title was agreed to.

MOTION

Senator Melland moved that the Senate reconsider the action by which it adopted the Conference Committee report on House Bill No. 3, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 and that the bill be 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 "2,835,306.00"

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 the 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

Senator Luick moved that the report be adopted, which motion prevailed.

Senator Melland moved that the rules be suspended and that House Bill No. 3 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nothing	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath
Forkner	Lowe	Robinson	Unruh
Freed	Luick	Ruemmele	Wenstrom
Hernett	Melland	Sands	Wilhite
Holand	Morgan	Schultz	

Those voting in the negative were:

Goldberg	Meschke	Van Horn
----------	---------	----------

Absent and not voting:

Christensen	Larson, L.	Roen
-------------	------------	------

So the bill passed and the title was agreed to.

MOTION

Senator Becker moved that the Senate reconsider the action by which House Bill No. 432 was indefinitely postponed.

Senator Meschke requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion of Senator Becker, the roll was called and there were ayes, 23; nays, 23; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Thoreson
Berube	Kautzmann	Nothing	Torgerson
Coughlin	Kelly	Rait	Trenbeath
Decker	Lowe	Ringsak	Unruh
Doherty	Meschke	Ruemmele	Van Horn
Forkner	Morgan	Stroup	

Those voting in the negative were:

Butler	Larson, G.	Nasset	Sorlie
Chesrown	Lips	Pyle	Stafne
Freed	Litten	Redlin	Strinden
Goldberg	Longmire	Robinson	Wenstrom
Hernett	Luick	Sands	Wilhite
Holand	Melland	Schultz	

Absent and not voting:

Christensen Larson, L. Roen

So the motion lost.

Senator Longmire moved that the Senate stand at ease subject to the call of the chair, which motion prevailed.

The Senate reconvened at the call of the chair, the President presiding.

MESSAGE TO THE HOUSE

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. President: 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

Senator Decker moved that the report be adopted, which motion prevailed.

Senator Decker moved that the rules be suspended and that Senate Bill No. 231 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 30; nays, 16; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kautzmann	Melland	Stafne
Berube	Kelly	Meschke	Stroup
Butler	Larson, G.	Nething	Thoreson
Decker	Lips	Pyle	Trenbeath
Doherty	Litten	Rait	Unruh
Forkner	Longmire	Redlin	Van Horn
Goldberg	Lowe	Sorlie	Wenstrom
Jacobson	Luick		

Those voting in the negative were:

Chesrown	Holand	Ringsak	Schultz
Coughlin	Morgan	Robinson	Strindzen
Freed	Mutch	Ruemmele	Torgerson
Hernett	Nasset	Sands	Wilhite

Absent and not voting:

Christensen	Larson, L.	Roen
-------------	------------	------

So the bill passed and the title was agreed to.

MOTION

Senator Trenbeath moved that House Bill No. 34 be placed at head of the seventh order, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 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

Senator Trenbeath moved that the report be adopted, which motion prevailed.

Senator Trenbeath moved that the rules be suspended and that House Bill No. 34 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Sorlie
Berube	Kautzmann	Nasset	Stafne
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Lips	Rait	Thoreson
Decker	Litten	Redlin	Torgerson
Doherty	Longmire	Ringsak	Trenbeath

Forkner	Lowe	Robinson	Unruh
Freed	Luick	Ruemmele	Van Horn
Goldberg	Melland	Sands	Wenstrom
Hernett	Meschke	Schultz	Wilhite
Holand	Morgan		

Absent and not voting:

Christensen	Larson, L.	Roen
-------------	------------	------

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 "collection 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. Connolly
 Rep. Sanstead

Senator Robinson moved that the report be adopted, which motion prevailed.

Senator Robinson moved that the rules be suspended and that Senate Bill No. 110 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 39; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Becker	Kelly	Nasset	Stafne
Berube	Larson, G.	Pyle	Strinden
Coughlin	Lips	Rait	Thoreson
Decker	Longmire	Redlin	Torgerson
Doherty	Lowe	Ringsak	Trenbeath
Forkner	Luick	Robinson	Unruh
Hernett	Melland	Ruemmele	Van Horn
Holand	Meschke	Sands	Wenstrom
Jacobson	Morgan	Schultz	Wilhite
Kautzmann	Mutch	Sorlie	

Those voting in the negative were:

Butler	Freed	Litten	Stroup
Chesrown	Goldberg	Nething	

Absent and not voting:

Christensen	Larson, L.	Roen
-------------	------------	------

So the bill passed and the title was agreed to.

EXECUTIVE SESSION

Senator Longmire moved that the Senate resolve itself into Executive Session for the purpose of considering a message from the Governor, which motion prevailed.

One message from the Governor was read by the Secretary requesting confirmation of the following appointment:

Kenneth Urdahl, Jamestown, for appointment to the Higher Education Facilities Commission as set forth in Section 15-10-29 of the North Dakota Century Code, to serve for a three year term commencing July 1, 1967.

The Senate in Executive Session thereupon advised and consented to the above appointment and confirmed the same.

The Executive Session was thereupon dissolved and the Senate resumed its regular session.

MOTION

Senator Longmire moved that the Senate recess subject to the call of the chair, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-NINTH DAY AFTER RECESS
AND SIXTIETH DAY

Bismarck, March 18, 1969

The Senate convened at the call of the chair, pursuant to recess taken, the President presiding

MESSAGES FROM THE HOUSE

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

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, 7 nays, 5 absent and not voting

ROY GILBREATH, Chief Clerk

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on

House Bill No. 279

House Bill No. 279, failed: 41 yeas; 48 nays, 9 absent and not voting

ROY GILBREATH, Chief Clerk

REPORTS OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Coughlin moved that the report be adopted, which motion prevailed.

Mr. President: 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 House

Rep. Dornacker

Rep. Weber

Rep. DeKrey

Senator Rait moved that the report be adopted, which motion prevailed.

Senator Becker moved that the rules be suspended and that Senate Bill No. 166 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Becker

Butler

Chesrown

Coughlin

Decker

Holand

Jacobson

Kelly

Larson, G.

Lips

Melland

Morgan

Pyle

Rait

Redlin

Sorlie

Strinden

Thoreson

Trenbeath

Unruh

Doherty	Litten	Ringsak	Van Horn
Forkner	Longmire	Robinson	Wenstrom
Goldberg	Lowe	Ruemmele	Wilhite
Hernett	Luick	Schultz	
Absent and not voting:			
Berube	Larson, L.	Nething	Stafne
Christensen	Meschke	Roen	Stroup
Freed	Mutch	Sands	Torgerson
Kautzmann	Nasset		

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 "dairy" 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

Senator Morgan moved that the report be adopted, which motion prevailed.

Senator Morgan moved that the rules be suspended and that Senate Bill No. 310 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 32; nays, 2; absent and not voting, 15.

Those voting in the affirmative were:

Becker	Holand	Melland	Ruemmele
Butler	Jacobson	Morgan	Strinden
Chesrown	Larson, G.	Nothing	Thoreson
Coughlin	Lips	Pyle	Trenbeath
Decker	Litten	Rait	Unruh
Forkner	Longmire	Redlin	Van Horn
Goldberg	Lowe	Ringsak	Wenstrom
Hernett	Luick	Robinson	Wilhite

Those voting in the negative were:

Doherty Mutch

Absent and not voting:

Berube	Kelly	Roen	Stafne
Christensen	Larson, L.	Sands	Stroup
Freed	Meschke	Schultz	Torgerson
Kautzmann	Nasset	Sorlie	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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 further amends 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

Senator Jacobson moved that the report be adopted, which motion prevailed.

Senator Jacobson moved that the rules be suspended and that Senate Bill No. 371 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Becker	Holand	Melland	Ruemmele
Berube	Jacobson	Morgan	Schultz
Butler	Kelly	Mutch	Sorlie
Chesrown	Larson, G.	Nething	Strinden
Coughlin	Lips	Pyle	Thoreson
Decker	Litten	Rait	Trenbeath
Doherty	Longmire	Redlin	Unruh
Forkner	Lowe	Ringsak	Van Horn
Goldberg	Luick	Robinson	Wenstrom
Hernett			

Absent and not voting:

Christensen	Larson, L.	Roen	Stroup
Freed	Meschke	Sands	Torgerson
Kautzmann	Nasset	Stafne	Wilhite

So the bill passed and the title was agreed to.

REPORTS OF CONFERENCE COMMITTEES

Mr. President: 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

Senator Holand moved that the report be adopted, which motion prevailed.

Mr. President: 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 Hernett
Senator Chesrown
Senator Berube

For the House

Rep. Hilleboe
Rep. Giffey
Rep. Jenkins

Senator Hernett moved that the report be adopted, which motion prevailed.

Senator Hernett moved that the rules be suspended and that Senate Bill No. 410 be deemed properly engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 32; nays, 8; absent and not voting, 9.

Those voting in the affirmative were:

Berube	Jacobson	Luick	Ruemmele
Butler	Kautzmann	Melland	Schultz
Chesrown	Kelly	Meschke	Sorlie
Decker	Larson, G.	Nething	Strinden
Forkner	Lips	Pyle	Trenbeath
Goldberg	Litten	Rait	Unruh
Hernett	Longmire	Redlin	Van Horn
Holand	Lowe	Ringsak	Wenstrom

Those voting in the negative were:

Becker	Doherty	Mutch	Thoreson
Coughlin	Morgan	Robinson	Wilhite

Absent and not voting:

Christensen	Nasset	Sands	Stroup
Freed	Roen	Stafne	Torgerson

Larson, L.

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Litten moved that the report be adopted, which motion prevailed.

Senator Litten moved that the rules be suspended and that House Bill No. 1 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Becker	Jacobson	Meschke	Schultz
Berube	Kautzmann	Morgan	Sorlie
Chesrown	Kelly	Mutch	Strinden
Coughlin	Larson, G.	Nothing	Thoreson
Decker	Lips	Pyle	Trenbeath
Doherty	Litten	Rait	Unruh
Forkner	Longmire	Redlin	Van Horn
Goldberg	Lowe	Ringsak	Wenstrom
Hernett	Luick	Robinson	Wilhite
Holand	Melland	Ruemmele	

Absent and not voting:

Butler	Larson, L.	Sands	Stroup
Christensen	Nasset	Stafne	Torgerson
Freed	Roen		

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Wenstrom moved that the report be adopted, which motion prevailed.

Senator Luick moved that the rules be suspended and that Senate Bill No. 2 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A SENATE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Holand	Meschke	Schultz
Berube	Jacobson	Morgan	Sorlie
Butler	Kautzmann	Mutch	Strinden
Chesrown	Kelly	Nasset	Thoreson

Coughlin	Larson, G.	Nothing	Torgerson
Decker	Lips	Pyle	Trenbeath
Doherty	Litten	Rait	Unruh
Forkner	Longmire	Ringsak	Van Horn
Freed	Lowe	Robinson	Wenstrom
Goldberg	Luick	Sands	Wilhite
Hernett	Melland		

Those voting in the negative were:
 Redlin Ruemmele

Absent and not voting:
 Christensen Roen Stafne Stroup
 Larson, L.

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 5 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 39; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Hernett	Luick	Sorlie
Berube	Holand	Melland	Strinden
Butler	Jacobson	Meschke	Stroup
Chesrown	Kautzmann	Morgan	Thoreson
Coughlin	Kelly	Nasset	Trenbeath
Decker	Larson, G.	Pyle	Unruh
Doherty	Lips	Rait	Van Horn
Forkner	Litten	Redlin	Wenstrom
Freed	Longmire	Ringsak	Wilhite
Goldberg	Lowe	Robinson	

Those voting in the negative were:

Mutch	Ruemmele	Sands	Torgerson
Absent and not voting:			
Christensen	Nething	Schultz	Stafne
Larson, L.	Roen		

So the bill passed and the title was agreed to.

REPORTS OF CONFERENCE COMMITTEES

Mr. President: 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. Peterson
Rep. Linderman

Senator Robinson moved that the report be adopted, which motion prevailed.

Mr. President: 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 Conference Committee amendments be 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

Senator Robinson moved that the report be adopted, which motion prevailed.

Senator Robinson moved that the rules be suspended and that House Bill No. 12 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 41; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Melland	Schultz
Berube	Jacobson	Meschke	Sorlie
Butler	Kautzmann	Morgan	Stroup
Chesrown	Kelly	Nasset	Thoreson
Coughlin	Larson, G.	Nething	Torgerson
Decker	Lips	Pyle	Trenbeath
Doherty	Litten	Rait	Unruh
Forkner	Longmire	Ringsak	Van Horn
Freed	Lowe	Robinson	Wenstrom
Goldberg	Luick	Sands	Wilhite
Hernett			

Those voting in the negative were:

Mutch Strinden

Absent and not voting:

Christensen	Redlin	Ruemmele	Stafne
Larson, L.	Roen		

So the bill passed and the title was agreed to.

MOTION

Senator Melland moved that the rules be suspended and that the reading of the amendments on the Conference Committee reports be dispensed with, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Litten moved that the report be adopted, which motion prevailed.

Senator Litten moved that the rules be suspended and that House Bill No. 19 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nething	Stroup
Coughlin	Lips	Pyle	Thoreson
Decker	Liitten	Rait	Torgerson
Doherty	Longmire	Redlin	Trenbeath
Forkner	Lowe	Ringsak	Unruh
Freed	Luick	Robinson	Van Horn
Goldberg	Melland	Ruemmele	Wenstrom
Hernett	Meschke	Sands	Wilhite
Holand			

Absent and not voting:

Christensen	Larson, L.	Roen	Stafne
-------------	------------	------	--------

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Luick moved that the report be adopted.

Senator Coughlin moved that the Conference Committee Report on House Bil No. 84 be indefinitely postponed, which motion lost.

The question being on the motion of Senator Luick that the report of the Conference Committee on House Bill No. 84 be adopted, which motion prevailed.

Senator Luick moved that the rules be suspended and that House Bill No 84 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Holand	Luick	Robinson
Berube	Jacobson	Melland	Sorlie
Butler	Kautzmann	Meschke	Strinden
Chesrown	Kelly	Morgan	Stroup
Decker	Larson, G.	Nasset	Thoreson
Doherty	Lips	Nething	Trenbeath
Forkner	Litten	Pyle	Unruh
Freed	Longmire	Rait	Van Horn
Goldberg	Lowe	Ringsak	Wenstrom
Hernett			

Those voting in the negative were:

Coughlin	Redlin	Sands	Torgerson
Mutch	Ruemmele	Schultz	Wilhite

Absent and not voting:

Christensen	Larson, L.	Roen	Stafne
-------------	------------	------	--------

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

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

SECOND READING OF A HOUSE BILL

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.

Which has been read.

Senator Becker moved that House Bill No. 454 be indefinitely postponed, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on Senate Bills 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

MESSAGES FOR THE HOUSE

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

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; 14 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

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return:

House Bill No. 454

Which the Senate has indefinitely postponed.

LEO LEIDHOLM, Secretary

MOTION

Senator Longmire moved that the Senate be at ease subject to the call of the chair, which motion prevailed.

The Senate convened at the call of the chair, the President presiding.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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. Chesrown moved that the report be adopted, which motion prevailed.

Senator Chesrown moved that the rules be suspended and that House Bill No. 225 be placed on second reading and final passage, as amended in Conference Committee, 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**, in Conference Committee, the roll was called and there were ayes, 38; nays, 5; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Holand	Melland	Strinden
Berube	Jacobson	Meschke	Stroup
Butler	Kautzmann	Nasset	Thoreson
Chesrown	Kelly	Nothing	Torgerson
Coughlin	Larson, G.	Pyle	Trenbeath
Decker	Lips	Rait	Unruh
Forkner	Litten	Sands	Van Horn
Freed	Longmire	Schultz	Wenstrom
Goldberg	Lowe	Sorlie	Wilhite
Hernett	Luick		

Those voting in the negative were:

Doherty	Mutch	Robinson	Ruemmele
Morgan			

Absent and not voting:

Christensen	Redlin	Roen	Stafne
Larson, L.	Ringsak		

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Butler moved that the report be adopted, which motion prevailed.

Senator Butler moved that the rules be suspended and that House Bill No. 341 be placed on second reading and final passage, as amended in Conference Committee, which motion prevailed.

SECOND READING OF A HOUSE BILL

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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Jacobson	Mutch	Schultz
Berube	Kautzmann	Nasset	Sorlie
Butler	Kelly	Nething	Strinden
Chesrown	Larson, G.	Pyle	Stroup
Coughlin	Litten	Rait	Thoreson
Decker	Longmire	Redlin	Torgerson
Doherty	Lowe	Ringsak	Trenbeath
Forkner	Luick	Robinson	Unruh
Freed	Melland	Ruemmele	Van Horn
Goldberg	Meschke	Sands	Wilhite
Hernett	Morgan		
Absent and not voting:			
Christensen	Larson, L.	Roen	Wenstrom
Holand	Lips	Stafne	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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:

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 "misdemeanors" 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

Senator Forkner moved that the report be adopted, which motion prevailed.

Senator Forkner moved that the rules be suspended and that House Bill No. 393 be placed on second reading and final passage, as amended in Conference Committee, 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, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Coughlin	Litten	Pyle	Thoreson
Decker	Longmire	Rait	Torgerson
Doherty	Lowe	Redlin	Trenbeath
Forkner	Luick	Ringsak	Unruh
Freed	Melland	Robinson	Van Horn
Goldberg	Meschke	Sands	Wilhite
Hernett			

Absent and not voting:

Christensen	Larson, L.	Roen	Stafne
Holand	Lips	Ruemmele	Wenstrom

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: Your Conference Committee to whom was referred House Bill No. 500 has had the same under consideration and recom-

mends that the Senate recede from its amendment and that the bill be 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 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

Senator Decker moved that the report be adopted.

Senator Wilhite moved that the report of the Conference Committee on House Bill No. 49 be laid on the table.

Senator Becker requested a call of the Senate, which request was granted, and a call of the Senate was had.

The Sergeant-at-Arms reported that Senators Roen, Stafne, Christensen, and Lester Larson were absent.

Senator Becker moved that the call of the Senate be dispensed with, which motion prevailed.

The question being on the motion of Senator Wilhite, which motion lost.

The question being on the motion of Senator Decker that the report of the Conference Committee report on House Bill No. 500 be adopted, which motion prevailed.

Senator Decker moved that the rules be suspended and that House Bill No. 500 be placed on second reading and final passage, as amended in Conference Committee, 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' reve-

nue 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 32; nays, 13; absent and not voting, 4.

Those voting in the affirmative were:

Becker	Freed	Litten	Rait
Berube	Goldberg	Longmire	Redlin
Butler	Hernett	Lowe	Sands
Chesrown	Holand	Luick	Stroup
Coughlin	Jacobson	Melland	Trenbeath
Decker	Kautzmann	Meschke	Unruh
Doherty	Larson, G.	Nasset	Van Horn
Forkner	Lips	Nething	Wenstrom

Those voting in the negative were:

Kelly	Ringsak	Schultz	Thoreson
Morgan	Robinson	Sorlie	Torgerson
Mutch	Ruemmele	Strinden	Wilhite
Pyle			

Absent and not voting:

Christensen	Larson, L.	Roen	Stafne
-------------	------------	------	--------

So the bill passed and the title was agreed to.

Senator Doherty 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.

REPORT OF CONFERENCE COMMITTEE

Mr. President: Your Conference Committee to whom was referred House Bill No. 509 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 12 insert triple parentheses before and after the word "six" and insert in lieu thereof the word "seven"

In line 34 insert triple parentheses before and after the word "six" and insert in lieu thereof the word "seven"

In line 41 insert triple parentheses before and after the word "six" and insert in lieu thereof the word "seven"

In line 69 insert triple parentheses before and after the word "six" and insert in lieu thereof the word "seven"

At the end of line 111 insert the following new section:

"SECTION 9. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that refunds of taxes imposed by chapters 57-52, 57-54.1 and 57-54 shall be made pursuant to chapter 57-50 to the ultimate purchaser or consumer."

Renumber the lines accordingly.

For the Senate
 Senator Decker
 Senator Wilhite
 Senator Rait

For the House
 Rep. Goodman
 Rep. Boustead
 Rep. Backes

Senator Decker moved that the report be adopted, which motion prevailed.

Senator Decker moved that the rules be suspended and that House Bill No. 509 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 21; nays, 22; absent and not voting, 6.

Those voting in the affirmative were:

Becker	Goldberg	Litten	Pyle
Berube	Hernett	Longmire	Rait
Butler	Holand	Luick	Stroup
Chesrown	Jacobson	Melland	Van Horn
Decker	Lips	Meschke	Wenstrom
Forkner			

Those voting in the negative were:

Doherty	Morgan	Robinson	Strinden
Freed	Mutch	Ruemmele	Thoreson
Kautzmann	Nasset	Sands	Torgerson
Kelly	Nething	Schultz	Unruh
Larson, G.	Redlin	Sorlie	Wilhite
Lowe	Ringsak		

Absent and not voting:

Christensen	Larson, L.	Stafne	Trenbeath
Coughlin	Roen		

So the bill was lost.

MOTION

Senator Sorlie moved that the Senate reconsider the action by which the Conference Committee report on Senate Bill No. 376 was adopted, and that a new Conference Committee be appointed, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 376,

Senator Holand
 Senator Wenstrom
 Senator Lips

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered its action in adopting the 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

MESSAGE FROM THE HOUSE

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

MESSAGE TO THE HOUSE

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

MOTION

Senator Ringsak moved that the vote by which House Bill No. 509 was lost be reconsidered and the motion to reconsider be laid on the table, which motion lost.

Senator Butler moved that the Senate reconsider the action by which House Bill No. 509 was lost, which motion lost.

REPORT OF CONFERENCE COMMITTEE

Mr. President: Your Conference Committee to whom was referred House Bill No. 368 has had the same under consideration and recommends 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 33 after the word "fund" delete the comma and insert in lieu thereof the word "and"

In line 34 after the word "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 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 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

Senator Ruemmele moved that the report be adopted, which motion prevailed.

Senator Ruemmele moved that the rules be suspended and that House Bill No. 368 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Sands
Berube	Kautzmann	Mutch	Strinden
Butler	Kelly	Nasset	Stroup
Chesrown	Larson, G.	Nothing	Thoreson
Decker	Lips	Pyle	Torgerson
Doherty	Litten	Rait	Trenbeath
Forkner	Longmire	Redlin	Unruh
Freed	Lowe	Ringsak	Van Horn
Goldberg	Luick	Robinson	Wenstrom
Hernett	Melland	Ruemmele	Wilhite
Holand	Meschke		

Absent and not voting:

Christensen	Larson, L.	Schultz	Stafne
Coughlin	Roen	Sorlie	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Holand moved that the rules be suspended and that Senate Bill No. 376 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 35; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Becker	Holand	Luick	Sorlie
Berube	Jacobson	Melland	Strinden
Butler	Kautzmann	Meschke	Stroup
Chesrown	Kelly	Nasset	Thoreson
Decker	Larson, G.	Nething	Trenbeath
Doherty	Lips	Pyle	Unruh
Forkner	Litten	Rait	Van Horn
Freed	Longmire	Redlin	Wenstrom
Goldberg	Lowe	Ringsak	Wilhite
Hernett			

Those voting in the negative were:

Morgan	Robinson	Ruemmele	Torgerson
Mutch			

Absent and not voting:

Christensen	Larson, L.	Sands	Stafne
Coughlin	Roen	Schultz	

So the bill passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Luick moved that the report be adopted, which motion prevailed.

Senator Luick moved that the rules be suspended and that Senate Bill No. 14 be deemed properly re-engrossed and placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 36; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

Becker	Holand	Luick	Ringsak
Berube	Jacobson	Melland	Ruemmele
Butler	Kautzmann	Meschke	Schultz
Chesrown	Kelly	Morgan	Sorlie
Decker	Larson, G.	Nasset	Thoreson
Doherty	Lips	Nething	Trenbeath
Forkner	Litten	Pyle	Unruh
Goldberg	Longmire	Rait	Wenstrom
Hernett	Lowe	Redlin	Wilhite

Those voting in the negative were:

Mutch	Robinson	Strinden	Torgerson
-------	----------	----------	-----------

Absent and not voting:

Christensen	Larson, L.	Sands	Stroup
Coughlin	Roen	Stafne	Van Horn
Freed			

So the bill passed and the title was agreed to.

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Longmire moved that the Senate do adjourn, which motion prevailed.

LEO LEIDHOLM, Secretary

SIXTIETH DAY

March 18, 1969

The Senate convened at 2:00 P.M., the President presiding.

Prayer by Chaplain Senator Guy Larson, Bismarck.

Roll call. All Senators present except Senators Christensen, Lester Larson and Stafne.

A quorum was declared by the President.

CORRECTION AND REVISION

Mr. President: 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 recommends that the same be corrected as follows:

On page 1229, delete lines 32, 33, 34 and 35.

On page 1231, in line 9, after the word "SENATE" insert the word "CONCURRENT"

On page 1236, in line 21, delete the figure "7" and insert in lieu thereof the figure "70"

On page 1258, in line 4 from the bottom, delete the following words "Senate Bill No. 231"

And when so corrected recommends that the same be approved.

SENATOR LOWE, Chairman

Senator Lowe moved that the report be adopted, which motion prevailed

MESSAGES TO THE HOUSE

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

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

MESSAGE FROM THE HOUSE

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

MOTIONS

Senator Lips moved that the Senate reconsider the action by which House Bill No. 5 was passed, which motion prevailed.

Senator Lips moved that the Senate reconsider the action by which the Conference Committee on House Bill No. 5 was adopted, which motion prevailed.

Senator Lips requested the unanimous consent of the Senate to consider a new Conference Committee report on House Bill No. 5, which request was granted.

Senator Lips moved that the reading of the amendments on the new Conference Committee report on House Bill No. 5, be dispensed which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: 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

Senator Holand moved that the report be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended and that House Bill No. 5 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, in Conference Committee, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Jacobson	Morgan	Schultz
Berube	Kautzmann	Mutch	Sorlie
Butler	Kelly	Nasset	Strinden
Chesrown	Larson, G.	Nothing	Stroup
Decker	Lips	Pyle	Thoreson
Doherty	Littin	Redlin	Torgerson
Forkner	Longmire	Ringsak	Trenbeath
Freed	Lowe	Robinson	Unruh
Goldberg	Luick	Roen	Van Horn
Hernett	Melland	Ruemmele	Wenstrom
Holand	Meschke	Sands	Wilhite

Absent and not voting:

Christensen	Larson, L.	Rait	Stafne
Coughlin			

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

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. 460

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. 388

ROY GILBREATH, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has 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 Committee on House Bill No. 5 was adopted, and House Bill No. 5 was passed with a vote of 44 ayes, 0 nays, 5 absent and not voting.

LEO LEIDHOLM, Secretary

REPORT OF CONFERENCE COMMITTEE

Mr. President. 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:

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 word "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

Senator Sands moved that the report be adopted, which motion prevailed.

Senator Sands moved that the rules be suspended and that House Bill No. 279 be placed on second reading and final passage, as amended in Conference Committee, 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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, **as amended**, in Conference Committee, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Becker	Kautzmann	Mutch	Schultz
Berube	Kelly	Nasset	Sorlie
Butler	Larson, G.	Nothing	Strinden
Chesrown	Lips	Pyle	Stroup
Decker	Litten	Rait	Thoreson
Doherty	Longmire	Redlin	Torgerson
Forkner	Lowe	Ringsak	Trenbeath
Freed	Luick	Robinson	Unruh
Goldberg	Melland	Roen	Van Horn
Hernett	Meschke	Ruemmele	Wenstrom
Holand	Morgan	Sands	Wilhite

Absent and not voting:

Christensen	Jacobson	Larson, L.	Stafne
Coughlin			

So the bill passed and the title was agreed to.

Senator Longmire 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.

MESSAGES TO THE HOUSE

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: Ayes, 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 Senate.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

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

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 16
Senate Concurrent Resolution No. 22
Senate Concurrent Resolution No. 65

Have been delivered to the Secretary of State.

SENATOR WENSTROM, Chairman

MESSAGE FROM THE HOUSE

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

ROY GILBREATH, Chief Clerk

ENROLLING AND ENGROSSING

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 1
Senate Bill No. 2
Senate Bill No. 6
Senate Bill No. 9
Senate Bill No. 10
Senate Bill No. 14
Senate Bill No. 24
Senate Bill No. 27
Senate Bill No. 29
Senate Bill No. 35
Senate Bill No. 46
Senate Bill No. 110
Senate Bill No. 113
Senate Bill No. 137
Senate Bill No. 138
Senate Bill No. 166
Senate Bill No. 178
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. 371
Senate Bill No. 376
Senate Bill No. 403
Senate Bill No. 416
Senate Bill No. 425
Senate Bill No. 429
Senate Bill No. 432
Senate Bill No. 452
Senate Bill No. 462
Senate Bill No. 469
Senate Bill No. 483

And find the same correctly Re-engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 11
 Senate Bill No. 20
 Senate Bill No. 22
 Senate Bill No. 30
 Senate Bill No. 78
 Senate Bill No. 92
 Senate Bill No. 124
 Senate Bill No. 146
 Senate Bill No. 163
 Senate Bill No. 201
 Senate Bill No. 374
 Senate Bill No. 383
 Senate Bill No. 410
 Senate Bill No. 465

And find the same correctly Engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 3
 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. 459
 Senate Bill No. 461
 Senate Bill No. 470
 Senate Bill No. 479
 Senate Bill No. 482
 Senate Bill No. 484

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

Senate Concurrent Resolution No. 1
 Senate Concurrent Resolution No. 9
 Senate Concurrent Resolution No. 10
 Senate Concurrent Resolution No. 19
 Senate Concurrent Resolution No. 25
 Senate Concurrent Resolution No. 34
 Senate Concurrent Resolution No. 37
 Senate Concurrent Resolution No. 41
 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. 67
 Senate Concurrent Resolution No. 70
 Senate Concurrent Resolution No. 72
 Senate Concurrent Resolution No. 73
 Senate Concurrent Resolution No. 74
 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 find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

Senate Concurrent Resolution No. 5
 Senate Concurrent Resolution No. 12
 Senate Concurrent Resolution No. 24
 Senate Concurrent Resolution No. 61
 Senate Concurrent Resolution No. 62
 Senate Concurrent Resolution No. 69

And find the same correctly Engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following resolutions:

Senate Concurrent Resolution No. 6
 Senate Concurrent Resolution No. 15
 Senate Concurrent Resolution No. 42

And find the same correctly Re-engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGE FROM THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

ENROLLING AND ENGROSSING

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 5
 Senate Bill No. 8
 Senate Bill No. 13
 Senate Bill No. 15
 Senate Bill No. 26
 Senate Bill No. 58
 Senate Bill No. 75
 Senate Bill No. 97
 Senate Bill No. 115
 Senate Bill No. 121
 Senate Bill No. 176
 Senate Bill No. 193
 Senate Bill No. 241
 Senate Bill No. 250
 Senate Bill No. 251
 Senate Bill No. 323
 Senate Bill No. 335
 Senate Bill No. 349
 Senate Bill No. 350
 Senate Bill No. 364
 Senate Bill No. 412
 Senate Bill No. 418
 Senate Bill No. 427
 Senate Bill No. 435
 Senate Bill No. 440
 Senate Bill No. 447
 Senate Bill No. 467

And find the same correctly Engrossed and Enrolled.

SENATOR WENSTROM, Chairman

Senator Stroup moved that the report be adopted, which motion prevailed, and the report was adopted.

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 23
 Senate Bill No. 25
 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. 76
 Senate Bill No. 95
 Senate Bill No. 116
 Senate Bill No. 154
 Senate Bill No. 200
 Senate Bill No. 242
 Senate Bill No. 266
 Senate Bill No. 274
 Senate Bill No. 284
 Senate Bill No. 314
 Senate Bill No. 347
 Senate Bill No. 373
 Senate Bill No. 396
 Senate Bill No. 402
 Senate Bill No. 444
 Senate Bill No. 445
 Senate Bill No. 473

And find the same correctly Enrolled.

SENATOR WENSTROM, Chairman

Senator Pyle moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGE FROM THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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
 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 President has signed.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President 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
 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 President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

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
 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

MESSAGE FROM THE HOUSE

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

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

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

Were delivered to the Secretary of State.

SENATOR WENSTROM, Chairman

MESSAGE FROM THE HOUSE

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
 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 Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The Committee on Enrollment and Engrossment respectfully reports that:

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

Were delivered to the Governor for his approval.

SENATOR WENSTROM, Chairman

MESSAGE FROM THE HOUSE

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

SIGNING OF RESOLUTIONS

The Secretary announced that the President 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

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

SIGNING OF BILLS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MESSAGE FROM THE HOUSE

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

The Committee on Enrollment and Engrossment respectfully reports that:

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. 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. 115
 Senate Bill No. 121

Were delivered to the Governor for his approval.

SENATOR WENSTROM, Chairman

The Committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 45
 Senate Bill No. 97
 Senate Bill No. 116
 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

Were delivered to the Governor for his approval.

SENATOR WENSTROM, Chairman

MESSAGE FROM THE HOUSE

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

SIGNING OF RESOLUTIONS

The Secretary announced that the President 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 President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

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

MOTION

Senator Melland moved that the absent Senators be excused, which motion prevailed.

ELECTION OF PRESIDENT PRO TEM FOR THE INTERIM

Senator Ringsak:

Mr. President and gentlemen of the Senate. The name of the man whom I have the pleasure to submit to you as candidate for President Pro-Tem of the North Dakota Senate is a man you well know. Normally, a good nomination speech should keep the name of the candidate in limbo and suspense until all remarks are fully orally expounded.

However, the man I am about to nominate is my friend and your friend and my setting neighbor, Senator Kenneth L. Morgan.

The history of Senator Morgan should be explained since he has faithfully and diligently performed almost every task in the legislative body. In 1935-1937-1939 he served as a page in the legislature. In the years 1941 and 1943 he acted as the first chief clerk in the House of Representatives of North Dakota. 1945 and 1947 Senator Morgan served as chief clerk in the House of Representatives. In 1949 Senator Morgan served as Secretary of the Senate. In 1951 he served as the chief clerk in the Senate. In 1953 Senator Morgan desired to branch

out and served as a lobbyist for the Federation of Civic and Business Association. In 1955 he served as chief clerk in the Senate.

Senator Morgan was first elected to the Senate from the old 37th district in 1956; which position he has well and faithfully performed the duties and responsibilities in a most capable and efficient and outstanding manner. Therefore, it is with the utmost pride and pleasure I submit the name of Senator Kenneth L. Morgan as the President Pro-Tem for the North Dakota State Senate for the interim period.

Senator Longmire moved that nomination cease and that we cast a unanimous vote for Senator Morgan for President Pro Tem of the Senate for the Interim, which motion prevailed.

Senator Morgan:

Mr. President. Thank you, Members of the Senate. I promise during the next biennium, in the absence of our Lieutenant Governor and very efficient President, whenever I am asked to preside I will try to be fair to everybody. Thank you very kindly.

1969 - 1971 INTERIM COMMITTEE APPOINTMENTS

The Lieutenant Governor announced the following 1969-1971 Interim Committee Appointments:

LEGISLATIVE COUNCIL —

Senator George Longmire
 Senator Elton W. Ringsak
 Senator Edwin C. Becker
 Senator Frank W. Wenstrom
 Senator Herbert L. Meschke
 Senator Lester Larson
 Senator George Rait

LEGISLATIVE AUDIT AND FISCAL REVIEW COMMITTEE —

Senator C. Warner Litten
 Senator Oscar J. Sorlie
 Senator Lee Christensen

CAPITOL GROUNDS PLANNING COMMISSION —

Senator Gail H. Hernet
 Senator Robert Chesrown
 Senator Phillip Berube

HERITAGE COMMISSION —

Senator Emil Kautzmann

COMBINED LAW ENFORCEMENT COUNCIL —

Senator Robert L. Stroup

EDUCATION COMMISSION OF THE STATE —

Senator Kenneth Lowe

PRESENTATIONS

Senator Melland:

Mr. President. I rise on a point of personal privilege and ask that you recognize several Senators for the purpose of making presentations, and I would ask now, Mr. President, that you recognize Senator Rait.

Lt. Gov.: Senator Rait.

Senator Rait:

Mr. President. It is indeed a privilege for me at this time to be given the honor of making a few remarks before this Forty-First Senate Assembly, and to you, Lieutenant Governor Larsen. I wondered what it would be like at this legislative session to work with

a heavily dominated Republican membership, and also with a Republican Lieutenant Governor. We have the answer now, and I want to say in behalf of the Democrats, and I am sure that at this time I speak also for the Republicans, that you, Lieutenant Governor Larsen, have done an outstanding job as a freshman presiding officer of this body. You have been most courteous and fair in all of the decisions that you have been called upon to make and we hope that this session will be a fruitful one for our great state of North Dakota. We congratulate you, Mr. President and wish you well. We wish to present you with a token of our appreciation and a remembrance of the occasion of our working together.

Lt. Gov. Larsen:

Gentlemen of the Senate. I wish to express my thanks to the Senators for their thoughtfulness in presenting me with this gift. I have enjoyed being your presiding officer. I have attempted to be fair and objective in preserving the right of each member to express his views; while at the same time providing for the majority's right in due process to govern. My thanks to the desk force and the other Senate employees for their fine help. I say to the Senators, you have consistently been gentlemen as well as Senators. Please accept my compliments and my thanks.

Senator Melland:

I now ask that you recognize, Senator Wilhite.

Senator Wilhite:

Mr. President and Gentlemen of the Senate:

There is a distinguished Senator who deserves recognition for many different reasons, each one meriting attention in its own right.

For his work in the committees of Education, Judiciary and Transportation this year and in the Legislature for the past 18 years.

For his musical talent and the favorable impression that it has created in national appearances, not only for himself but also for our legislature and all North Dakota residents.

For presiding over this assembly in the absence of the Lt. Governor and handling the exacting task of processing the decisions of this Senate into law.

For his humanity to man. I know from personal experience that he has been one of the kindest, most generous and most gentlemanly members of this entire body.

It is an honor to present our President Pro Tem, Senator Leland Roen, with this token of our esteem.

Senator Roen:

Mr. President. Members of the Senate. Senator Wilhite. I, of course, at this time and as many times as I have seen these tokens of appreciation received, am at a loss for words. I like to express myself in song and that is perhaps why I am as a loss for words to speak at this time. To say thank you and appreciation to each one of you is not enough as actually our associations become dearer as we proceed on each session. I would like to visit with each one of you and would like to tell you I appreciate you for what you really are. I mean that sincerely. I think, regardless of what the future holds for each one of us, we will never find a finer group of fellows. Being here has been a great experience and a very educational one. Senator Litten had been designated to accept this gift for me if I had not been able to get back for the closing of the session, and I liked one note that he had prepared, and I want to share it with you. "There is a destiny that makes us brothers — no man stands alone — all that we send into the lives of others, comes back into our own." With this I leave you and one other thing I would like to say, I expect in the future, before very long, to appear with Mr.

Welk again, and I don't have plans for coming back at this time. Thank you most sincerely for the gift.

Senator Melland:

Mr. President, I now ask that you recognize Senator Van Horn.

Lt. Governor:

Senator Van Horn:

Mr. President and fellow Senators:

It is indeed a privilege for me to have the honor at this time to make a few remarks. I have enjoyed meeting and working with the Senators and employees for this 41st Legislative Session. The floor leaders have had a heavy responsibility in keeping the work load distributed as equitable as is humanly possible under the 60 days allotment that we are mandated to work under.

Senator Longmire, the majority leader in this session, has done a commendable job at times when it seemed there was just no way to get all the items taken care of. He was able to crowd a few more hours of work out of us and get the problems taken care of. It is a great deal of pleasure for me at this time in behalf of this Senate body to present this token of our appreciation for your untiring efforts as majority leader in the 41st Legislative Session.

We thank you, Senator Longmire.

Senator Longmire:

Mr. President. Members of the Senate. It certainly has been a very rewarding experience to me to serve as your majority floor leader, and I want to say just a word or two about those who are not members of the Senate, but who participate just as much, and I refer to the employees that have served us so well during this particular session. I know that we have had no better employees, and no more dedicated employees in any session that I have attended than we have this time, and I want all of you to know that we appreciate your work and your dedication and you are doing a service for your state just like the Senators.

This I think has been an unusual session in one way. I think the members of both parties came here at the beginning of this session determined that we would lay aside, at least temporarily, partisan politics in carrying on our deliberations; that we would work together to do a good job and a good service to the people of the State as individuals rather than as party people, and I am proud for that because we have done just that. I could not have had a better minority floor leader than Senator Meschke. He has been an inspiration to me and it has been a privilege to work with him. He has been dedicated at all times and he has devoted himself 100% to carrying out his duties.

I certainly want to thank the Governor of this State. We have had very good understanding. Certainly all of the majority party have not agreed on every matter that the Governor suggested, but we have had very fine relations and a very cohesive term with the Governor in working here and trying to do the best job we can for the people of the State.

We instituted another thing this year which I think is unique. We decided, at least the majority floor leaders decided, to meet once a week with the elected state officials and they have been very helpful and most understanding of our problems, and I think this has contributed to the success, if we have any, and I certainly want to say that we have had a good session.

All of you, directly or indirectly, connected with our work here can take credit for what we have accomplished here. I particularly want to express my appreciation to the committee chairmen who have worked diligently in unraveling the many complicated matters that have come before the committees, and the committee members

because we have had excellent attendance at our meetings, and they have worked in a dedicated manner.

I want to particularly recognize my own stenographer, Donna Heisler, who has been a very devoted and dedicated worker and who has not been a clock watcher in connection with the hours we have here. She has been most helpful.

It has been an honor and a privilege to work with Senator Melland as assistant majority floor leader. In spite of his many duties as a member of the Appropriations Committee, he has always cheerfully and willingly given 110% in the many duties that have been assigned to him, and any requests that have been made of him.

In the caucus we have had Senator Wilhite who has made a great contribution to the caucus as caucus chairman and he has done a very fine job.

Our caucus secretary, Senator Doherty, has always been there and doing a fine job, although we could not read his notes until they were typed.

I want to thank all of you and you can take credit for the accomplishments that we have had during this session of our legislature. I appreciate this gift and it will be a remembrance of a very good session.

Senator Melland:

I count it a high privilege to make this next presentation. The loyal opposition in this body — the telephone booth minority — have substantially and effectively contributed to our deliberations. I rise now to salute the minority leader. His reasonableness and cooperative spirit has gone far in maintaining the harmony and friendliness of our body. His precise accuracy has improved several individual measures under our consideration. His attention to responsibility and devotion to purpose is a tribute more eloquent and enduring than mere words. His wit and ability of expression had added much to the levity and to the seriousness of our deliberations. His broad knowledge and keen interpretation is obvious in almost every area of our study. To characterize the minority leader of this session in a few words, he is one who puts people, purpose and principle ahead of other considerations. On behalf of the majority, of the entire Senate and myself, Senator Meschke, please accept this remembrance and with it our respect, our affection, and our best wishes.

Senator Meschke:

Mr. President. Senator Melland and fellow members of this assembly. I volunteered for the next step in this proceeding without realizing precisely how it would tie in. I want to echo the expressions of appreciation to all of the people who worked here in the Senate on behalf of the minority Senators. There has been a great deal of kindness and consideration as well as work and help and we all want you to know how much we appreciate it. Particularly I would like to express appreciation to my own secretary, Mary Ann Lang, who has helped all of us very much.

You know respect and affection doesn't just grow from being cooped up in a room together. It grows from working together and watching each other work, and if I had to use one single word in discussing appreciation of the people of this body, it would be that word "work", and I have watched and worked with the assistant majority floor leader, as have each one of the Senate members, and I think he has manifested ability, understanding, and tremendous effort that has contributed to this session. On behalf of the Senate, Senator Melland, as assistant majority leader, we present to you a token of our affection on this occasion.

Senator Melland:

Mr. President. Members of the Senate. Senator Meschke.

Thank you very much. It is a lovely gift and a real remembrance of particularly of course for me, and for everybody else, of the association that Senator Roen alluded to so eloquently a moment ago. I want to say that it has been a great experience for me to have served with Senator Longmire as assistant majority floor leader, and I have enjoyed it and appreciate it very much. Thank you. Mr. President, I now request that you recognize Senator Becker.

Senator Becker:

Mr. President. Members of the Senate. Next to man's spiritual responsibility, which is most important, is the singular great challenge of life, that is to learn, to know, to understand and to love people. I believe that we in the legislature probably more than any group in the State of North Dakota, have gotten to learn to know, to understand and to love people, because it is our job to solve the problems of people. Of course that is the challenge of all men in government because to govern is to rule, to regulate, and you do not rule, you do not regulate the car, you rule and you regulate the person who drives the car. You do not rule and regulate the roads, you rule and regulate the people who use the roads. You do not rule and regulate a department, you rule and regulate the people who use that department. I have learned, in the ten years that I have been in government, that any success that I may have had has been because I have tried at least to learn to know, to understand and to love people. The gentleman to whom I wish to present a gift is a man that I have learned to know, to understand and to love. He is a guy that has some pretty tremendous principles. You learn to know people first of all by trying to understand their personality, so in our modern life we try hard to understand what is in a book, we try hard to understand what is in a problem. We work at it. I often think we do not work hard enough in trying to learn to know people. They are the most complicated part of God's creation and so we have to work at that as diligently as we do at our problems. I haven't had to work very hard to learn to know the personality of this gentleman, his friendliness we all know, his principles, his Christian principles, his principles of government. They are well understood by anyone who knows him, and his desire to fight for these principles, this has been demonstrated on numerous occasions. In learning to know individuals you also have to understand his ability to perform in difficult situations and in this man's repertoire of personality and ability, I have learned to know that he has knowledge of government; I have learned to know that he has knowledge of particular areas of government, and I have learned to know, as you have, that he has been recognized for his knowledge, particularly in the area of conservation. I don't always agree with him. I suggest that he has a great deal to learn about Senate Bill No. 137. At this time it is a real honor, Mr. President, and Members of the Senate, for me on behalf of the Senate, to present a gift to Senator Grant Trenbeath, President Pro Tem for the Interim.

Senator Trenbeath:

Mr. President. Senator Becker. Members of the Senate. It wasn't until you got to the last line that I realized who you were talking about. Senator, when you say that it is hard to understand the personality of many people, or any person, you hit the nail right on the head. My wife has reminded me of this for a period of years. She has made that remark several times. Ed, I appreciate your comments. This was very unexpected. I thank you very much.

Senator Becker:

Now, Mr. President. Members of the Senate. I have another singular honor, and that is to present a gift to the assistant minority floor leader who came into the North Dakota Senate at the same time as I did, but ten years ago Clark Van Horn was almost ten years

younger and I was ten years younger; I was thirty-one at that time. Clark and I have had many good laughs together. I think, Mr. President, Members of the Senate, that we have all learned to know that Clark Van Horn is the same when he is in the Senate as when he is at home in his own community. He is friendly and down to earth, a knowledgeable legislator everyone loves, and I know, Clark, you have been a real asset to the minority leader, Senator Meschke, and you have been a real asset to the minority and majority. It is with a great deal of pleasure, Clark, that I present you with this gift at this time.

Senator Van Horn:

Thank you, Senator Becker. Those words were kind indeed coming from a man who I have sat on the opposite side of the table from in the Finance and Taxation Committee. We have not always agreed but we have certainly learned that legislation is a matter of cooperation. While I have this chance I just briefly want to say that I have appreciated the cooperation and as Senator Longmire said we did put party politics out of the picture pretty much this session and I think it is good for the state of North Dakota.

I would also like to recognize at this time the chairman of the Education Committee, Senator Holand. It is a pleasure to work with a guy who works just the same or harder than anybody else on the committee.

And to Senator Trenbeath, Chairman of Natural Resources, he is a task master. He really goes after the details but he does recognize the minority too on the committee and we tried to accomplish some things, and then my favorite on Industry, Business and Labor, Senator Hernet, it has been interesting and educational, and Gail is certainly one of the unique bankers of North Dakota. I am sure that he assesses your assets real well. Thank you to all of you, and to you, Senator Becker.

Senator Robinson then presented a gift to Leo Leidholm on behalf of the Senate employees.

Leo Leidholm, Secretary of the Senate, then presented to the members of the employment committee, gifts on behalf of the Senate employees.

MOTIONS

Senator Longmire moved that the President appoint a committee of three to notify the Governor that the Senate had completed its work and is about to adjourn sine die, which motion prevailed.

The President appointed as such committee Senators Luick, Thoreson, and Berube.

Senator Longmire moved that the President appoint a committee of three to notify the House that the Senate had completed its business and is about to adjourn sine die, which motion prevailed.

The President appointed as such committee Senators Unruh, Strinden, and Rait.

Senator Luick announced that the committee appointed to inform the Governor that the Senate had completed its work and is about to adjourn sine die, had completed its work and asked that the committee be discharged, which request was granted.

Senator Unruh announced that the committee appointed to inform the House that the Senate had completed its work and is about to adjourn sine die, had completed its work and asked that the committee be discharged, which request was granted.

Senator Longmire moved that the Senate adjourn sine die, which motion prevailed and the Senate stood adjourned sine die.

And the Senate stood adjourned sine die, pursuant to the motion of Senator Longmire.

LEO LEIDHOLM, Secretary

GENERAL INDEX

COMMUNICATIONS

- Secretary of State, 1-2-3.
- Governor Guy requested confirmation of certain appointments, 117, 727.
- Senators Ringsak and Torgerson, representing Senate at Nixon Inauguration, 123.
- Letter from Governor Guy to Senator Lips, 1034-1035.

COMMITTEES

- Committee on Election Contest, 4.
- Committee on Committees, 9.
- Committee on Employment, 9; amended, 11.
- Committee on Revision and Correction, 9.
- Committee on Rooms, 9; amended, 55.
- Committee on Rules, 10.
- Committee on Photography, 10, 17.
- Committee on Delayed Bills, 17.
- Committee on Enrolling and Engrossing, 17.
- Committee on Legislative Research Resolution Committee, 17.
- Telephone Committee, 336, 399.
- "Speakers" Committee, 444.
- Committee on Arrangements, Memorial Service, 725.

MESSAGES

- Governor Guy in reference to Senate Bill No. 294 — 701.
- Governor Guy in reference to Senate Bill No. 199 — 826.
- Governor Guy in reference to Senate Bill No. 389 — 1061.
- Governor Guy requesting confirmation of appointment of Kenneth Urdahl, 1271.

SELECT COMMITTEE REPORTS

- Committee on Election Contest, 10.
- Committee on Committees, 17.
- Committee on Rules, 20.
Amended, 24.
- Joint Session Committee, 24.
- Committee on Rooms, 30.
- Committee on Employment, 47, 83, 143.

MISCELLANEOUS

- Call to order, 1, 29.
- Oath of Office to newly-elected Senators, 3.
- Executive Session, 117, 727, 1271.
- Memorial Service, 725.
- Senator Morgan nominated President Pro-Tem for Interim, 1323.

LIEUTENANT GOVERNOR RICHARD LARSEN

- Oath of Office administered, 29.
- Oath of Office to A. E. Bradley, Sergeant-at-Arms, elect, 30.
- Oath of Office to employees, 48.
- Oath of Office to employees, 83.
- Oath of Office to Darlene Jose, Committee Clerk, 144.
- Interim Committee Appointments, 1324.
- Remarks, 1325.

SECRETARY OF SENATE

- Leo Leidholm nominated for Secretary of Senate, 4.
- Leo Leidholm elected for Secretary of Senate, 4.
- Oath of Office administered, 4.

PRESIDENT PRO TEM, TRENBEATH

- Administered Oath of Office to Secretary-elect, Leo Leidholm, 4.

Administered Oath of Office to desk reporter-elect, Dagny Olson, 5.
Administered Oath of Office to newly-elected President Pro Tem,
L. Roen, 5.

PRESIDENT PRO TEM, ROEN

Nominated and elected, 5.
Administered Oath of Office to Senator Nasset, 11.
Administered Oath of Office to Senator Becker, 13.
Calls 41st Legislative Assembly to order, 29.
Presides, 414, 576, 600, 791.

SPEECHES

Hon. Milton R. Young, Senior United States Senator, 197, 200.
Hon. Earl McKellar, member of Manitoba Legislature, 271, 272.
Mr. John Fjelsta, 273.
Congressman Kleppe, 403, 405.
Former Lieutenant Governor Clyde Duffy, 459.

INDEX TO MEMBERS

BECKER

Legislative Council: 1324.

Standing Committees: 18, 19.

Conference Committees: 1192.

Committees other than Standing: 273, 447.

Committee Reports: 48, 55, 59, 84, 85, 107, 124(2), 134(2), 135, 159, 160(3), 176, 222(2), 223, 246(3), 257, 259, 260, 261(2), 262, 298(2), 308, 309, 329, 330, 408(4), 409, 421(2), 422(3), 493(2), 495(2), 496(2), 521(2), 522, 523, 531, 555, 558, 592, 597, 602, 604(2), 605, 690(2), 691(5), 692(3), 704, 705(3), 706(2), 707(2), 754, 755(5), 800, 802(2), 803(2), 804(3), 805, 969, 970(2), 971(2), 972, 1030, 1031(2), 1032, 1095.

Bills: 34(2), 35(2), 38, 42(2), 44, 54, 55, 61(4), 65(2), 66(2), 71, 77, 86, 98, 99, 119(2), 136, 166(2), 168, 180(2), 181, 190, 192, 195.

Senate Concurrent Resolutions: 45, 88, 162, 215, 266, 276, 312, 331, 443, 504(2), 505(2), 506.

Senate Resolutions: 284.

Motions: 48, 55, 59, 70, 74, 84, 85, 97, 107(2), 124(3), 134(2), 135, 137, 138, 141, 147(2), 159, 160(3), 172, 176, 177(2), 214, 222(2), 223, 226, 246(3), 257, 259, 260, 261(2), 262, 281(6), 298(2), 308, 310, 329, 330, 358, 359, 408(4), 409, 421(2), 422(3), 451(3), 463, 464, 469, 493(2), 495(2), 496(2), 500, 512(3), 521(2), 522, 523, 531, 555, 558, 559, 560(3), 585, 592(2), 597, 602, 604(2), 605, 614, 683, 690, 691(6), 692(3), 704, 705(3), 706(2), 707(6), 726(3), 735(3), 754, 755(5), 765, 800, 801(3), 802(2), 803(2), 804(3), 805, 820(2), 830(2), 864, 888, 890(2), 969, 970(2), 971(2), 972, 984(2), 1001, 1019, 1030, 1031(2), 1032(2), 1068, 1069, 1075, 1095, 1105(2), 1157, 1192, 1193, 1207, 1218, 1238(2), 1266, 1274, 1284, 1289.

Remarks Printed: 13, 979, 1328, 1329.

BERUBE

Capitol Grounds Planning Commission: 1324.

Standing Committees: 18(2), 19.

Conference Committee: 910, 1068, 1193, 1194, 1196, 1216, 1263.

Committees other than Standing: 9(2), 17, 1329.

Bills: 34, 35(2), 36(2), 65, 66(2), 76, 188, 189(2).

Senate Concurrent Resolutions: 412, 482, 505, 506.

Senate Resolutions: 284.

Motions: 159, 397, 595(2), 596, 689, 718, 805(2), 811, 965, 1012, 1133.

BUTLER

Standing Committees: 18, 19.

Conference Committees: 865, 984, 1193, 1216.

Committees other than Standing: 4, 17, 444.

Bills: 35(2), 36, 38, 61, 65(2), 108, 109, 126, 147, 148(2), 150, 164(3), 167, 168(3), 181, 194(2).

Senate Concurrent Resolutions: 331, 482, 504, 506.

Senate Resolutions: 284.

Motions: 263, 359, 447(2), 468, 487, 566, 567, 842, 843, 1042, 1075, 1129, 1192(2), 1225, 1286(2), 1292.

CHESROWN

Capitol Grounds Planning Commission: 1324.

Standing Committees: 18, 19(2).

Conference Committees: 910, 988, 1039, 1194, 1203, 1216.

Committees other than Standing: 10, 403.

Committee Reports: 69, 70(3), 74(3), 75, 85(2), 221(4), 222(7), 223, 233, 280(4), 293(2), 294, 295(2), 296(6), 297, 307, 308(2), 309, 311(2), 392, 406(2), 408(5), 409(4), 410(2), 448, 449(2), 450(2), 472, 473, 474(2), 477(4), 479, 517, 518, 519, 520(4), 521,

IV

INDEX

522(2), 524, 557, 558(2), 559(2), 603, 675(2), 677(3), 690(5), 691(2), 706(3), 707, 753(2), 754(3), 755, 779, 780, 782(5), 783, 803(2), 906(2), 949, 952(3), 953, 955, 1090, 1091.

Bills: 45(4), 76, 78, 86(3), 87(4), 98, 137, 148, 149(3), 163, 165(3), 184, 185, 188(2), 189(3), 190, 193.

Senate Concurrent Resolutions: 88(2), 266.

Senate Resolutions: 284.

Motions: 69, 70(3), 74(2), 75(2), 76, 85(2), 86, 97, 138(2), 139(2), 221(4), 222(6), 223(2), 233, 235, 247, 250(2), 280(4), 293(2), 294, 295(2), 296(6), 297, 308(3), 309, 310(2), 312(4), 331(4), 392, 406(2), 408(4), 409(5), 410(2), 442, 448, 449(2), 450(2), 464(5), 472, 473, 474, 475, 477(4), 479, 484(2), 512, 517, 518, 519, 520(4), 521, 522(2), 524, 558(2), 559(6), 560, 586(2), 603, 675(2), 677(3), 690(5), 691(2), 692, 706(3), 707(2), 735, 736(3), 751, 753(2), 754(3), 755, 779, 780, 782(5), 783(2), 797, 798(2), 803(2), 820(2), 837, 871(3), 906, 907, 927, 949, 952(3), 953, 955, 984, 985(2), 986(3), 987, 988, 990(2), 991, 992(2), 1061, 1090, 1091, 1104(2), 1105(2), 1107(3), 1108, 1110, 1120(2), 1179, 1191(2), 1193(2), 1194(2), 1195(2), 1205, 1208, 1236(2), 1237, 1286(2).

CHRISTENSEN

Legislative Audit and Fiscal Review Committee: 1324.

Standing Committees: 17.

Bills: 37(6).

Senate Resolutions: 284.

COUGHLIN

Standing Committees: 17.

Conference Committees: 983, 988, 1067, 1155, 1190, 1202.

Bills: 34(2), 98, 108(3), 150, 164, 167, 179, 183, 184, 185, 190(3), 191(2), 194.

Senate Concurrent Resolutions: 99, 312, 506.

Senate Resolutions: 284.

Motions: 97(2), 316, 317, 328, 352, 354, 355, 356, 580, 586, 639(2), 1128(2), 1150(2), 1218, 1273, 1283.

DECKER

Standing Committees: 18, 19.

Conference Committees: 453, 1193, 1217(2).

Committees other than Standing: 9, 17, 142, 725.

Bills: 40, 41, 53, 54, 55, 65, 76(2), 77, 78, 86, 98, 107(2), 108(2), 120, 126, 148, 149(2), 181, 185, 186, 190(3), 191(6), 194.

Senate Concurrent Resolutions: 88(2), 504, 506.

Senate Resolutions: 284, 395.

Motions: 247, 300, 337, 396, 395, 532(2), 543(2), 558, 597, 622(2), 623(2), 725, 1125, 1227, 1228, 1267(2), 1289(2), 1291(2).

DOHERTY

Standing Committees: 18, 19.

Conference Committees: 871.

Committees other than Standing: 9.

Bills: 44, 54, 55, 78, 88(2), 109, 135, 136, 137(3), 167(2), 183(2), 194, 197.

Senate Concurrent Resolutions: 88, 99, 162, 465(2), 504, 506.

Senate Resolutions: 284.

Motions: 155, 468(2), 633, 663, 835, 852, 1041(2), 1059.

FORKNER

Standing Committees: 18, 19(2).

Conference Committees: 1203(2).

Committees other than Standing: 9.

Committee Reports: 123(2), 124, 131(2), 212, 214, 389, 390(5), 391(6), 392(3), 393, 406, 491, 493, 495(2), 497(2), 498(4), 499, 551, 556, 779(2), 780(4), 781(2), 783(2), 883, 884(2), 885(3), 886(2), 887(2), 900, 905, 906, 907, 908, 947, 949(2).

Bills: 36, 37(2), 88(2), 98, 99(2), 107, 108, 109(2), 148, 165(2),
166, 167, 179, 182, 187, 188, 190, 191, 192, 194(3).

Senate Concurrent Resolutions: 224.

Senate Resolutions: 284.

Motions: 113, 123(2), 124, 131(2), 139, 201(2), 212, 214, 220,
229(2), 331, 382, 389, 390(5), 391(6), 392(3), 393, 405, 406,
412(6), 423, 491, 494, 495(2), 497(2), 498(4), 499, 513(4), 551,
556, 585, 586, 637(2), 726(2), 779, 780(5), 781(2), 783(2), 883(2),
884(2), 885(4), 886(2), 887(3), 888, 890(2), 900(2), 905, 906,
907, 908, 926, 927(4), 947, 949(2), 961(2), 983, 983(2), 984, 991(2),
999, 1186, 1203(2), 1288(2).

Remarks printed: 13, 379.

FREED

Standing Committees: 18, 19(2).

Conference Committee: 871, 897, 911, 986, 1039, 1114, 1194, 1203,
1216(2), 1263.

Committees other than Standing: 5, 9, 403.

Committee Reports: 123, 124(2).

Bills: 35(2), 39, 45(4), 54, 55, 60, 61(2), 77(2), 86(3), 87(3),
98(2), 99, 108, 109, 110, 126, 135, 136(3), 137(2), 149(3), 163,
167, 168, 180, 182, 183, 185, 189, 190, 192, 194, 197(2).

Senate Concurrent Resolutions: 88, 99, 162, 506.

Senate Resolutions: 284.

Motions: 123, 124(2), 139, 247, 360, 718, 744, 974(2), 1084, 1117(2),
1126, 1134(2), 1158(2), 1205.

Remarks Printed: 5, 338.

GOLDBERG

Standing Committees: 18, 19(2).

Conference Committees: 911, 985, 1216.

Committees other than Standing: 9, 17.

Bills: 36, 38, 55(2), 65(3), 66, 76, 77, 78, 87, 183, 184(3), 186, 194.

Senate Concurrent Resolutions: 88, 331, 506.

Senate Resolutions: 284.

Motions: 71(2), 300, 340, 650, 855, 958, 1191.

Remarks Printed: 1038.

HERNETT

Capitol Grounds Planning Commission: 1324.

Standing Committees: 18, 19(2).

Conference Committee: 718, 785, 872, 1194.

Committees other than Standing: 10.

Committee Reports: 73(2), 84(3), 133, 134(5), 213, 214(3), 233,
234(2), 254, 259, 260, 261, 295(2), 296(2), 297(3), 298(2), 471,
472, 474, 475, 476, 478(2), 493, 496, 498, 518, 519, 520(3),
522, 523, 551, 557(2), 590, 593, 596(2), 598, 676(8), 677, 689,
690(2), 691(2), 704(2), 753(4), 755(2), 756, 780(2), 781(5), 782(2),
906(2), 907(3), 908, 932, 953, 955(2), 1037.

Bills: 35, 39, 42(2), 44, 65, 76(2), 77, 78, 87, 163, 167, 179(2), 181,
183, 189(2).

Senate Concurrent Resolutions: 88, 312, 451, 505.

Senate Resolutions: 284.

Motions: 55, 73(2), 84(3), 86, 133, 134(5), 138, 147, 213, 214(3),
233, 234, 235, 249(3), 250, 254, 259, 260, 261, 281(2), 295(2),
296(2), 297(3), 298(2), 312(3), 313(2), 320, 425, 471, 472, 474, 475,
476, 478, 479, 493, 496, 498, 511(3), 512(3), 518, 519, 520(3), 522, 523,
551, 557(2), 559, 585, 586(3), 590, 593, 596(2), 598, 619, 621,
676(7), 677(2), 685(2), 689, 690(2), 691(2), 692(2), 704(2), 727,
735, 753(4), 755(2), 768(2), 780(2), 781(5), 782(2), 783, 785(4),
797, 799(2), 817, 829(3), 872(4), 873(3), 906(2), 907(3), 908, 932,
953, 955(2), 974(2), 977(4), 986(2), 991, 992(2), 1004, 1010, 1037,
1041, 1145, 1194, 1277(2).

HOLAND

Standing Committees: 18(2), 19.

Conference Committees: 897, 911, 1039, 1040, 1068, 1194, 1216, 1236(2), 1291.

Committees other than Standing: 10, 198.

Committee Reports: 48, 69, 147, 159, 160(2), 213, 245, 246, 280(2), 462, 473, 476, 479, 493, 496, 553, 558(2), 591(2), 592(3), 594, 598, 602(2), 603(2), 604(2), 732, 733(3), 800(2), 801(3), 802(2), 803, 805(2), 820, 822(4), 823(4), 849, 943, 947, 971, 972, 1023, 1024(5), 1030, 1031, 1032, 1033(2), 1090(2), 1094(2), 1095(2).

Bills: 34(2), 35(2), 39(2), 42, 45(4), 53(3), 54(4), 60, 61(2), 66, 78(2), 86(3), 87(2), 109, 120, 137, 178, 179, 180, 182, 184, 185, 188(3), 189, 193, 197.

Senate Concurrent Resolutions: 88(2), 162, 215, 312(2), 331, 374, 465(2), 553.

Senate Resolutions: 284.

Motions: 48, 49, 55, 69, 76(2), 92, 147, 156, 159, 160, 161(3), 202, 205, 209(2), 213, 223(2), 228, 238, 245, 246, 280(2), 298(2), 342(2), 412, 424, 456, 457(2), 462, 464, 473, 476, 479, 542, 553(3), 558(2), 567, 574(2), 586, 591(2), 592(3), 594, 598, 602(2), 603(2), 604(3), 615, 619(3), 620, 638(2), 639, 726(2), 732, 733(3), 749(3), 790, 800(2), 801(3), 802(2), 803(2), 805(2), 820, 822(3), 823(5), 849, 851(3), 868, 889(2), 909(2), 910(2), 943, 947, 958(2), 973(2), 987(2), 991(2), 998, 999, 1023, 1024(5), 1030, 1031, 1032, 1033(3), 1040(2), 1087, 1090(2), 1094(2), 1095(2), 1107, 1110, 1114(2), 1116(2), 1119(2), 1122, 1123(3), 1129, 1146(2), 1158(2), 1178, 1179, 1180, 1189, 1196(4), 1197(2), 1200, 1201(3), 1203, 1207, 1216, 1232(3), 1233, 1241(2), 1257(2), 1277, 1280, 1294(2), 1298.

Remarks Printed: 62

JACOBSON

Standing Committees: 18(2), 19.

Conference Committee: 769, 1196, 1203, 1216, 1238, 1254.

Committees other than Standing: 9.

Bills: 34, 35, 45, 53, 60, 66, 78, 108, 164, 183, 194, 196.

Senate Concurrent Resolutions: 88, 99, 312, 465, 506.

Senate Resolutions: 284.

Motions: 50, 647, 1189(2), 1226(3), 1276(2).

KAUTZMANN

Heritage Commission: 1324.

Standing Committees: 18, 19(2).

Conference Committees: 872, 1203.

Committees other than Standing: 9, 29.

Committee Reports: 59, 106, 107, 212, 213(3), 371, 372, 373(4), 391, 407(4), 408, 409, 477, 478(2), 479, 497, 589, 598, 601, 732(5), 733(3), 734, 883, 885(3), 946(2), 949, 952, 1030, 1031, 1090, 1091.

Bills: 54, 55, 61(2), 65, 66(2), 76, 77, 98, 107, 108, 119, 136, 149, 167, 182, 186, 192, 193, 197.

Senate Concurrent Resolutions: 162, 215, 443, 504.

Senate Resolutions: 284.

Motions: 60(3), 70, 71(2), 106, 107, 212, 213(3), 223(2), 371, 372, 373(4), 391, 394, 395(2), 407(4), 408, 409, 423(2), 477, 478(2), 479, 497, 512, 589, 598, 601, 620(2), 654, 699, 732(5), 733(3), 734, 769(2), 772, 776, 786, 883, 885(3), 946(2), 949, 952, 1030, 1031, 1090, 1091, 1106(2), 1156(2).

KELLY

Standing Committees, 17.

Conference Committees: 889, 982, 1067, 1104, 1190, 1203, 1242.

Committee other than Standing: 459.

Bills: 36, 54, 55, 76, 78, 108, 136, 137, 148(2), 164, 167, 179, 180, 183(2), 191, 192, 194.

Senate Concurrent Resolutions: 162, 465, 506.

Senate Resolutions: 284.
 Motions: 4, 292, 339, 353, 390, 1111(2).

LARSON, G.

Standing Committees: 18(2), 19.
 Conference Committees: 1107, 1254.
 Committees other than Standing: 17.
 Committee Reports: 930(5), 931(9), 932.
 Bills: 35, 39, 53, 76, 107, 110, 124, 136, 137, 147, 148(2), 150, 164, 179, 180.
 Senate Concurrent Resolutions: 266, 312, 359, 451, 465, 506.
 Senate Resolutions: 284.
 Motions: 4(2), 5, 97(2), 333, 493, 496(2), 511, 512, 772, 930(5), 931(9), 932, 1042, 1103, 1148, 1205, 1207(2), 1222(2).
 Remarks Printed: 762.

LARSON, L.

Legislative Council: 1324.
 Standing Committees: 17.
 Conference Committees: 889, 982, 1021, 1067, 1104, 1107, 1155.
 Committees other than Standing: 4, 9(2), 24.
 Bills: 34, 36, 37(2), 66(2), 168(3), 183, 192, 188.
 Senate Concurrent Resolutions: 88, 266, 412, 482, 505, 506.
 Senate Resolutions: 284.
 Motions: 10, 580, 629, 630, 1221.

LIPS

Standing Committees: 18.
 Conference Committees: 785, 1040, 1107, 1190, 1202, 1203, 1236(2), 1291.
 Committees other than Standing: 3, 9, 10, 403.
 Bills: 34(2), 36(3), 37(4), 38(3), 39(2), 40(2), 44(2), 49(6), 61, 65, 71, 78, 87, 108, 110, 119, 137(2), 150(2), 164, 165, 180, 183, 184, 187, 191(2), 192(2), 193(2).
 Senate Concurrent Resolutions: 45, 46, 62, 162, 504, 506.
 Senate Resolutions: 284.
 Motions: 3, 4(2), 24, 67(2), 70, 73, 129(3), 214, 233, 262, 263, 294, 307, 311, 331, 352, 353, 354, 389, 405, 406, 546, 654, 667, 668, 679(2), 894, 1010, 1069(2), 1082, 1085(4), 1086, 1115, 1122, 1189, 1190(4), 1191(3), 1221, 1224(2), 1257, 1258(2), 1280, 1297(3), 1298.
 Remarks Printed: 1034.

LITTEN

Legislative Audit and Fiscal Review Committee: 1324.
 Standing Committees: 17.
 Conference Committees: 889, 897, 988, 1191, 1202, 1216.
 Committees other than Standing: 9.
 Bills: 34(4), 38, 40, 42, 55, 65(2), 77, 78, 99(2), 108, 119, 125, 126, 149, 150, 183(2), 184, 186, 188, 191, 192, 193, 194.
 Senate Concurrent Resolutions: 162, 312, 331(2).
 Senate Resolutions: 284.
 Motions: 72, 130(2), 211, 218, 223, 245, 279, 285, 297, 331, 332(2), 371, 469(2), 973, 1264(2), 1278(2), 1282(2).

LONGMIRE

Legislative Council: 1324.
 Conference Committee: 1189.
 Committees other than Standing: 10, 13, 29, 198, 271, 447.
 Bills: 34, 35(2), 36(2), 40(7), 43(3), 77, 78(4), 109, 120, 136(2), 137, 148, 150, 178, 179, 180, 184(2), 185(2), 186(3), 188(2), 189, 191, 192.
 Senate Concurrent Resolutions: 46, 88, 162, 298, 299, 374, 375, 395, 505, 506.
 Senate Resolutions: 284.

VIII

INDEX

Motions: 6, 9(5), 10(2), 11, 13, 15, 17(5), 24(2), 25, 27, 29(2), 30, 46, 48, 50(2), 51, 55, 57, 63, 64, 70, 72, 75, 79, 82, 89, 93, 98, 103, 110, 117(2), 127, 128, 142(2), 151, 158, 161, 172(2), 173, 197, 200, 201, 202(3), 205, 218, 220, 223, 225, 231, 235, 243, 247, 251, 263, 271, 272(2), 274(2), 281, 283, 289(2), 299(2), 300, 301(2), 305, 311, 314, 318, 326, 330, 336, 341, 350, 358(2), 363, 364, 368, 369, 374, 375(2), 376, 387, 394(2), 399, 402, 403, 405, 411(2), 413, 418, 422, 425, 426, 431, 432, 444, 445, 447, 450, 451, 453, 459(5), 463, 464, 469, 470, 490, 506, 509, 516, 531, 537, 539, 548(2), 559, 560(2), 570, 576, 584(2), 585, 596, 606, 608, 610(2), 615, 616, 617, 618, 620(2), 624, 627, 632(2), 635, 639, 642(3), 643, 647(2), 652, 661, 672(2), 680, 682, 683, 685, 688, 692, 693, 707, 708, 718, 724(2), 727(3), 730, 736, 737, 742(4), 745, 751, 765, 777, 783, 784(2), 786, 805, 817, 818, 820, 825, 846, 850, 852, 876, 888, 898, 900, 909, 911, 922, 926, 956, 958, 959(2), 960, 961, 962, 964(2), 980, 981(2), 982, 989, 991, 992, 995, 997, 1012(2), 1012, 1019, 1035(2), 1037, 1039(3), 1040, 1043, 1045, 1046(2), 1050(3), 1051, 1057, 1061(2), 1062, 1067(2), 1068, 1072, 1076, 1079(5), 1086, 1088(3), 1098(2), 1100, 1101, 1102, 1104(4), 1107, 1108(2), 1113, 1114, 1124(2), 1125, 1129, 1133, 1146, 1147(2), 1148, 1150, 1179, 1181, 1184, 1191, 1205, 1208(2), 1209(4), 1212, 1214, 1216(5), 1217, 1218, 1228, 1229(2), 1232, 1234, 1243, 1244, 1246, 1252(2), 1254, 1257, 1258, 1259, 1261(2), 1264, 1267, 1271(2), 1285, 1296, 1300, 1329(3).
 Remarks Printed: 11, 115, 660, 1069, 1190, 1326, 1327.

LOWE

Education Commission of the State, 1324.

Standing Committees: 18.

Conference Committees: 897, 983, 1067, 1109, 1190, 1191(2), 1202, 1203, 1212, 1216.

Committees other than Standing: 10.

Committee Reports: 50, 56, 63, 69, 71, 75, 89, 98, 111, 123, 128, 138, 151, 162, 202, 211, 219, 223, 235, 247, 264, 279, 284, 300, 314, 336, 358, 376, 394, 411, 427, 452, 465, 482, 507, 532, 561, 606, 644, 682, 693, 709, 727, 738, 751, 766, 787, 806, 826, 853, 889, 912, 956, 980, 1041, 1099, 1235, 1296.

Bills: 35(2), 38, 76(2), 78, 108, 109(4), 110, 119, 136, 149, 150(2), 164(2), 179, 183, 192, 194.

Senate Concurrent Resolutions: 88, 506.

Senate Resolutions: 284.

Motions: 50, 56, 63, 69, 71, 75, 89, 96, 98, 111, 123, 128, 138, 151, 162, 202, 211, 219, 223, 234, 235, 247, 264, 279(2), 284, 300, 314, 336, 338, 358, 363, 376, 394, 411, 425, 427, 452, 465, 482, 507, 532, 561, 606, 644, 682, 693, 709, 727, 738, 751, 766, 787, 806(2), 826, 853, 889, 912, 956, 980, 1041, 1099, 1152(2), 1235, 1296.

LUTICK

Standing Committees: 17.

Conference Committees: 1067, 1189, 1190, 1202, 1208, 1242.

Committees other than Standing: 9, 1329.

Bills: 34(2), 36, 37(2), 43(2), 65, 77, 86, 87(2), 182, 183, 191, 192, 195, 196.

Senate Concurrent Resolutions: 99, 505.

Senate Resolutions: 284.

Motions: 353, 629, 1218, 1266, 1279, 1283, 1284, 1295(2).

MELLAND

Standing Committees: 18.

Conference Committees: 897, 1067, 1107, 1109, 1189, 1191(2), 1203, 1212.

Committees other than Standing: 10, 29, 447.

Bills: 34(2), 41, 42(2), 87, 125(2), 126(2), 148(2), 149, 164, 166, 167, 181, 183, 185(3), 193, 202.

Senate Concurrent Resolutions: 88, 162, 312, 443, 506(2).

Senate Resolutions: 284.

Motions: 25, 50, 55, 63, 70, 75, 89, 110, 120, 121, 128, 130, 138(2), 151, 161, 211, 218, 219(2), 225, 228(2), 234, 242, 255, 265, 277, 280, 283, 292(2), 300, 314, 336, 353, 357(3), 359, 375, 383, 394, 411, 426, 428, 451, 464, 467, 481, 482(2), 483, 506, 511, 531, 560, 586(2), 606, 617, 618(2), 619, 620, 626(2), 627, 628, 643, 654, 664, 665, 682, 683, 693, 700, 708, 727, 737, 765, 795, 797, 825, 830, 852, 880, 888, 911, 956, 958, 959(2), 980, 989, 1012, 1037, 1038(3), 1040, 1042, 1068, 1098, 1102(2), 1110, 1118, 1208(2), 1218, 1234, 1245, 1247, 1264, 1266, 1282, 1296, 1323.

Remarks Printed: 1325, 1326, 1327, 1328-1329.

MESCHKE

Legislative Council: 1324.

Standing Committees: 18, 19(2).

Conference Committees: 871, 897, 984, 986, 988, 1039, 1040, 1194, 1216.

Committees other than Standing: 3, 10, 198, 271, 336.

Bills: 36(4), 41, 42, 57, 60, 61, 66(2), 77(3), 86, 98(2), 107, 120(2), 136(2), 147, 148(3), 165, 184, 185, 186(3), 187(5), 188(5), 189(2), 190(2), 191(2), 193(2), 194(2).

Senate Concurrent Resolutions: 45, 88(2), 162, 266, 298, 299, 374, 375, 412, 482, 505(2), 506(3).

Senate Resolutions: 284, 395.

Motions: 24, 25, 336, 431, 462, 516, 546, 547(2), 744, 961, 984, 1051(2), 1242.

Remarks Printed: 25, 636-637, 1328.

MORGAN

Standing Committees: 18, 19(2).

Conference Committees: 984, 1203, 1216.

Committees other than Standing: 5, 9(2), 17, 447.

Committee Reports: 70, 73, 74, 85, 86, 135, 223(2), 295, 297, 298, 393(2), 410(3), 500, 519, 523, 551, 584, 675, 677, 753(2), 754(5), 900(2), 901, 907(2), 908(2), 930, 948, 949, 950, 951, 955(3), 956, 968, 1091, 1095(2).

Bills: 36(2), 41, 43(2), 60(2), 71, 78, 86, 87, 125(3), 137, 148, 165, 182, 192, 193, 195(3), 196(3), 197(3).

Senate Concurrent Resolutions: 88, 99, 276, 298, 312, 359(2), 374, 412, 505(2), 506.

Senate Resolutions: 266, 284.

Motions: 30, 64, 70, 73, 74, 85, 86(2), 92, 97, 107, 124, 135, 139, 147, 223(2), 241, 267, 269(2), 295, 297, 298, 312(3), 343(2), 393(5), 394, 410(3), 412(2), 413, 500, 519, 523, 551, 559, 584(2), 647, 675, 677, 753(2), 754(4), 755, 803(2), 900, 901(2), 907(2), 908(2), 930, 948, 949, 950, 951, 955(3), 956, 968, 985(2), 991, 1010(2), 1012(2), 1019, 1058(3), 1091, 1095(2), 1110(2), 1113(3), 1156(2), 1227, 1263, 1275(2).

Appointed President Pro Tem for Interim: 1324.

Remarks Printed: 1010-1011, 1324.

MUTCH

Standing Committees: 18, 19(2).

Conference Committees: 1203.

Committees other than Standing: 336.

Bills: 54, 55, 86, 88, 98, 99, 136, 148, 149, 180, 186, 187, 188, 192, 194(2).

Senate Concurrent Resolutions: 88, 162, 505, 506.

Senate Resolutions: 284.

Motions: 101, 640, 752, 1183(2).

NASSET

Standing Committees: 18(2), 19.

Conference Committees: 983, 1039, 1107, 1193, 1194, 1203, 1238.

Bills: 34, 35, 45, 53, 54, 55, 66(2), 60, 76(2), 86, 87, 150, 187, 188, 192(2), 194(2), 196.

Senate Concurrent Resolutions: 88, 99, 162, 312(2), 359, 465, 506.
 Senate Resolutions: 284.
 Motions: 139, 481(2), 500, 511, 559, 658, 1193, 1195, 1198(3), 1226,
 1238, 1240(2).
 Remarks Printed: 1324.

NETHING

Standing Committees: 18, 19(2).
 Conference Committees: 897, 1203, 1216.
 Committees other than Standing, 10.
 Bills: 35(2), 36(2), 41(4), 54, 55, 60, 61(2), 65, 76, 98, 99, 108,
 109, 110, 135(2), 137, 165(3), 166(2), 167(3), 180(3), 181(2),
 182(2), 183(2), 184, 186, 187, 191, 192(2), 193, 195, 197.
 Senate Concurrent Resolutions: 162, 215, 504.
 Senate Resolutions: 284.
 Motions: 97, 98, 107, 235, 242, 248, 349, 363, 566, 586(2), 661, 679,
 978(2), 1226, 1235(2), 1254(2), 1256.

PYLE

Standing Committees: 18(2) 19.
 Conference Committees: 1216.
 Committees other than Standing: 17, 447.
 Bills: 35, 45, 53, 60, 65, 76, 88(2), 163, 165, 168, 191, 194, 196.
 Senate Concurrent Resolutions: 99, 312, 331, 465, 506.
 Senate Resolutions: 284.
 Motions: 76, 83, 95(2), 105, 233, 251, 279, 307, 327(2), 389, 396,
 419, 461(2), 540(2), 561(2), 621, 674, 677, 718, 779(2), 845, 875,
 1041, 1076, 1301, 1302(2), 1303(3), 1308.

RAIT

Legislative Council: 1324.
 Standing Committees: 18, 19.
 Conference Committees: 865, 1124, 1158, 1192, 1193, 1216, 1217(2).
 Committees other than Standing: 10, 13, 17, 1329.
 Bills: 35, 36, 66(2), 77, 119, 137, 166, 168, 179, 182, 183(2), 186,
 188(2), 196(2), 204.
 Senate Concurrent Resolutions: 88, 266, 412, 482, 504, 505, 506.
 Senate Resolutions: 284.
 Motions: 97(2), 481, 1101, 1147, 1274.
 Remarks Printed: 1324-1325.

REDLIN

Standing Committees: 18(2), 19.
 Conference Committees: 1114, 1196.
 Committee Reports: 59, 60(2), 106, 107, 177(2), 212, 254, 261(2),
 262(2), 354, 355, 356(4), 371, 373(3), 374(2), 390, 392, 473,
 474, 476, 477, 478, 492, 494, 496(2), 519, 752, 755, 780(2), 781,
 782(2), 886(2), 887(4), 907, 946, 951(3), 952, 953, 955, 1090(2),
 1094, 1095(2), 1096.
 Bills: 34, 35(2), 54, 55, 77, 87, 107, 108(2), 109(2), 110(2), 137,
 167, 168, 181, 190.
 Senate Concurrent Resolutions: 99, 162, 412, 505(2).
 Senate Resolutions: 284.
 Motions: 59, 60, 70, 79(2), 106, 107, 124, 138(2), 158(2), 177(2),
 212, 214, 215, 223, 237, 254, 261, 262(3), 281, 286, 349, 354, 355,
 356(4), 370, 372, 373(3), 374(2), 390, 392, 395, 423, 473, 474,
 477(2), 478, 492, 494, 496, 497, 512(2), 513, 519, 559, 572, 616,
 681, 709(2), 751(4), 752, 755, 770(2), 780(2), 782(3), 785(2),
 886, 887(7), 907, 909(2), 910, 911, 946, 951(3), 952, 953, 955, 956,
 992(2), 1008, 1012, 1055, 1058(2), 1090(2), 1094, 1095(2), 1096,
 1110, 1182, 1184, 1194(2), 1197(2), 1261, 1262(2).
 Remarks Printed: 422-423.

RINGSACK

Legislative Council: 1324.
 Standing Committees: 18, 19(2).

Conference Committees: 718, 988, 1203.
 Committees other than Standing: 4, 9, 17, 336.
 Committee Reports: 48, 56(4), 95, 96(6), 97, 147(2), 159, 160(2), 161(4), 234, 235, 246(2), 308(2), 309(2), 311, 329(2), 330(3), 354(2), 355(2), 357(2), 358, 448, 450(3), 462(3), 474, 476(2), 478, 547, 592, 593(2), 594, 595, 596, 598(2), 599(2), 600(3), 602, 703(8), 704, 721(3), 722(6), 724, 732, 802(4), 804(2), 900, 901, 905(2), 906(2), 908(3), 952, 970(2), 1025, 1030(3), 1031(2), 1032(3), 1033(6), 1034(2).
 Bills: 35(2), 54, 55, 60(2), 61, 78, 86(3), 87(3), 108(3), 163, 164, 165(4), 166(2), 167(3), 180, 181(2), 182(2), 183, 186(2), 187, 189, 191, 192, 193, 195.
 Senate Concurrent Resolutions: 88(2), 162, 298, 359, 412, 506(2).
 Senate Resolutions: 284.
 Motions: 10, 20, 48, 56(6), 72, 95, 96(5), 97(2), 147(2), 152, 154, 155, 159, 160(2), 161(4), 177(4), 200, 201, 207(2), 234, 235, 246(2), 263(3), 265(2), 308(2), 309(2), 311, 329(2), 330(3), 331, 332(2), 354(2), 355(2), 357(2), 358(2), 359(3), 370, 433, 448, 450(3), 462(3), 464, 474, 476(2), 478, 481(2), 501, 511, 512, 533(2), 534, 544, 547, 548(2), 566, 581, 585, 592, 593(2), 594, 595(3), 596, 598(3), 599(2), 600(3), 603, 610(4), 620, 627, 635, 659, 703(8), 704, 719, 721(2), 722(7), 724, 727, 732, 735, 736, 744(3), 776, 801, 802(3), 804(2), 805, 807(2), 820, 874(2), 895(2), 900, 901, 905(2), 906(2), 908(3), 910(2), 927, 953, 970(2), 988, 992, 1010, 1019(2), 1025, 1030(2), 1031(3), 1032(2), 1033(7), 1034(2), 1068(2), 1103, 1115, 1157(2), 1181, 1182, 1184, 1185(2), 1197(2), 1200(2), 1203(3), 1216, 1253, 1292.
 Remarks Printed: 699, 1323.

ROBINSON

Standing Committees: 18.
 Conference Committees: 988, 1021, 1104, 1191(2), 1202(3).
 Committees other than Standing: 9.
 Bills: 34(2), 72, 76, 88, 108, 148, 149, 164, 182, 192, 193, 195, 196.
 Senate Concurrent Resolutions: 99, 312, 359, 374, 412, 443, 506.
 Senate Resolutions: 284, 502.
 Motions: 4, 48, 83, 143, 177, 178(2), 282, 355, 502, 737, 996(2), 1009, 1040, 1135, 1221, 1225, 1248(2), 1270(2), 1281(2), 1282.

ROEN

Standing Committees: 18(2), 19.
 Committees other than Standing: 9.
 Bills: 34, 35, 125, 135, 136, 137, 164, 167, 182, 183, 187, 188, 191, 192(2), 194(2), 195.
 Senate Concurrent Resolutions: 99, 312.
 Senate Resolutions: 284.
 Motions: 586(2).
 Remarks Printed: 5, 1325-1326.

RUEMMELE

Standing Committees: 18(2), 19.
 Conference Committees: 985, 1068, 1114, 1254.
 Committees other than Standing: 9.
 Committee Reports: 747(5), 748(5), 749.
 Bills: 34, 35, 54, 55, 99, 136, 137, 181.
 Senate Concurrent Resolutions: 99, 162, 312, 465.
 Senate Resolutions: 284.
 Motions: 724, 747(4), 748(5), 749(2), 1147, 1179, 1189, 1293(2).

SANDS

Standing Committees: 18, 19(2).
 Conference Committees: 910, 985, 1216, 1292.
 Committees other than Standing: 17.
 Bills: 71, 87, 107, 108(2), 109(2), 110, 165, 180(3), 181, 183, 194.

Senate Concurrent Resolutions: 88, 162, 503, 506.
 Senate Resolutions: 284.
 Motions: 107, 370, 503, 504, 630, 631, 1055, 1083(2), 1151(2), 1183,
 1241, 1299(2).

SCHULTZ

Standing Committees: 18.
 Conference Committees: 982, 1109, 1155, 1191(2), 1202(2), 1203,
 1208, 1216, 1242.
 Committees other than Standing: 10, 17.
 Bills: 36, 55, 183, 194.
 Senate Concurrent Resolutions: 99, 506.
 Senate Resolutions: 284.
 Motions: 143, 207, 253, 291(2), 351(2), 353, 447, 633, 731, 993(2),
 1118, 1129, 1221.

SORLIE

Legislative Audit and Fiscal Review Committee: 1324.
 Standing Committee: 17.
 Conference Committees: 897, 1191, 1212.
 Committees other than Standing: 24.
 Committee Reports: 73, 95, 96(2), 129(3), 130(3), 211(2), 214, 233,
 234(2), 245, 255, 262(2), 279, 280, 292(3), 294, 297, 307(2), 328,
 352(3), 353(5), 354(3), 355(3), 357(3), 371, 389, 390, 405(2),
 406, 407, 410(2), 420(2), 448, 463, 481, 500, 516(2), 517, 518, 521,
 524, 589(2), 590, 593, 597, 599, 602, 603(3), 605, 675(2), 676, 677,
 722(3), 723, 724(2), 800, 801, 804, 820, 821(2), 822, 849(2),
 850(3), 883, 884, 885, 886, 887, 901(2), 902, 903(2), 904(2),
 905(2), 906, 932(3), 943, 949, 951(2), 952, 965, 966(2), 967(2),
 969(2), 1022, 1023, 1024, 1032.
 Senate Concurrent Resolutions: 99, 312.
 Senate Resolutions: 284.
 Motions: 24, 64(2), 79(2), 95, 138, 139(4), 152, 218, 223, 247, 249(2),
 285, 311(4), 331, 358, 370(6), 394, 405, 407, 410(2), 420(2), 422,
 423, 424, 448, 450, 451, 463(3), 481, 500, 512, 516(2), 517, 518,
 521, 524, 559, 584, 586(2), 589(2), 590, 593, 597, 599, 602, 603(4),
 605, 619(3), 620(2), 621(3), 675(2), 676, 677, 680(2), 722(2),
 723(2), 724(2), 736, 760, 788, 800, 801, 804, 820(3), 821(2), 822,
 849, 850(7), 883, 884, 885, 886, 887, 888(3), 889, 900(2), 901(2),
 902, 903(2), 904(2), 905(2), 906, 926, 927(8), 932(3), 943, 949,
 951, 952(2), 956, 965, 966(2), 967(2), 969(2), 982(3), 983(3),
 988, 991, 992, 1019(6), 1020, 1022, 1023, 1024, 1032, 1048, 1068(4),
 1080, 1082(2), 1089, 1096, 1097, 1154(2), 1155(4), 1189, 1190,
 1191(2), 1194, 1202(5), 1208, 1209, 1212, 1215, 1223(2), 1236,
 1245, 1247, 1249(2), 1251(2), 1291.

STAFNE

Standing Committees: 18(2), 19.
 Conference Committee: 986.
 Committees other than Standing: 142, 725.
 Bills: 36, 37(2), 65(2), 78, 182, 193, 194.
 Senate Concurrent Resolutions: 312, 331, 465, 504, 506.
 Senate Resolutions: 284.

STRINDEN

Standing Committees: 18, 19, 20.
 Committees other than Standing: 447, 1329.
 Bills: 53, 54, 55, 61, 76, 108, 126, 163, 181, 191.
 Senate Concurrent Resolutions: 99, 162, 312, 465, 506.
 Senate Resolutions: 284.
 Motions: 107(2), 127, 141, 172, 363, 393, 585, 844, 1251(2).
 Remarks Printed: 635-636.

STROUP

Combined Law Enforcement Council: 1324.
 Standing Committees: 18, 19(2).

Conference Committees: 872, 1216, 1292.
 Committees other than Standing: 17.
 Bills: 36, 43, 61, 65, 66(2), 77(2), 98, 99, 107, 108, 194.
 Senate Resolutions: 284.
 Motions: 101, 127(2), 133, 175, 221, 245, 275, 314, 340, 369, 403,
 464(2), 471(2), 491, 620(2), 621(2), 639, 640(2), 645(2), 721, 843,
 875, 899(2), 1018(2), 1205, 1308.

THORESON

Standing Committees: 18, 19.
 Conference Committees: 1124, 1216.
 Committees other than Standing: 399, 1329.
 Bills: 49, 54, 55, 76(2), 109(2), 137, 181, 182, 192.
 Senate Concurrent Resolutions: 162, 465, 504, 506.
 Senate Resolutions: 284.
 Motions: 1227.

TORGERSON

Standing Committees: 18, 20.
 Conference Committees: 865, 1192.
 Committees other than Standing: 10.
 Committee Reports: 448, 449(2), 462, 498.
 Bills: 34, 35, 42, 54(2), 55, 61(3), 65(2), 76, 79, 86, 87, 88, 99, 166(2),
 167(2), 192, 194, 197.
 Senate Concurrent Resolutions: 99, 162, 215, 298, 331, 443, 504, 505,
 506.
 Senate Resolutions: 284.
 Motions: 97, 101, 162, 163, 384, 448, 449(2), 462, 481, 498, 615, 651,
 865(2), 1145(2), 1191, 1204, 1214.

TRENBEATH

Standing Committees: 18, 19(2).
 Conference Committees: 769, 1021, 1193, 1196, 1216(2), 1263.
 Committees other than Standing: 9.
 Committee Reports: 175(2), 176, 254(2), 255, 263, 276, 353, 354,
 355, 356(4), 371, 372, 374(2), 492(2), 493, 495, 499(3), 500(2),
 515, 517, 522, 553, 593, 600, 732, 733(2), 734(3), 849, 850, 883,
 885, 886(3), 972, 1025.
 Bills: 35, 36(2), 38, 41, 44(2), 53, 54, 55, 60, 65, 71, 76, 79, 87, 125(2),
 150, 163, 164(2), 180(2), 181, 190, 191, 192(2), 193, 195(3), 196(4),
 197.
 Senate Concurrent Resolutions: 265, 276, 285, 312, 465(2), 504, 505,
 506.
 Senate Resolutions: 501, 502.
 Motions: 175(2), 177, 214(2), 235, 254, 255(2), 263, 276, 281(4),
 316, 353, 354, 355, 356(4), 370, 371, 372, 374(2), 395, 492(2),
 493, 495, 499(3), 500(2), 501, 502, 512(2), 513(3), 516, 517,
 522, 546, 553, 559(2), 567, 581, 585, 593, 600, 616, 619, 620,
 641, 648(2), 649, 650, 680, 727(2), 732, 733(2), 734(3), 752,
 769(3), 806, 830, 849, 850, 880, 883, 885, 886(3), 895, 896,
 900, 914, 961, 963(2), 972, 975(2), 991, 992, 1010, 1019, 1025,
 1068, 1069(2), 1073, 1085, 1153(2), 1195, 1201, 1203, 1208,
 1236(2), 1237(2), 1238(2), 1242, 1268, 1269(2).
 Remarks Printed: 1328.

UNRUH

Standing Committees: 18, 19.
 Conference Committees: 983, 1158, 1203(2).
 Committees other than Standing: 17, 1329.
 Bills: 36(3), 38(5), 77, 78, 109(3), 110, 135, 136, 164, 167, 168(2),
 179, 180, 187(2), 188, 192, 193, 194(3).
 Senate Concurrent Resolutions: 45, 88(2), 162.
 Senate Resolutions: 284.
 Motions: 464(2), 586, 1112(2).

VAN HORN

Standing Committees: 18, 19(2).

Conference Committees: 718, 785, 897, 983, 1039, 1107, 1196, 1203(2), 1238, 1292.

Committees other than Standing: 10, 17, 29, 172, 444, 725.

Bills: 53(2), 54, 55, 66(2), 71, 86, 110, 119, 137, 148, 182, 188, 193, 196.

Senate Concurrent Resolutions: 99, 162, 266, 412, 482, 505, 506(2).

Senate Resolutions: 266, 284.

Motions: 92, 172(2), 358, 397, 455, 772, 1007.

Remarks Printed: 5, 1326, 1329.

WENSTROM

Legislative Council: 1324.

Standing Committees: 18.

Conference Committees: 983, 1190, 1202, 1208, 1236(2), 1291.

Committees other than Standing: 10, 17(2), 24.

Committee Reports: 60, 76, 83, 95(2), 105, 119, 133, 143, 159, 175, 207, 221, 233, 245, 251, 253, 265, 275, 279, 291(3), 307, 314, 326, 327(2), 340, 351(2), 369, 389, 396(2), 403, 419, 447, 461(2), 491, 540(2), 561(2), 595(2), 596, 619, 620(2), 621, 677, 689(2), 718(2), 721, 731, 779(2), 794, 805(2), 810, 843, 845, 846, 851, 875(2), 899(2), 926, 958(2), 993(2), 1012, 1018(2), 1020, 1041, 1076, 1133, (2), 1243, 1301(2), 1302(2), 1303(3), 1308, 1315, 1317, 1322, 1323.

Bills: 34(4), 61, 66, 78, 107, 108, 110, 119, 135, 136, 137, 149, 163, 164(2), 180, 183(2), 186, 191, 193(2), 195(2), 197.

Senate Concurrent Resolutions: 99, 266, 359, 504, 506.

Senate Resolutions: 284.

Motions: 60, 96, 119, 201, 266(2), 307, 353, 354, 427, 471(2), 619, 827, 844, 845(2), 965, 1279, 1307.

WILHITE

Standing Committees: 18, 19.

Conference Committees: 769, 1158, 1203, 1217(2).

Committees other than Standing: 9.

Bills: 34(2), 35, 119, 149, 163, 165, 167, 168, 179(2), 180, 194, 204.

Senate Concurrent Resolutions: 88, 162, 298, 312, 331, 465.

Senate Resolutions: 284.

Motions: 11, 24, 74, 101, 578(2), 592, 609, 734, 880, 991, 1032, 1059(2), 1129, 1146, 1185, 1204, 1236, 1243, 1252(2), 1289.

Remarks Printed: 466-467, 1325.

RECORD OF SENATE BILLS IN THE SENATE

Senate Bill No. 1 — (Committee on Appropriations)

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.

Introduction, first reading, 30.
Referred to Committee on Appropriations.
Reported back amended, 587-589.
Statement of Purpose, 589.
Amendments adopted, 621.
Second reading, 633, 1261.
Passed, 636, 1261.
To House, 678
House Amendments, 1159-1161.
Returned to Senate, amended, 1159
Conference Committee, 1189, 1199.
Conference Committee report, 1259, 1261, 1273.
Senate adopts, 1261, 1273.
Senate does not concur, 1189
Re-Engrossed, 1261.
Enrolled, 1301.
Signed by President, 1311.
Sent to House, 1312.
Received from House, 1315.
Message to Governor, 1316.

Senate Bill No. 2 — (Committee on Appropriations)

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.

Introduction, first reading, 31.
Referred to Committee on Appropriations.
Reported back, amended, 405.
Statement of Purpose, 405.
Amendments adopted, 423.
Engrossed, 447.
Re-engrossed, 1279.
Second reading, 453, 1279.
Passed, 454, 1280.
To House, 466.
House amendments, 1173-1175.
Returned to Senate, amended, 1173.
Conference Committee, 1190, 1230.
Conference Committee report, 1279, 1285.
Senate adopts, 1279, 1285.
Senate does not concur, 1189.
Enrolled, 1301.
Signed by President, 1311.
Sent to House, 1312.
Received from House, 1315.
Message to Governor, 1316.

Senate Bill No. 3 — (Committee on Appropriations)

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.

Introduction, first reading, 31.
 Referred to Committee on Appropriations.
 Reported back amended, 291.
 Statement of Purpose, 291.
 Amendments adopted, 311.
 Engrossed, 327.
 Second reading, 337.
 Passed, 337.
 To House, 364.
 Returned to Senate, 853.
 Amended, 1159.
 House amendments, 1161-1162.
 Conference Committee, 1190, 1230.
 Conference Committee report, 1273, 1285.
 Senate adopts, 1273, 1285.
 Senate does not concur, 1190.
 Enrolled, 993, 1302.
 Signed by President, 993, 1311.
 Sent to House, 994, 1312.
 Received from House, 1016, 1315.
 Message to Governor, 1019, 1316.
 Senate requests return from Governor, 1081.
 Returned to Senate, 1081.
 House requests return, 1088.
 Returned to House, 1089.

Senate Bill No. 4 — (Committee on Appropriations)

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.

Introduction, first reading, 31.
 Referred to Committee on Appropriations.
 Reported back amended, 128-129.
 Statement of Purpose, 129.
 Amendments adopted, 138.
 Engrossed, 143.
 Second reading, 152.
 Passed, 153.
 To House, 172.
 Returned to Senate, 865.
 Enrolled, 899.
 Signed by President, 917.
 Sent to House, 918.
 Received from House, 956.
 Message to Governor, 957.
 Approved by Governor, 1126.

Senate Bill No. 5 — (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.

Introduction, first reading, 31.
 Referred to Committee on Appropriations.

Reported back amended, 129.
 Statement of Purpose, 129.
 Amendments adopted, 139.
 Engrossed, 143, 1307.
 Second reading, 153, 982.
 Passed, 153, 982.
 Emergency carried, 153.
 To House, 172.
 House amendments, 919.
 Returned to Senate amended, 919.
 Re-engrossed, 982.
 Senate concurs, 982.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message of Governor, 1322.

Senate Bill No. 6 — (Committee on Appropriations)

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.

Introduction, first reading, 31.
 Referred to Committee on Appropriations.
 Reported back, amended, 419-420.
 Statement of Purpose, 420.
 Amendments adopted, 450.
 Engrossed, 461.
 Second reading, 466, 1190.
 Passed, 466, 1190.
 Reprinted, 467.
 To House, 508.
 House amendments, 1175.
 Returned to Senate, amended, 1173.
 Re-engrossed, 1190.
 Senate concurs, 1190.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 7 — (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.

Introduction, first reading, 31.
 Referred to Committee on Appropriations.
 Reported back, do pass, 129.
 Second reading, 140.
 Passed, 140.
 To House, 158.
 Returned to Senate, 853.
 Enrolled, 993.
 Signed by President, 993.
 Sent to House, 994.
 Received from House, 1016.

Message to Governor, 1019.
Approved by Governor, 1126.

Senate Bill No. 8 — (Committee on Appropriations)

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.

Introduction, first reading, 31.
Referred to Committee on Appropriations.
Reported back, amended, 211.
Statement of Purpose, 211.
Amendments adopted, 223.
Engrossed, 233, 1307.
Second reading, 236, 1154.
Re-engrossed, 1154.
Passed, 237, 1154.
To House, 251.
House amendments, 1130.
Returned to Senate, amended, 1130.
Senate concurs, 1154.
Enrolled, 1307.
Signed by President, 1319.
Sent to House, 1320.
Received from House, 1321.
Message to Governor, 1322.

Senate Bill No. 9. — (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.

Introduction, first reading, 31.
Referred to Committee on Appropriations.
Reported back, amended, 447-448.
Statement of Purpose, 448.
Amendments adopted, 463.
Engrossed, 471.
Second reading, 483, 627, 1264.
Re-referred to Committee on Appropriations, 483.
Returned from Committee on Appropriations and placed on Calendar, 586.
Passed, 628, 1264.
Clincher motion, 642.
To House, 679.
House amendments, 1175.
Returned to Senate, amended, 1173.
Conference Committee, 1191, 1230.
Re-engrossed 1264.
Conference Committee report, 1264, 1285.
Senate adopts, 1264, 1285.
Senate does not concur, 1190.
Enrolled, 1301.
Signed by President, 1311.
Sent to House, 1312.
Received from House, 1315.
Message to Governor, 1316.

Senate Bill No. 10 — (Committee on Appropriations)

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.

Introduction, first reading, 31.
 Referred to Committee on Appropriations.
 Reported back, amended, 129-130.
 Statement of Purpose, 130.
 Amendments adopted, 152.
 Engrossed, 159.
 Second reading, 169, 1111.
 Passed, 169, 1112.
 To House, 219.
 House amendments, 929.
 Returned to Senate, amended, 928.
 Conference Committee, 982, 1064.
 Re-engrossed, 1111.
 Conference Committee report, 1111, 1205.
 Senate adopts, 1111, 1205.
 Senate does not concur, 982.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 11 — (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 and providing a statement of legislative intent.

Introduction, first reading, 32.
 Referred to Committee on Appropriations.
 Reported back, do pass, 389.
 Re-referred to Committee on Appropriations, 469.
 Returned from Committee on Appropriations and placed on Calendar, 586.
 Engrossed, 1247.
 Second reading, 427, 629, 1247.
 Passed, 629, 1247.
 Clincher motion, 642.
 To House, 678.
 House amendments, 1162.
 Returned to Senate, amended, 1159.
 Conference Committee, 1191, 1230.
 Conference Committee report, 1246, 1259, 1285.
 Senate adopts, Conference Committee report, 1247, 1259, 1285.
 Senate does not concur, 1191.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 12 — (Committee on Appropriations)

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.

Introduction, first reading, 32.
 Referred to Committee on Appropriations.
 Reported back, do pass, 405.
 Second reading, 433.
 Passed, 433.
 To House, 452.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1065.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 13 — (Committee on Appropriations)

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.

Introduction, first reading, 32.
 Referred to Committee on Appropriations.
 Reported back, amended, 351, 352.
 Statement of Purpose, 352.
 Amendments adopted, 370.
 Engrossed, 389, 1307.
 Second reading, 396, 1069.
 Passed, 396, 1069.
 Emergency carried, 396.
 To House, 418.
 House amendments, 1014.
 Returned to Senate, 865.
 House requests return, 928.
 Returned to House, 956.
 Amended, 1014.
 Senate concurs, 1069.
 Re-engrossed, 1069.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 14 — (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.

Introduction, first reading, 32.
 Referred to Committee on Appropriations.
 Reported back, amended, 352.
 Statement of Purpose, 352.
 Amendments adopted, 370.
 Engrossed, 389.
 Second reading, 396-397, 1296.
 Passed, 397, 1296.

To House, 418.
 House amendments, 1162.
 Returned to Senate, amended, 1159.
 Conference Committee, 1208, 1230, 1235.
 Conference Committee report, 1295, 1298.
 Re-engrossed, 1295.
 Senate adopts, 1295, 1298.
 Senate does not concur, 1208.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 15 — (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.

Introduction, first reading, 32.
 Referred to Committee on Appropriations.
 Reported back, amended, 130.
 Amendments adopted, 139.
 Engrossed, 143, 1307.
 Re-engrossed, 983.
 Second reading, 153, 983.
 Passed, 153, 983.
 To House, 172.
 House amendments, 919.
 Returned to Senate, amended, 919.
 Senate concurs, 983.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 16 — (Committee on Appropriations)

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.

Introduction, first reading, 32.
 Referred to Committee on Appropriations.
 Reported back, amended, 307.
 Statement of Purpose, 307.
 Amendments adopted, 331.
 Engrossed, 351.
 Second reading, 360.
 Passed, 360.
 To House, 399.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1065.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 17 — (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.

Introduction, first reading, 32.
 Referred to Committee on Appropriations.
 Reported back, do pass, 95.
 Second reading, 112.
 Passed, 113.
 To House 126.
 Returned to Senate, 865.
 Enrolled, 899.
 Signed by President, 917.
 Sent to House, 918.
 Received from House, 957.
 Message to Governor, 957.
 Approved by Governor, 1126.

Senate Bill No. 18 — (Committee on Appropriations)

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.

Introduction, first reading, 32.
 Referred to Committee on Appropriations.
 Reported back, do pass, 73.
 Second reading, 90.
 Passed, 90.
 To House, 99.
 Returned to Senate, 853.
 Enrolled, 993.
 Signed by President, 993.
 Sent to House, 994.
 Received from House, 1016.
 Message to Governor, 1019.
 Approved by Governor, 1126.

Senate Bill No. 19 — (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.

Introduction, first reading, 33.
 Referred to Committee on Appropriations.
 Reported back, amended, 292.
 Statement of Purpose, 292.
 Amendments adopted, 311.
 Engrossed, 327.
 Second reading, 337, 363, 383.
 Passed, 383.
 To House, 399.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 20 — (Committee on Appropriations)

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.

Introduction, first reading, 33.
 Referred to Committee on Appropriations.
 Reported back, do pass, 516.
 Engrossed, 1248.
 Second reading, 562, 1248.
 Passed, 562, 1248.
 To House, 608.
 House amendments, 1162.
 Returned to Senate, amended, 1159.
 Conference Committee, 1191, 1230.
 Conference Committee report, 1247, 1258.
 Senate adopts Conference Committee report, 1248, 1258.
 Senate does not concur, 1191.
 Enrolled, 1302.
 Signed by President, 1311
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 21 — (Committee on Appropriations)

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.

Introduction, first reading, 33.
 Referred to Committee on Appropriations.
 Reported back, do pass, 233.
 Second reading, 247.
 Passed, 248.
 To House, 264.
 Returned to Senate, 853.
 Enrolled, 993.
 Signed by President, 993.
 Sent to House, 994.
 Received from House, 1016.
 Message to Governor, 1019.
 Approved by Governor, 1126.

Senate Bill No. 22 — (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.

Introduction, first reading, 33.
 Referred to Committee on Appropriations.
 Reported back, do pass, 352.
 Engrossed, 1221.
 Second reading, 376, 1221.
 Passed, 376, 1221.
 To House, 399.
 House amendments, 1130.
 Returned to Senate, amended, 1130.
 Conference Committee, 1155, 1199.
 Conference Committee report, 1220, 1301.
 Senate adopts Conference Committee report, 1221, 1301.
 Senate does not concur, 1154.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 23 — (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.

Introduction, first reading, 33.
 Referred to Committee on Appropriations.
 Reported back, amended, 370-371.
 Statement of Purpose, 371.
 Amendments adopted, 394.
 Engrossed, 403.
 Second reading, 427.
 Passed, 427.
 To House, 452.
 House amendments, 865.
 Returned to Senate, amended, 865.
 Conference Committee, 889, 928, 992.
 Conference Committee report, 973, 992.
 Senate adopts, 973, 992.
 Senate does not concur, 889.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 24 — (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.

Introduction, first reading, 33.
 Referred to Committee on Appropriations.
 Reported back, amended, 420.
 Statement of Purpose, 420.
 Amendments adopted, 451.
 Engrossed, 461.
 Re-engrossed, 1150.
 Second reading, 467, 1150.
 Passed, 467, 1151.
 To House, 508.
 House amendments, 919.
 Returned to Senate, amended, 919.
 Conference Committee, 983, 1063.
 Conference Committee report, 1150.
 Senate adopts, 1178, 1218.
 Senate does not concur, 983.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 25 — (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.

Introduction, first reading, 33.
 Referred to Committee on Appropriations.
 Reported back, amended, 130.
 Statement of Purpose, 130.
 Amendments adopted, 139.
 Engrossed, 143.
 Second reading, 153.
 Passed, 154.
 To House, 172.
 Returned to Senate, 1072.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 26 — (Committee on Appropriations)

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.

Introduction, first reading, 33.
 Referred to Committee on Appropriations.
 Reported back, do pass, 279.
 Engrossed, 1155, 1307.
 Second reading, 314, 1155.
 Passed, 315, 1155.
 To House, 340.
 House amendments, 1130.
 Returned to Senate, amended, 1130.
 Senate concurs, 1155.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 27 — (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.

Introduction, first reading, 33.
 Referred to Committee on Appropriations.
 Reported back, amended, 327-328.
 Statement of Purpose, 328.
 Amendments adopted, 358.
 Engrossed, 369, 1209.
 Re-engrossed, 1249.
 Second reading, 383, 1209, 1249, 1251.
 Passed, 384, 1252.
 Lost, 1209, 1249.
 To House, 399.
 House amendments, 1162.
 Returned to Senate, 865.
 Amended, 1159.
 Conference Committee, 1212, 1230.
 Conference Committee report, 1248, 1258, 1301.
 Senate concurs, 1209.
 Adopts, 1249, 1258, 1301.
 Senate does not concur, 1191, 1209; reconsidered, 1209.
 Reconsidered 1212, 1251.

Enrolled, 899, 1301.
 Signed by President, 917, 1311.
 Sent to House, 918, 1312.
 Received from House, 957, 1315.
 Message to Governor, 957, 1316.
 Senate requests return from Governor, 1096.
 Returned to Senate, 1097.
 House requests return, 1097.
 Returned to House, 1097.

Senate Bill No. 28 — (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.

Introduction, first reading, 34.
 Referred to Committee on Appropriations.
 Reported back, do pass, 307.
 Second reading, 338.
 Passed, 338.
 To House, 364.
 Returned to Senate, 865.
 Enrolled, 899.
 Signed by President, 917.
 Sent to House, 917.
 Received from House, 957.
 Message to Governor, 957.
 Approved by Governor, 1126.

Senate Bill No. 29 — (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.

Introduction, first reading, 34.
 Referred to Committee on Appropriations.
 Reported back, amended, 353.
 Statement of Purpose, 353.
 Amendments adopted, 370.
 Engrossed, 389, 1221.
 Second reading, 397, 1222.
 Passed, 397, 1222.
 To House, 418.
 House amendments, 1070.
 Returned to Senate, amended, 1070.
 Conference Committee, 1104, 1124.
 Conference Committee report, 1205, 1221.
 Senate adopts Conference Committee report, 1205, 1221.
 Senate does not concur, 1104.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 30 — (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.

Introduction, first reading, 34.
 Referred to Committee on Appropriations.
 Reported back, do pass, 516.
 Engrossed, 1223.
 Second reading, 562, 1223.
 Passed, 562, 1223.
 To House, 608.
 House amendments, 1175.
 Returned to Senate, amended, 1173.
 Senate concurs, 1223.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 31 — (Becker, Lips, Litten, Luick, Melland, Robinson, Sorlie, Torgerson, Wenstrom, Wilhite)

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.

Introduction, first reading, 34.
 Referred to Committee on Agriculture.
 Reported back, do pass, 73.
 Second reading, 90.
 Passed, 91.
 Emergency carried, 91.
 To House, 99.
 Returned to Senate, 739.
 Enrolled, 810.
 Signed by President, 843.
 Sent to House, 844.
 Received from House, 848.
 Message to Governor, 851.
 Approved by Governor, 925.

Senate Bill No. 32 — (Becker, L. Larson, Lips, Litten, Luick, Melland, Robinson, Sorlie, Wenstrom, Wilhite)

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.

Introduction, first reading, 34.
 Referred to Committee on Education.
 Reported back, amended, 143-147.
 Amendments adopted, 161.
 Engrossed, 175, 993.
 Second reading, 202, 889.
 Re-engrossed, 889.
 Passed, 203, 890.
 To House, 219.
 Reprinted, 228.
 House amendments, 866.
 Returned to Senate, amended, 865.

Senate concurs, 889.
 Enrolled, 993.
 Signed by President, 993.
 Sent to House, 994.
 Received from House, 1016.
 Message to Governor, 1019.
 Approved by Governor, 1126.

Senate Bill No. 33 — (Coughlin, Holand, Litten, Wenstrom)

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.

Introduction, first reading, 34.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 547.
 Re-referred to Committee on Appropriations, 548.
 Amended, 589.
 Statement of Purpose, 589.
 Amendments adopted, 548, 619.
 Engrossed, 561.
 Re-engrossed, 674.
 Second reading, 637.
 Passed, 637.
 To House, 678.
 Returned to Senate, 853.
 Enrolled, 899.
 Signed by President, 917.
 Sent to House, 918.
 Received from House, 957.
 Message to Governor, 957.
 Approved by Governor, 1126.

Senate Bill No. 34 — (Coughlin, Holand, Litten, Wenstrom)

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.

Introduction, first reading, 34.
 Referred to Committee on Appropriations.
 Reported back, do pass, 353.
 Second reading, 376.
 Passed, 376.
 To House, 399.
 Returned to Senate, 1072.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 35 — (Berube, Jacobson, Longmire, Nasset, Redlin, Roen, Ruemmele)

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.

Introduction, first reading, 35.
 Referred to Committee on Education.
 Reported back, amended, 69, 292.
 Statement of Purpose, 292.
 Rereferred to Committee on Appropriations, 97.
 Amendments adopted, 76. (roll call vote, 311)
 Further amended from floor, 76, 92.
 Engrossed, 83.
 Re-engrossed, 95, 327, 1251.
 Second reading, 91-92, 338, 1251.
 Recorded roll, 92-93.
 Passed, 93, 338, 1251.
 Emergency carried, 93.
 Reconsidered, 97.
 To House, 364.
 House amendments, 1162-1163.
 Returned to Senate, amended, 1159.
 Conference Committee, 1196, 1230.
 Conference Committee report, 1249, 1285.
 Senate adopts, 1251, 1285.
 Senate does not concur, 1196.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 36 — (Berube, Jacobson, Longmire, Nasset, Redlin, Roen, Ruemmele)

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.

Introduction, first reading, 35.
 Referred to Committee on Education.
 Reported back, do pass, 48.
 Second reading, 57.
 Passed, 57.
 To House, 72.
 Returned to Senate, 738.
 Enrolled, 810.
 Signed by President, 843.
 Sent to House, 844.
 Received from House, 848.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 37 — (Berube, Longmire, Redlin)

Senate Bill No. 37. A Bill for an Act to provide for the reorganization and annexation of any school district in this state which is not operating a high school within its school district.

Senate Bill No. 37. A Bill for an Act to provide for the reorganization and annexation of any school district in this state which is not operating a high school within its school district.

Introduction, first reading, 35.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 245.

Senate Bill No. 38 — (Becker, Butler, Lowe, Pyle, Rait, Torgerson, Trenbeath)

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.

Introduction, first reading, 35.
 Referred to Committee on Judiciary.
 Reported back, amended, 292, 293.
 Amendments adopted, 311.
 Amended from the floor, 311.
 Engrossed, 327.
 Second reading, 339.
 Passed, 339.
 To House, 364.
 Returned to Senate, failed to pass, 1184.

Senate Bill No. 39 — (Butler, Becker, Hernet, G. Larson, Lowe, and Wilhite)

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.

Introduction, first reading, 35.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 73.
 Reconsidered, 97.
 Re-referred to Committee on Industry, Business and Labor, 97.
 Amended, 133.
 Amendments adopted, 147.
 Engrossed, 159.
 Second reading, 91, 169.
 Passed, 91, 169.
 To House, 219.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 40 — (Freed, Holand, Nething, Ringsak)

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.

Introduction, first reading, 35.
 Referred to Committee on Judiciary.
 Reported back, amended, 516, 517.
 Amendments adopted, 559.
 Engrossed, 595.
 Second reading, 611.
 Passed, 611.

To House, 646.

Returned to Senate, indefinitely postponed, 980.

Senate Bill No. 41 — (Freed, Holand, Nething, Ringsak)

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.

Introduction, first reading, 35.

Referred to Committee on Judiciary.

Reported back, do pass, 69.

Second reading, 79.

Passed, 79.

To House, 89.

Returned to Senate 979.

Enrolled, 1308.

Signed by President, 1319.

Sent to House, 1320.

Received from House, 1321.

Message to Governor, 1322.

Senate Bill No. 42 — (Lips, Meschke, Unruh)

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.

Introduction, first reading, 36.

Referred to Committee on State and Federal Government.

Reported back, amended, 95.

Amendments adopted, 152.

Engrossed, 159.

Second reading, 169.

Passed, 170.

To House, 219.

Returned to Senate, 605.

Enrolled, 718.

Signed by President, 728.

Sent to House, 729.

Received from House, 739.

Message to Governor, 745.

Approved by Governor, 797.

Senate Bill No. 43 — (Lips, Unruh)

Senate Bill No. 43. A Bill for an Act acknowledging the rights and defining the limitations of legislative office, establishing a code of legislative conduct, and establishing a joint committee on legislative conduct.

Introduction, first reading, 36.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 56.

Senate Bill No. 44 — (Lips, Meschke, Unruh)

Senate Bill No. 44. 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, 36.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 56.

Senate Bill No. 45 — (Butler, Kelly, Rait, Schultz, Stroup)

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.

Introduction, first reading, 36.

Referred to Committee on Natural Resources.

Amended, 254.

Reported back, do pass, 353.

Re-referred to Committee on Appropriations, 254, 281.

Amendments adopted, 281.

Engrossed, 291.

Second reading, 377.

Passed, 377.

To House, 399.

Returned to Senate, 1127.

Enrolled, 1308.

Signed by President, 1319.

Sent to House, 1320.

Received from House, 1321.

Message to Governor, 1322.

Senate Bill No. 46 — (Berube, Goldberg, Longmire, Meschke, Morgan, Nething, Trenbeath)

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.

Introduction, first reading, 36.

Referred to Committee on Industry and Business.

Reported back, amended, 83, 84.

Re-referred to Committee on Industry, Business and Labor, 107.

Amended, 471.

Amendments adopted, 511.

Engrossed, 561.

Re-engrossed, 1235.

Second reading, 562, 1235.

Passed, 563, 1235.

To House, 608.

House amendments, 1163, 1164.

Returned to Senate, amended, 1159.

Senate concurs, 1235.

Enrolled, 1301.

Signed by President, 1311.

Sent to House, 1312.

Received from House, 1315.

Message to Governor, 1316.

Revision and Correction, 98.

Senate Bill No. 47 — (Berube, Longmire, Meschke, Morgan, Nething, Trenbeath)

Senate Bill No. 47. A Bill for an Act to provide for a classification system for state employment positions, to provide for uniform scales of pay, and to provide for supervision of the classification system.

Introduction, first reading, 36.

Referred to Committee on Industry and Business.

Reported back, indefinitely postponed, 254.

Senate Bill No. 48 — (Forkner, L. Larson, Luick, Stafne)

Senate Bill No. 48. A Bill for an Act to provide for periodic motor vehicle inspection, providing an effective date, and providing a penalty.

Introduction, first reading, 37.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 491.

Senate Bill No. 49 — (Forkner, L. Larson, Luick, Stafne)

Senate Bill No. 49. A Bill for an Act to amend and reenact section 15-41-24 of the North Dakota Century Code, making driver education a course area or field required for high school accreditation.

Introduction, first reading, 37.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 123.

Senate Bill No. 50 — (Forkner, L. Larson, Luick, Stafne)

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.

Introduction, first reading, 37.

Referred to Committee on Transportation.

Reported back, amended, 131, 389.

Re-referred to Committee on Transportation, 139.

Amendments adopted, 131, 412.

Engrossed, 419.

Second reading, 433.

Passed, 433.

To House, 452.

Returned to Senate, failed to pass, 812.

Senate Bill No. 51 — (Christensen, Sorlie)

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.

Introduction, first reading, 37.

Referred to Committee on Appropriations.

Reported back, amended, 405, 406.

Statement of Purpose, 406.

Amendments adopted, 423.

Engrossed, 447.

Second reading, 454.
 Passed, 454.
 To House, 466.
 Returned to Senate, 1072.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 52 — (Christensen, Lips)

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.

Introduction, first reading, 37.
 Referred to Committee on Appropriations.
 Reported back, do pass, 211.
 Second reading, 224.
 Passed, 225.
 To House, 236.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 53 — (Christensen, Lips, Sorlie)

Senate Bill No. 53. A Bill for an Act providing for the creation of a revolving fund for prepayment of consulting and planning fees for capital improvement projects and structures and providing for an appropriation.

Introduction, first reading, 37.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 353.

Senate Bill No. 54 — (Christensen, Lips, Sorlie)

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.

Introduction, first reading, 37.
 Referred to Committee on Judiciary.
 Reported back, do pass, 69, 70.
 Second reading, 79.
 Passed, 79.
 To House, 89.
 Returned to Senate, 1127.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 55 — (Christensen, Sorlie)

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.

Introduction, first reading, 37.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 83, 133.
 Re-referred to Committee on Finance and Taxation, 107.
 Amendments adopted, 147.
 Engrossed, 159.
 Second reading, 170.
 Passed, 170.
 To House, 219.
 Returned to Senate, 738.
 Enrolled, 810.
 Signed by President, 843.
 Sent to House, 844.
 Received from House, 848.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 56 — (Christensen, Lips, Sorlie)

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.

Introduction, first reading, 37.
 Referred to Committee on Appropriations.
 Reported back, do pass, 96.
 Second reading, 113.
 Passed, 113.
 To House, 126.
 Returned to Senate, 865.
 Enrolled, 899.
 Signed by President, 918.
 Sent to House, 918.
 Received from House, 957.
 Message to Governor, 957.
 Approved by Governor, 1126.

Senate Bill No. 57 — (Lips, Sorlie)

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.

Introduction, first reading, 38.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 106, 279.
 Re-referred to Committee on Appropriations, 106.
 Second reading, 315.
 Passed, 315.
 To House, 340.
 Returned to Senate, 1014.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 58 — (Lips, Sorlie)

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.

Introduction, first reading, 38.
 Referred to Committee on Industry and Business.
 Reported back, amended, 73.
 Amendments adopted, 86.
 Engrossed, 95, 1307.
 Second reading, 100, 768, 974.
 Passed, 100, 768, 974.
 To House, 111.
 House amendments, 729.
 Returned to Senate, amended, 729.
 Re-engrossed, 768, 974.
 Conference Committee, 785, 800.
 Conference Committee report, 973, 992.
 Senate concurs, 768.
 Senate does not concur, 785.
 Reconsidered, 785.
 Adopts, 973, 992.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 59 — (Lips, Sorlie)

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.

Introduction, first reading, 38.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 96.
 Second reading, 113.
 Passed, 114.
 To House, 126.
 Returned to Senate, indefinitely postponed, 568.

Senate Bill No. 60 — (Unruh)

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.

Introduction, first reading, 38.
 Referred to Committee on Judiciary.
 Reported back, amended, 70.
 Amendments adopted, 76.
 Engrossed, 83.
 Second reading, 93.
 Passed, 93.
 To House, 99.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 61 — (Unruh)

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.

Introduction, first reading, 38.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 59.
 Removed from Consent Calendar, 72.
 Re-referred to Committee on Political Subdivisions, 72.
 Amended, 106.
 Amendments adopted, 124.
 Engrossed, 133.
 Second reading, 140.
 Passed, 140.
 To House, 158.
 Returned to Senate, indefinitely postponed, 432.

Senate Bill No. 62 — (Unruh)

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.

Introduction, first reading, 38.
 Referred to Committee on Judiciary.
 Reported back, do pass, 70.
 Second reading, 80.
 Passed, 80.
 To House, 89.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 993.
 Sent to House, 994.
 Received from House, 1016.
 Message to Governor, 1019.
 Approved by Governor, 1126.

Senate Bill No. 63 — (Unruh)

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.

Introduction, first reading, 38.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 211, 212, 254.
 Amendments adopted, 223, 281.
 Engrossed, 233.
 Second reading, 237, 315.
 Re-referred to Committee on Political Subdivisions, 237.
 Re-engrossed, 291.
 Passed, 316.
 To House, 340.
 Returned to Senate, 708.
 Enrolled, 721.
 Signed by President, 731.
 Sent to House, 731.
 Received from House, 766.
 Message to Governor, 776.
 Approved by Governor, 819.

Senate Bill No. 64 — (Becker)

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.

Introduction, first reading, 38.
 Referred to Committee on Natural Resources.
 Reported back, amended, 275, 276.
 Re-referred to Committee on Natural Resources, 316.
 Amendments adopted, 281, 512.
 Engrossed, 291.
 Second reading, 316, 563.
 Amended 492.
 Re-engrossed, 561.
 Passed, 563.
 Reprinted 567.
 To House, 608.
 Returned to Senate, indefinitely postponed, 1184.

Senate Bill No. 65 — (Butler, Unruh, Lowe, Litten, Trenbeath, Goldberg)

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.

Introduction, First reading, 39.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 421.
 Amendments adopted, 451.
 Engrossed, 461.
 Second reading, 467.
 Passed, 468.
 To House, 508.
 Returned to Senate, 833.
 Enrolled, 899.
 Signed by President, 918.
 Sent to House, 918.
 Received from House 957.
 Message to Governor, 957.
 Approved by Governor, 1067.

Senate Bill No. 66 — (Freed)

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.

Introduction, first reading, 39.
 Referred to Committee on Agriculture.
 Reported back, do pass, 70.
 Second reading, 80.
 Passed, 80.
 To House, 89.
 Returned to Senate, 740.
 Enrolled, 810.
 Signed by President, 843.
 Sent to House, 844.
 Received from House, 848.
 Message to Governor, 851.
 Approved by Governor, 925.

Senate Bill No. 67 — (Hernett)

Senate Bill No. 67. A Bill for an Act providing an appropriation to the capitol grounds planning commission for employment of a landscape engineer to prepare a landscaping plan for the capitol grounds.

Introduction, first reading, 39.
 Referred to Committee on Appropriations.
 Returned to Senate, 138.
 Withdrawn, 138.

Senate Bill No. 68 — (Holand)

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.

Introduction, first reading, 39.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 59.
 Amendments adopted, 70.
 Engrossed, 75, 993.
 Second reading, 80, 890.
 Passed, 81, 890.
 To House, 89.
 House amendments, 866.
 Returned to Senate, amended, 865.
 Re-engrossed, 890.
 Senate concurs, 890.
 Enrolled, 993.
 Signed by President, 993.
 Sent to House, 994.
 Received from House, 1016.
 Message to Governor, 1019.
 Approved by Governor, 1220.

Senate Bill No. 69 — (Holand)

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.

Introduction, first reading, 39.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 59.
 Amendments adopted, 70.
 Engrossed, 75.
 Second reading, 81.
 Passed, 81.
 To House, 89.
 Returned to Senate, 242.
 Enrolled, 279.
 Signed by President, 282.
 Sent to House, 289.
 Received from House, 289.
 Message to Governor, 291.
 Approved by Governor, 585.

Senate Bill No. 70 — (G. Larson)

Senate Bill No. 70. A Bill for an Act to amend and reenact section 39-04A-03 of the North Dakota Century Code, relating to issuance of tags upon payment of the additional fee for motor vehicles engaged in transportation of property.

Introduction, first reading, 39.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 123.

Senate Bill No. 71 — (Lips)

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.

Introduction, first reading, 39.
 Referred to Committee on Industry and Business.
 Reported back, amended, 84.
 Amendments adopted, 97.
 Engrossed, 105, 540.
 Second reading, 114.
 Passed, 114.
 To House, 126.
 Returned to Senate, 400.
 Enrolled, 540.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 72 — (Lips)

Senate Bill No. 72. A Bill for an Act to propose an amendment of the Constitution of the state of North Dakota calling a constitutional convention and providing for the method of selection of the delegates, meeting place and time, and procedures for such convention.

Introduction, first reading, 39.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 293.

Senate Bill No. 73 — (Lips)

Senate Bill No. 73. A Bill for an Act to amend and reenact subsection 4 of section 57-38-58 of the North Dakota Century Code, relating to definition of nonresidents for state income tax withholding purposes.

Introduction, first reading, 40.
 Referred to Committee on Finance and Taxation.
 Reported back, 48.
 Indefinitely postponed, 55.

Senate Bill No. 74 — (Litten, Lips, Decker)

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.

Introduction, first reading, 40.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 60.
 Amendments adopted, 70.
 Amended from the floor, 70.

Engrossed, 75.
 Second reading, 81.
 Passed, 82.
 To House, 89.
 Returned to Senate, indefinitely postponed, 708.

Senate Bill No. 75 — (Longmire)

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.

Introduction, first reading, 40.
 Referred to Committee on Judiciary.
 Reported back, amended, 123.
 Amendments adopted, 139.
 Engrossed, 143, 1307.
 Second reading, 154, 1104.
 Passed, 154, 1105.
 To House, 172.
 House amendments, 1015.
 Returned to Senate, amended, 1014.
 Re-engrossed, 1104.
 Senate concurs, 1104.
 Clincher motion, 1108.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 76 — (Longmire)

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.

Introduction, first reading, 40.
 Referred to Committee on Judiciary.
 Reported back, do pass, 73, 74.
 Second reading, 102.
 Passed, 102.
 To House, 111.
 Returned to Senate, 1127.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 77 — (Longmire)

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.

Introduction, first reading, 40.
 Referred to Committee on Industry and Business.
 Reported back, do pass, 84.
 Second reading, 100, 313.
 Passed, 100, 313.
 To House, 111.

Returned to Senate, amended, 283.
 Senate concurs, 313.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 78 — (Longmire)

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 operators' licenses one year or more after expiration of such licenses.

Introduction, first reading, 40.
 Referred to Committee on Transportation.
 Reported back, do pass, 390.
 Second reading, 427, 1112.
 Passed, 428, 1112.
 To House, 452.
 House amendments, 919, 920.
 Returned to Senate, amended, 919.
 Senate does not concur, 983.
 Conference Committee, 983, 1064.
 Conference Committee report, 1112, 1205.
 Senate adopts, 1112, 1205.
 Engrossed, 1112.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 79 — (Longmire)

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.

Introduction, first reading, 40.
 Referred to Committee on Natural Resources.
 Reported back, amended, 175.
 Amendments adopted, 214.
 Engrossed, 221.
 Second reading, 225.
 Passed, 225.
 To House, 236.
 Returned to Senate, 812.
 Enrolled, 875.
 Signed by President, 894.
 Sent to House, 894.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1036.

Senate Bill No. 80 — (Longmire)

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.

Introduction, first reading, 40.
 Referred to Committee on Natural Resources.
 Reported back, amended, 353.
 Amendments adopted, 370.
 Engrossed, 389, 805.
 Second reading, 398, 769.
 Passed, 398, 769.
 To House, 418.
 House amendments, 738.
 Returned to Senate, amended, 738.
 Re-engrossed, 768.
 Senate concurs, 769.
 Enrolled, 805.
 Signed by President, 843.
 Sent to House, 844.
 Received from House, 848.
 Message to Governor, 851.
 Approved by Governor, 925.

Senate Bill No. 81 — (Longmire)

Senate Bill No. 81. A Bill for an Act to provide for measles immunization for school children, and providing a penalty.

Introduction, first reading, 41.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, indefinitely postponed, 60.

Senate Bill No. 82 — (Melland)

Senate Bill No. 82. A Bill for an Act to create and enact section 54-44-12 of the North Dakota Century Code and to amend and re-enact sections 24-03-12 and 24-03-15 of the North Dakota Century Code, relating to the replacement of state-owned motor vehicles.

Introduction, first reading, 41.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 159.

Senate Bill No. 83 — (Meschke)

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.

Introduction, first reading, 41.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 60.
 Second reading, 72.
 Passed, 72.
 To House, 76.
 Returned to Senate, indefinitely postponed, 283.

Senate Bill No. 84 — (Morgan)

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.

Introduction, first reading, 41.
 Referred to Committee on Agriculture.

Reported back, amended, 74.
 Amendments adopted, 86.
 Engrossed, 95.
 Second reading 100.
 Passed, 101.
 To House, 111.
 Returned to Senate, 740.
 Enrolled, 810.
 Signed by President, 843.
 Sent to House, 844.
 Received from House, 848.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 85 — (Nothing)

Senate Bill No. 85. A Bill for an Act to create and enact subdivision j of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to an adjustment to taxable income for student dependents.

Introduction, first reading, 41.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 55.

Senate Bill No. 86 — (Nothing)

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.

Introduction, first reading, 41.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 84, 85.
 Amendments adopted, 97.
 Engrossed, 105.
 Second reading, 114.
 Passed, 114.
 To House, 126.
 Returned to Senate, 865.
 Enrolled, 899.
 Signed by President, 918.
 Sent to House, 918.
 Received from House, 957.
 Message to Governor, 957.
 Approved by Governor, 1126.

Senate Bill No. 87 — (Nothing)

Senate Bill No. 87. A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, allowing business corporations to pay more than seven percent interest on a loan.

Introduction, first reading, 41.
 Referred to Committee on Industry and Business.
 Returned to Senate and withdrawn, 586.

Senate Bill No. 88 — (Trenbeath)

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.

Introduction, first reading, 41.
 Referred to Committee on Judiciary.
 Reported back, do pass, 74.
 Second reading 102.
 Passed, 102.
 To House, 111.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1016.
 Message to Governor, 1019.
 Approved by Governor, 1126.

Senate Bill No. 89 — (Nething and Decker)

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.

Introduction, first reading, 41.
 Referred to Committee on Finance and Taxation.
 Reported back, divided reports (do pass) 74.
 Second reading, 91.
 Passed, 91.
 To House, 100.
 Returned to Senate 865.
 Enrolled, 899.
 Signed by President, 918.
 Sent to House, 918.
 Received from House, 957.
 Message to Governor, 957.
 Approved by Governor, 1067.

Senate Bill No. 90 — (Melland)

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.

Introduction, first reading, 42.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 48.
 Second reading, 57.
 Passed, 57.
 To House, 72.
 House amendments, 532.
 Returned to Senate, amended 532.
 Senate concurs, 610, adopts, 610.
 Engrossed, 718.
 Enrolled, 718.
 Signed by President, 728.
 Sent to House, 729.
 Received from House, 739.
 Message to Governor, 745.
 Approved by Governor, 797.

Senate Bill No. 91 — (Melland)

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.

Introduction, first reading, 42.
 Referred to Committee on Education.
 Reported back, do pass, 159.
 Second reading, 203.
 Passed, 203.
 To House, 219.
 Returned to Senate, 739.
 Enrolled, 810.
 Signed by President, 843.
 Sent to House, 844.
 Received from House, 848.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 92 — (Meschke)

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.

Introduction, first reading, 42.
 Referred to Committee on Judiciary.
 Reported back, do pass, 85.
 Engrossed, 155, 1302.
 Second reading, 101, 127, 154, 975.
 Laid on the table, 101.
 Reconsidered, 107.
 Amended from floor, 155.
 Recorded roll call, 155.
 Passed, 155, 975.
 To House, 172.
 House amendments, 812.
 Returned to Senate, amended, 812.
 Conference Committee, 871, 877.
 Senate does not concur, 871.
 Conference Committee report, 974, 992.
 Senate adopts, 974, 992.
 Re-engrossed, 974.
 Enrolled, 1302
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 93 — (Litten)

Senate Bill No. 93. A Bill for an Act to amend and reenact sections 23-15-01, 23-15-02, and 62-04-05 of the North Dakota Century Code, relating to fireworks.

Introduction, first reading, 42.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, indefinitely postponed, 212.

Senate Bill No. 94 — (Hernett)

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.

Introduction, first reading, 42.
 Referred to Committee on Judiciary.
 Reported back, amended, 85.
 Amendments adopted, 97.

Engrossed, 105.
 Second reading, 115.
 Passed, 115.
 To House, 126.
 Returned to Senate, 532.
 Enrolled, 595.
 Signed by President, 673.
 Sent to House, 673.
 Received from House, 688.
 Message to Governor, 689.
 Approved by Governor, 701.

Senate Bill No. 95 — (Hernett)

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.

Introduction, first reading, 42.
 Referred to Committee on Judiciary.
 Reported back, amended, 74.
 Amendments adopted, 86.
 Engrossed, 95.
 Second reading, 101.
 Passed, 102.
 To House, 111.
 Returned to Senate, 1072.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 96 — (Becker, Torgerson)

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.

Introduction, first reading, 42.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 245.
 Amended, 106, 107.
 Re-referred to Committee on Appropriations, 124.
 Amendments adopted, 124.
 Engrossed, 133.
 Second reading, 268.
 Passed, 268.
 To House, 288.
 Returned to Senate, 739.
 Enrolled, 810.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 848.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 97 — (Holand)

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.

Introduction, first reading, 42.
 Referred to Committee on Appropriations.
 Reported back, do pass, 353.
 Second reading, 377, 1155.
 Passed, 378, 1156.
 To House, 399.
 House amendments, 1130.
 Returned to Senate, amended, 1130.
 Senate concurs, 1155.
 Engrossed, 1155.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 98 — (Becker)

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.

Introduction, first reading, 42.
 Referred to Committee on Industry and Business.
 Placed on Calendar, 233.
 Re-referred to Committee on Industry, Business and Labor, 248.
 Reported back, amended, 472.
 Amendments adopted, 511.
 Engrossed, 561.
 Second reading, 563.
 Passed, 564.
 To House, 608.
 Returned to Senate, indefinitely postponed, 768.

Senate Bill No. 99 — (Longmire)

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.

Introduction, first reading, 43.
 Referred to Committee on Natural Resources.
 Reported back, amended, 517.
 Amendments adopted, 559.
 Engrossed, 595.
 Second reading, 612.
 Passed, 612.
 To House, 646.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 100 — (Longmire)

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.

Introduction, first reading, 43.
 Referred to Committee on Education.
 Reported back, amended, 48, 49.
 Amendments adopted, 55.
 Engrossed, 60, 1018.
 Second reading, 62, 909.
 Passed, 62, 909.
 To House, 72.
 House amendments, 866.
 Returned to Senate, amended, 865.
 Re-engrossed, 909.
 Senate concurs, 909.
 Enrolled, 1018.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 101 — (Longmire)

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.

Introduction, first reading, 43.
 Referred to Committee on Transportation.
 Amended, 131.
 Amendments adopted, 139.
 Engrossed, 143.
 Re-referred to Committee on Judiciary, 156.
 Reported back, do pass, 307.
 Second reading, 339.
 Passed 339.
 To House, 364.
 Returned to Senate, 740.
 Enrolled, 810.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 848.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 102 — (Luick)

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.

Introduction, first reading, 43.
 Referred to Committee on Finance and Taxation.
 Returned to House, 137.
 Re-referred to Committee on Transportation, 138.
 Reported back, amended, 390.
 Amendments adopted, 412.
 Engrossed, 419.
 Second reading, 433.
 Re-referred to Committee on Appropriations, 469.
 Returned from Committee on Appropriations and placed on Calendar, 586.
 Second reading, 630.
 Passed, 630.
 Clincher motion, 642.
 To House, 678.
 Returned to Senate, indefinitely postponed, 854.

Senate Bill No. 103 — (Luick)

Senate Bill No. 103. A Bill for an Act transferring the field enforcement functions of the weight control division of the state highway department, together with all field equipment and facilities used by the weight control division, to the state highway patrol, and to amend and reenact sections 24-01-13, 24-03-02, 39-03A-09, 39-04-40, and 39-12-07 of the North Dakota Century Code, relating to the authority of the state highway commissioner in regulating and controlling the weight of vehicles traveling upon the state highway system.

Introduction, first reading, 43.

Referred to Committee on Transportation.

Reported back, placed on Calendar, 212.

Second reading, 225, 242, 630

Re-referred to Committee on State and Federal Government, 242.

Amended, 461.

Placed on Calendar without recommendation, 462.

Amendments not adopted, 585.

Lost, 630.

Senate Bill No. 104 — (Morgan)

Senate Bill No. 104. A Bill for an Act to amend and reenact subsection e of section 39-09-02 of the 1967 Supplement to the North Dakota Century Code, relating to the maximum speed limits for all vehicles on limited-access highways.

Introduction, first reading, 43.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 124.

Senate Bill No. 105 — (Morgan)

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.

Introduction, first reading, 43.

Referred to Committee on Transportation.

Reported back, amended, 550, 551.

Amendments adopted, 585.

Engrossed, 620.

Re-engrossed, 637.

Second reading, 637.

Amended from floor, 637.

Passed, 638.

To House, 678.

Returned to Senate, indefinitely postponed, 1079.

Senate Bill No. 106 — (Stroup)

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.

Introduction, first reading, 43.

Referred to Committee on Judiciary.

Reported back, do pass, 75.

Second reading, 103.

Passed, 103.

To House, 111.

Returned to Senate, 877.

Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1019.
 Approved by Governor, 1220.

Senate Bill No. 107 — (Trenbeath, Becker)

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.

Introduction, first reading, 44.
 Referred to Committee on Education.
 Reported back, amended, 212.
 Amendments adopted, 223.
 Engrossed, 233.
 Second reading, 237.
 Passed, 237.
 To House, 251.
 Returned to Senate, 853.
 Enrolled, 899.
 Signed by President, 918.
 Sent to House, 918.
 Received from House, 957.
 Message to Governor, 958.
 Approved by Governor, 1126.

Senate Bill No. 108 — (Doherty, Hernet)

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.

Introduction, first reading, 44.
 Referred to Committee on Judiciary.
 Reported back placed on Calendar without recommendation, 472.
 Second reading, 513.
 Passed, 514.
 To House, 567.
 Returned to Senate, failed to pass, 883.

Senate Bill No. 109 — (Committee on Appropriations)

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.

Introduction, first reading, 44.
 Referred to Committee on Appropriations.
 Reported back, amended, 293, 294.
 Statement of Purpose, 294.
 Amendments adopted, 312.
 Engrossed, 327.
 Second reading, 341.
 Passed, 341.
 To House, 364.
 Returned to Senate, 865.
 Enrolled, 899.
 Signed by President, 918.
 Sent to House, 918.

Received from House, 957.
 Message to Governor, 958.
 Approved by Governor, 1126.

Senate Bill No. 110 — (Committee on Appropriations)

Senate Bill No. 110. A Bill for an Act making an appropriation to the North Dakota state fair association, and declaring an emergency.

Introduction, first reading, 44.
 Referred to Committee on Appropriations.
 Reported back, amended, 354.
 Statement of Purpose, 354.
 Amendments adopted, 370.
 Engrossed, 389.
 Second reading, 398, 1270.
 Passed, 398, 1271.
 To House, 418.
 House amendments, 1175, 1176.
 Returned to Senate, amended, 1173.
 Senate does not concur, 1191.
 Conference Committee, 1191, 1229.
 Conference Committee report, 1270, 1285.
 Senate adopts, 1270, 1285.
 Re-engrossed, 1270
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 111 — (Committee on Appropriations)

Senate Bill No. 111. A Bill for an Act making an appropriation for paying the salaries and other expenses of the state potato council.

Introduction, first reading, 44.
 Referred to Committee on Appropriations.
 Reported back, do pass, 96.
 Second reading, 115.
 Passed, 115.
 To House, 126.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 112 — (Committee on Appropriations)

Senate Bill No. 112. A Bill for an Act making an appropriation for the purpose of defraying the expenses of maintenance and operation of departments of state government and for 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.
 Reported back, indefinitely postponed, 354.

Senate Bill No. 113 — (Lips)

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.

Introduction, first reading, 44.
 Referred to Committee on Education.
 Reported back, amended, 472, 473.
 Amendments adopted, 511.
 Engrossed, 561.
 Second reading, 564, 1240.
 Passed, 564, 1240.
 To House, 608.
 House amendments, 1183.
 Returned to Senate, amended, 1183.
 Senate does not concur, 1196.
 Conference Committee, 1196, 1229.
 Conference Committee, report, 1239.
 Senate adopts, 1240.
 Emergency carried, 1240.
 Re-engrossed, 1240.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 114 — (Lips)

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.

Introduction, first reading, 44.
 Referred to Committee on Judiciary.
 Reported back, amended, 308, 517.
 Re-referred to Committee on Appropriations, 331.
 Amendments adopted, 331, 559.
 Engrossed, 351.
 Statement of Purpose, 517.
 Re-engrossed, 595.
 Second reading, 612.
 Passed, 612.
 To House, 646.
 Returned to Senate, indefinitely postponed, 1079.

Senate Bill No. 115 — (Trenbeath)

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.

Introduction, first reading, 45.
 Referred to Committee on Natural Resources.
 Reported back, amended, 254, 255.
 Amendments adopted, 281.
 Engrossed, 291, 1307.
 Second reading, 316, 975.
 Passed, 316, 976.
 To House, 340.
 House amendments, 738.

Returned to Senate, amended, 738.
 Senate does not concur, 769.
 Conference Committee, 769, 800.
 Conference Committee report, 975, 992.
 Senate adopts, 975, 992.
 Re-engrossed, 975.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 116 — (Chesrown, Freed, Holand)

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.

Introduction, first reading, 45.
 Referred to Committee on Judiciary.
 Reported back, do pass, 473.
 Second reading, 514.
 Passed, 514.
 To House, 567.
 Returned to Senate, 979.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 117 — (Chesrown, Freed, Holand)

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.

Introduction, first reading, 45.
 Referred to Committee on Judiciary.
 Reported back, do pass, 221.
 Second reading, 236.
 Passed, 236.
 To House, 251.
 Returned to Senate, 740.
 Enrolled, 810.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 849.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 118 — (Chesrown, Freed, Holand)

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.

Introduction, first reading, 45.
 Referred to Committee on Judiciary.
 Reported back, amended, 233.

Amendments adopted, 247.
 Engrossed, 253.
 Second reading, 268.
 Passed, 268.
 To House, 288.
 Returned to Senate, 767.
 Enrolled, 805.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 849.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 119 — (Chesrown, Freed, Holand)

Senate Bill No. 119. A Bill for an Act to amend and reenact section 27-05-17 and subsection 4 of section 28-04-07 of the North Dakota Century Code, relating to general provisions concerning terms of district court and providing for the transfer of jury cases to another county in the judicial district and for special consolidated jury terms of two or more counties in the judicial district.

Introduction, first reading, 45.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 221.

Senate Bill No. 120 — (Jacobson, Nasset, Pyle)

Senate Bill No. 120. A Bill for an Act to amend and reenact sections 19-02.1-01 and 19-02.1-02 of the North Dakota Century Code by the creation of new subsections, requiring that the approximate date of processing be placed upon the immediate containers of perishable foods.

Introduction, first reading, 45.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 85.

Senate Bill No. 121 — (Lips)

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.

Introduction, first reading, 49.
 Referred to Committee on Transportation.
 Reported back, amended, 406.
 Amendments adopted, 423.
 Engrossed, 447, 1307.
 Second reading, 454, 983, 1020.
 Passed, 455, 1020.
 To House, 466.
 House amendments, 929.
 Returned to Senate, amended, 928.
 Senate concurs, 983.
 Re-engrossed, 983.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 122 — (Lips)

Senate Bill No. 122. A Bill for an Act to amend and reenact section 11-17-08 of the North Dakota Century Code, relating to destruction of certain court records by clerks of court.

Introduction, first reading, 49.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 221.

Senate Bill No. 123 — (Lips)

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.

Introduction, first reading, 49.
 Referred to Committee on Agriculture.
 Reported back, amended, 85, 86.
 Amendments adopted, 97.
 Engrossed, 105.
 Second reading 115.
 Passed, 116.
 To House, 126.
 Returned to Senate, 740.
 Enrolled, 810.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 849.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 124 — (Lips)

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.

Introduction, first reading, 49.
 Referred to Committee on Transportation.
 Reported back, do pass, 390.
 Second reading, 428, 1113.
 Passed, 428, 1113.
 To House, 452.
 Returned to Senate, amended, 919.
 House amendments, 920.
 Senate does not concur, 984.
 Conference Committee, 984, 1064.
 Conference Committee, report, 1113, 1205.
 Senate adopts, 1113, 1205.
 Engrossed, 1113.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1316.

Senate Bill No. 125 — (Lips)

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.

Introduction, first reading, 49.
 Referred to Committee on Transportation.
 Reported back, amended, 390.
 Amendments adopted, 412.
 Engrossed, 419.
 Second reading, 433.
 Passed, 434.
 To House, 452.
 Returned to Senate, indefinitely postponed, 980.

Senate Bill No. 126 — (Lips)

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.

Introduction, first reading, 49.
 Referred to Committee on State and Federal Government.
 Amended, 96.
 Re-referred to Committee on Appropriations, 107.
 Amendments adopted, 107.
 Engrossed, 119.
 Reported back, do pass, 255.
 Second reading, 285, 316.
 Amended from floor, 316.
 Re-engrossed, 317, 340.
 Passed, 317.
 To House, 340.
 Returned to Senate, indefinitely postponed, 834.

Senate Bill No. 127 — (Thoreson)

Senate Bill No. 127. A Bill for an Act to create and enact section 20-01-08.1 of the North Dakota Century Code, and to amend and reenact section 20-01-07 of the North Dakota Century Code, relating to the regulation of aerial fox hunting.

Introduction, first reading, 49.
 Referred to Committee on Agriculture,
 Returned from Committee, 64.
 Re-referred to Committee on Natural Resources, 64.
 Reported back, indefinitely postponed, 371.

Senate Bill No. 128 — (Jacobson, G. Larson, Van Horn, Strinden, Pyle)

Senate Bill No. 128. A Bill for an Act relating to banks and banking and relating to payment or settlement of checks.

Introduction, first reading, 53.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 134.
 Second reading, 156.
 Passed, 156.
 To House, 172.

Returned to Senate, 400.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 129 — (Holand)

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.

Introduction, first reading, 53.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 134.
 Second reading, 152.
 Passed, 152.
 To House, 172.
 Returned to Senate, 400.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 130 — (Trenbeath, Van Horn, Decker)

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.

Introduction, first reading, 53.
 Referred to Committee on Natural Resources.
 Re-referred to Committee on Appropriations, 255, 281.
 Amended, 255.
 Amendments adopted, 281.
 Engrossed, 291.
 Reported back, do pass, 354.
 Second reading, 378.
 Passed, 378.
 To House, 399.
 Returned to Senate, 812.
 Enrolled, 875.
 Signed by President, 894.
 Sent to House, 894.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1067.

Senate Bill No. 131 — (Holand)

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.

Introduction, first reading, 53.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 107.
 Second reading, 127.
 Passed, 127.
 To House, 158.
 Returned to Senate, 318.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 132 — (Holand)

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.

Introduction, first reading, 53.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 96.
 Second reading, 112.
 Passed, 112.
 To House, 126.
 Returned to Senate, 364.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 133 — (Holand)

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.

Introduction, first reading, 54.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 96.
 Second reading, 112.
 Passed, 112.
 To House, 126.
 Returned to Senate, 364.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 134 — (Holand)

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.

Introduction, first reading, 54.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 96.
 Second reading, 112.

Passed, 112.
 To House, 126.
 Returned to Senate, 364.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 135 — (Holand)

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.

Introduction, first reading, 54.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 96.
 Second reading, 112.
 Passed, 112.
 To House, 126.
 Returned to Senate, 364
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 136 — (Holand)

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.

Introduction, first reading, 54.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 97.
 Second reading, 112.
 Passed, 112.
 To House, 126.
 Returned to Senate, 364.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 137 — (Torgerson)

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.

Introduction, first reading, 54.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 255, 257.
 Amendments adopted, 281.
 Engrossed, 291.
 Amended from floor, 300.
 Second reading, 317, 1217.
 Passed, 318, 1217.
 To House, 340.
 Re-engrossed, 340, 1214.
 Reprinted, 359.
 House amendments, 855, 864.
 Returned to Senate, amended, 855.
 Senate does not concur, 864.
 Conference Committee, 865, 876.
 Conference Committee report, 1135-1145, 1214, 1246.
 Laid over one legislative day, 1145.
 Adopts, 1214.
 Clincher motion, 1215.
 Recorded roll call, 1246.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1317.

Senate Bill No. 138 — (Torgerson, Becker, Decker, Doherty, Freed, Kautzmann, Kelly, Mutch, Nasset, Nething, Redlin, Ringsak, Ruemmele, Strinden, Thoreson, Trenbeath, VanHorn)

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.

Introduction, first reading, 54.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Amended, 213.
 Re-referred to Committee on Appropriations, 223.
 Amendments adopted, 223.
 Engrossed, 233.
 Reported back and put on calendar without recommendation 390.
 Second reading, 428.
 Re-referred to Committee on Appropriations, 469.
 Returned from Committee on Appropriations and placed on Calendar, 586.
 Second reading, 627, 1204, 1212.

Passed, 627, 1213.
 Clincher motion, 642.
 To House, 678.
 Returned to Senate, amended, 1173.
 House amendments, 1176.
 Senate concurs, 1191, 1204.
 Adopts, 1204.
 Re-engrossed, 1204.
 Placed at foot of calendar, 1204.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1312.
 Received from House, 1315.
 Message to Governor, 1317.

Senate Bill No. 139 — (Torgerson, Becker, Decker, Doherty, Freed, Kautzmann, Kelly, Litten, Mutch, Nasset, Nething, Redlin, Ringsak, Ruemmele, Schultz, Strinden, Thoreson, Trenbeath, and Van Horn)

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.

Introduction, first reading, 55.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 213.
 Amendments adopted, 223.
 Engrossed, 233.
 Second reading, 237.
 Passed, 238.
 To House, 251
 Returned to Senate, 928.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 140 — (Goldberg)

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.

Introduction, first reading, 55.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 134.
 Second reading, 156.
 Passed, 156.
 To House, 172.
 Returned to Senate, 400.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 141 — (Goldberg)

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 invest-

ments in agricultural credit corporations and penalty of banking associations.

Introduction, first reading, 55.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 134.
 Second reading, 156.
 Passed, 157.
 To House, 172.
 Returned to Senate, 400.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 142 — (Meschke)

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.

Introduction, first reading, 57.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 159.
 Amendments adopted, 177.
 Engrossed, 207.
 Second reading, 215.
 Passed, 215.
 To House, 229.
 Returned to Senate, 739.
 Enrolled, 810.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 849.
 Message to Governor, 851.
 Approved by Governor, 928.

Senate Bill No. 143 — (Nething, Ringsak, Morgan)

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.

Introduction, first reading, 60.
 Referred to Committee on Judiciary.
 Reported back, do pass, 221.
 Second reading, 238, 871.
 Passed, 238, 872.
 To House, 251.
 House amendments, 812.
 Returned to Senate, amended, 812.
 Senate concurs, 871
 Engrossed, 871, 889.
 Enrolled, 889.
 Signed by President, 918.
 Sent to House, 918.
 Received from House, 957.
 Message to Governor, 958.
 Approved by Governor, 1126.

Senate Bill No. 144 — (Ringsak, Freed, Morgan, Holand, Meschke)

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.

Introduction, first reading, 60.
 Referred to Committee on Judiciary.
 Reported back, do pass, 222.
 Second reading, 238, 248.
 Passed, 248.
 To House, 264.
 Returned to Senate, indefinitely postponed, 1184.

Senate Bill No. 145 — (Pyle, Nasset, Trenbeath, Jacobson)

Senate Bill No. 145. A Bill for an Act to create and enact section 57-02-18.8 of the North Dakota Century Code, relating to the listing and assessment of livestock according to average market value; and to repeal sections 57-02-18, 57-02-18.1, 57-02-18.2, 57-02-18.3, 57-02-18.4, 57-02-18.5, 57-02-18.6, and 57-02-18.7, relating to the listing and assessment of livestock.

Introduction, first reading, 60.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 551.

Senate Bill No. 146 — (Ringsak, Freed, Nething, Holand, Meschke)

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.

Introduction, first reading, 61.
 Referred to Committee on Judiciary.
 Reported back, do pass, 222.
 Engrossed, 1191.
 Second reading, 238, 1192.
 Passed, 239, 1192.
 To House, 251.
 Returned to Senate, amended, 1159.
 House amendments, 1164.
 Senate concurs, 1191.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1315.
 Message to Governor, 1317.

Senate Bill No. 147 — (Stroup, Wenstrom, Kautzmann)

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.

Introduction, first reading, 61.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 134.
 Second reading, 157.
 Passed, 157.
 To House, 172.
 Returned to Senate, 400.
 Enrolled, 539.

Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 148 — (Nething, Freed)

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.

Introduction, first reading, 61.
 Referred to Committee on Appropriations.
 Returned from Committee, 64.
 Re-referred to Committee on Transportation, 64.
 Reported back, do pass, 390, 518.
 Re-referred to Committee on Appropriations, 405.
 Second reading, 564, 631, 680.
 Passed, 565, 680.
 To House, 608.
 Senate requests return and bill returned, 629.
 Lost, 631.
 Reconsidered, 630, 679 (recorded roll call)
 Clincher motion, 680.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1315.
 Message to Governor, 1317.

Senate Bill No. 149 — (Holand)

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.

Introduction, first reading, 61.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back placed on Calendar, 589.
 Second reading 638.
 Amended from floor, 639.
 Re-engrossed, 639.
 Second reading 645.
 Passed, 646.
 Clincher motion, 647.
 To House, 678.
 Returned to Senate, failed to pass, 1184.

Senate Bill No. 150 — (Lips, Kautzmann, Becker)

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.

Introduction, first reading, 61.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 175.
 Second reading, 216.
 Passed, 216.

To House, 229.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1315.
 Message to Governor, 1317.

Senate Bill No. 151 — (Strinden, Butler)

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.

Introduction, first reading, 61.
 Referred to Committee on Political Subdivisions.
 Returned to Senate and re-referred to Committee on Social Welfare and Veterans Affairs, 79.
 Reported back, do pass, 213.
 Second reading, 225.
 Passed, 226.
 To House, 236.
 Returned to Senate, 568.
 Enrolled, 595.
 Signed by President, 673.
 Sent to House, 673.
 Received from House, 688.
 Message to Governor, 689.
 Approved by Governor, 701.

Senate Bill No. 152 — (Becker, Torgerson)

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.

Introduction, first reading, 61.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 134.
 Amendments adopted, 147.
 Engrossed, 159.
 Second reading, 170.
 Passed, 171.
 To House, 219.
 Returned to Senate, 833.
 Enrolled, 875.
 Signed by President, 894.
 Sent to House, 894.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1036.

Senate Bill No. 153 — (Becker, Torgerson)

Senate Bill No. 153. A Bill for an Act to amend and reenact subsection 4 of section 57-39.2-14 of the North Dakota Century Code, relating to sales tax penalties.

Introduction, first reading, 61.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 135.

Senate Bill No. 154 — (Becker, Torgerson)

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.

Introduction, first reading, 61.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 257-259.
 Amendments adopted, 281.
 Engrossed, 291.
 Second reading, 318, 319.
 Passed, 319.
 To House, 340.
 Returned to Senate, 1072.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 155 — (Becker, Torgerson)

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.

Introduction, first reading, 65.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 124.
 Second reading, 141.
 Passed, 141.
 To House, 158.
 Returned to Senate, 865.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1019.
 Approved by Governor, 1220.

Senate Bill No. 156 — (Lips, Nething)

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.

Introduction, first reading, 65.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 590.
 Amendments adopted, 619.
 Second reading, 641.
 Passed, 641.
 Emergency carried, 641.
 To House, 678.
 Returned to Senate, indefinitely postponed, 1079.

Senate Bill No. 157 — (Goldberg, Pyle)

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.

Introduction, first reading, 65.
 Referred to Committee on Industry, Business and Labor.
 Returned from Committee, 71.
 Re-referred to Committee on State and Federal Government, 71.
 Reported back, amended, 160.
 Amendments adopted, 177.
 Engrossed, 207.
 Second reading, 216.
 Passed, 216.
 To House, 229.
 Returned to Senate, indefinitely postponed, 453.

Senate Bill No. 158 — (Litten, Stafne, Goldberg, Butler)

Senate Bill No. 158. A Bill for an Act to create and enact subsection 29 of section 12-21.1-04 of the North Dakota Century Code, relating to exemptions from the prohibitions against doing business on Sunday.

Introduction, first reading, 65.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Returned to Senate and re-referred to Committee on Industry, Business and Labor, 71.
 Reported back, indefinitely postponed, 234.

Senate Bill No. 159 — (Becker, Litten, Torgerson, Kautzmann, Trenbeath, Luick, Sorlie, Hernet, Goldberg, Butler, Stafne, Decker, Berube)

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.

Introduction, first reading, 65
 Referred to Committee on Education.
 Reported back, do pass, 160.
 Second reading, 203.
 Passed, 204.
 To House, 219.
 Returned to Senate, 739.
 Enrolled, 810.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 849.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 160 — (Stroup)

Senate Bill No. 160. A Bill for an Act relating to a municipal undertaking which may be financed by the issuance of revenue bonds, to include hospitals and nursing homes, and authorizing counties to issue revenue bonds for hospitals and nursing homes, amending and reenacting sections 40-35-02, 40-35-03, 40-35-08, and 11-11-14 of the North Dakota Century Code, and declaring an emergency.

Introduction, first reading, 65.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 107.

Re-referred to Committee on Political Subdivisions, 127.
 Engrossed, 127, 160.
 Second reading, 127.
 Amended from floor, 127.
 Passed, 127.
 Indefinitely postponed, 390.

Senate Bill No. 161 — (Berube, Rait, Van Horn, Nasset, Becker, L. Larson, Meschke)

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.

Introduction, first reading, 66.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 124.
 Re-referred to Committee on Finance and Taxation, 141.
 Amended, 160.
 Amendments adopted, 177.
 Engrossed, 207.
 Second reading, 216.
 Passed, 217.
 To House, 229.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 162 — (Kautzmann, Stroup)

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.

Introduction, first reading, 66.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 259.
 Second reading, 285.
 Passed, 285.
 To House, 300.
 Returned to Senate, 532.
 Enrolled, 595.
 Signed by President, 673.
 Sent to House, 673.
 Received from House, 688.
 Message to Governor, 689.
 Approved by Governor, 701.

Senate Bill No. 163 — (Kautzmann, Stroup)

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.

Introduction, first reading, 66.
 Referred to Committee on Judiciary.
 Returned to Senate, 138.

Reported back, do pass, 213.
 Re-referred to Committee on Industry, Business and Labor, 138.
 Second reading, 226, 977.
 Passed, 226, 977.
 To House, 236.
 House amendments, 833-834.
 Returned to Senate, amended, 833.
 Senate does not concur, 872.
 Conference Committee, 872, 876.
 Conference Committee report, 976, 1218.
 Engrossed, 977.
 Senate adopts, 1218.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 164 — (Holand, Wenstrom, Goldberg)

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.

Introduction, first reading, 66.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 259, 260.
 Amendments adopted, 281.
 Engrossed, 291.
 Second reading, 319.
 Passed, 320.
 Emergency carried, 320.
 Clincher motion, 320.
 To House, 327.
 Returned to Senate, failed to pass, 980.

Senate Bill No. 165 — (Berube, Rait, Nasset, Van Horn, Becker, L. Larson, Meschke)

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.

Introduction, first reading, 66.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 160.
 Laid on table, 204.
 Clincher motion, 204.
 Reconsidered, 228.
 Re-referred to Committee on Finance and Taxation, 228.
 Amended, 260.
 Amendments adopted, 281.
 Engrossed, 291.
 Second reading, 320.
 Passed, 320.
 To House, 340.
 Returned to Senate, indefinitely postponed, 1184.

Senate Bill No. 166 — (Trenbeath, Becker)

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.

Introduction, first reading, 71.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 175-176, 260-261.
 Amended from floor, 214.
 Amendments adopted, 214, 281.
 Engrossed, 221.
 Second reading 226, 320, 1274.
 Re-referred to Committee on Finance and Taxation, 226.
 Re-engrossed, 291, 1274.
 Passed, 321, 1275.
 To House, 340.
 Returned to Senate, amended, 1159.
 House amendments, 1164.
 Senate does not concur, 1192.
 Conference Committee, 1192, 1229.
 Conference Committee report, 1273, 1285.
 Senate adopts, 1274, 1285.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 167 — (Sands, Lips)

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.

Introduction, first reading, 71.
 Referred to Committee on Judiciary.
 Reported back, do pass, 124.
 Second reading, 139.
 Passed, 140.
 To House, 158.
 Returned to Senate, 532.
 Enrolled, 595.
 Signed by President, 673.
 Sent to House, 673.
 Received from House, 688.
 Message to Governor, 689.
 Approved by Governor, 701.

Senate Bill No. 168 — (Morgan, Van Horn, Robinson)

Senate Bill No. 168. A Bill for an Act to amend and reenact section 61-02-04 of the North Dakota Century Code, relating to members on the state water conservation commission.

Introduction, first reading, 72.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 176.

Senate Bill No. 169 — (Decker, Thoreson, Lowe)

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.

Introduction, first reading, 76.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 222.
 Second reading, 239.
 Passed, 239.
 To House, 251.
 Returned to Senate, 739.
 Enrolled, 810.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 849.
 Message to Governor, 851.
 Approved by Governor, 925.

Senate Bill No. 170 — (Nasset, G. Larson, Berube, Chesrown, Kautzmann, Trenbeath, Hernet, Robinson, Torgerson)

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.

Introduction, first reading, 76.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 177.
 Amendments adopted, 214.
 Engrossed, 221.
 Second reading, 226.
 Passed, 227.
 To House, 236.
 Returned to Senate, 453.

Enrolled, 539.
 Signed by President, 549.
 Sent to House, 549.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 171 — (Goldberg, Hernet, Strinden, Pyle, Nething, Kelly, Decker, Nasset, Thoreson, Lowe)

Senate Bill No. 171. A Bill for an Act to provide for the licensing of poultry hatcheries, to amend and reenact sections 36-01-01 and 36-01-08 of the North Dakota Century Code, relating to the composition and duties of the state livestock sanitary board, to repeal chapter 4-13 of the North Dakota Century Code, and providing an appropriation.

Introduction, first reading, 76.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 245, 246.
 Amendments adopted, 265.
 Engrossed, 275.
 Second reading, 286.
 Lost, 286.

Senate Bill No. 172 — (Litten, Freed, Goldberg, Decker, Longmire, Luick, Becker)

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.

Introduction, first reading, 77.
 Referred to Committee on Appropriations.
 Returned to Senate and re-referred to Committee on State and Federal Government, 79.
 Reported back, amended, 160.
 Amendments adopted, 177.
 Engrossed, 207.
 Second reading, 217.
 Passed, 217.
 To House, 229.
 Returned to Senate, 739.
 Enrolled, 810.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 849.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 173 — (Stroup, Freed)

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.

Introduction, first reading, 77.
 Referred to Committee on Judiciary.
 Reported back, amended, 124.

Amendments adopted, 139.
 Amended from the floor, 139.
 Engrossed, 143, 875.
 Second reading, 157,799.
 Passed, 158, 799.
 To House, 172.
 House amendments, 767.
 Returned to Senate, amended, 767.
 Senate concurs, 798.
 Re-engrossed, 798.
 Enrolled, 875.
 Signed by President, 894.
 Sent to House, 894.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1067.

Senate Bill No. 174 — (Stroup, Redlin)

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.

Introduction, first reading, 77.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 492.
 Amendments adopted, 512.
 Engrossed, 561, 1018.
 Second reading, 565, 909.
 Passed, 565, 910.
 To House, 608.
 Returned to Senate, amended, 865.
 House amendments, 866.
 Re-engrossed, 909.
 Senate concurs, 909.
 Enrolled, 1018.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 175 — (Unruh)

Senate Bill No. 175. A Bill for an Act to provide a method for use in the dissolution of cities.

Introduction, first reading, 77.
 Referred to Committee on Judiciary.
 Reported back, amended, 222.
 Amendments adopted, 235.
 Engrossed, 245.
 Second reading, 248.
 Passed, 249.
 To House, 264.
 Returned to Senate, 812.
 Enrolled, 875.
 Signed by President, 894.
 Sent to House, 894.
 Received from House, 925.

Message to Governor, 926.
Approved by Governor, 1067.

Senate Bill No. 176 — (Meschke)

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.

Introduction, first reading, 77.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 160.
Second reading, 204, 1105.
Passed, 204, 1105.
Emergency carried, 204, 1105.
To House, 219.
Returned to Senate, 739.
Enrolled, 810, 1307.
Signed by President, 844, 1319.
Sent to House, 844, 1320.
Received from House, 849, 1321.
Message to Governor, 851, 1322.
Senate requested return from Governor, 899.
Returned to Senate, 890.
House request return, 928.
Returned to House, 956.
House amendments, 1070.
Amended, 1070.
Engrossed, 1105, 1307.
Senate concurs, 1105.
Clincher motion, 1108.

Senate Bill No. 177 — (Meschke)

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.

Introduction, first reading, 77.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 222.
Second reading, 239.
Passed, 240.
Emergency carried, 240.
To House, 251.
Returned to Senate, 739.
Enrolled, 810.
Signed by President, 844.
Sent to House, 844.
Received from House, 849.
Message to Governor, 851.
Approved by Governor, 925.

Senate Bill No. 178 — (Meschke)

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.

Introduction, first reading, 77.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 261.
 Amendments adopted, 281.
 Engrossed, 291.
 Second reading, 321, 1192.
 Passed, 321, 1193.
 To House, 340.
 Returned to Senate, amended, 1173.
 House amendments, 1176.
 Senate concurs, 1192.
 Re-engrossed, 1192.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 179 — (Hernett, Rait, Kautzmann)

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.

Introduction, first reading, 77-78.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 177.
 Amendments adopted, 215.
 Engrossed, 221.
 Second reading, 227.
 Passed, 227.
 To House, 236.
 Returned to Senate, 453.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 550.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 180 — (Holand, Ringsak, Chesrown)

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.

Introduction, first reading, 78.
 Referred to Committee on Judiciary.
 Reported back, do pass, 406.
 Second reading, 434.
 Passed, 434.
 To House, 452.
 Returned to Senate, indefinitely postponed, 919.

Senate Bill No. 181 — (Hernett)

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.

Introduction, first reading, 78.
 Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 214.
Second reading, 227.
Passed, 228.
To House, 236.
Returned to Senate, 532.
Enrolled, 595.
Signed by President, 673.
Sent to House, 673.
Received from House, 688.
Message to Governor, 689.
Approved by Governor, 701.

Senate Bill No. 182 — (Unruh, Longmire, Lowe, Stafne)

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.

Introduction, first reading, 78.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, amended, 371.
Amendments adopted, 394-395.
Engrossed, 403.
Second reading, 429.
Passed, 429.
To House, 452.
Returned to Senate, 708.
Enrolled, 721.
Signed by President, 731.
Sent to House, 731.
Received from House, 766.
Message to Governor, 776.
Approved by Governor, 819.

Senate Bill No. 183 — (Longmire, Lips, Holand)

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.

Introduction, first reading, 78.
Referred to Committee on Appropriations.
Reported back, amended, 214, 234.
Re-referred to Committee on Appropriations, 218.
Statement of Purpose, 234.
Amendments adopted, 249.
Engrossed, 253.
Second reading, 269.
Passed, 269.
Emergency carried, 269.
To House, 288.
Returned to Senate, 918.
Enrolled, 1017.
Signed by President, 1066.
Sent to House, 1066.
Received from House, 1242.
Message to Governor, 1243.

Senate Bill No. 184 — (Longmire)

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.

Introduction, first reading, 78.
 Referred to Committee on Judiciary.
 Reported back, amended, 294.
 Amendments adopted, 312.
 Engrossed, 327.
 Second reading, 341.
 Passed, 342.
 To House, 364.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1019.
 Approved by Governor, 1220.

Senate Bill No. 185 — (Longmire, Morgan)

Senate Bill No. 185. A Bill for an Act to amend and reenact sections 10-06-03 and 10-06-04 of the North Dakota Century Code, relating to nonprofit corporations carrying on farming operations.

Introduction, first reading, 78.
 Referred to Committee on Industry, Business and Labor.
 Reported back, indefinitely postponed, 518.

Senate Bill No. 186 — (Kelly, Decker, Jacobson, Doherty, Wenstrom)

Senate Bill No. 186. A Bill for an Act to provide that a property tax receipt or personal affidavit be required before shipment of household goods, clothing, or musical instruments by common carrier or rental vehicle; and providing a penalty.

Introduction, first reading, 78.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 214.

Senate Bill No. 187 — (Litten, Goldberg)

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.

Introduction, first reading, 78.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 372.
 Second reading, 398.
 Passed, 398.
 Emergency carried, 398.
 To House, 418.
 Returned to Senate, 708.
 Enrolled, 721.
 Signed by President, 731.
 Sent to House, 731.
 Received from House, 766.
 Message to Governor, 776.
 Approved by Governor, 819.

Senate Bill No. 188 — (Chesrown, Holand, Ringsak, Freed)

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.

Introduction, first reading, 86.
Referred to Committee on Judiciary.
Reported back, do pass, 222.
Second reading, 240.
Passed, 240.
To House, 251.
Returned to Senate, indefinitely postponed, 738.

Senate Bill No. 189 — (Ringsak, Chesrown, Holand, Freed)

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.

Introduction, first reading, 86.
Referred to Committee on Judiciary.
Reported back, do pass, 222.
Second reading, 236.
Passed, 236.
To House, 251.
Returned to Senate, 740.
Enrolled, 810.
Signed by President, 844.
Sent to House, 844.
Received from House, 849.
Message to Governor, 851.
Approved by Governor, 925.

Senate Bill No. 190 — (Chesrown, Freed, Holand, Ringsak)

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.

Introduction, first reading, 86.
Referred to Committee on Judiciary.
Reported back, do pass, 222.
Second reading, 240.
Passed, 241.
To House, 251.
Returned to Senate, 740.
Enrolled, 810.
Signed by President, 844.
Sent to House, 844.
Received from House, 849.
Message to Governor, 851.
Approved by Governor, 925.

Senate Bill No. 191 — (Morgan, Luick)

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.

Introduction, first reading, 86.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 354.
 Second reading, 378.
 Passed, 378.
 To House, 399.
 Returned to Senate, 708.
 Enrolled, 721.
 Signed by President, 731.
 Sent to House, 731.
 Received from House, 766.
 Message to Governor, 776.
 Approved by Governor, 797.

Senate Bill No. 192 — (Meschke)

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.

Introduction, first reading, 86.
 Referred to Committee on Judiciary.
 Reported back, do pass, 406.
 Second reading, 434.
 Passed, 435.
 To House, 452.
 Returned to Senate, 740.
 Enrolled, 810.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 849.
 Message to Governor, 851.
 Approved by Governor, 925.

Senate Bill No. 193 — (Becker, Nasset, Torgerson, Van Horn, Mutch, Decker)

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.

Introduction, first reading, 86-87.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 328-329.
 Amendments adopted, 358-359.
 Engrossed, 369, 1307.
 Second reading, 384, 984.
 Passed, 384, 984.
 To House, 399.
 Returned to Senate, amended, 928.
 House amendments, 929.
 Senate concurs, 984.
 Re-engrossed, 984.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 194 — (Ringsak)

Senate Bill No. 194. A Bill for an Act to provide for a discount of sales and use taxes to be paid for retailers to compensate for costs of records, collection, reports, and remittance.

Introduction, first reading, 87.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 246.

Senate Bill No. 195 — (Chesrown, Holand, Freed, Ringsak)

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.

Introduction, first reading, 87.

Referred to Committee on Judiciary.

Reported back, do pass, 222.

Second reading, 241.

Passed, 241.

To House, 251.

Returned to Senate, 740.

Enrolled, 843.

Signed by President, 866.

Sent to House, 867.

Received from House, 925.

Message to Governor, 926.

Approved by Governor, 1036.

Senate Bill No. 196 — (Lips, Trenbeath)

Senate Bill No. 196. A Bill for an Act to amend and reenact section 26-24-26 of the North Dakota Century Code, relating to the waiver of subrogation rights during construction of public buildings insured in the state fire and tornado fund.

Introduction, first reading, 87.

Referred to Committee on Industry, Business and Labor.

Reported back, placed on Calendar, 261.

Second reading, 286.

Lost, 286.

Senate Bill No. 197 — (Torgerson, Nasset, Sands, Freed)

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.

Introduction, first reading, 87.

Referred to Committee on Social Welfare and Veterans Affairs.

Reported back, amended, 372.

Amendments adopted, 395.

Engrossed, 403.

Second reading, 429.

Passed, 429.

Emergency carried, 429.

To House, 452.

Returned to Senate, 708.

Enrolled, 721.
 Signed by President, 731.
 Sent to House, 731.
 Received from House, 766.
 Message to Governor, 776.
 Approved by Governor, 797.

Senate Bill No. 198 — (Morgan, Luick, Redline)

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.

Introduction, first reading, 87.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 492.
 Second reading, 542.
 Passed, 543.
 To House, 567.
 Returned to Senate, indefinitely postponed, 1184.

Senate Bill No. 199 — (Hernett, Sorlie, Chesrown, Melland, Luick)

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.

Introduction, first reading, 87.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 147.
 Second reading, 171.
 Passed, 171.
 To House, 219.
 Returned to Senate, 624.
 Enrolled, 718.
 Signed by President, 728.
 Sent to House, 729.
 Received from House, 739.
 Message to Governor, 745.
 Vetoed by Governor, 827.

Senate Bill No. 200 — (Ringsak, Holand, Chesrown, Freed)

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.

Introduction, first reading, 87.
 Referred to Committee on Judiciary.
 Reported back, do pass, 223.
 Second reading, 241, 612.
 Re-referred to Committee on Judiciary, 241.
 Amended, 518.
 Amendments adopted, 559.
 Engrossed, 595.
 Passed, 613.
 To House, 646.
 Returned to Senate, 979.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.

Received from House, 1321.
Message to Governor, 1322.

Senate Bill No. 201 — (Goldberg, Chesrown)

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.

Introduction, first reading, 87-88.
Referred to Committee on Judiciary.
Reported back, do pass, 280.
Second reading, 321, 1151.
Passed, 322, 1151.
To House, 340.
Returned to Senate, amended, 928.
House amendments, 929.
Senate does not concur, 984.
Conference Committee, 984, 1064.
Conference Committee report, 1151, 1218.
Engrossed, 1151.
Senate adopts, 1178, 1218.
Enrolled, 1302.
Signed by President, 1311.
Sent to House, 1313.
Received from House, 1316.
Message to Governor, 1317.

Senate Bill No. 202 — (Forkner, Mutch, Pyle, Doherty)

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.

Introduction, first reading, 88.
Referred to Committee on Transportation.
Reported back, do pass, 391.
Second reading, 429, 890.
Passed, 430, 891.
To House, 452.
House amendments, 853.
Returned to Senate, amended, 853.
Senate concurs, 890.
Engrossed, 890, 993.
Enrolled, 993.
Signed by President, 994.
Sent to House, 994.
Received from House, 1017.
Message to Governor, 1019.
Approved by Governor, 1126.

Senate Bill No. 203 — (Forkner, Torgerson, Pyle, Robinson, Doherty)

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.

Introduction, first reading, 88.
Referred to Committee on Judiciary.
Reported back, amended, 294-295.
Amendments adopted, 312.
Engrossed, 327.
Second reading, 342.

Amended from floor, 342.
Passed, 342.
Emergency carried, 342.
Re-engrossed, 342.
To House, 364.
Returned to Senate, 739.
Enrolled, 843.
Signed by President, 866.
Sent to House, 867.
Received from House, 925.
Message to Governor, 927.
Approved by Governor, 1067.

Senate Bill No. 204 — (Freed, Meschke)

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.

Introduction, first reading, 98.
Referred to Committee on Judiciary.
Reported back, do pass, 295.
Second reading, 322.
Passed, 322.
To House, 340.
Returned to Senate, failed to pass, 768.

Senate Bill No. 205 — (Freed, Meschke)

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.

Introduction, first reading, 98.
Referred to Committee on Judiciary.
Reported back, do pass, 280.
Second reading, 322.
Passed, 322.
To House, 340.
Returned to Senate, 767.
Enrolled, 805.
Signed by President, 844.
Sent to House, 844.
Received from House, 849.
Message to Governor, 851.
Approved by Governor, 924.

Senate Bill No. 206 — (Becker, Mutch, Chesrown, Kautzmann,
Decker, Coughlin)

Senate Bill No. 206. A Bill for an Act requiring approval by the board of higher education of new vocational education programs at the post-secondary level.

Introduction, first reading, 98.
Referred to Committee on Education.
Reported back, indefinitely postponed, 160.

Senate Bill No. 207 — (Nething, Forkner, Stroup)

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.

Introduction, first reading, 98.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 214.
Second reading, 228.
Passed, 228.
To House, 236.
Returned to Senate, 740.
Enrolled, 843.
Signed by President, 866.
Sent to House, 867.
Received from House, 925.
Message to Governor, 926.
Approved by Governor, 1067.

Senate Bill No. 208 — (Mutch, Becker, Torgerson, Forkner)

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.

Introduction, first reading, 99.
Referred to Committee on Transportation.
Reported back, amended, 391.
Amendments adopted, 412.
Engrossed, 419.
Second reading, 435.
Passed, 435.
To House, 452.
Returned to Senate, indefinitely postponed, 738.

Senate Bill No. 209 — (Nething, Forkner, Stroup)

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.

Introduction, first reading, 99.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 214.
Second reading, 228.
Passed, 228.
To House, 236.
Returned to Senate, 740.
Enrolled, 843.
Signed by President, 866.
Sent to House, 866.
Received from House, 925.
Message to Governor, 926.
Approved by Governor, 1067.

Senate Bill No. 210 — (Ruemmele, Freed)

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.

Introduction, first reading, 99.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 261.
 Second reading, 323.
 Passed, 323.
 To House, 340.
 Returned to Senate, 708.
 Enrolled, 721.
 Signed by President, 731.
 Sent to House, 731.
 Received from House, 766.
 Message to Governor, 776.
 Approved by Governor, 819.

Senate Bill No. 211 — (Litten)

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.

Introduction, first reading, 99.
 Referred to Committee on Natural Resources.
 Reported back, amended, 492-493.
 Amendments adopted, 512.
 Engrossed, 561.
 Second reading, 565.
 Passed, 566.
 To House, 608.
 Returned to Senate, failed to pass, 1184.

Senate Bill No. 212 — (Litten)

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.

Introduction, first reading, 99.
 Referred to Committee on Natural Resources.
 Reported back, amended, 372.
 Amendments adopted, 395.
 Engrossed, 403, 1236.
 Second reading, 430, 1236.
 Passed, 430, 1236.
 To House, 452.
 Returned to Senate, amended, 1187.
 House amendments, 1188.
 Senate concurs, 1236.
 Re-engrossed, 1301.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 213 — (Decker)

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.

Introduction, first reading, 107.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 372-373.
 Amendments adopted, 395.
 Engrossed, 403.
 Second reading, 435.
 Passed, 436.
 To House, 452.
 Returned to Senate, 739.
 Enrolled, 843.
 Signed by President, 867.
 Sent to House, 867.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1067.

Senate Bill No. 214 — (Redlin, Forkner, Sands)

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.

Introduction, first reading, 107.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 261-262.
 Amendments adopted, 281.
 Engrossed, 291.
 Second reading, 323.
 Passed, 323.
 To House, 340.
 Returned to Senate, indefinitely postponed, 729.

Senate Bill No. 215 — Kautzmann, Stroup, Decker, Wenstrom, Meschke, G. Larson)

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.

Introduction, first reading, 107.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 295.
 Amendments adopted, 312.
 Engrossed, 327, 993.
 Second reading, 343, 872.
 Passed, 343, 872.
 To House, 364.
 House amendments, 812-815.
 Returned to Senate, amended, 812.
 Senate concurs, 872.
 Re-engrossed, 872.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1019.
 Approved by Governor, 1126.

Senate Bill No. 216 — (Freed, Sands, Redlin)

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.

Introduction, first reading, 108.

Referred to Committee on Social Welfare and Veterans Affairs.

Reported back, amended, 406-407.

Amendments adopted, 423.

Engrossed, 447, 805.

Second reading, 455, 769.

Passed, 455, 770.

To House, 466.

House amendments, 738.

Returned to Senate, amended, 738.

Senate concurs, 769.

Re-engrossed, 769.

Enrolled, 805.

Signed by President, 844.

Sent to House, 844.

Received from House, 849.

Message to Governor, 851.

Approved by Governor, 924.

Senate Bill No. 217 — (Stroup, Sands, Redlin)

Senate Bill No. 217. A Bill for an Act to create and enact section 40-35-14.1 of the North Dakota Century Code, relating to the levy of a tax for additional security for municipal revenue bonds; to amend and reenact section 40-35-14 of the North Dakota Century Code, relating to the liability of municipalities for bonds; and declaring an emergency.

Introduction, first reading, 108.

Referred to Committee on Political Subdivisions.

Reported back, indefinitely postponed, 473.

Senate Bill No. 218 — (Litten, Coughlin, Lowe, Forkner, Lips, Kelly, Butler, Ringsak, Strinden, Kautzmann)

Senate Bill No. 218. A Bill for an Act to amend and reenact subsection 4 of section 34-06-06 of the North Dakota Century Code, relating to the hours of employment of female workers during periods of emergency.

Introduction, first reading, 108.

Referred to Committee on Industry, Business and Labor.

Returned from Committee, 218.

Withdrawn, 218.

Senate Bill No. 219 — (Wenstrom, Jacobson, Ringsak)

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.

Introduction, first reading, 108.

Referred to Committee on State and Federal Government.

Reported back, do pass, 147.

Second reading, 171.
 Passed, 172.
 Emergency carried, 172.
 To House, 219.
 Returned to Senate, 470.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 550.
 Received from House, 605.
 Message to Governor, 624.
 Approved by Governor, 675.

Senate Bill No. 220 — (Ringsak, Nething, Robinson)

Senate Bill No. 220. A Bill for an Act relating to the deposit of federal funds for expenditure within North Dakota.

Introduction, first reading, 108.
 Referred to Committee on State and Federal Government.
 Returned to Senate and Withdrawn, 358.

Senate Bill No. 221 — (Decker, Coughlin)

Senate Bill No. 221. A Bill for an Act to create and enact section 23-06-03.2 of the North Dakota Century Code, relating to prepayments to cemetery associations and operators for vaults, markers, and other funeral merchandise.

Introduction, first reading, 108.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, indefinitely postponed, 407.

Senate Bill No. 222 — (Decker, Coughlin)

Senate Bill No. 222. A Bill for an Act to amend and reenact section 46-02-15 of the North Dakota Century Code, relating to in-state bidding preference for printing.

Introduction, first reading, 108.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 234.

Senate Bill No. 223 — (Holand)

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.

Introduction, first reading, 109.
 Referred to Committee on Education.
 Reported back, amended, 280.
 Amendments adopted, 298.
 Engrossed, 307, 1018.
 Second reading, 323, 910.
 Passed, 324, 910.
 To House, 340.
 Re-engrossed, 340, 910.
 House amendments, 878.
 Returned to Senate, amended, 878.
 Senate concurs, 910.
 Enrolled, 1018.
 Signed by President, 1066.

Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 224 — (Lowe, Forkner, Freed, Unruh, Sands, Nething)

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.

Introduction, first reading, 109.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 295.
 Second reading, 324, 806.
 Passed, 324, 806.
 To House, 340.
 House amendments, 767.
 Returned to Senate, amended, 767.
 Senate concurs, 806.
 Engrossed, 806, 875.
 Enrolled, 875.
 Signed by President, 894.
 Sent to House, 894.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1067.

Senate Bill No. 225 — (Lowe, Forkner, Unruh)

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.

Introduction, first reading, 109.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 473-474.
 Amendments adopted, 511.
 Engrossed, 561.
 Second reading, 566.
 Passed, 566.
 To House, 608.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1019.
 Approved by Governor, 1126.

Senate Bill No. 226 — (Longmire)

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.

Introduction, first reading, 109.
 Referred to Committee on Transportation.
 Reported back, amended, 391.

Amendments adopted, 412.
 Engrossed, 419.
 Second reading, 436.
 Passed, 436.
 To House, 452.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1019.
 Approved by Governor, 1126.

Senate Bill No. 227 — (Redlin, Thoreson)

Senate Bill No. 227. A Bill for an Act to require the prompt delivery of the proceedings of any political subdivision required by law to be published to the publishing newspaper and prompt publication of such proceedings by such newspaper.

Introduction, first reading, 109.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 262.

Senate Bill No. 228 — (Redlin, Thoreson)

Senate Bill No. 228. A Bill for an Act to amend and reenact section 40-01-09 and 40-01-11 of the North Dakota Century Code relating to official newspaper of a municipality and publication of notice by cities and park districts.

Introduction, first reading, 109.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 262.

Senate Bill No. 229 — (Lowe, Doherty)

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.

Introduction, first reading, 109.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 262.
 Amendments adopted, 281-282.
 Engrossed, 291.
 Second reading, 324.
 Passed, 324.
 To House, 340.
 Returned to Senate, indefinitely postponed, 1036.

Senate Bill No. 230 — (Lowe, Unruh, Butler, Sands)

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.

Introduction, first reading, 109.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 518-519.
 Amendments adopted, 559.

Engrossed, 595.
 Second reading, 613.
 Passed, 613.
 To House, 646.
 Reprinted, 616.
 Returned to Senate, 833.
 Enrolled, 899.
 Signed by President, 918.
 Sent to House, 918.
 Received from House, 957.
 Message to Governor, 957.
 Approved by Governor, 1126.

Senate Bill No. 231 — (Nething, Redlin, Unruh, Lowe)

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.

Introduction, first reading, 110.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 421.
 Amendments adopted, 451.
 Engrossed, 461.
 Second reading, 468.
 Amended from floor, 468, 1267.
 Passed, 468, 1268.
 Re-engrossed, 471, 1267.
 To House, 508.
 Returned to Senate, amended, 1159.
 House amendments, 1164.
 Senate does not concur, 1193.
 Conference Committee, 1193, 1229.
 Conference Committee reports, 1267, 1285.
 Senate adopts, 1267, 1285.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 232 — (Redlin, Sands)

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.

Introduction, first reading, 110.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 474.
 Second reading, 514.
 Passed, 514.
 To House, 567.
 Returned to Senate, indefinitely postponed, 1036.

Senate Bill No. 233 — (Freed)

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.

Introduction, first reading, 110.
Referred to Committee on Agriculture.
Reported back, do pass, 223.
Second reading, 241.
Passed, 242.
To House, 251.
Returned to Senate, 740.
Enrolled, 843.
Signed by President, 867.
Sent to House, 867.
Received from House, 925.
Message to Governor, 926.
Approved by Governor, 1126.

Senate Bill No. 234 — (Lips)

Senate Bill No. 234. A Bill for an Act to amend and reenact section 52-12-04 of the Supplement to the North Dakota Century Code, relating to the contribution by state agencies toward employee hospitalization and medical care and group life insurance coverage.

Introduction, first reading, 110.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, indefinitely postponed, 391.

Senate Bill No. 235 — (Wenstrom)

Senate Bill No. 235. A Bill for an Act authorizing counties and cities to provide services for alcoholics.

Introduction, first reading, 110.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, amended, 373.
Amendments adopted, 395.
Engrossed, 403.
Second reading, 436.
Passed, 436.
To House, 452.
Returned to Senate, 708.
Enrolled, 721.
Signed by President, 731.
Sent to House, 731.
Received from House, 766.
Message to Governor, 776.
Approved by Governor, 819.

Senate Bill No. 236 — (Van Horn, G. Larson)

Senate Bill No. 236. A Bill for an Act to amend and reenact sections 57-39.2-02, 57-39.2-07, and 57-40.2-02 of the North Dakota Century Code, relating to the imposition of a sales and use tax and the amount thereof; and to repeal sections 57-39.2-03, 57-39.2-08, and 57-40.2-03 of the North Dakota Century Code, relating to the imposition of a separate and additional sales and use tax and the amount thereof.

Introduction, first reading, 110.
Referred to Committee on Finance and Taxation.
Reported back, amended, 246.

Senate Bill No. 237 — (Litten)

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.

Introduction, first reading, 119.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 407-408.
 Amendments adopted, 423.
 Engrossed, 447.
 Second reading, 455.
 Passed, 456.
 To House, 466.
 Returned to Senate, 729.
 Enrolled, 779.
 Signed by President, 783.
 Sent to House, 783.
 Received from House, 786.
 Message to Governor, 794.
 Approved by Governor, 819.

Senate Bill No. 238 — (Becker)

Senate Bill No. 238. A Bill for an Act to amend and reenact subsections 1, 2, and 4 of section 57-02-11 and section 57-02-34 of the North Dakota Century Code, relating to time of assessment of real property and personal property.

Introduction, first reading, 119.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 246.

Senate Bill No. 239 — (Becker, Wilhite)

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.

Introduction, first reading, 119.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 462.
 Amendments adopted, 481.
 Engrossed, 491.
 Second reading, 515.
 Passed, 515.
 Emergency carried 515.
 To House, 567.
 Returned to Senate, 835.
 Enrolled, 845.
 Signed by President, 845.
 Sent to House, 845.
 Received from House, 846.
 Message to Governor, 846.
 Approved by Governor, 880.

Senate Bill No. 240 — (Kautzmann, Wenstrom, Lips, Lowe, Rait, Van Horn)

Senate Bill No. 240. A Bill for an Act relating to motor vehicles used by common carriers by rail to transport workers to and from their places of employment or during the course of their employment

and directing the Public Service Commission to prepare rules and regulations regulating such motor vehicles, providing penalties for violation and the enforcement hereof, and for liability for injury or death of such workers.

Introduction, first reading, 119.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 391.

Senate Bill No. 241 — (Holand)

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.

Introduction, first reading, 120.

Referred to Committee on Judiciary.

Reported back, do pass, 280.

Second reading, 325, 985.

Passed, 325, 985.

To House, 340.

House amendments, 929-930.

Returned to Senate, amended, 929.

Senate concurs, 985.

Engrossed, 985, 1307.

Enrolled, 1307.

Signed by President, 1319.

Sent to House, 1320.

Received from House, 1321.

Message to Governor, 1322.

Senate Bill No. 242 — (Longmire, Meschke)

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.

Introduction, first reading, 120.

Referred to Committee on Appropriations.

Reported back, do pass, 234.

Second reading, 249.

Passed, 249.

Emergency carried, 249.

To House, 264.

Returned to Senate, 1072.

Enrolled, 1308.

Signed by President, 1319.

Sent to House, 1320.

Received from House, 1321.

Message to Governor, 1322.

Senate Bill No. 243 — (Meschke, Decker)

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.

Introduction, first reading, 120.

Referred to Committee on Judiciary.

Reported back, do pass, 280.

Second reading 325.

Passed, 326.

To House, 340.

Returned to Senate, 853.

Enrolled, 993.
Signed by President, 994.
Sent to House, 994.
Received from House, 1017.
Message to Governor, 1019.
Approved by Governor, 1220.

Senate Bill No. 244 — (G. Larson)

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.

Introduction, first reading, 124.
Referred to Committee on State and Federal Government.
Reported back, amended, 246.
Amendments adopted, 265.
Engrossed, 275.
Second reading, 287.
Passed, 287.
To House, 300.
Returned to Senate, 470.
Enrolled, 539.
Signed by President, 549.
Sent to House, 550.
Received from House, 605.
Message to Governor, 624.
Approved by Governor, 675.

Senate Bill No. 245 — (Melland)

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.

Introduction, first reading, 125.
Referred to Committee on State and Federal Government.
Reported back, do pass, 329.
Second reading, 360.
Passed, 361.
To House, 400.
Returned to Senate, 605.
Enrolled, 718.
Signed by President, 728.
Sent to House, 729.
Received from House, 739.
Message to Governor, 745.
Approved by Governor, 797.

Senate Bill No. 246 — (Melland, Litten)

Senate Bill No. 246. A Bill for an Act designating the board of higher education as the board for vocational education; and to amend and reenact sections 15-20-03, 15-20-04, 15-20-06, 15-20-08, 15-20-10, 15-20-12, 15-40-04, and 15-41-05 of the North Dakota Century Code, relating to the powers and duties of the state board of public school education acting as the state board for vocational education.

Introduction, first reading, 125.
Referred to Committee on Education.
Reported back, indefinitely postponed, 493.

Senate Bill No. 247 — (Morgan)

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.

Introduction, first reading, 125.
 Referred to Committee on Political Subdivisions.
 Returned to Senate, 138.
 Re-referred to Committee on Agriculture, 138.
 Reported back, amended, 295.
 Amendments adopted, 312.
 Engrossed, 327.
 Second reading, 343.
 Amended from floor, 343.
 Re-engrossed, 343.
 Passed, 344.
 To House, 364.
 Returned to Senate, 767.
 Enrolled, 805.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 849.
 Message to Governor, 851.
 Approved by Governor, 925.

Senate Bill No. 248 — (Morgan)

Senate Bill No. 248. A Bill for an Act to create and enact section 39-04-15.2 of the North Dakota Century Code, relating to registration of certain motor vehicles for six months or less; and to amend and reenact section 39-04-14 of the North Dakota Century Code, exempting certain motor vehicles from annual renewal of registration.

Introduction, first reading, 125.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 391.

Senate Bill No. 249 — (Trenbeath)

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.

Introduction, first reading, 125.
 Referred to Committee on Industry, Business and Labor.
 Re-referred to Committee on State and Federal Government, 235.
 Reported back, amended, 474, and placed on Calendar without recommendation, 474.
 Amendments adopted, 511.
 Engrossed, 561.
 Second reading, 566, 626.
 Passed, 626.
 Cincher motion, 642.
 To House, 678.
 Returned to Senate, indefinitely postponed, 1037.

Senate Bill No. 250 — (Trenbeath)

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.

Introduction, first reading, 125.
 Referred to Committee on Political Subdivisions.
 Returned from Committee, 158.
 Re-referred to Committee on Agriculture, 158.
 Reported back, amended, 519.
 Amendments adopted, 559.
 Engrossed, 595, 1307.
 Second reading, 613, 985.
 Passed, 614, 986.
 To House, 646.
 Returned to Senate, amended, 919.
 House amendments, 920.
 Senate concurs, 985.
 Re-engrossed, 985.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 251 — (Morgan, Roen)

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.

Introduction, first reading, 125.
 Referred to Committee on Agriculture.
 Reported back, amended, 581-584.
 Re-referred to Committee on Appropriations, 584.
 Amendments adopted, 584.
 Reported back, do pass, 590.
 Engrossed, 619, 1307.
 Second reading, 642, 1156.
 Passed, 642, 1156.
 Cincher motion, 647.
 Bill reprinted, 647.
 To House, 678.
 Returned to Senate, amended, 1130.
 House amendments, 1131.
 Senate concurs, 1156.
 Re-engrossed, 1156.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 252 — (Decker)

Senate Bill No. 252. A Bill for an Act to amend and reenact subsection 13 of section 57-39.2-04, sections 57-40.2-04 (mismumbered as 59-40.2-04), 57-40.3-04, 57-40.3-05, and 57-40.3-07 of the North Dakota Century Code, relating to exemptions from sales, use, and

motor vehicle excise taxes, motor vehicle purchaser's certificate, and the issuing of motor vehicle titles.

Introduction, first reading, 126.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 223.

Senate Bill No. 253 — (Freed, Strinden, Butler)

Senate Bill No. 253. A Bill for an Act to amend and reenact section 43-13-20 of the North Dakota Century Code, relating to the renewal of certificate of registration to practice optometry and the requirement of continuing optometric education and the payment of license fee.

Introduction, first reading, 126.

Referred to Committee on State and Federal Government.

Reported back, amended, 235, 329.

Re-referred to Committee on State and Federal Government, 247.

Amendments adopted, 359.

Engrossed, 369.

Second reading, 425.

Lost, 426.

Senate Bill No. 254 — (Nething, Roen)

Senate Bill No. 254. A Bill for an Act to amend and reenact sections 15-04-21 and 15-07-20 of the North Dakota Century Code, relating to leasing of grant and nongrant lands and providing for notice to be given to holdover tenants regarding renewal.

Introduction, first reading, 135.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 354.

Senate Bill No. 255 — (Nething, Freed)

Senate Bill No. 255. A Bill for an Act to provide that every county shall have at least one deputy sheriff or office deputy sheriff.

Introduction, first reading, 135.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 354.

Second reading, 379.

Lost, 379.

Senate Bill No. 256 — (Doherty, Unruh, Wenstrom)

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.

Introduction, first reading, 135.

Referred to Committee on Industry, Business and Labor.

Reported back, amended, 493.

Amendments adopted, 512.

Engrossed, 561.

Second reading, 570.

Passed, 571.

To House, 608.

Returned to Senate, 767.

Enrolled, 779.

Signed by President, 783.

Sent to House, 783.

Received from House, 786.
 Message to Governor, 794.
 Approved by Governor, 819.

Senate Bill No. 257 — (Ruemmele, Freed)

Senate Bill No. 257. A Bill for an Act to amend and reenact section 25-09-04 of the North Dakota Century Code, relating to the definition of responsible relatives for pay for care and treatment of patients at state institutions.

Introduction, first reading, 136.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, indefinitely postponed, 407.

Senate Bill No. 258 — (Longmire)

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.

Introduction, first reading, 136.
 Referred to Committee on Education.
 Reported back, amended, 590-591.
 Amendments adopted, 619.
 Second reading, 642, 1196.
 Passed, 643, 1196.
 Clincher motion, 647.
 To House, 678.
 Returned to Senate, amended, 1159.
 House amendments, 1165.
 Senate concurs, 1196.
 Re-engrossed, 1196.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 259 — (Longmire)

Senate Bill No. 259. A Bill for an Act to create and enact section 15-39-17.1 of the North Dakota Century Code, relating to the levy of a tax by school districts for matching contributions to the teachers' insurance and retirement fund.

Introduction, first reading, 136.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 591.

Senate Bill No. 260 — (G. Larson, Freed, Wenstrom, Meschke, Kautzmann)

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.

Introduction, first reading, 136.
 Referred to Committee on Education.

Reported back, amended, 280, 291, 591-592.
Amendments adopted, 298, 619.
Engrossed, 307.
Second reading, 333, 644.
Re-referred to Committee on Education, 333.
Passed, 644.
Clincher motion, 647.
Re-engrossed, 674.
To House, 678.
Returned to Senate, failed to pass, 919.

Senate Bill No. 261 — (Doherty, Freed, Wenstrom, Kelly)

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.

Introduction, first reading, 136.
Referred to Committee on Judiciary.
Reported back, amended, 295-296.
Amendments adopted, 312.
Engrossed, 327.
Second reading, 344.
Passed, 344.
To House, 364.
Returned to Senate, 877.
Enrolled, 993.
Signed by President, 994.
Sent to House, 994.
Received from House, 1017.
Message to Governor, 1019.
Approved by Governor, 1220.

Senate Bill No. 262 — (Becker)

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.

Introduction, first reading, 136.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 308.
Second reading, 344.
Lost, 344.

Senate Bill No. 263 — (Roan, Mutch, Lowe)

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.

Introduction, first reading, 136.
Referred to Committee on Judiciary.
Reported back, do pass, 296.
Second reading, 333.
Passed, 333.
To House, 364.
Returned to Senate, indefinitely postponed, 919.

Senate Bill No. 264 — (Unruh, Meschke)

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.

Introduction, first reading, 136.
Referred to Committee on Judiciary.
Reported back, do pass, 296.
Second reading, 333.
Passed, 333.
To House, 364.
Returned to Senate, 740.
Enrolled, 843.
Signed by President, 867.
Sent to House, 867.
Received from House, 925.
Message to Governor, 926.
Approved by Governor, 1067.

Senate Bill No. 265 — (Freed, Roen, Lips)

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.

Introduction, first reading, 137.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 296.
Second reading, 333.
Passed, 334.
To House, 364.
Returned to Senate, 729.
Enrolled, 843.
Signed by President, 867.
Sent to House, 867.
Received from House, 925.
Message to Governor, 926.
Approved by Governor, 1067.

Senate Bill No. 266 — (Van Horn, Ruemmele, Doherty)

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.

Introduction, first reading, 137.
Referred to Committee on Education.
Reported back, do pass, 246, 407.
Re-referred to Committee on Appropriations, 246.
Second reading, 436.
Passed, 437.
To House, 452.
Returned to Senate, 1127.
Enrolled, 1308.
Signed by President, 1319.
Sent to House, 1320.
Received from House, 1321.
Message to Governor, 1322.

Senate Bill No. 267 — (Redlin)

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.

Introduction, first reading, 137.
 Referred to Committee on Education.
 Reported back, do pass, 592.
 Second reading, 644.
 Passed, 644.
 Clincher motion, 647.
 To House, 678.
 Returned to Senate, laid on table, 1146.

Senate Bill No. 268 — (Doherty, Rait, Wenstrom, Kelly)

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.

Introduction, first reading, 137.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 373.
 Second reading 399.
 Passed, 399.
 To House, 418.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1019.
 Approved by Governor, 1220.

Senate Bill No. 269 — (Longmire, Lips)

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.

Introduction, first reading, 137.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 448.
 Amendments adopted, 464.
 Engrossed, 471.
 Second reading, 483.
 Passed, 483.
 To House, 508.
 Returned to Senate, 739.
 Enrolled, 843.
 Signed by President, 867.
 Sent to House, 867.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1126.

Senate Bill No. 270 — (Chesrown, Freed, Nething, Holand)

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.

Introduction, first reading, 137.
 Referred to Committee on Judiciary.
 Reported back, do pass, 296.
 Second reading, 313.
 Passed, 314.
 To House, 340.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 271 — (Morgan, Doherty, G. Larson, Thoreson)

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.

Introduction, first reading, 137.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 373.
 Second reading, 413.
 Passed, 414.
 To House, 432.
 Returned to Senate, 729.
 Enrolled, 779.
 Signed by President, 783.
 Sent to House, 783.
 Received from House, 786.
 Message to Governor, 794.
 Approved by Governor, 819.

Senate Bill No. 272 — (Butler, G. Larson, Meschke)

Senate Bill No. 272. A Bill for an Act to create and enact sections 43-03-22, 43-03-23, 43-03-24, and 43-03-25 of the North Dakota Century Code, relating to the regulation of the practice of architecture, and to amend and reenact sections 43-03-01, 43-03-02, 43-03-03, 43-03-04, 43-03-06, 43-03-09, 43-03-10, 43-03-11, 43-03-13, 43-03-14, 43-03-15, 43-03-16, 43-03-18, 43-03-19, 43-03-20, and 43-03-21 of the North Dakota Century Code, relating to the membership, powers, and duties of the state board of architecture, the qualifications and examination of applicants for registration, and the regulation of the practice of architecture, and providing a penalty.

Introduction, first reading, 147.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 448.

Senate Bill No. 273 — (Decker, Kelly, Meschke)

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.

Introduction, first reading, 148.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 408.
 Second reading, 437.
 Passed, 437.
 To House, 452.
 Returned to Senate, 739.
 Enrolled, 843.
 Signed by President, 867.
 Sent to House, 867.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1036.

Senate Bill No. 274 — (Committee on Appropriations)

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.

Introduction, first reading, 148.
 Referred to Committee on Appropriations.
 Reported back, do pass, 262.
 Second reading, 287.
 Passed, 287.
 To House, 300.
 Returned to Senate, 1072.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 275 — (Meschke)

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.

Introduction, first reading, 148.
 Referred to Committee on Judiciary.
 Reported back, do pass, 296.
 Second reading, 334.
 Passed, 334.
 To House, 364.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1019.
 Approved by Governor, 1220.

Senate Bill No. 276 — (Longmire)

Senate Bill No. 276. A Bill for an Act to provide for protection in public buildings from fallout gamma radiation hazards.

Introduction, first reading, 148.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 354.

Senate Bill No. 277 — (Chesrown, Meschke)

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.

Introduction, first reading, 148.
Referred to Committee on Judiciary.
Reported back, do pass, 296.
Second reading, 313.
Passed, 314.
To House, 340.
Returned to Senate, 877.
Enrolled, 993.
Signed by President, 994.
Sent to House, 994.
Received from House, 1017.
Message to Governor, 1020.
Approved by Governor, 1220.

Senate Bill No. 278 — (Butler, G. Larson, Melland)

Senate Bill No. 278. A Bill for an Act to amend and reenact section 6-01-03 of the North Dakota Century Code, relating to the state banking board and its powers.

Introduction, first reading, 148.
Referred to Committee on Industry, Business and Finance.
Reported back, indefinitely postponed, 519.

Senate Bill No. 279 — (Butler, G. Larson, Melland)

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.

Introduction, first reading, 148.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 551.
Amendments adopted, 585.
Bill reprinted, 586.
Engrossed, 620, 645.
Second reading, 645.
Amended from floor, 645.
Passed, 645.
Clincher motion, 647.
To House, 678.
Returned to Senate, indefinitely postponed, 883.

Senate Bill No. 280 — (Robinson, Mutch, Forkner)

Senate Bill No. 280. A Bill for an Act to require the placing of the state highway patrol emergency assistance telephone number on all speed control signs on state highways.

Introduction, first reading, 148.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 391.

Senate Bill No. 281 — (Kelly, Morgan, Van Horn)

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.

Introduction, first reading, 148.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 308.
 Second reading, 344.
 Passed, 344.
 To House, 364.
 Returned to Senate, 624.
 Enrolled, 718.
 Signed by President, 728.
 Sent to House, 729.
 Received from House, 739.
 Message to Governor, 745.
 Approved by Governor, 797.

Senate Bill No. 282 — (Wenstrom, Melland, Wilhite, Litten, Lowe)

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.

Introduction, first reading, 149.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 422.
 Second reading, 456.
 Passed, 456.
 To House, 466.
 Returned to Senate, 739.
 Enrolled, 843.
 Signed by President, 867.
 Sent to House, 867.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1036.

Senate Bill No. 283 — (Chesrown, Freed)

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.

Introduction, first reading, 149.
 Referred to Committee on Judiciary.
 Reported back, do pass, 474.
 Second reading, 515.
 Passed, 515.
 To House, 567.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1020.
 Approved by Governor, 1220.

Senate Bill No. 284 — (Kautzmann)

Senate Bill No. 284. A Bill for an Act to appropriate money out of funds available under Section 903 (Reed Act) of the Social Se-

curity 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.

Introduction, first reading, 149.
 Referred to Committee on Appropriations.
 Reported back, do pass, 263.
 Second reading, 287.
 Passed, 288.
 To House, 300.
 Returned to Senate, 1127.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 285 — (Robinson, Mutch)

Senate Bill No. 285. A Bill for an Act to amend and reenact subsection 2 of section 39-21-18 of the North Dakota Century Code, providing that an ambulance equipped with a rotating red light is excepted from the requirement that all emergency vehicles display two flashing red lights to the front and two flashing red lights to the rear.

Introduction, first reading, 149.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 392.

Senate Bill No. 286 — (Chesrown, Freed)

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.

Introduction, first reading, 149.
 Referred to Committee on Judiciary.
 Reported back, amended, 448.
 Amendments adopted, 464.
 Engrossed, 471, 1237.
 Second reading, 483, 1237.
 Passed, 484, 1237.
 To House, 508.
 Returned to Senate, 877.
 Enrolled, 993, 1301.
 Signed by President, 994, 1311.
 Sent to House, 994, 1209, 1313.
 Received from House, 1017, 1316.
 Message to Governor, 1020, 1317.
 Return requested from Governor, 1064.
 Returned to Senate, 1065.
 Title amended, 1110.
 House requests return, 1205.
 Returned to Senate, amended, 1230.
 House amendments, 1231.
~~Senate concurs, 1236.~~
 Re-engrossed, 1301.

Senate Bill No. 287 — (Chesrown, Freed)

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.

Introduction, first reading, 149.
 Referred to Committee on Judiciary.
 Reported back, do pass, 474-475.
 Second reading, 534.
 Passed, 534.
 To House, 567.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1020.
 Approved by Governor, 1220.

Senate Bill No. 288 — (Decker)

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.

Introduction, first reading, 149.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 493.
 Engrossed, 543.
 Second reading, 543.
 Amended from floor, 543.
 Passed, 543.
 To House, 567.
 Returned To Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1020.
 Approved by Governor, 1220.

Senate Bill No. 289 — (Decker)

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.

Introduction, first reading, 149.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 263.
 Second reading, 288.
 Passed, 288.
 To House, 300.
 Returned to Senate, indefinitely postponed, 708.

Senate Bill No. 290 — (Litten, Lowe, Sorlie)

Senate Bill No. 290. A Bill for an Act to provide for the creation of the North Dakota board of examiners for nursing home admini-

strators; 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.

Introduction, first reading, 150.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 329-330.
 Amendments adopted, 359.
 Engrossed, 369.
 Second reading, 384, 426.
 Passed, 426.
 To House, 452.
 Returned to Senate, 739.
 Enrolled, 843.
 Signed by President, 867.
 Sent to House, 867.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1067.

Senate Bill No. 291 — (Coughlin, Nasset)

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.

Introduction, first reading, 150.
 Referred to Committee on Transportation.
 Reported back, amended, 392.
 Amendments adopted, 412.
 Engrossed, 419.
 Second reading, 437.
 Passed, 438.
 To House, 452.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1020.
 Approved by Governor, 1126.

Senate Bill No. 292 — (Lips, Longmire)

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.

Introduction, first reading, 150.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 373.
 Second reading, 414.
 Passed, 414.
 To House, 432.
 Returned to Senate, 739.
 Enrolled, 843.
 Signed by President, 867.
 Sent to House, 867.

Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1067.

Senate Bill No. 293 — (Lowe)

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.

Introduction, first reading, 150.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 296.
 Second reading, 334.
 Passed, 335.
 To House, 364.
 Returned to Senate, indefinitely postponed, 708.

Senate Bill No. 294 — (G. Larson, Butler, Lips)

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.

Introduction, first reading, 150.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 296-297.
 Amendments adopted, 312.
 Engrossed, 327.
 Second reading, 345.
 Passed, 345.
 To House, 364.
 Returned to Senate, 532.
 Enrolled, 596.
 Signed by President, 673.
 Sent to House, 673.
 Received from House, 688.
 Message to Governor, 689.
 Vetoed by Governor, 702.

Senate Bill No. 295 — (Trenbeath)

Senate Bill No. 295. A Bill for an Act to create and enact section 61-01-27, relating to the acquisition of land by eminent domain for flood control or municipal or industrial water supply purposes.

Introduction, first reading, 150.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 408.

Senate Bill No. 296 — (Strinden)

Senate Bill No. 296. 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.

Introduction, first reading, 163.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 592.

Senate Bill No. 297 — (Trenbeath, Wenstrom, Pyle, Hernet, Ringsak)

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.

Introduction, first reading, 163.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 475.
 Second reading, 534.
 Passed, 535.
 To House, 567.
 Returned to Senate, indefinitely postponed, 919.

Senate Bill No. 298 — (Chesrown, Freed)

Senate Bill No. 298. A Bill for an Act providing for the adoption of an interstate agreement on detainers and for the implementation thereof.

Introduction, first reading, 163.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 519.

Senate Bill No. 299 — (Wilhite)

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.

Introduction, first reading, 163.
 Referred to Committee on Industry, Business, and Labor.
 Returned to Senate, 249; re-referred to Committee on Finance and Taxation, 249.
 Reported back, amended, 493.
 Amendments adopted, 512.
 Engrossed, 561.
 Second reading, 571.
 Passed, 571.
 To House, 608.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1020.
 Approved by Governor, 1220.

Senate Bill No. 300 — (Jacobson, Roen, and Robinson)

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.

Introduction, first reading, 164.
 Referred to Committee on Natural Resources.
 Reported back, amended, 551-553.
 Amendments adopted, 585.
 Engrossed, 620, 1237.
 Re-engrossed, 1301.

Second reading, 646, 1237.
 Passed, 646, 1238.
 Emergency carried, 646.
 Clincher motion, 647.
 Bill reprinted, 647.
 To House, 678.
 Returned to Senate, amended, 1187.
 House amendments, 1188.
 Senate concurs, 1237.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 301 — (Wenstrom)

Senate Bill No. 301. A Bill for an Act to amend and reenact section 7-02-14 of the North Dakota Century Code, relating to the powers of state-chartered savings and loan associations.

Introduction, first reading, 164.
 Referred to Committee on Industry, Business and Labor.
 Returned to Senate, 201.
 Withdrawn, 201.

Senate Bill No. 302 — (Guy Larson and Trenbeath)

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.

Introduction, first reading, 164.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 355.
 Second reading, 379.
 Passed, 380.
 To House, 400.
 Returned to Senate, 708.
 Enrolled, 721.
 Signed by President, 731.
 Sent to House, 731.
 Received from House, 766.
 Message to Governor, 776.
 Approved by Governor, 797.

Senate Bill No. 303 — (Ringsak and Trenbeath)

Senate Bill No. 303. A Bill for an Act to create and enact section 26-15-16.1 of the North Dakota Century Code, relating to establishment of premium charges for county mutual insurance companies; to amend and reenact subsection 2 of section 26-01-11, sections 26-15-01, 26-15-01.1, subsection 3 of section 26-15-02, and sections 26-15-13, 26-15-14, 26-15-15, and 26-15-16 of the North Dakota Century Code, relating to organization of county mutual insurance companies, their liability insurance contracts, territorial limits of operation, and risk coverage; and to repeal sections 26-15-17, 26-15-18, 26-15-19, 26-15-20, and 26-15-21 of the North Dakota Century Code, relating to assessment for payment of losses and expenses of county mutual insurance companies.

Introduction, first reading, 164.
 Referred to Committee on Industry, Business and Labor.
 Returned to Senate, 249.

Re-referred to Committee on State and Federal Government, 249.
Reported back, indefinitely postponed, 592.

Senate Bill No. 304 — (Butler and Lowe)

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.

Introduction, first reading, 164.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 297.
Amendments adopted, 312.
Engrossed, 327.
Second reading, 345.
Passed, 346.
To House, 364.
Returned to Senate, indefinitely postponed, 883.

Senate Bill No. 305 — (Butler and Lowe)

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.

Introduction, first reading, 164.
Referred to Committee on Industry, Business and Labor.
Returned to Senate, 249.
Re-referred to Committee on Judiciary, 250.
Reported back, amended, 308.
Amendments adopted, 331.
Engrossed, 351.
Second reading, 361.
Passed, 361.
To House, 400.
Returned to Senate, indefinitely postponed, 768.

Senate Bill No. 306 — (Butler, Coughlin, Melland, Lips, Wenstrom, Kelly, and Unruh)

Senate Bill No. 306. A Bill for an Act to provide for airport service fees for originating passengers boarding aircrafts at airports under certain circumstances; procedure for collection; disposition and use of service fees and invalidity.

Introduction, first reading, 164.
Referred to Committee on Transportation.
Reported back, do pass, 493.
Second reading, 543.
Lost, 543.

Senate Bill No. 307 — (Wilhite and Lips)

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.

Introduction, first reading, 165.
Referred to Committee on Judiciary.
Reported back, amended, 297.
Amendments adopted, 312.

Engrossed, 327.
Re-engrossed, 1158.
Second reading, 346, 1159.
Passed, 346, 1159.
To House, 364.
Returned to Senate, amended, 979.
House amendments, 979-980.
Senate does not concur, 986.
Conference committee, 986, 1063.
Conference committee report, 1158, 1218.
Senate adopts, 1178, 1218.
Enrolled, 1301.
Signed by President, 1311.
Sent to House, 1313.
Received from House, 1316.
Message to Governor, 1317.

Senate Bill No. 308 — (Meschke and Chesrown)

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.

Introduction, first reading, 165.
Referred to Committee on Judiciary.
Reported back, do pass, 408.
Second reading, 438.
Passed, 438.
To House, 452.
Returned to Senate, 918.
Enrolled, 1017.
Signed by President, 1066.
Sent to House, 1066.
Received from House, 1242.
Message to Governor, 1243.

Senate Bill No. 309 — (Sands, Pyle, and Ringsak)

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.

Introduction, first reading, 165.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 297.
Engrossed, 799, 875.
Second reading, 335, 799.
Passed, 335, 799.
To House, 364.
Returned to Senate, amended, 767.
House amendments, 767.
Senate concurs, 799.
Enrolled, 875.
Signed by President, 894.
Sent to House, 894.
Received from House, 925.
Message to Governor, 926.
Approved by Governor, 1067.

Senate Bill No. 310 — (Morgan)

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.

Introduction, first reading, 165.
 Referred to Committee on Agriculture.
 Reported back, amended, 297.
 Amendments adopted, 312.
 Engrossed, 327.
 Re-engrossed, 1275.
 Second reading, 346, 1275.
 Passed, 347, 1276.
 To House, 364.
 Returned to Senate, amended, 1159.
 House amendments, 1165.
 Senate does not concur, 1193.
 Conference committee, 1193, 1208, 1229.
 Conference committee report, 1275, 1284.
 Senate adopts, 1275, 1284 (Bill failed to pass).

Senate Bill No. 311 — (Ringsak, Chesrown, Forkner, and Nething)

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.

Introduction, first reading, 165.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 355.
 Second reading, 380.
 Passed, 380.
 To House, 400.
 Returned to Senate, 708.
 Enrolled, 721.
 Signed by President, 731.
 Sent to House, 731.
 Received from House, 766.
 Message to Governor, 776.
 Approved by Governor, 819.

Senate Bill No. 312 — (Ringsak, Chesrown, Forkner, and Nething)

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.

Introduction, first reading, 165.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 494.
 Amendments adopted, 512.
 Engrossed, 561, 1262.
 Second reading, 571, 616, 1262.
 Passed, 572; title amended, 572; reconsidered, 574.
 Passed, 616, 1263.

To House, 646.
 Returned to Senate, amended, 878.
 House amendments, 878.
 Senate does not concur, 910.
 Conference committee, 910, 928, 1114, 1127, 1199.
 Conference committee report, 1113, 1258, 1261.
 Senate adopts, 1113, 1258, 1262.
 Enrolled, 1301.
 Re-engrossed, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 313 — (Ringsak and Nething)

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.

Introduction, first reading, 165.
 Referred to Committee on Judiciary.
 Reported back, amended, 448-449.
 Amendments adopted, 464.
 Engrossed, 471, 1193.
 Second reading, 484, 1193.
 Passed, 484, 1193.
 To House, 508.
 Returned to Senate, amended, 1173.
 House amendments, 1176.
 Senate concurs, 1193.
 Enrolled, 1301.
 Re-engrossed, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 314 — (Ringsak and Nething)

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.

Introduction, first reading, 166.
 Referred to Committee on Judiciary.
 Reported back, amended, 449.
 Amendments adopted, 464.
 Engrossed, 471.
 Re-engrossed, 484.
 Second reading, 484.
 Amended from floor, 484.
 Passed, 485.
 To House, 508.
 Returned to Senate, 979.
 Enrolled, 1308.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 315 — (Ringsak and Nething)

Senate Bill No. 315. A Bill for an Act to amend and reenact section 50-06-04 of the 1967 Supplement of the North Dakota Century Code, relating to compensation of public welfare board members.

Introduction, first reading, 166.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 355.

Senate Bill No. 316 — (Forkner)

Senate Bill No. 316. A Bill for an Act to provide for the refund of any motor vehicle registration fees due Donald Quam because of erroneous payment; and providing an appropriation.

Introduction, first reading, 166.

Referred to Committee on Appropriations.

Returned to Senate and withdrawn, 331.

Senate Bill No. 317 — (Rait)

Senate Bill No. 317. A Bill for an Act to repeal section 50-24-37 of the 1967 Supplement of the North Dakota Century Code, relating to fee charges for assisting applicants or recipients of assistance.

Introduction, first reading, 166.

Referred to Committee on Social Welfare and Veterans' Affairs.

Reported back, indefinitely postponed, 408.

Senate Bill No. 318 — (Becker and Torgerson)

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.

Introduction, first reading, 166.

Referred to Committee on Finance and Taxation.

Reported back, amended, 494-495.

Amendments adopted, 512.

Engrossed, 561.

Second reading, 572.

Passed, 573.
To House, 608.
Returned to Senate, indefinitely postponed, 1184.

Senate Bill No. 319 — (Torgerson, Melland, and Becker)

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.

Introduction, first reading, 166.
Referred to Committee on Judiciary.
Reported back, do pass, 408.
Second reading, 438.
Passed, 438.
To House, 452.
Returned to Senate, 740.
Enrolled, 843.
Signed by President, 867.
Sent to House, 867.
Received from House, 925.
Message to Governor, 926.
Approved by Governor, 1126.

Senate Bill No. 320 — (Ringsak, Hernet, and Nething)

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.

Introduction, first reading, 167.
Referred to Committee on State and Federal Government.
Reported back, do pass, 308.
Second reading, 347.
Passed, 347.
To House, 364.
Returned to Senate, 605.
Enrolled, 718.
Signed by President, 728.
Sent to House, 729.
Received from House, 739.
Message to Governor, 745.
Approved by Governor, 797.

Senate Bill No. 321 — (Wilhite)

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.

Introduction, first reading, 167.
Referred to Committee on State and Federal Government.
Reported back, amended, 475-476.
Amendments adopted, 512.
Engrossed, 561.
Second reading, 573.
Passed, 574.
To House, 608.
Returned to Senate, 853.
Enrolled, 899.

Signed by President, 918.
Sent to House, 918.
Received from House, 957.
Message to Governor, 957.
Approved by Governor, 1126.

Senate Bill No. 322 — (Torgerson)

Senate Bill No. 322. A Bill for an Act to create and enact sections 37-01-09.1 and 37-01-10.1 of the North Dakota Century Code, relating to military decorations and awards, and declaring an emergency.

Introduction, first reading, 167.
Referred to Committee on Social Welfare and Veterans' Affairs.
Reported back, indefinitely postponed, 373.

Senate Bill No. 323 — (Ringsak and Nothing)

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.

Introduction, first reading, 167.
Referred to Committee on State and Federal Government.
Reported back, amended, 355.
Amendments adopted, 370.
Engrossed, 389, 1307.
Re-engrossed, 977.
Second reading, 414, 978.
Passed, 415, 978.
To House, 432.
Returned to Senate, amended, 624.
House amendments, 625.
Senate does not concur, 718.
Conference committee, 718, 768.
Conference committee report, 977, 992.
Senate adopts, 977, 992.
Enrolled, 1307.
Signed by President, 1319.
Sent to House, 1320.
Received from House, 1321.
Message to Governor, 1322.

Senate Bill No. 324 — (Melland, Nothing, and Torgerson)

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.

Introduction, first reading, 167.
Referred to Committee on Transportation.
Returned to Senate, 201.
Re-referred to Committee on Judiciary, 201.
Reported back, amended, 308-309.
Amendments adopted, 331.
Engrossed, 351.
Bill reprinted, 359.
Second reading, 361.
Passed, 361.
To House, 400.
Returned to Senate, 833.

Enrolled, 875.
Signed by President, 894.
Sent to House, 894.
Received from House, 925.
Message to Governor, 926.
Approved by Governor, 1067.

Senate Bill No. 325 — (Forkner, Ringsak, Redlin, and Doherty)

Senate Bill No. 325. A Bill for an Act to place all college and university student publications for which public funds or mandatory student fees are expended or for which college or university facilities are used under the supervision and authority of the journalism or English departments of the institution under the jurisdiction of the head of such institution.

Introduction, first reading, 167.
Referred to Committee on Education.
Reported back, indefinitely postponed, 553.

Senate Bill No. 326 — (Kautzmann, Doherty, Freed, Coughlin, Kelly, and Roen)

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.

Introduction, first reading, 167.
Referred to Committee on Transportation.
Reported back, do pass, 495.
Second reading, 544.
Passed, 544.
To House, 567.
Returned to Senate, 877.
Enrolled, 993.
Signed by President, 994.
Sent to House, 994.
Received from House, 1017.
Message to Governor, 1020.
Approved by Governor, 1126.

Senate Bill No. 327 — (Butler and Unruh)

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.

Introduction, first reading, 167.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 408.
Second reading, 438.
Passed, 438.
To House, 452.
Returned to Senate, indefinitely postponed, 1037.

Senate Bill No. 328 — (Butler, Unruh, and Becker)

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.

Introduction, first reading, 168.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 408.
 Second reading, 439.
 Passed, 439.
 To House, 452.
 Returned to Senate, 833.
 Enrolled, 875.
 Signed by President, 894.
 Sent to House, 894.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1036.

Senate Bill No. 329 — (Butler, Unruh, Wilhite)

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.

Introduction, first reading, 168.
 Referred to Committee on Finance and Taxation.
 Amended, 330.
 Re-referred to Committee on Finance and Taxation, 359.
 Amendments adopted, 359.
 Engrossed, 369.
 Reported back, do pass, 449.
 Second reading, 535, 566.
 Lost, 535.
 Reconsidered, 566.
 Amended from floor, 567.
 Passed, 567.
 Re-engrossed, 567, 595.
 To House, 608.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1020.
 Approved by Governor, 1220.

Senate Bill No. 330 — (Butler, Rait)

Senate Bill No. 330. A Bill for an Act authorizing the referral of delinquent sales, use and income taxes to a collection agency for collection purposes.

Introduction, first reading, 168.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 422.
 Amendments adopted, 451.
 Engrossed, 461.
 Second reading, 468.
 Lost, 469.

Senate Bill No. 331 — (L. Larson)

Senate Bill No. 331. A Bill for an Act providing that the state shall pay one-half of election costs in primary, general, and statewide special elections, and making an appropriation.

Introduction, first reading, 168.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 297.

Senate Bill No. 332 — (L. Larson, Pyle)

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.

Introduction, first reading, 168.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 373.
 Second reading, 415, 770.
 Passed, 415, 770.
 To House, 432.
 House amendments, 729.
 Returned to Senate, amended, 729.
 Senate concurs, 770.
 Re-engrossed, 770.
 Engrossed, 805.
 Enrolled, 805.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 849.
 Message to Governor, 851.
 Approved by Governor, 924.

Senate Bill No. 33 — (L. Larson)

Senate Bill No. 333. A Bill for an Act making an appropriation for the purpose of constructing an access highway from state highway 1 to Stump Lake in Nelson County.

Introduction, first reading, 168.
 Referred to Committee on Transportation.
 Reported back, indefinitely postponed, 392.

Senate Bill No. 334 — (Redlin)

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.

Introduction, first reading, 168.
 Referred to Committee on Agriculture.
 Reported back, amended, 297-298.
 Amendments adopted, 312.
 Engrossed, 327.
 Second reading, 347.
 Passed, 348.
 To House, 364.
 Returned to Senate, 767.
 Enrolled, 805.
 Signed by President, 844.
 Sent to House, 844.
 Received from House, 849.
 Message to Governor, 851.
 Approved by Governor, 925.

Senate Bill No. 335 — (Freed)

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.

Introduction, first reading, 168.
 Referred to Committee on Education.
 Reported back, amended, 476.
 Engrossed, 561, 1307.
 Second reading, 574, 986.
 Passed, 574, 986.
 To House, 608.
 Returned to Senate, amended, 919.
 House amendments, 920.
 Senate concurs, 986.
 Re-engrossed, 986.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 336 — (Longmire, Holand)

Senate Bill No. 336. A Bill for an Act to state the circumstances in which a court should exercise jurisdiction which has been granted it by the defendant's consent, or should refrain from exercising existing jurisdiction because of an agreement by the parties that suit should be brought in another state.

Introduction, first reading, 178.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 408.

Senate Bill No. 337 — (Holand)

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.

Introduction, first reading, 179.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 309.
 Second reading, 348.
 Passed, 348.
 To House, 364.
 Returned to Senate, 605.
 Enrolled, 718.
 Signed by President, 728.
 Sent to House, 729.
 Received from House, 739.
 Message to Governor, 745.
 Approved by Governor, 797.

Senate Bill No. 338 — (Unruh, Longmire, Coughlin, Rait, Wilhite)

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.

Introduction, first reading, 179.
 Referred to Committee on Finance and Taxation.
 Reported back, (divided report), 592.
 Placed on Calendar, 621.
 Second reading, 647.
 Passed, 648.
 Clincher motion, 652.
 To House, 678.
 Returned to Senate, indefinitely postponed, 1037.

Senate Bill No. 339 — (Hernett, Wilhite)

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.

Introduction, first reading, 179.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 476.
 Second reading, 535.
 Passed, 536.
 To House, 567.
 Returned to Senate, 739.
 Enrolled, 843.
 Signed by President, 867.
 Sent to House, 867.
 Received from House, 925.
 Message to Governor, 926.
 Approved by Governor, 1067.

Senate Bill No. 340 — (Lowe)

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.

Introduction, first reading, 179.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 520.
 Amendments adopted, 559.
 Engrossed, 595.
 Second reading, 614.
 Passed, 614.
 To House, 646.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 341 — (Hernett, G. Larson)

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.

Introduction, first reading, 179.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 476.
 Second reading, 536, 873.
 Passed 536, 873.
 To House, 567.
 Returned to Senate, amended, 812.
 House amendments, 815.
 Senate concurs, 872.
 Engrossed, 873, 993.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 994.
 Received from House, 1017.
 Message to Governor, 1020.
 Approved by Governor, 1126.

Senate Bill No. 342 — (Forkner, Kelly)

Senate Bill No. 342. A Bill for an Act to create and enact subsection 73 of section 39-01-01, sections 39-03-13.1, 39-08-19, and 39-22-14 of the North Dakota Century Code, defining a "used motor vehicle"; providing for random inspection and test of the equipment and mechanical condition of motor vehicles; providing for inspection, test, and certification of the safety of the equipment and mechanical condition of used motor vehicles by licensed motor vehicle dealers prior to sale; to amend and reenact subsection 4 of section 39-03-09 of the North Dakota Century Code, relating to inspection of a motor vehicle operator's license, registration, and the equipment and mechanical condition of motor vehicle being operated; and providing a penalty.

Introduction, first reading, 179.
 Referred to Committee on Transportation.
 Reported back, do pass, 495.
 Re-referred to Committee on Appropriations, 495.
 Indefinitely postponed, 593.

Senate Bill No. 343 — (Unruh, Sands)

Senate Bill No. 343. A Bill for an Act to amend and reenact sections 40-35-08, 40-35-09, and 40-35-14 of the North Dakota Century Code, relating to provisions regulating municipal revenue bonds with respect to maximum interest rates, sales at ninety-eight per cent of par, and establishment of certain reserves, and declaring an emergency.

Introduction, first reading, 180.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 476.

Senate Bill No. 344 — (Becker, Trenbeath)

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.

Introduction, first reading, 180.
 Referred to Committee on Natural Resources.
 Reported back, amended, 593.
 Amendments adopted, 619.
 Second reading, 648.
 Passed, 648.

Clincher motion, 652.
To House, 678.
Returned to Senate, 1179.
Enrolled, 1302.
Signed by President, 1311.
Sent to House, 1313.
Received from House, 1316.
Message to Governor, 1317.

Senate Bill No. 345 — (Becker, Trenbeath)

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.

Introduction, first reading, 180.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 298.
Second reading, 335, 873.
Passed, 336, 873.
To House, 364.
Returned to Senate, amended, 812.
House amendments, 815.
Senate concurs, 873.
Engrossed, 873, 993.
Enrolled, 993.
Signed by President, 994.
Sent to House, 994.
Received from House, 1017.
Message to Governor, 1020.
Approved by Governor, 1220.

Senate Bill No. 346 — (Kelly, Wilhite, Lips, G. Larson, Wenstrom)

Senate Bill No. 346. A Bill for an Act to amend and reenact section 15-18-09, relating to method of payment of state aid paid on current enrollment.

Introduction, first reading, 180.
Referred to Committee on Education.
Returned to Senate, 339.
Withdrawn, 340.

Senate Bill No. 347 — (Freed, Sands, Mutch, Ringsak, Nething)

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.

Introduction, first reading, 180.
Referred to Committee on Judiciary.
Reported back, do pass, 392.
Second reading, 430.
Passed, 431.
To House, 452.
Returned to Senate, 979.
Enrolled, 1308.
Signed by President, 1319.
Sent to House, 1320.
Received from House, 1321.
Message to Governor, 1322.

Senate Bill No. 348 — (Nothing)

Senate Bill No. 348. A Bill for an Act to provide for examination of persons eighteen years of age and under before the issuance of a general game license, for the issuance of certificates, and for a penalty.

Introduction, first reading, 180.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 495.

Senate Bill No. 349 — (Nothing, Sands)

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.

Introduction, first reading, 180.
 Referred to Committee on Judiciary.
 Reported back, do pass, 477.
 Second reading, 536, 986.
 Passed, 536, 987.
 To House, 567.
 Returned to Senate, amended, 929.
 House amendments, 930.
 Engrossed, 986, 1307.
 Senate concurs, 986.
 Enrolled, 1307.
 Signed by President, 1319.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 350 — (Longmire, Holand)

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.

Introduction, first reading, 180.
 Referred to Committee on Judiciary.
 Reported back, amended, 477.
 Amendments adopted, 512.
 Engrossed, 561, 1307.
 Second reading, 574, 1105.
 Passed, 575, 1105.
 To House, 608.
 House amendments, 1070.
 Returned to Senate, amended, 1070.
 Senate concurs, 1105.
 Re-engrossed, 1105.
 Cincher motion, 1108.
 Enrolled, 1307.
 Signed by President, 1319.

Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 351 — (Melland)

Senate Bill No. 351. A Bill for an Act to create and enact section 54-35-11.1 of the North Dakota Century Code, relating to the selection, number, training, title, and compensation of legislative employees; and to amend and reenact sections 54-03-08, 54-03-10, 54-03-11, 54-03-13, 54-03-14, 54-03-15, 54-03.1-03, and 54-35-11 of the North Dakota Century Code relating to hiring and removal of legislative employees.

Introduction, First reading, 181.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 593.

Senate Bill No. 352 — (Ringsak, Hernett, Nething)

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.

Introduction, first reading, 181.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 330.
 Second reading, 362.
 Passed, 362.
 To House, 400.
 Returned to Senate, 605.
 Enrolled, 718.
 Signed by President, 728.
 Sent to House, 729.
 Received from House, 739.
 Message to Governor, 745.
 Approved by Governor, 797.

Senate Bill No. 353 — (Sands, Thoreson, Redlin, Ruemmele)

Senate Bill No. 353. A Bill for an Act to amend and reenact sections 58-04-01, 58-06-03, 58-08-04, 58-11-02, 58-11-03, and 58-12-01 of the North Dakota Century Code, relating to changing of the dates of township meetings and elections, and the meetings of the boards of township supervisors.

Introduction, first reading, 181.
 Referred to Committee on Political Subdivisions.
 Reported back, indefinitely postponed, 374.

Senate Bill No. 354 — (Becker, Trenbeath)

Senate Bill No. 354. A Bill for an Act to repeal subdivision i of subsection 1 of section 57-38-01.2 and subdivision g of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the domestic dividend exclusion.

Introduction, first reading, 181.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 495.

Senate Bill No. 355 — (Butler)

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.

Introduction, first reading, 181.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 449, 554-555.
 Amendments adopted, 464, 586.
 Engrossed, 471.
 Second reading, 485, 648.
 Passed, 485, 649.
 Reconsidered, 500.
 Re-referred to Committee on Finance and Taxation, 500.
 Amended from floor, 648.
 Re-engrossed, 621, 648.
 Bill reprinted, 649.
 Clincher motion, 650.
 To House, 678.
 Returned to Senate, indefinitely postponed, 1037.

Senate Bill No. 356 — (Decker)

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.

Introduction, first reading, 181.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 330.
 Second reading, 362.
 Passed, 362.
 To House, 400.
 Returned to Senate, 605.
 Enrolled, 718.
 Signed by President, 728.
 Sent to House, 729.
 Received from House, 739.
 Message to Governor, 745.
 Approved by Governor, 797.

Senate Bill No. 357 — (Strinden, Ringsak, Nething)

Senate Bill No. 357. A Bill for an Act to create and enact subsection 8 of section 26-08-02, subsection 8 of section 26-14-07, and sections 65-01-13, 65-02-05.1, 65-02-05.2, 65-04-04.2, 65-04-04.3, 65-04-04.4, 65-04-04.5, 65-04-04.6, and to amend and reenact sections 26-28-02, subsection 2 of section 65-01-02, 65-01-05, 65-01-08, 65-01-09, 65-01-10, 65-01-11, 65-02-13, 65-02-14, 65-03-02, 65-04-01, 65-04-04, 65-04-07, 65-04-08, 65-04-10, 65-04-17, 65-04-18, 65-04-19, 65-04-20, 65-04-21, 65-04-27, subsection 1 of section 65-04-27.1, 65-04-28, 65-04-29, 65-04-30, 65-05-01, 65-05-02, 65-05-05, 65-05-06, 65-05-07, 65-05-09, 65-05-10, 65-05-12, 65-05-13, 65-05-14, 65-05-15, 65-05-17, 65-05-25, 65-05-26, 65-05-27, 65-05-28, 65-05-30, 65-07-01, 65-07-02, 65-07-03, 65-08-01, 65-08-03, 65-09-04, 65-10-02, and 65-10-03 of the North Dakota Century Code, relating to workmen's compensation, and to permit employers at their option to provide workmen's compensation insurance through insurance companies, by qualification as self-insured employers, or by contributions to the North Dakota workmen's compensation fund; specifying the terms and conditions under which the same may be done; providing for action of the workmen's compensation bureau upon all controversial claims; providing an

assigned risk plan; providing for organization and authority of domestic stock and mutual insurance companies to write workmen's compensation and employer's risk insurance; providing for liability of the carrier or fund insuring workmen's compensation coverage, and to permit insurance companies to provide workmen's compensation insurance, and providing for an effective date.

Introduction, first reading, 181.

Referred to Committee on Industry, Business and Labor.

Reported back, indefinitely postponed, 593.

Senate Bill No. 358 — (Holand, Freed)

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.

Introduction, first reading, 182.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 408.

Second reading, 439.

Passed, 440.

To House, 452.

Returned to Senate, 739.

Enrolled, 843.

Signed by President, 867.

Sent to House, 867.

Received from House, 925.

Message to Governor, 926.

Approved by Governor, 1036.

Senate Bill No. 359 — (Ringsak, Nething)

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.

Introduction, first reading, 182.

Referred to Committee on Social Welfare and Veterans Affairs.

Reported back, amended, 477.

Amendments adopted, 512.

Engrossed, 561.

Second reading, 575.

Passed, 575.

To House, 608.

Returned to Senate, 833.

Enrolled, 899.

Signed by President, 918.

Sent to House, 918.

Received from House, 957.

Message to Governor, 958.

Approved by Governor, 1067.

Senate Bill No. 360 — (Nething, Kautzmann)

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.

Introduction, first reading, 182.

Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 298.

Second reading, 337.

Passed, 337.
 To House, 364.
 Returned to Senate, 729.
 Enrolled, 779.
 Signed by President, 783.
 Sent to House, 783.
 Received from House, 786.
 Message to Governor, 794.
 Approved by Governor, 843.

Senate Bill No. 361 — (Forkner, Stafne, Luick, Roen)

Senate Bill No. 361. A Bill for an Act to provide for a tax on disposable aluminum beverage cans upon the sale of such beverages in cans to a retailer, the tax to be collected by the wholesaler or dealer upon such sale, and providing a penalty; and to amend and reenact section 54-27-19 of the North Dakota Century Code, relating to moneys to be received by the highway tax distribution fund, and providing that revenues from the aluminum can tax shall be deposited in such fund.

Introduction, first reading, 182.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 298.

Senate Bill No. 362 — (Ringsak, Rait, Robinson, Morgan, Thoreson, Van Horn)

Senate Bill No. 362. A Bill for an Act relating to the issuance by the state engineer of perfected water permits for water taken from wells.

Introduction, first reading, 182.
 Referred to Committee on Agriculture.
 Returned from Committee, 269.
 Re-referred to Committee on State and Federal Government, 269.
 Indefinitely postponed, 593.

Senate Bill No. 363 — (Ringsak, Hernettt)

Senate Bill No. 363. A Bill for an Act to amend and reenact Section 21-10-04 of the 1967 Supplement to the North Dakota Century Code, relating to meetings of the State Investment Board.

Introduction, first reading, 183.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 462.

Senate Bill No. 364 — (Litten, Lips, Melland, Coughlin, Robinson, Luick, Sorlie, Wenstrom, L. Larson, Kelly, Lowe)

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.

Introduction, first reading, 183.
 Referred to Committee on Education.
 Reported back, do pass, 462.
 Second reading, 485, 987.
 Passed, 486, 987.

To House, 508.
Returned to Senate, amended, 919.
House amendments, 920.
Senate concurs, 987.
Engrossed, 987, 1307.
Emergency carried, 987.
Enrolled, 1307.
Signed by President, 1319.
Received from House, 1321.
Message to Governor, 1322.

Senate Bill No. 365 — (Doherty, Rait, Sands, Schultz)

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.

Introduction, first reading, 183.
Referred to Committee on Transportation.
Reported back, amended, 555-556.
Amendments adopted, 586.
Engrossed, 620.
Second reading, 649.
Passed, 649.
Clincher motion, 652.
To House, 678.
Returned to Senate (failed to pass) 1198.

Senate Bill No. 366 — (Rait, Doherty, Wenstrom, Kelly)

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.

Introduction, first reading, 183.
Referred to Committee on Finance and Taxation.
Reported back, amended, 495-496.
Amendments adopted, 512.
Engrossed, 561.
Second reading, 573.
Passed, 573.
To House, 608.
Returned to Senate, indefinitely postponed, 1079.

Senate Bill No. 367 — (Nothing, Freed)

Senate Bill No. 367. A Bill for an Act to provide that cities shall be entitled to sums equal to a percentage of certain insurance premiums collected within such cities for police pensions and other police services; and making an appropriation.

Introduction, first reading, 183.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 477.

Senate Bill No. 368 — (Nothing, Roen)

Senate Bill No. 368. A Bill for an Act to provide that misdemeanants may be sentenced to the state penitentiary when serving more

than thirty days confinement; to amend and reenact section 12-01-07 of the North Dakota Century Code, relating to the definition of "felony" and "misdemeanor" and to repeal Chapter 12-49 and Chapter 12-51 of the North Dakota Century Code, effective July 1, 1971, relating to the Twine and Cordage Plant and North Dakota State Farm.

Introduction, first reading, 183.

Referred to Committee on Judiciary.

Reported back, indefinitely postponed, 520.

Senate Bill No. 369 — (Jacobson)

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.

Introduction, first reading, 183.

Referred to Committee on Judiciary.

Reported back, do pass, 408

Second reading, 440.

Passed, 440.

To House, 452.

Returned to Senate, 739.

Enrolled, 843.

Signed by President, 867.

Sent to House, 867.

Received from House, 925.

Message to Governor, 925.

Approved by Governor, 1067.

Senate Bill No. 378 — (Litten, Goldberg)

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.

Introduction, first reading, 183.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 374.

Second reading, 415.

Passed, 416.

Emergency carried, 416.

To House, 432.

Returned to Senate, 812.

Enrolled, 875.

Signed by President, 894.

Sent to House, 894.

Received from House, 925.

Message to Governor, 926.

Approved by Governor, 1067.

Senate Bill No. 371 — (Longmire)

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 retire-

ment fund and funds under the management of the state investment board.

Introduction, first reading, 184.
 Referred to Committee on Education.
 Reported back, amended, 593-594.
 Amendments adopted, 619.
 Second reading, 649, 1276.
 Passed, 650, 1277.
 Clincher motion, 652.
 To House, 678.
 Returned to Senate, amended, 1159.
 House amendments, 1165-1171.
 Senate does not concur, 1238.
 Conference Committee, 1238, 1257.
 Conference Committee report, 1276, 1285.
 Senate adopts, 1276, 1285.
 Re-engrossed, 1276.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 372 — (Goldberg)

Senate Bill No. 372. A Bill for an Act to provide for the registration of all persons selling and servicing human hair wigs and hairpieces at retail, and to amend and reenact section 43-11-04 of the North Dakota Century Code, relating to qualifications for membership on the state board of hairdressers and cosmetologists.

Introduction, first reading, 184.
 Referred to Committee on Industry, Business and Labor.
 Returned to Senate and Withdrawn, 340.

Senate Bill No. 373 — (Goldberg)

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.

Introduction, first reading, 184.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 556-557.
 Amendments adopted, 586.
 Bill reprinted, 586.
 Engrossed, 620.
 Second reading, 652.
 Passed, 653.
 Clincher motion, 672.
 To House, 678.
 Returned to Senate, 1127.
 Enrolled, 1308.
 Signed by President, 1320.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 374 — (Nothing)

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.

Introduction, first reading, 184.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 496.
 Amendments adopted, 512.
 Engrossed, 561, 1302.
 Second reading, 575.
 Passed, 575.
 To House, 608.
 Returned to Senate, 1177.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 375 — (Goldberg, Litten)

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.

Introduction, first reading, 184.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 496.
 Amendments adopted, 513.
 Engrossed, 561.
 Second reading, 576.
 Passed, 576.
 To House, 608.
 Returned to Senate, indefinitely postponed, 812.

Senate Bill No. 376 — (Lips, Chesrown, Holand, Longmire, Meschke, Coughlin)

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.

Introduction, first reading, 184.
 Referred to Committee on Appropriations.
 Returned to Senate, 202.
 Re-referred to Committee on Judiciary, 202.
 Reported back, do pass, 520.
 Engrossed, 626.
 Second reading, 626.
 Passed, 627, 1295.
 Clincher motion, 642.
 To House, 678.
 Returned to Senate, amended, 1159.
 House amendments, 1171.
 Senate does not concur, 1194.
 Conference Committee, 1194, 1235, 1236, 1285, 1291.
 Conference Committee report, 1277, 1285, 1294, 1298.
 Senate adopts, 1277, 1294, 1298.
 House refuses to adopt, 1285.
 Reported reconsidered, 1291.
 Re-engrossed, 1294.

Enrolled, 1301.
Signed by President, 1311.
Sent to House, 1313.
Received from House, 1316.
Message to Governor, 1317.

Senate Bill No. 377 — (Meschke, Coughlin, Decker)

Senate Bill No. 377. A Bill for an Act to amend subsection 3 of Section 57-15-14 of the North Dakota Century Code to authorize elections on increased mill levy authorization in addition to elections for unlimited taxing authority for certain school districts.

Introduction, first reading, 185.
Referred to Committee on Education.
Reported back, indefinitely postponed, 496.

Senate Bill No. 378 — (Holand, Freed, Chesrown)

Senate Bill No. 378. A Bill for an Act to create and enact section 57-37-33 of the North Dakota Century Code, relating to the additional assessment, statute of limitations, extension agreements for the filing of a return and the filing of a false or fraudulent or the failure to file a return pursuant to the provisions of the estate tax act.

Introduction, first reading, 185.
Referred to Committee on Finance and Taxation.
Reported back, indefinitely postponed, 496.

Senate Bill No. 379 — (Melland)

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.

Introduction, first reading, 185.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 557.
Amendments adopted, 586.
Engrossed, 617.
Second reading 617.
Passed, 617.
To House, 646.
Returned to Senate, 918.
Enrolled, 1017.
Signed by President, 1066.
Sent to House, 1066.
Received from House, 1242.
Message to Governor, 1243.

Senate Bill No. 380 — (Melland)

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.

Introduction, first reading, 185.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 520.
Second reading, 617.

Passed, 618.
 To House, 646.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 381 — (Melland)

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.

Introduction, first reading, 185.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 520.
 Engrossed, 618.
 Second reading, 618.
 Amended from floor, 618.
 Passed, 618.
 To House, 646.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 382 — (Longmire)

Senate Bill No. 382. A Bill for an Act to amend and reenact subsection 3 of section 15-34-23 of the North Dakota Century Code, defining "daily mileage" for the computation of payments to school districts for transportation by bus.

Introduction, first reading, 185.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 496.

Senate Bill No. 383 — (Longmire)

Senate Bill No. 383. A Bill for an Act to direct a study of coordination of benefits provisions in health insurance policies.

Introduction, first reading, 185.
 Referred to Committee on Judiciary.
 Reported back, do pass, 520.
 Second reading, 576, 1194.
 Passed, 576, 1194.
 To House, 608.
 Returned to Senate, amended, 1159.
 House amendments, 1171.
 Senate concurs, 1194.
 Engrossed, 1194.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.

Received from House, 1316.
Message to Governor, 1317.

Senate Bill No. 384 — (Longmire)

Senate Bill No. 384. A Bill for an Act to establish a North Dakota educational television commission and setting forth its powers and duties; and providing an appropriation.

Introduction, first reading, 186. —
Referred to Committee on Education.
Returned from Committee and Withdrawn, 560.

Senate Bill No. 385 — (Mutch)

Senate Bill No. 385. A Bill for an Act to prohibit expenditures out of any state funds to cover fees payable to the Council of State Governments, commencing with the Forty-First Session of the Legislative Assembly.

Introduction, first reading, 186.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 594.

Senate Bill No. 386 — (Meschke, Ringsak, Longmire, Decker)

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.

Introduction, first reading, 186.
Referred to Committee on State and Federal Government.
Reported back, amended, 594-595.
Amendments not adopted, 595.
Second reading, 650.
Amended from floor, 650-651.
Passed, 651.
Clincher motion, 652.
To House, 678.
Returned to Senate, failed to pass, 1037.
Senate requests return (roll call vote), 699.
House refuses to return, 702.

Senate Bill No. 387 — (Longmire, Meschke)

Senate Bill No. 387. A Bill for an Act to amend and reenact section 61-16-46 of the North Dakota Century Code, relating to the cost of constructing and maintaining openings for drains constructed by districts through railroads and highways.

Introduction, first reading, 186.
Referred to Committee on Political Subdivision.
Reported back, indefinitely postponed, 496.

Senate Bill No. 388 — (Rait, Ringsak, Wenstrom, Meschke)

Senate Bill No. 388. A Bill for an Act to provide that the name of the writer of all editorials shall be published, and that the source of all published editorials should be stated, and providing a penalty.

Introduction, first reading, 186.

Referred to Committee on Social Welfare and Veterans Affairs.

Reported back, placed on Calendar, 497.

Second reading, 544.

Lost, 545.

Senate Bill No. 389 — (Nothing, Kautzmann)

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.

Introduction, first reading, 186.

Referred to Committee on State and Federal Government.

Reported back, amended, 309.

Amendments adopted, 331.

Engrossed, 351, 875.

Second reading, 362, 807.

Passed, 363, 807.

To House, 400.

Returned to Senate, amended, 767.

House amendments, 767.

Senate concurs, 807.

Re-engrossed, 807.

Enrolled, 875.

Signed by President, 894.

Sent to House, 894.

Received from House, 926.

Message to Governor, 926.

Vetoed by Governor, 1061.

Senate Bill No. 390 — (Litten, Goldberg)

Senate Bill No. 390. A Bill for an Act to amend and reenact Sub-section 3 of Section 10-04-10 of The North Dakota Century Code, permitting registered securities dealers to provide investment advice.

Introduction, first reading, 186.

Referred to Committee on Industry, Business and Labor.

Returned to Senate, 300, Withdrawn, 300.

Senate Bill No. 391 — (Unruh)

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.

Introduction, first reading, 187.

Referred to Committee on Judiciary.

Reported back, do pass, 477.

Second reading, 537.

Passed, 537.

To House, 567.

Returned to Senate, 918.

Enrolled, 1017.

Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 392 — (Meschke)

Senate Bill No. 392. A Bill for an Act to adopt the revised uniform principal and income act.

Introduction, first reading, 187.
 Referred to Committee on Judiciary.
 Reported back, do pass, 477.
 Second reading, 537.
 Passed, 537.
 To House, 567.
 Returned to Senate, 918.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 393 — (Meschke)

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.

Introduction, first reading, 187.
 Referred to Committee on Transportation.
 Reported back, amended, 497.
 Amendments adopted, 513.
 Engrossed, 561.
 Second reading, 576.
 Passed, 577.
 To House, 608.
 Returned to Senate, indefinitely postponed, 1079.

Senate Bill No. 394 — (Meschke)

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.

Introduction, first reading, 187.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 478.
 Second reading, 537, 546, 911.
 Amended from floor, 547.
 Title amended from floor, 547.
 Passed, 547, 911.
 Engrossed, 547, 1018.
 To House, 567.
 Returned to Senate, amended, 878.
 House amendments, 878.
 Senate concurs, 910.
 Re-engrossed, 910.
 Enrolled, 1018.

Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 395 — (Meschke)

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.

Introduction, first reading, 187.
 Referred to Committee on Judiciary.
 Reported back, amended, 450.
 Amendments adopted, 464.
 Engrossed, 471.
 Second reading, 486.
 Passed, 486.
 To House, 508.
 Returned to Senate, 919.
 Enrolled, 1017.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 396 — (Forkner, Meschke, Mutch, Nasset, Unruh, Roen)

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.

Introduction, first reading, 187.
 Referred to Committee on Judiciary.
 Returned to Senate, 250.
 Re-referred to Committee on Transportation, 250.
 Reported back, do pass, 497.
 Second reading, 545.
 Passed, 545.
 To House, 567.
 Returned to Senate, 1014.
 Enrolled, 1308.
 Signed by President, 1320.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 397 — (Ringsak, Nething)

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.

Introduction, first reading, 187.
 Referred to Committee on Judiciary.
 Reported back, amended, 450.
 Amendments adopted, 464.
 Engrossed, 471.
 Second reading, 486.
 Passed, 486.
 To House, 508.

Returned to Senate, 919.
 Enrolled, 1018.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 398 — (Lips)

Senate Bill No. 398. A Bill for an Act making an appropriation for the design and implementation of complete accounting and budgetary systems at the charitable and penal institutions by the legislative audit and fiscal review committee.

Introduction, first reading, 187.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 450.

Senate Bill No. 399 — (Forkner, Meschke, Nasset, Unruh, Mutch, Roen)

Senate Bill No. 399. A Bill for an Act to provide that chemical test for blood alcohol content shall be conducted on drivers of motor vehicles involved in accidents in which another person is killed, and to provide that the state toxicologist shall publish statistical reports based on analysis of the results of such chemical tests, and disallowing use of such results as evidence in any trial or proceeding.

Introduction, first reading, 188.
 Referred to Committee on Judiciary.
 Returned to Senate, 250.
 Re-referred to Committee on Transportation, 250.
 Reported back, amended, 497-498.
 Amendments adopted, 513.
 Engrossed, 561.
 Second reading, 577.
 Lost, 577.

Senate Bill No. 400 — (Meschke, Chesrown)

Senate Bill No. 400. A Bill for an Act to provide for a certificate of full consideration prior to the recordation of certain deeds filed with the office of the county register of deeds.

Introduction, first reading, 188.
 Referred to Committee on Judiciary.
 Reported back, amended, 557.
 Amendments adopted, 586.
 Engrossed, 620.
 Second reading, 652.
 Clincher motion, 652.
 Lost, 652.

Senate Bill No. 401 — (Meschke, Longmire)

Senate Bill No. 401. A Bill for an Act to amend and reenact section 57-15-03 of the North Dakota Century Code, relating to limiting state tax levy to state construction.

Introduction, first reading, 188.
 Referred to Committee on Finance and Taxation.
 Reported back, placed on Calendar without recommendation, 298.

Second reading, 337.
Indefinitely postponed, 337.

Senate Bill No. 402 — (Holand, Chesrown, Meschke)

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.

Introduction, first reading, 188.
Referred to Committee on Appropriations.
Placed on Calendar, 355.
Second reading, 431.
Passed, 431.
To House, 452.
Returned to Senate, 1072.
Enrolled, 1308.
Signed by President, 1320.
Sent to House, 1320.
Received from House, 1321.
Message to Governor, 1322.

Senate Bill No. 403 — (Holand, Litten)

Senate Bill No. 403. A Bill for an Act to provide for county and city ambulance service, and permit a tax levy thereof.

Introduction, first reading, 188.
Referred to Committee on Political Subdivisions.
Reported back, amended, 392.
Amendments adopted, 423-424.
Amended from floor, 424.
Engrossed, 447, 1114.
Second reading, 456, 457, 1114.
Amended from floor, 457.
Re-engrossed, 457, 1301.
Passed, 458, 1114.
Reprinted, 464.
To House, 466.
House amendments, 878-879.
Returned to Senate, amended, 878.
Senate does not concur, 911.
Conference Committee, 911, 928.
Conference Committee report, 992, 1114.
Senate adopts, 992, 1114.
Enrolled, 1301.
Signed by President, 1311.
Sent to House, 1313.
Received from House, 1316.
Message to Governor, 1317.

Senate Bill No. 404 — (Rait)

Senate Bill No. 404. A Bill for an Act to create and enact section 26-13-19 and section 26-27-01.1 of the North Dakota Century Code, relating to discrimination against doctors of chiropractic and to participation by doctors of chiropractic in nonprofit medical service corporations.

Introduction, first reading, 188.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, indefinitely postponed, 409.

Senate Bill No. 405 — (Meschke, Van Horn, Rait, L. Larson, Berube)

Senate Bill No. 405. A Bill for an Act requiring public disclosure by Governor, Lt. Governor and legislators of any substantial interest in a business affected by any bill or resolution; requiring public disclosure by any elected or appointed official or employee of any substantial interest in a business affected by his official action; defining substantial interest; and providing penalties for the violation thereof.

Introduction, first reading, 188.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 462.

Senate Bill No. 406 — (Holand, Longmire)

Senate Bill No. 406. A Bill for an Act to amend and reenact section 32-09-10 of the North Dakota Century Code, relating to return of the fee paid by the plaintiff to the garnishee for making an affidavit of disclosure.

Introduction, first reading, 188.

Referred to Committee on Judiciary.

Reported back, indefinitely postponed, 409.

Senate Bill No. 407 — (Sorlie)

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.

Introduction, first reading, 189.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 478.

Second reading, 540.

Passed, 540.

Emergency carried, 540.

To House, 568.

Returned to Senate, 853.

Enrolled, 993.

Signed by President, 994.

Sent to House, 994.

Received from House, 1017.

Message to Governor, 1020.

Approved by Governor, 1220.

Senate Bill No. 408 — (Hernett, Chesrown, Berube)

Senate Bill No. 408. 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, 189.

Referred to Committee on Appropriations.

Reported back, placed on Calendar without recommendation, 355.

Reported back, indefinitely postponed, 596.

Re-referred to Committee on Industry, Business and Labor, 425.

Senate Bill No. 409 — (Meschke, Ringsak)

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.

Introduction, first reading, 189.

Referred to Committee on Natural Resources.

Reported back, placed on Calendar, 516.

Second reading, 577, 587.

Amended from floor, 578.

Lost, 578.

Engrossed, 578.

Reconsidered, 586.

Passed, 587.

To House, 646.

Returned to Senate, failed to pass, 1037.

Senate Bill No. 410 — (Hernett, Chesrown, Berube)

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.

Introduction, first reading, 189.

Referred to Committee on Appropriations.

Reported back, placed on Calendar, 356.

Re-referred to Committee on Industry, Business and Labor, 425.

Reported back, do pass, 596.

Second reading, 653, 1277.

Passed, 653, 1278.

Clincher motion, 672.

To House, 678.

Returned to Senate, amended, 1159.

House amendments, 1172-1173.

Senate does not concur, 1194.

Conference Committee, 1194, 1229.

Conference Committee report, 1258, 1277.

Senate adopts, 1258, 1277.

Engrossed, 1277.

Enrolled, 1302.

Signed by President, 1311.

Sent to House, 1313.

Received from House, 1316.

Message to Governor, 1317.

Senate Bill No. 411 — (Longmire, Meschke)

Senate Bill No. 411. A Bill for an Act to provide that the governor shall have authority to appoint a majority of the members of certain boards and commissions within six months after taking office; and providing an effective date.

Introduction, first reading, 189.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 596.

Senate Bill No. 412 — (Chesrown, Holand, Freed)

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.

Introduction, first reading, 189.

Referred to Committee on Judiciary.

Reported back, do pass, 520.

Second reading, 579, 988.

Passed, 579, 988.

To House, 608.

Returned to Senate, amended, 929.

House amendments, 930.

Senate concurs, 987.

Engrossed, 988, 1307.

Enrolled, 1307.

Signed by President, 1320.

Sent to House, 1320.

Received from House, 1321.

Message to Governor, 1322.

Senate Bill No. 413 — (Chesrown, Freed)

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.

Introduction, first reading, 190.

Referred to Committee on Political Subdivisions.

Reported back, do pass, 356.

Second reading, 380.

Passed, 380.

To House, 400.

Returned to Senate, 833.

Enrolled, 875.

Signed by President, 894.

Sent to House, 894.

Received from House, 926.

Message to Governor, 926.

Approved by Governor, 1067.

Senate Bill No. 414 — (Forkner)

Senate Bill No. 414. A Bill for an Act to authorize the highway commissioner to erect and maintain signs, displays and devices giving specific information in the interest of the traveling public, within the right-of-way of interstate highways, at locations approved by the Secretary of Transportation, and in conformance with national standards promulgated by the Secretary of Transportation.

Introduction, first reading, 190.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 393.

Senate Bill No. 415 — (Decker, Trenbeath, Becker, Coughlin)

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.

Introduction, first reading, 190.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 309.

Second reading, 348.

Passed, 348.

To House, 364.

Returned to Senate, 739.

Enrolled, 843.

Signed by President, 867.

Sent to House, 867.

Received from House, 926.

Message to Governor, 926.

Approved by Governor, 1067.

Senate Bill No. 416 — (Redlin)

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.

Introduction, first reading, 190.

Referred to Committee on Industry, Business and Labor.

Reported back, returned without recommendation and re-referred to Committee on Appropriations, 478.

Amended, 596-597.

Statement of Purpose, 597.

Amendments adopted, 619.

Second reading, 653, 1195.

Passed, 653, 1195.

Bill reprinted, 654.

Clincher motion, 672.

To House, 678.

Returned to Senate, amended, 1173.

House amendments, 1176.

Senate concurs, 1194.

Re-engrossed, 1194.

Enrolled, 1301.

Signed by President, 1311.

Sent to House, 1313.

Received from House, 1316.

Message to Governor, 1317.

Senate Bill No. 417 — (Meschke, Decker, Coughlin)

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.

Introduction, first reading, 190.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 356.
 Second reading, 380-381.
 Passed, 381.
 To House, 400.
 Returned to Senate, failed to pass, 1037.

Senate Bill No. 418 — (Meschke, Decker, Coughlin)

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.

Introduction, first reading, 190.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 356.
 Second reading, 381, 1069.
 Passed, 381, 1070.
 To House, 400.
 Returned to Senate, amended, 1015.
 House amendments, 1015.
 Senate concurs, 1069.
 Engrossed, 1069.
 Enrolled, 1307.
 Signed by President, 1320.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 419 — (Meschke, Decker, Coughlin)

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.

Introduction, first reading, 191.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 356.
 Second reading, 381.
 Passed, 382.
 To House, 400.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 420 — (Decker)

Senate Bill No. 420. A Bill for an Act to create and enact subsection 7 of section 57-39.2-14, and to amend and reenact subsection 2

of section 57-39.2-01 and subsections 6 and 9 of section 57-40.2-01 of the North Dakota Century Code, relating to the exemption of newspapers from sales and use tax, and permits for sales tax.

Introduction, first reading, 191.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 520-521.
 Amendments adopted, 559.
 Engrossed, 595, 622.
 Second reading, 614, 622.
 Amended from floor, 622.
 Lost, 622.
 Clincher motion, 642.

Senate Bill No. 421 — (Decker)

Senate Bill No. 421. A Bill for an Act to amend and reenact section 57-39.2-02 and subsection 9 of section 57-40.2-01 of the North Dakota Century Code, relating to the imposing of sales and use tax on newsprint and ink used in the publication of a newspaper, and to repeal section 57-39.2-03, subsection 16 of section 57-39.2-04, and subsection 6 of section 57-40.2-04 of the North Dakota Century Code, relating to an exemption of newsprint and ink used in the publication of a newspaper, and the imposition of a separate and additional tax on retail sales.

Introduction, first reading, 191.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 597.

Senate Bill No. 422 — (Decker, Coughlin)

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.

Introduction, first reading, 191.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 597-598.
 Amendments adopted, 620.
 Second reading, 654.
 Passed, 654.
 Bill reprinted, 654.
 Clincher motion, 672.
 To House, 678.
 Returned to Senate, 928.
 Enrolled, 1018.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 423 — (Decker, Coughlin)

Senate Bill No. 423. A Bill for an Act to create and enact section 40-18-06.1 of the North Dakota Century Code, relating to uncollectible fines levied by municipal judges.

Introduction, first reading, 191.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 409.

Senate Bill No. 424 — (Longmire, Meschke)

Senate Bill No. 424. A Bill for an Act to provide that the governor shall have authority to appoint a majority of the members of certain boards and commissions within six months after taking office; and providing an effective date.

Introduction, first reading, 191.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 598.

Senate Bill No. 425 — (Lips, Wenstrom)

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.

Introduction, first reading, 191.

Referred to Committee on State and Federal Government.

Reported back, placed on Calendar, 598.

Second reading, 654, 667, 678, 1115.

Amended from floor, 654.

Amendments adopted, 667.

Lost, 667.

Ruling reversed, 667.

Recorded roll call, 668.

Engrossed, 677.

Passed, 678.

Reprinted, 679.

Clincher motion, 680.

To House, 680.

Returned to Senate, amended, 919.

House amendments, 920-921.

Senate does not concur, 988.

Conference Committee, 988, 1063.

Conference Committee reports, 1114, 1218.

Senate adopts, 1115, 1218.

Re-engrossed, 1115.

Passed, 1116.

Enrolled, 1301.

Signed by President, 1311.

Sent to House, 1313.

Received from House, 1316.

Message to Governor, 1317.

Senate Bill No. 426 — (Pyle, Forkner, Litten, Roen, Decker, Strinden, Lips, Nething, Luick, Kelly, Trenbeath, Ringsak)

Senate Bill No. 426. A Bill for an Act defining "public utility" to include any association, person, firm, corporation or agency, and all suppliers of electric service, and placing the same under the general jurisdiction of the public service commission; and enacting three new sections of the North Dakota Century Code, concerning specific guidelines for extension of electric service and the regulation thereof, providing for service area agreements and their effectiveness, and for

temporary certificates for service extensions; and to amend and reenact sections 49-01-01, 49-02-01, 49-03-01, and 49-03-05 of the North Dakota Century Code; and repealing sections 49-02-01.1, 49-03-01.1, 49-03-01.2, 49-03-01.3, 49-03-01.4, and 49-03-01.5 of the North Dakota Century Code.

Introduction, first reading, 191-192.
 Referred to Committee on State and Federal Government.
 Returned to Senate, 207.
 Re-referred to Committee on Industry, Business and Labor, 207.
 Reported back, amended, 598.
 Amendments laid on table, (roll call vote) 621.
 Amendments taken from table, 639.
 Amendments not adopted, 639.
 Placed on Calendar, 639.
 Second reading, 640.
 Lost, 641.
 Clincher motion, 642.

Senate Bill No. 427 — (Nething, Lips, Kelly)

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.

Introduction, first reading, 192.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 478.
 Second reading, 540, 1106.
 Passed, 541, 1107.
 To House, 568.
 Returned to Senate, amended, 1070.
 House amendments, 1071.
 Senate concurs, 1106.
 Engrossed, 1106.
 Clincher motion, 1108.
 Enrolled, 1307.
 Signed by President, 1320.
 Sent to House, 1320.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 428 — (Mutch, Ringsak, Roen, Torgerson, Thoreson, L. Larson, Robinson)

Senate Bill No. 428. A Bill for an Act to abolish the new school of behavioral sciences.

Introduction, first reading, 192.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 558.

Senate Bill No. 429 — (Longmire, Lowe, Unruh)

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.

Introduction, first reading, 192.
 Referred to Committee on Education.

Reported back, amended, 558.
 Amendments adopted, 586.
 Engrossed, 620.
 Second reading, 658, 1201.
 Passed, 659, 1202.
 Clincher motion, 672.
 To House, 678.
 Returned to Senate, amended, 1173.
 House amendments, 1176.
 Senate concurs, 1197, 1201.
 Re-engrossed, 1201.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 430 — (Trenbeath, Becker, Luick, Nasset, Morgan)

Senate Bill No. 430. A Bill for an Act to provide for the levying and collection of an adjusted tax on individual income and to permit a credit from such tax for personal property taxes paid.

Introduction, first reading, 192.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 521.

Senate Bill No. 431 — (Kautzmann, Roen)

Senate Bill No. 431. A Bill for an Act to provide that municipalities shall pay city officials and employees the same mileage and travel expenses as regular state employees.

Introduction, first reading, 192.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 356.
 Second reading, 382.
 Lost, 382.

Senate Bill No. 432 — (Lips, Trenbeath, Nasset)

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.

Introduction, first reading, 192.
 Referred to Committee on Education.
 Reported back, amended, 598.
 Amendments adopted, 620.
 Second reading, 659, 1222.
 Passed, 659, 1222.
 Clincher motion, 672.
 To House, 678.
 Returned to Senate, amended, 1070.
 House amendments, 1071.
 Senate does not concur, 1107.
 Conference Committee, 1107, 1124.
 Conference Committee report, 1218, 1222.
 Senate adopts, 1218, 1222.
 Re-engrossed, 1222.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1313.

Received from House, 1316.
Message to Governor, 1317.

Senate Bill No. 433 — (Nething, Forkner, Litten)

Senate Bill No. 433. A Bill for an Act to amend and reenact subdivision h of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to temporary licensing of certain motor vehicles.

Introduction, first reading, 192.
Referred to Committee on Transportation.
Reported back, indefinitely postponed, 498.

Senate Bill No. 434 — (Freed, Chesrown, Meschke, Wenstrom)

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.

Introduction, first reading, 193.
Referred to Committee on Judiciary.
Reported back, do pass, 409.
Second reading, 440.
Passed, 441.
To House, 452.
Returned to Senate, 919.
Enrolled, 1018.
Signed by President, 1066.
Sent to House, 1066.
Received from House, 1242.
Message to Governor, 1243.

Senate Bill No. 435 — (Kautzmann, Stafne, Litten)

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.

Introduction, first reading, 193.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 478.
Second reading, 541, 1157.
Passed, 541, 1157.
To House, 568.
House amendments, 1131.
Returned to Senate, amended, 1132.
Senate concurs, 1156.
Engrossed, 1156.
Enrolled, 1307.
Signed by President, 1320.
Sent to House, 1321.
Received from House, 1321.
Message to Governor, 1322.

Senate Bill No. 436 — (Lips)

Senate Bill No. 436. A Bill for an Act to create and enact subsection 25 of section 57-02-08 of the North Dakota Century Code, to provide for the exemption of certain items of personal property from taxation

and repeal section 57-15-23 of the North Dakota Century Code relating to the levy of a per capita school tax.

Introduction, first reading, 193.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 409.

Senate Bill No. 437 — (Unruh)

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.

Introduction, first reading, 193.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 422.
 Second reading, 456.
 Passed, 457.
 To House, 466.
 Returned to Senate, 739.
 Enrolled, 843.
 Signed by President, 867.
 Sent to House, 867.
 Received from House, 926.
 Message to Governor, 926.
 Approved by Governor, 1036.

Senate Bill No. 438 — (Lips, Wenstrom)

Senate Bill No. 438. A Bill for an Act to provide that employers must grant time off for employees to vote at any special, primary, or general election.

Introduction, first reading, 193.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 409.
 Recorded roll call vote, 409.

Senate Bill No. 439 — (Holand, Robinson, Morgan)

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.

Introduction, first reading, 193.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 450.
 Amendments adopted, 464.
 Amended from floor, 464.
 Engrossed, 471.
 Second reading, 487.
 Passed, 487.
 To House, 508.
 Returned to Senate, 928.
 Enrolled, 1018.
 Signed by President, 1066.
 Sent to House, 1066.
 Received from House, 1242.
 Message to Governor, 1243.

Senate Bill No. 440 — (Nothing, Melland)

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.

Introduction, first reading, 193.
Referred to Committee on State and Federal Government.
Reported back, amended, 599.
Amendments adopted, 620.
Second reading, 659, 1157.
Passed, 659, 1157.
Bill reprinted, 659.
Clincher motion, 672.
To House, 678.
Returned to Senate, amended, 1130.
House amendments, 1132.
Senate concurs, 1157.
Re-engrossed, 1157.
Engrossed, 1307.
Enrolled, 1307.
Signed by President, 1320.
Sent to House, 1321.
Received from House, 1321.
Message to Governor, 1322.

Senate Bill No. 441 — (Ringsak, Trenbeath, Meschke, Van Horn)

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."

Introduction, first reading, 193.
Referred to Committee on Natural Resources.
Reported back, do pass, 374.
Second reading, 416.
Passed, 416.
To House, 432.
Returned to Senate, 812.
Enrolled, 875.
Signed by President, 894.
Sent to House, 894.
Received from House, 926.
Message to Governor, 926.
Approved by Governor, 1067.

Senate Bill No. 442 — (Goldberg, Butler, Schultz, Stroup)

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.

Introduction, first reading, 194.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 498.
Second reading, 545.
Passed, 546.
To House, 568.
Returned to Senate, failed to pass, 768.

Senate Bill No. 443 — (Doherty, Torgerson, Jacobson, Sands)

Senate Bill No. 443. A Bill for an Act to create and enact subsection 11 of section 10-04-06 of the North Dakota Century Code, relating to the exemption of certain transactions involving stock in domestic agricultural marketing enterprises from the provisions of the Securities Act.

Introduction, first reading, 194.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 410.

Senate Bill No. 444 — (Forkner, Meschke, Nasset, Unruh, Mutch, Roen)

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.

Introduction, first reading, 194.
 Referred to Committee on Judiciary.
 Returned to Senate, 250.
 Re-referred to Committee on Transportation, 250.
 Reported back, amended, 498, 599.
 Re-referred to Committee on Appropriations, 513.
 Amendments adopted, 513, 620.
 Engrossed, 561.
 Statement of Purpose, 599.
 Second reading, 660.
 Passed, 660.
 Clincher motion, 672.
 Re-engrossed, 674.
 To House, 678.
 Returned to Senate, 1127.
 Enrolled, 1308.
 Signed by President, 1320.
 Sent to House, 1321.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 445 — (Forkner, Meschke, Nasset, Unruh, Mutch, Roen)

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.

Introduction, first reading, 194.
 Referred to Committee on Judiciary.
 Returned to Senate, 250.
 Re-referred to Committee on Transportation, 250.
 Reported back, do pass, 498.
 Second reading, 546.
 Passed, 546.
 To House, 568.
 Returned to Senate, 979.
 Enrolled, 1308.
 Signed by President, 1320.
 Sent to House, 1321.
 Received from House, 1321.
 Message to Governor, 1322.

Senate Bill No. 446 — (Freed)

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.

Introduction, first reading, 194.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 478.
 Amendments adopted, 512.
 Engrossed, 561.
 Second reading, 579.
 Passed, 580.
 To House, 608.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 995.
 Received from House, 1017.
 Message to Governor, 1020.
 Approved by Governor, 1126.

Senate Bill No. 447 — (Forkner)

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.

Introduction, first reading, 194.
 Referred to Committee on Judiciary.
 Reported back, amended, 521.
 Amendments adopted, 559.
 Engrossed, 595, 1107.
 Second reading, 614, 1107.
 Passed, 615, 1107.
 To House, 646.
 Returned to Senate, amended, 1070.
 House amendments, 1071.
 Senate concurs, 1107.
 Clincher motion, 1108.
 Enrolled, 1307.
 Signed by President, 1320.
 Sent to House, 1321.
 Received from House, 1322.
 Message to Governor, 1323.

Senate Bill No. 448 — (Coughlin, Kelly, Litten, Pyle, Decker, Unruh, Lowe, Butler, Stafne, Wilhite)

Senate Bill No. 448. A Bill for an Act providing for the taxation of the net income of cooperative corporations whether such income is distributed as patronage dividends or whether it is withheld by the cooperatives; and providing an effective date.

Introduction, first reading, 194.
 Referred to Committee on Finance and Taxation.
 Reported back, divided report, 558.
 Second reading, 615.
 Amended from floor, 622.
 Engrossed, 623.
 Lost, 623.
 Clincher motion, 642.

Senate Bill No. 449 — (Roen, Robinson, Wenstrom)

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.

Introduction, first reading, 195.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 356.
Second reading, 382.
Passed, 383.
To House, 400.
Returned to Senate, indefinitely postponed, 729.

Senate Bill No. 450 — (Trenbeath)

Senate Bill No. 450. A Bill for an Act providing an appropriation for construction of a state museum at the Norman Kittson state historic site.

Introduction, first reading, 195.
Referred to Committee on Appropriations.
Reported back, indefinitely postponed, 521.

Senate Bill No. 451 — (Nothing, Ringsak)

Senate Bill No. 451. A Bill for an Act to establish a department of state personnel to do the following: (1) Develop and implement personnel classification and salary plans and other terms of employment that will ensure consistency and equity in the relationship that exist between state employment and prevailing private employment in the labor market of North Dakota and second, between the several state agencies; (2) Guide and assist the state agencies in the conduct of work analysis, skills analysis, work load studies and work methods studies toward the end that essential work is performed, non-essential work is eliminated and appropriate relationships exist between work accomplished and the costs of doing the work; (3) Guide and assist the state agencies in determining manpower needs, developing effective staffing patterns, and in accomplishing the efforts essential to matching the employee forces to the manpower needs and staffing patterns; (4) Guide and assist the state agencies in determining the training needs of state employees, in planning training programs used in developing training materials; and (5) Provide the funds necessary for the operation of the department of personnel.

Introduction, first reading, 195.
Referred to Committee on State and Federal Government.
Reported back, do pass, 599.
Second reading, 661.
Lost, 661.

Senate Bill No. 452 — (Trenbeath, Becker, Morgan)

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.

Introduction, first reading, 195.
Referred to Committee on Natural Resources.
Reported back amended, 521-522.

Amendments adopted, 559.
 Engrossed, 595, 1238.
 Second reading, 615, 1238.
 Passed, 615, 1238.
 To House, 646.
 Returned to Senate, amended, 1187.
 House amendments, 1188.
 Senate concurs, 1238.
 Re-engrossed, 1301.
 Enrolled, 1301.
 Message to Governor, 1317.

Senate Bill No. 453 — (Luick, Trenbeath, Morgan, Sorlie)

Senate Bill No. 453. A Bill for an Act to provide for a land assessment on farmland which is being used for agricultural purposes regardless of its location.

Introduction, first reading, 195.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 498.

Senate Bill No. 454 — (Morgan, Wenstrom)

Senate Bill No. 454. A Bill for an Act to repeal sections 4-12-03.1 and 4-12-03.2 of the North Dakota Century Code, relating to the establishment of locations and the retention of locations of beekeepers.

Introduction, first reading, 195.
 Referred to Committee on Agriculture.
 Reported back, indefinitely postponed, 393.

Senate Bill No. 455 — (Trenbeath, Morgan)

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.

Introduction, first reading, 196.
 Referred to Committee on Transportation.
 Returned to Senate, 229.
 Re-referred to Committee on Natural Resources, 229.
 Reported back, amended, 599-600.
 Amendments adopted, 620.
 Second reading, 661.
 Passed, 662.
 Clincher motion, 672.
 To House, 678.
 Returned to Senate, failed to pass, 1037.

Senate Bill No. 456 — (Rait)

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 town-

ship without the written consent of the board of township supervisors.

Introduction, first reading, 196.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 356.
 Amendments adopted, 370.
 Engrossed, 389.
 Second reading, 416.
 Passed, 416.
 To House, 432.
 Returned to Senate, 739.
 Enrolled, 843.
 Signed by President, 867.
 Sent to House, 867.
 Received from House, 926.
 Message to Governor, 926.
 Approved by Governor, 1067.

Senate Bill No. 457 — (Rait)

Senate Bill No. 457. A Bill for an Act to amend and reenact sections 4-09-02, 4-09-03, 4-09-07, and 4-09-20 of the North Dakota Century Code, relating to the transfer of the state seed department and the powers and duties of the board of administration to the commissioner of agriculture.

Introduction, first reading, 196.
 Referred to Committee on State and Federal Government.
 Reported back, placed on Calendar without recommendation, 600.
 Second reading, 662.
 Lost, 662.

Senate Bill No. 458 — (Van Horn, Sorlie)

Senate Bill No. 458. A Bill for an Act to amend and reenact sections 54-24-01, 54-24-03, 54-24-03.1, 54-24-07, 54-24-08, and 54-24-09; and the repeal of section 54-24-02 of the North Dakota Century Code, relating to the reorganization of state library commission to establish a state public library division of the department of public instruction.

Introduction, first reading, 196.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 600.

Senate Bill No. 459 — (Trenbeath, Luick, Nasset, Robinson, Sorlie, Jacobson)

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.

Introduction, first reading, 196.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 522.
 Amendments adopted, 560.
 Engrossed, 595.
 Second reading, 623, 641.
 Lost, 624, 641.
 Reconsidered, 641.
 Clincher motion, 642.
 To House, 679.

Returned to Senate, amended, 1130.
 House amendments, 1132.
 Senate does not concur, 1157.
 Conference Committee, 1157, 1200.
 Conference Committee report, 1243, 1246.
 Senate adopts, 1243, 1245.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 460 — (Morgan, Trenbeath,, Pyle)

Senate Bill No. 460. A Bill for an Act to amend and reenact subsection 2 of section 20-03-12 of the North Dakota Century Code to increase the fee for a nonresident hunting license to thirty-five dollars.

Introduction, first reading, 196.
 Referred to Committee on Natural Resources.
 Reported back, indefinitely postponed, 356.

Senate Bill No. 461 — (Morgan, Trenbeath)

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.

Introduction, first reading, 196.
 Referred to Committee on Natural Resources.
 Reported back, amended, 498-499.
 Amendments adopted, 513.
 Engrossed, 561.
 Second reading, 580.
 Passed, 580.
 To House, 608.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 462 — (Morgan, Wenstrom)

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.

Introduction, first reading, 197.
 Referred to Committee on Agriculture.
 Reported back, amended, 393.
 Amendments adopted, 412.
 Engrossed, 419.
 Second reading, 441, 1201.
 Passed, 441, 1201.
 Emergency carried, 441.
 To House, 452.
 Returned to Senate, amended, 1159.

House amendments, 1173.
 Senate concurs, 1195, 1201.
 Re-engrossed, 1201.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 463 — (Kautzmann)

Senate Bill No. 463. A Bill for an Act requiring and providing for filing of corner records containing information on public land survey corners by a registered land surveyor; defining terms; providing for filing and filing fees, and making records available to the public; allowing registered land surveyors to file information on any property corner; requiring surveyors to reconstruct and perpetuate monuments of public land survey corners; directing that unconstitutionality of a part of this Act shall not affect or impair the remainder, and repealing all Acts and Parts of Acts inconsistent herewith.

Introduction, first reading, 197.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 522.

Senate Bill No. 464 — (Trenbreath)

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.

Introduction, first reading, 197.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 600.
 Second reading, 662.
 Passed, 662.
 Clincher motion, 672.
 To House, 679.
 Returned to Senate, 853.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 995.
 Received from House, 1017.
 Message to Governor, 1020.
 Approved by Governor, 1126.

Senate Bill No. 465 — (Morgan, Holand, Freed)

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.

Introduction, first reading, 197.
 Referred to Committee on Judiciary.
 Reported back, do pass, 522.
 Second reading, 580, 1195.
 Passed, 581, 1196.
 To House, 608.
 Returned to Senate, amended, 1173.
 House amendments, 1177.
 Senate concurs, 1195.
 Engrossed, 1195.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 466 — (Doherty, Morgan, Nething, Torgerson, Freed)

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.

Introduction, first reading, 197.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, amended, 600-601.
 Amendments adopted, 620.
 Second reading 663.
 Passed, 663.
 Bill reprinted, 663.
 Clincher motion, 672.
 To House, 679.
 Returned to Senate, indefinitely postponed, 919.

Senate Bill No. 467 — (Committee on Delayed Bills)

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.

Introduction, first reading, 247.
 Referred to Committee on Education.
 Reported back, do pass, 602.
 Second reading, 663, 1158.
 Passed, 663, 1158.
 Emergency carried, 663.
 To House, 679.
 Returned to Senate, amended, 1130.
 House amendments, 1132.
 Engrossed, 1158.
 Senate concurs, 1158.
 Enrolled, 1307.
 Signed by President, 1320.
 Sent to House, 1321.
 Received from House, 1322.
 Message to Governor, 1323.

Senate Bill No. 468 — (Committee on Delayed Bills)

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.

Introduction, first reading, 247.
 Referred to Committee on Education.
 Reported back, do pass, 602.
 Second reading, 664.
 Passed, 664.
 Clincher motion, 672.
 To House, 679.
 Returned to Senate, indefinitely postponed, 1079.

Senate Bill No. 469 — (Committee on Delayed Bills)

Senate Bill No. 469. A Bill for an Act to provide payment of expenses to certain elected state officers, and making an appropriation.

Introduction, first reading, 265.
 Referred to Committee on Appropriations.
 Reported back, placed on Calendar without recommendation, 357.
 Second reading 431, 664, 1224.
 Re-referred to Committee on Appropriations, 469.
 Reported back, amended, 602.
 Statement of Purpose, 602.
 Amendments not adopted, 621.
 Amended from floor, 664-665.
 Engrossed, 665.
 Passed, 665, 1225.
 Clincher motion, 672.
 To House, 679.
 Returned to Senate, amended, 1070.
 House amendments, 1072.
 Senate does not concur, 1107.
 Conference Committee, 1107, 1124.
 Conference Committee report, 1218, 1223.
 Senate adopts, 1218, 1224.
 Re-engrossed, 1224.
 Enrolled, 1301.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 470 — (Committee on Delayed Bills)

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.

Introduction, first reading, 265.
 Referred to Committee on Appropriations.
 Reported back, amended, 357.
 Statement of Purpose, 357.
 Amendments adopted, 370.
 Engrossed, 389.
 Second reading, 424.
 Passed, 424.
 To House, 452.
 Returned to Senate, 1177.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 471 — (Committee on Delayed Bills)

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.

Introduction, first reading, 265.
 Referred to Committee on Appropriations.
 Reported back, amended, 357.
 Statement of Purpose, 357.
 Amendments adopted, 370.
 Engrossed, 389.
 Second reading, 424.
 Passed, 425.
 To House, 452.
 Returned to Senate, 853.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 995.
 Received from House, 1017.
 Message to Governor, 1020.
 Approved by Governor, 1126.

Senate Bill No. 472 — (Committee on Delayed Bills)

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.

Introduction, first reading, 359.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 522.
 Second reading, 581.
 Passed, 581.
 Emergency carried, 581.
 To House, 608.
 Returned to Senate, 877.
 Enrolled, 993.
 Signed by President, 994.
 Sent to House, 995.
 Received from House, 1017.
 Delivered to Governor, 1020.
 Signed by Governor, 1220.

Senate Bill No. 473 — (Committee on Delayed Bills)

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.

Introduction, first reading, 482.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 602.
 Second reading, 665.
 Passed, 665.
 Clincher motion, 672.
 To House, 679.
 Returned to Senate, 1072.
 Enrolled, 1308.
 Signed by President, 1320.

Sent to House, 1321.
 Received from House, 1322.
 Message to Governor, 1323.

Senate Bill No. 474 — (Committee on Delayed Bills)

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.

Introduction, first reading, 482.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 602.
 Second reading, 666.
 Passed, 666.
 Emergency carried, 666.
 Clincher motion, 672.
 To House, 679.
 Returned to Senate, 853.
 Enrolled, 899.
 Signed by President, 918.
 Sent to House, 918.
 Received from House, 957.
 Message to Governor, 958.
 Approved by Governor, 1126.

Senate Bill No. 475 — (Committee on Delayed Bills)

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.

Introduction, first reading, 501.
 Referred to Committee on Appropriations.
 Reported back, do pass, 603.
 Second reading, 666.
 Passed, 666.
 Emergency carried, 666.
 Clincher motion, 672.
 To House, 679.
 Returned to Senate, indefinitely postponed, 854.

Senate Bill No. 476 — (Committee on Delayed Bills)

Senate Bill No. 476. A Bill for an Act to amend and reenact section 50-24.1-03 of the North Dakota Century Code, relating to county reimbursement to the state for funds expended for medical assistance for needy persons.

Introduction, first reading, 501.
 Referred to Committee on Appropriations.
 Reported back, amended, 603.
 Statement of Purpose, 603.
 Amendments adopted, 620.
 Second reading, 666.
 Lost, 667.

Senate Bill No. 477 — (Committee on Delayed Bills)

Senate Bill No. 477. A Bill for an Act to terminate the making of loans by the state board of public school education for the purpose of constructing, improving, furnishing, and equipping public school

buildings, and to transfer the balance of the state school construction fund and the repayments to such fund to the general fund.

Introduction, first reading, 561.
 Referred to Committee on Education.
 Reported back, laid over one legislative day, 603.
 Indefinitely postponed, 621.

Senate Bill No. 478 — (Committee on Delayed Bills)

Senate Bill No. 478. A Bill for an Act making an appropriation for the purpose of purchasing residential care, custody, treatment, training, and education for the mentally retarded.

Introduction, first reading, 584.
 Referred to Committee on Appropriations.
 Reported back, laid over one legislative day, 603.
 Indefinitely postponed, 622.

Senate Bill No. 479 — (Committee on Delayed 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.

Introduction, first reading, 783-784.
 Referred to Committee on Social Welfare and Veterans Affairs.
 Reported back, do pass, 883.
 Second reading, 913.
 Passed, 914.
 To House, 957.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 480 — (Committee on Delayed Bills)

Senate Bill No. 480. A Bill for an Act to provide for periodic motor vehicle inspection providing an effective date, and providing a penalty.

Introduction, first reading, 794.
 Referred to Committee on Transportation.
 Reported back, amended, 900.
 Amendments adopted, 926, 965.
 Second reading, 961.
 Amended from floor, 961.
 Passed, 962.
 Clincher motion, 962.
 To House, 965.
 Returned to Senate, Indefinitely postponed, 1184.

Senate Bill No. 481 — (Committee on Delayed 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.

Introduction, first reading, 880.
 Referred to Committee on Appropriations.
 Reported back, do pass, 965.
 Second reading, 1046.
 Passed, 1046.
 To House, 1048.
 Clincher motion, 1050.
 Returned to Senate, indefinitely postponed, 1184.

Senate Bill No. 482 — (Committee on Delayed Bills)

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.

Introduction, first reading, 980.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 1037.
 Engrossed, 1041.
 Second reading, 1041.
 Amended from floor, 1041.
 Passed, 1042.
 To House, 1048.
 Clincher motion, 1050.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1311.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 483 — (Committee on Delayed Bills)

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.

Introduction, first reading, 1037.
 Engrossed, 1038, 1041.
 Second reading, 1038, 1042, 1208.
 Amended from floor, 1038.
 Passed, 1042, 1208.
 Emergency carried, 1042.
 To House, 1048.
 Clincher motion, 1050, 1208.
 Returned to Senate, amended, 1187.
 House amendments, 1188.
 Senate concurs, 1208.
 Re-engrossed, 1208.
 Enrolled, 1301.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1316.
 Message to Governor, 1317.

Senate Bill No. 484 — (Committee on Delayed Bills)

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.

Introduction, first reading, 1098.
Second reading, 1100.
Passed, 1101.
Clincher motion, 1101.
To House, 1109.
Returned to Senate, 1183.
Enrolled, 1302.
Signed by President, 1311.
Sent to House, 1313.
Received from House, 1316.
Message to Governor, 1317.

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 1 — (Lips, Meschke, and Unruh)

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.

Introduction, first reading, 45.

Referred to Committee on State and Federal Government.

Reported back, 56; do pass, 63, 930.

Re-referred to Committee on Legislative Research Resolutions Committee.

Second reading, 1010.

Adopted, 1010.

Clincher motion, 1012.

To House, 1015.

Returned to Senate, 1177.

Enrolled, 1302.

Signed by President, 1312.

Sent to House, 1313.

Received from House, 1314.

Message to Secretary of State, 1314.

Senate Concurrent Resolution No. 2 — (Becker)

Senate Concurrent Resolution No. 2. A Concurrent Resolution for the amendment of section 71 of the Constitution of the state of North Dakota, relating to the executive power, and limiting the eligibility of any person to serve as governor to two terms.

Introduction, first reading, 45.

Referred to Committee on State and Federal Government.

Reported back, placed on calendar, 357.

Second reading, 383, 431.

Lost, 432.

Senate Concurrent Resolution No. 3 — (Lips)

Senate Concurrent Resolution No. 3. A Concurrent Resolution for the amendment of sections 82 and 83 of the Constitution of the state of North Dakota, relating to the manner of choosing members of the executive department, and prescribing the source of their powers and duties.

Introduction, first reading, 46.

Referred to Committee on State and Federal Government.

Reported back, indefinite postponement, 357.

Senate Concurrent Resolution No. 4 — (Longmire)

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.

Introduction, first reading, 46.

Referred to Committee on State and Federal Government.

Reported back, 56; do pass, 64.

Second reading, 72, 332.

Adopted, 72, 332.

To House, 76.
 House amendments, 318.
 Returned to Senate, amended, 318.
 Senate concurs, 332.
 Engrossed, 540.
 Enrolled, 540.
 Re-engrossed, 332.
 Signed by President, 549.
 Sent to House, 550.
 Received from House, 605.
 Message to Secretary of State, 624.

Senate Concurrent Resolution No. 5 — (Lips)

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.

Introduction, first reading, 62.
 Referred to Committee on Judiciary.
 Reported back, do pass, 479.
 Second reading, 541, 1108.
 Adopted, 542, 1108.
 To House, 568.
 House amendments, 1015.
 Returned to Senate, amended, 1015.
 Senate concurs, 1107.
 Clincher motion, 1108.
 Engrossed, 1108, 1303.
 Enrolled, 1303.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1314.

Senate Concurrent Resolution No. 6 — (Trenbeath and Torgerson)

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.

Introduction, first reading, 79.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 747.
 Amendments adopted, 751.
 Engrossed, 779.
 Second reading, 784, 1197.
 Adopted, 784, 1197.
 To House, 811.
 House amendments, 1133.
 Returned to Senate, amended, 1130.
 Senate concurs, 1197.
 Re-engrossed, 1197.
 Enrolled, 1303.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1314.

Senate Concurrent Resolution No. 7 — (Ringsak, Hernet, Sands, Jacobson, Mutch, Morgan, and Chesrown)

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.

Introduction, first reading, 88.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 161.
 Second reading, 204.
 Passed, 205.
 To House, 219.
 House amendments, 533.
 Returned to Senate, amended, 532.
 Senate concurs, 610.
 Adopts, 611.
 Enrolled, 718.
 Engrossed, 718.
 Signed by President, 728.
 Sent to House, 729.
 Received from House, 739.
 Message to Secretary of State, 745.

Senate Concurrent Resolution No. 8 — (Longmire, Holand, Chesrown, Freed, Goldberg, Meschke, and Unruh)

Senate Concurrent Resolution No. 8. A Concurrent Resolution for the amendment of sections 85, 90, 94, and 100 of the Constitution of the state of North Dakota, relating to the powers of the judiciary, changing the selection of judges from an elective to an appointive-elective system, preserving the tenure of judges presently in office and those who would take office prior to the effective date of this amendment; to provide for the retirement, discipline and removal of supreme and district court judges; to provide for requirements to declare a law unconstitutional; providing for judicial districts, judicial council, and to repeal sections 88, 89, 92, 93, 95, 97, 98, 102, 104, 105, 106, 107, 108, 109, 112, 113, 114, 115, 116, 117, and 118, relating to procedures of state courts, all of such sections amended and repealed being a part of the Constitution of the state of North Dakota.

Introduction, first reading, 88.
 Referred to Committee on Judiciary.
 Reported back, do pass, 410.
 Re-referred to Committee on Judiciary, 464.
 Second reading, 441.
 Lost, 441.
 Reconsidered, 464.
 Indefinitely postponed, 603.

Senate Concurrent Resolution No. 9 — (Ringsak and Decker)

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.

Introduction, first reading, 88.
 Referred to Committee on Judiciary.
 Reported back, do pass, 410, 930.
 Re-referred to Legislative Research Resolution Committee, 442.
 Second reading, 442, 1010.
 Adopted, 1010.

Clincher motion, 1012.
 To House, 1015.
 Returned to Senate 1177.
 Enrolled, 1302.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 10 — (Becker, Holand, Unruh, Rait, Meschke, Lowe, L. Larson, Doherty, Melland, Decker, Nasset and Wilhite)

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.

Introduction, first reading, 88.
 Referred to Committee on Education.
 Reported back, do pass, 479.
 Second reading, 542.
 Adopted, 542.
 To House, 568.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 11 — (Strinden, Morgan, Nasset, Pyle, Schultz, Van Horn, Robinson, Redlin, Doherty, Torgerson, Coughlin, Decker, Luick, Trenbeath, Jacobson, Freed, Roen, Sorlie, Ruemmele, and Wenstrom)

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.

Introduction, first reading, 99.
 Referred to Committee on Agriculture.
 Reported back, amended, 135, 310-311.
 Re-referred to Committee on Judiciary, 172.
 Amendments adopted, 147, 331.
 Engrossed, 159.
 Second reading, 172.
 Adopted, 172.
 Reconsidered, 172.
 Re-engrossed, 351.
 To House, 400.
 Returned to Senate, indefinitely postponed, 919.

Senate Concurrent Resolution No. 12 — (Melland)

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.

Introduction, first reading, 126.
 Referred to Committee on Transportation.
 Reported back, do pass, 930; amended, 499.
 Re-referred to Legislative Research Resolutions Committee, 513.
 Amendments adopted, 513.
 Engrossed, 561, 1303.
 Second reading, 989.
 Adopted, 989.
 Clincher motion, 992.
 To House, 1015.
 Returned to Senate, 1177.
 Enrolled, 1303.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 13 — (Melland and Litten)

Senate Concurrent Resolution No. 13. 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, commissioner of insurance, commissioner of agriculture and labor, and tax commissioner from election by the voters of the state to appointment by the governor with the consent of the senate.

Introduction, first reading, 126.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 450.

Senate Concurrent Resolution No. 14 — (Torgerson, Litten, Strinden, Ringsak, Sands, Freed, Nething, Redlin, Doherty, Thoreson, Nasset, Van Horn, Wilhite, Becker, Melland, Longmire, Mutch, Kelly, Unruh, Kautzmann, Meschke, Holand, Lips, and Ruemmele)

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.

Introduction, first reading, 162.
 Second reading, 163.
 Adopted, 163.
 To House, 172.
 Returned to Senate, 173.
 Enrolled, 251.
 Signed by President, 264.
 Sent to House, 264.
 Received from House, 265.
 Message to Secretary of State, 265.

Senate Concurrent Resolution No. 15 — (Becker)

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.

Introduction, first reading, 215.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 522-523.
 Amendments adopted, 560.
 Engrossed 595, 680, 1238.
 Re-engrossed, 689, 1303.
 Second reading, 680; amended from floor, 680; 1239.
 Adopted, 681, 1239.
 To House, 693.
 House amendments, 1231.
 Returned to Senate, amended, 1230.
 Senate concurs, 1238.
 Enrolled, 1303.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 16 — (Nething and Kautzmann)

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.

Introduction, first reading, 215.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 311.
 Engrossed, 1012.
 Second reading, 348, 363.
 Adopted, 363.
 To House, 400.
 Returned to Senate, 729.
 Enrolled, 1012.
 Signed by President, 1045.
 Senate to House, 1046.
 Received from House, 1300.
 Message to Secretary of State, 1301.

Senate Concurrent Resolution No. 17 — (Holand and Torgerson)

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.

Introduction, first reading, 215.
 Referred to Committee on Social Welfare and Veterans' Affairs.
 Reported back, do pass, 479.
 Second reading, 542.
 Adopted, 542.
 To House, 568.
 Returned to Senate, 812.
 Enrolled, 875.
 Signed by President, 894.

Sent to House, 894.
 Received from House, 957.
 Message to Secretary of State, 958.

Senate Concurrent Resolution No. 18 — (Forkner)

Senate Concurrent Resolution No. 18. A Concurrent Resolution requesting the department of public instruction and local school districts within the state of North Dakota to do all those things necessary to assure that all eligible high school students have an opportunity to complete a full course in driver education, and that the superintendent of public instruction and the colleges and universities of the state and other affected state agencies and the Governor's highway safety representative implement an effective driver education program in conformance with the intent of the National Highway Safety Act of 1966.

Introduction, first reading, 224.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 604.

Senate Concurrent Resolution No. 19 — (Trenbeath)

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.

Introduction, first reading, 265.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 499.
 Second reading, 546.
 Adopted, 546.
 To House, 568.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 20 — (Van Horn, Rait, Meschke, L. Larson)

Senate Concurrent Resolution No. 20. A Concurrent Resolution for the amendment of sections 72, 82, and 83 of the Constitution of the State of North Dakota, relating to elected State officials, the duties of certain public offices, and limiting the eligibility of any person to serve as an elected State official for more than two consecutive terms.

Introduction, first reading, 266.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 703.

Senate Concurrent Resolution No. 21 — (Wenstrom, Chesrown, Becker, and G. Larson)

Senate Concurrent Resolution No. 21. A Concurrent Resolution designating the Northern Pike as the State fish of North Dakota.

Introduction, first reading, 266.
 Second reading, 266.
 Passed, 266.

To House, 288.
 Returned to Senate, 708.
 Enrolled, 721.
 Signed by President, 731.
 Sent to House, 731.
 Received from House, 766.
 Message to Secretary of State, 776.

Senate Concurrent Resolution No. 22 — (Trenbeath, Becker, and Morgan)

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.

Introduction, first reading, 276.
 Referred to Committee on Natural Resources.
 Reported back, amended, 499.
 Amendments adopted, 513.
 Engrossed, 561, 1012.
 Second reading, 581.
 Adopted, 581.
 To House, 608.
 Returned to Senate, 812.
 Enrolled, 1012.
 Signed by President, 1045.
 Sent to House, 1046.
 Received from House, 1300.
 Message to Secretary of State, 1301.

Senate Concurrent Resolution No. 23 — (Trenbeath)

Senate Concurrent Resolution No. 23. A Concurrent Resolution directing the Legislative Research Committee to study the North Dakota irrigation district laws.

Introduction, first reading, 285.
 Referred to Committee on Natural Resources.
 Reported back, amended, 499-500.
 Re-referred to Legislative Research Resolutions Committee, 513.
 Amendments adopted, 513.
 Engrossed, 561.
 Indefinitely postponed, 930.

Senate Concurrent Resolution No. 24 — (Ringsak, Torgerson, Morgan, and Wilhite)

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.

Introduction, first reading, 298.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 703.
 Engrossed, 1197, 1303.
 Second reading, 736, 1197.
 Adopted, 736, 1198.
 To House, 770.
 House amendments, 1177.
 Returned to Senate, amended, 1173.
 Senate concurs, 1197.

Enrolled, 1303.
Signed by President, 1312.
Sent to House, 1313.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 25 — (Longmire and Meschke)

Senate Concurrent Resolution No. 25. A Concurrent Resolution expressing the policy of the state in its relations with tribal councils.

Introduction, first reading, 298.
Referred to Committee on State and Federal Government.
Reported back, do pass, 703.
Second reading, 736.
Adopted, 736.
To House, 770.
Returned to Senate, 1014.
Enrolled, 1302.
Signed by President, 1312.
Sent to House, 1313.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 26 — (Longmire and Meschke)

Senate Concurrent Resolution No. 26. A Concurrent Resolution commending the League of Women Voters upon the beginning of its Fiftieth Anniversary Year.

Introduction, first reading, 299.
Second reading, 299.
Passed, 299.
To House, 314.
Returned to Senate, 470.
Enrolled, 539.
Signed by President, 549.
Sent to House, 550.
Received from House, 605.
Message to Secretary of State, 624.

Senate Concurrent Resolution No. 27 — (G. Larson, Jacobson, Holand, Strinden, Trenbeath, Nasset, Roen, Hernet, Coughlin, Melland, Ruummele, Becker, Wilhite, Sorlie, Litten, Stafne, and Pyle)

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.

Introduction, first reading, 312.
Referred to Committee on Education.
Reported back, do pass, 604.
Second reading, 681, recorded roll call.
Adopted, 681.
To House, 693.
Returned to Senate, indefinitely postponed, 1079.

Senate Concurrent Resolution No. 28 — Morgan, Holand, Robinson, and Nasset)

Senate Concurrent Resolution No. 28. A Concurrent Resolution expressing opposition to a proposed flood control project on the lower reach of the Sheyenne River.

Introduction, first reading, 312.
 Referred to Committee on Agriculture.
 Reported back, placed on calendar without recommendation, 930.
 Second reading, 1010.
 Lost, 1011.
 Clincher motion, 1012.

Senate Concurrent Resolution No. 29 — (Litten, Torgerson, Wilhite, Pyle, Becker, and Holand)

Senate Concurrent Resolution No. 29. A Concurrent Resolution directing the Legislative Research Committee to arrange for one or more meetings during the biennium between members of the Legislative Assembly and members of the United States Congress from this State.

Introduction, first reading, 331.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 703.
 Rereferred to Legislative Research Resolutions Committee, 703.
 Indefinitely postponed, 930.

Senate Concurrent Resolution No. 30 — (Litten, Stafne, Goldberg, and Butler)

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.

Introduction, first reading, 331.
 Second reading, 332.
 Adopted, 332.
 To House, 364.
 Returned to Senate, 411.
 Enrolled, 539.
 Signed by President, 549.
 Sent to House, 550.
 Received from House, 605.
 Message to Secretary of State, 624.

Senate Concurrent Resolution No. 31 — (Morgan and Nasset)

Senate Concurrent Resolution No. 31. A Concurrent Resolution directing the Legislative Research Committee to conduct a comprehensive study of North Dakota's weed control laws and to prepare legislation providing for the most effective means of weed control.

Introduction, first reading, 359.
 Referred to Committee on Agriculture.
 Reported back, do pass, 500.
 Re-referred to Legislative Research Resolutions Committee, 546.
 Second reading, 546.
 Indefinitely postponed, 931.

Senate Concurrent Resolution No. 32 — (Wenstrom and Ringsak)

Senate Concurrent Resolution No. 32. A Concurrent Resolution directing the Legislative Research Committee to study and make recommendations in regard to the keeping of the archives of the State of North Dakota.

Introduction, first reading, 359.
Referred to Committee on State and Federal Government.
Reported back, do pass, 703.
Re-referred to Legislative Research Resolutions Committee, 703.
Indefinitely postponed, 931.

Senate Concurrent Resolution No. 33 — (Morgan)

Senate Concurrent Resolution No. 33. A Concurrent Resolution memorializing Congress and the Secretary of Agriculture regarding incentive payments to producers of feeder livestock.

Introduction, first reading, 359.
Referred to Committee on Agriculture.
Reported back, indefinitely postponed, 523.
Motion to reconsider lost, 734-735.

Senate Concurrent Resolution No. 34 — (Guy Larson and Robinson)

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.

Introduction, first reading, 359.
Referred to Committee on State and Federal Government.
Reported back, do pass, 703.
Second reading, 736.
Adopted, 737.
To House, 770.
Returned to Senate, 1127.
Enrolled, 1302.
Signed by President, 1312.
Sent to House, 1313.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 35 — (Holand, Morgan, Robinson, Longmire, and Meschke)

Senate Concurrent Resolution No. 35. A Concurrent Resolution in support of the concentration of the Garrison Diversion Unit.

Introduction, first reading, 374.
Second reading, 375.
Passed, 375.
To House, 400.
Returned to Senate, 453.
Enrolled, 540.
Signed by President, 549.
Sent to House, 550.
Received from House, 605.
Message to Secretary of State, 624.

Senate Concurrent Resolution No. 36 — (Longmire)

Senate Concurrent Resolution No. 36. A Concurrent Resolution directing the Legislative Research Committee to conduct a study to determine the feasibility of establishing a centralized information center for the mentally retarded, using the equipment and services of the State central data processing service.

Introduction, first reading, 375.
Referred to Committee on Social Welfare and Veterans' Affairs.
Reported back, indefinitely postponed, 732.

Senate Concurrent Resolution No. 37 — (Meschke)

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.

Introduction, first reading, 375.
Referred to Committee on State and Federal Government.
Reported back, do pass, 703.
Second reading, 737.
Adopted, 737.
To House, 770.
Returned to Senate, 1014.
Enrolled, 1302.
Signed by President, 1312.
Sent to House, 1313.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 38 — (Longmire)

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.

Introduction, first reading, 395.
Referred to Committee on State and Federal Government.
Reported back, do pass, 703.
Second reading, 740.
Adopted, 740.
To House, 770.
Returned to Senate, failed to pass, 1037.

Senate Concurrent Resolution No. 39 — (Redlin)

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.

Introduction, first reading, 412.
Referred to Committee on Education.
Reported back, do pass, 604.
Second reading, 681.
Adopted, 681.
To House, 693.
Returned to Senate, failed to pass, 1129.

Senate Concurrent Resolution No. 40 — (Morgan and Ringsak)

Senate Concurrent Resolution No. 40. A Concurrent Resolution for reinstatement of the Third House.

Introduction, first reading, 412.
Referred to Committee on State and Federal Government.
Second reading, 413.
Laid on table, 413.

Senate Concurrent Resolution No. 41 — (Robinson)

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.

Introduction, first reading, 412.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 500, 931.
 Re-referred to Legislative Research Resolutions Committee.
 Second reading, 1040.
 Adopted, 1040.
 To House, 1048.
 Returned to Senate, 1177.
 Enrolled, 1302.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 42 — (Meschke, Rait, L. Larson, Van Horn, Berube)

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.

Introduction, first reading, 412.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 704.
 Amendments adopted, 727.
 Engrossed, 731, 1198.
 Second reading, 744, 1198.
 Adopted, 744, 1198.
 To House, 770.
 Returned to Senate, amended, 1187.
 House amendments, 1188, 1189.
 Senate concurs, 1198.
 Enrolled, 1303.
 Re-engrossed, 1303.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 43 — (Becker, Torgerson, Robinson, Kautzmann, and Melland)

Senate Concurrent Resolution No. 43. A Concurrent Resolution directing the Legislative Research Committee to study vocational rehabilitation and training at certain charitable and penal institutions.

Introduction, first reading, 443-444.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 721.

Senate Concurrent Resolution No. 44 — (Guy Larson and Hernet)

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.

Introduction, first reading, 451.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 523, 931.
 Re-referred to Legislative Research Resolutions Committee, 523.
 Second reading, 1042.
 Adopted, 1042.
 To House, 1048.
 Clincher motion, 1050.
 Returned to Senate, 1177.
 Enrolled, 1302.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 45 — (G. Larson, Trenbeath, Nasset, Pyle, Ruemmele, Stafne, Strinden, Doherty, Holand, Jacobson, Wilhite, and Kelly)

Senate Concurrent Resolution No. 45. A Concurrent Resolution directing the Legislative Research Committee to study the effects of the Revenue Bond Act.

Introduction, first reading, 465.
 Referred to Committee on Education.
 Reported back, do pass, 820, 931.
 Re-referred to Legislative Research Resolutions Committee, 820.
 Second reading, 1040.
 Adopted, 1040.
 To House, 1048.
 Clincher motion, 1050.
 Returned to Senate, 1177.
 Enrolled, 1302.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 46 — (Doherty and Thoreson)

Senate Concurrent Resolution No. 46. A Concurrent Resolution directing the director of the North Dakota Park Service to negotiate with the governing body of the city of Rugby, North Dakota, for the potential establishment of a Geographical Center State Park.

Introduction, first reading, 465.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 732.

Senate Concurrent Resolution No. 47 — (Committee on Appropriations)

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.

Introduction, first reading, 465.
 Referred to Committee on State and Federal Government.
 Returned to Senate, 469.
 Re-referred to Committee on Appropriations, 469.
 Reported back, do pass, 524, 931.
 Re-referred to Legislative Research Resolutions Committee, 524.
 Second reading, 1042.
 Adopted, 1042.
 To House, 1048.
 Clincher motion, 1050.
 Returned to Senate, 1177.
 Enrolled, 1302.
 Signed by President, 1312.
 Sent to House, 1313.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 48 — (Committee on Appropriations)

Senate Concurrent Resolution No. 48. A Concurrent Resolution directing the Legislative Research Committee to conduct a study of the feasibility of establishing area civil defense organizations.

Introduction, first reading, 465.
 Referred to Committee on State and Federal Government.
 Returned to Senate, 469.
 Re-referred to Committee on Appropriations, 469.
 Reported back, do pass, 500.
 Re-referred to Legislative Research Resolutions Committee, 500.
 Indefinitely postponed, 931.

Senate Concurrent Resolution No. 49 — (Holand and Trenbeath)

Senate Concurrent Resolution No. 49. A Concurrent Resolution urging the Congress of the United States to adopt and submit the amendment to the Constitution proposed by Representative Thomas S. Kleppe, providing for the apportionment of electoral votes to the states on the basis of their representation in Congress, and providing for a direct election process in the event no presidential candidate received a majority of the electoral votes.

Introduction, first reading, 465.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 721.

Senate Concurrent Resolution No. 50 — (Meschke, Van Horn, Rait, Larson, and Berube)

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.

Introduction, first reading, 482.
 Referred to Committee on Agriculture.
 Reported back, do pass, 900.
 Second reading, 1012.
 Adopted, 1012.
 Clincher motion, 1012.
 To House, 1015.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1312.

Sent to House, 1313.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 51 — (Butler)

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.

Introduction, first reading, 483.
Referred to Committee on State and Federal Government.
Reported back, do pass, 721, 931.
Re-referred to Legislative Research Resolutions Committee, 722.
Second reading, 1042.
Adopted, 1042.
To House, 1048.
Clincher motion, 1050.
Returned to Senate, 1177.
Enrolled, 1302.
Signed by President, 1312.
Sent to House, 1313.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 52 — (Sands)

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.

Introduction, first reading, 503.
Second reading, 504.
Adopted, 504.
To House, 511.
Returned to Senate, 605.
Enrolled, 718.
Signed by President, 728.
Sent to House, 729.
Returned from House, 739.
Message to Secretary of State, 745.

Senate Concurrent Resolution No. 53 — (Kautzmann, Wenstrom, and Lips)

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 mail in transit mail in railway postoffice cars.

Introduction, first reading, 504.
Referred to Committee on State and Federal Government.
Reported back, do pass, 722.
Second reading, 744.
Adopted, 744.
To House, 770.
Returned to Senate, 1014.
Enrolled, 1302.
Signed by President, 1312.
Sent to House, 1314.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 54 — (Nething and Stafne)

Senate Concurrent Resolution No. 54. A Concurrent Resolution directing the state toxicologist, the department of public instruction, the highway patrol, the commission on alcoholism, the state board of higher education and the state health department to study the problem of educating the residents of this state to the tragic effects of driving while under the influence of alcohol with the purpose of reducing the number of traffic accidents and deaths.

Introduction, first reading, 504.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 900.

Senate Concurrent Resolution No. 55 — (Trenbeath and Becker)

Senate Concurrent Resolution No. 55. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of adopting different assessment classifications for different categories of property and to make an in-depth study of classifications of taxpayers and the respective contribution of each class to education and local government.

Introduction, first reading, 504.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 604.

Re-referred to Legislative Research Resolutions Committee, 604.

Indefinitely postponed, 931.

Senate Concurrent Resolution No. 56 — (Becker, Torgerson, Decker, Thoreson, Butler, Doherty, and Rait)

Senate Concurrent Resolution No. 56. A Concurrent Resolution directing the legislative research committee to make a comprehensive study of the various tax laws of this state relating to the filing of returns, reports or other documents, the payment of interest on unpaid taxes, and the imposition of civil or criminal penalties for failure to comply with such laws, to the end that such tax laws may be made more fair and uniform.

Introduction, first reading, 504.

Referred to Committee on Finance and Taxation.

Reported back, do pass, 604.

Re-referred to Legislative Research Resolutions Committee, 604.

Indefinitely postponed, 932.

Senate Concurrent Resolution No. 57 — (Luick)

Senate Concurrent Resolution No. 57. A Concurrent Resolution for the amendment of article 60 of the amendments to the Constitution of the state of North Dakota, increasing the levy for the medical school at the University of North Dakota.

Introduction, first reading, 505.

Referred to Committee on Education.

Reported back, indefinitely postponed, 805.

Senate Concurrent Resolution No. 58 — (Morgan and Redlin)

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.

Introduction, first reading, 505.
 Referred to Committee on Agriculture.
 Reported back, do pass, 900.
 Second reading, 1012.
 Adopted, 1012.
 Clincher motion, 1012.
 To House, 1015.
 Returned to Senate, 1179.
 Enrolled, 1302.
 Signed by President, 1312.
 Sent to House, 1314.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 59 — (Morgan, Redlin, and Becker)

Senate Concurrent Resolution No. 59. A Concurrent Resolution memorializing the Congress of the United States to enact legislation prohibiting nonfarm corporations and individuals from writing off farm losses against nonfarm profits for federal income tax purposes.

Introduction, first reading, 505.
 Referred to Committee on Agriculture.
 Reported back, do pass, 901.
 Second reading, 1012.
 Lost, 1012.
 Clincher motion, 1012.

Senate Concurrent Resolution No. 60 — (Rait, L. Larson, Van Horn, Meschke, and Berube)

Senate Concurrent Resolution No. 60. A Concurrent Resolution for the amendment of section 176 of the Constitution of the state of North Dakota, relating to uniformity of taxation.,

Introduction, first reading, 505.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 704; indefinitely postponed, 704.
 Reconsidered and indefinitely postponed, 707 (explanation).

Senate Concurrent Resolution No. 61 — (Becker and Torgerson)

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.

Introduction, first reading, 505.
 Referred to Committee on Appropriations.
 Reported back, amended, 604-605.
 Statement of purpose, 605.
 Amendments adopted, 621.
 Second reading, 682.
 Adopted, 683.
 To House, 693.
 Returned to Senate, 1179.
 Engrossed, 1303.
 Enrolled, 1303.
 Signed by President, 1312.
 Sent to House, 1314.

Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 62 — (Hernett, Longmire, Meschke, and Trenbeath)

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.

Introduction, first reading, 505.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 689.
 Engrossed, 1200, 1303.
 Second reading, 709, 1200.
 Adopted, 710, 1200.
 To House, 728.
 Returned to Senate, amended, 1159.
 House amendments, 1173.
 Senate concurs, 1200.
 Enrolled, 1303.
 Signed by President, 1312.
 Sent to House, 1314.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 63 — (Mutch)

Senate Concurrent Resolution No. 63. A Concurrent Resolution requesting the Congress of the United States to propose to the people an amendment to the Constitution providing for the method of choosing Presidential and Vice Presidential electors and providing that if no candidate receives a majority of the votes of the electors, the Senate and the House of Representatives in joint session shall select the President or Vice President from the persons receiving the three highest numbers of votes.

Introduction, first reading, 505.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 722.

Senate Concurrent Resolution No. 64 — (Mutch and Ringsak)

Senate Concurrent Resolution No. 64. A Concurrent Resolution directing the Legislative Research Committee to study the feasibility of establishing a North Dakota Oil and Gas Commission.

Introduction, first reading, 506.
 Referred to Committee on Industry, Business and Labor.
 Returned from Committee and withdrawn, 752.

Senate Concurrent Resolution No. 65 — (Becker, Coughlin, G. Larson, Decker, Doherty, Kelly, Sands, Strinden, Thoreson, Lowe, Pyle, Melland, Morgan, Butler, Trenbeath, Stafne, Goldberg, Ringsak, Torgerson, Jacobson, Lips, Robinson, Schultz, Wenstrom, Freed, and Nasset)

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.

Introduction, first reading, 506.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 605.
Second reading, 683.
Adopted, 683.
To House, 693.
Returned to Senate, 877.
Enrolled, 1012.
Engrossed, 1012.
Signed by President, 1045.
Sent to House, 1046.
Received from House, 1300.
Message to Secretary of State, 1301.

Senate Concurrent Resolution No. 66 — (Meschke, Larson, Berube, Rait, and Van Horn)

Senate Concurrent Resolution No. 66. A Concurrent Resolution directing the legislative research committee to make a comprehensive study of management information systems appropriate for the various departments, agencies and offices of the state of North Dakota, to the end that administrators will have available information to permit them to make efficient decisions by which they can measure the effectiveness of the way they spend the monies appropriated to them.

Introduction, first reading, 506.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 722.

Senate Concurrent Resolution No. 67 — (Meschk, Longmire, Melland, and Van Horn)

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.

Introduction, first reading, 506.
Referred to Committee on State and Federal Government.
Reported back, do pass, 722.
Second reading, 744.
Adopted, 744.
To House, 771.
Returned to Senate, 1014.
Enrolled, 1302.
Signed by President, 1312.
Sent to House, 1314.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 68 — (Meschke)

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.

Introduction, first reading, 506.
Referred to Committee on Education.
Reported back, amended, 1089-1090.
Amendments adopted, 1110.
Engrossed, 1133.

Second reading, 1148.
Adopted, 1148.
Clincher motion, 1150.
To House, 1154.
Returned to Senate, 1230; failed to pass.

Senate Concurrent Resolution No. 69 — (Holand)

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.

Introduction, first reading, 553.
Second reading, 615, 1201.
Adopted, 615, 1201.
To House, 646.
Returned to Senate, amended, 1159.
House amendments, 1173.
Senate concurs, 1200.
Engrossed, 1201, 1303.
Enrolled, 1303.
Signed by President, 1312.
Sent to House, 1314.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 70 — (Committee on Delayed Bills)

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.

Introduction, first reading, 609.
Referred to Committee on Natural Resources.
Reported back, do pass, 849.
Second reading, 880.
Adopted, 880.
To House, 913.
Returned to Senate, 1127.
Enrolled, 1302.
Signed by President, 1312.
Sent to House, 1314.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 71 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 71. A Concurrent Resolution requesting the Board of Higher Education to study and, if feasible, to establish a planning and training institute at one of the two state universities, or to contract with another state for the provision and use of the facilities and teaching personnel of that state by North Dakota graduate students.

Introduction, first reading, 622.
Referred to Committee on Education.
Reported back, indefinitely postponed, 849.

Senate Concurrent Resolution No. 72 — (Committee on Delayed Bills)

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.

Introduction, first reading, 798.
Referred to Committee on Appropriations.
Reported back, do pass, 820.
Second reading, 851.
Adopted, 852.
To House, 913.
Returned to Senate, 1177.
Enrolled, 1302.
Signed by President, 1312.
Sent to House, 1314.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 73 — (Committee on Delayed Bills)

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.

Introduction, first reading, 880.
Referred to Committee on Appropriations.
Reported back, do pass, 901.
Second reading, 1012.
Adopted, 1012.
Clincher motion, 1012.
To House, 1015.
Returned to Senate, 1179.
Enrolled, 1302.
Signed by President, 1312.
Sent to House, 1314.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 74 — (Committee on Delayed Bills)

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.

Introduction, first reading, 895.
Second reading, 896.
Adopted, 896.
To House, 913.
Returned to Senate, 1014.
Enrolled, 1302.
Signed by President, 1312.
Sent to House, 1314.
Received from House, 1314.
Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 75 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 75. A Concurrent Resolution providing for the completion of the legislative journals of the house and senate.

Introduction, first reading, 958.
Second reading, 1043.
Adopted, 1043.
To House, 1048.

Clincher motion, 1050.
 Returned to Senate, 1127.
 Enrolled, 1302.
 Signed by President, 1312.
 Sent to House, 1314.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 76 — (Committee on Delayed Bills)

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.

Introduction, first reading, 981.
 Second reading, 981.
 Adopted, 981.
 To House, 1016.
 Returned to Senate, 1127.
 Enrolled, 1303.
 Signed by President, 1312.
 Sent to House, 1314.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 77 — (Committee on Delayed Bills)

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.

Introduction, first reading, 1050.
 Second reading, 1050.
 Adopted, 1051.
 To House, 1065.
 Returned to Senate, 1177.
 Enrolled, 1303.
 Signed by President, 1312.
 Sent to House 1314.
 Received from House, 1314.
 Message to Secretary of State, 1315.

Senate Concurrent Resolution No. 78 — (Committee on Delayed Bills)

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.

Introduction, first reading, 1228.
 Second reading, 1229.
 Adopted, 1229.
 Clincher motion, 1229.
 To House, 1232.
 Returned to Senate, 1243.
 Enrolled, 1303.
 Signed by President, 1312.
 Sent to House, 1314.
 Received from House, 1314.
 Message to Secretary of State, 1315.

SENATE RESOLUTIONS

Senate Resolution No. 1 — (Morgan, Schultz, and Van Horn)

Senate Resolution No. 1. A Resolution to appoint an official photographer for the senate of the Forty-first Legislative Assembly of the State of North Dakota.

Introduction, first reading, 266.
Second reading, 267.
Passed, 267.
Enrolled, 279.
Signed by President, 282.
Message to Secretary of State, 288.

Senate Resolution No. 2 — (Litten, Melland, Sorlie, Ringsak, Becker, Wilhite, Pyle, Christensen, Van Horn, Berube, Guy Larson, Rait, Stafne, Freed, Wenstrom, Sands, Kelly, Nasset, Jacobson, Decker, Coughlin, Lowe, Butler, Lips, Luick, Morgan, Robinson, Goldberg, L. Larson, Chesrown, Hernet, Stroup, Thoreson, Redlin, Roen, Holand, Unruh, Doherty, Kautzmann, Longmire, Mutch, Forkner, Strinden, Nething, Torgerson, Ruemmele, Schultz, and Meschke)

Senate Resolution No. 2. A Resolution expressing the pleasure of the Senate in the selection of Senator Grant Trenbeath as North Dakota's Outstanding Handicapped Citizen for 1968.

Introduction, first reading, 284.
Second reading, 285.
Passed, 285.
Enrolled, 314.
Signed by President, 326.
Message to Secretary of State, 326.

Senate Resolution No. 3 — (Trenbeath)

Senate Resolution No. 3. A Resolution urging action of Congress in regard to the inequitable application of the Federal highway use tax to trucks weighing in excess of thirteen thousand pounds used primarily for agricultural purposes.

Introduction, first reading, 501.
Referred to Committee on Transportation.
Reported back, do pass, 883.
Second reading, 914.
Adopted, 914.
Enrolled, 1076.
Signed by President, 1110.
Message to Secretary of State, 1133.

Senate Resolution No. 4 — (Trenbeath)

Senate Resolution No. 4. A Resolution urging the United States Congress to remove limitations on taxation of national banks.

Introduction, first reading, 502.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 901.

Senate Resolution No. 5 — (Robinson)

Senate Resolution No. 5. A Resolution requesting the State Highway Department to place a hold order on the proposed relocation of a portion of Highway 83 between Washburn and Underwood in McLean County, North Dakota.

To Senate, first reading, 502.

Referred to Committee on Transportation.

Reported back, indefinitely postponed, 779.

SENATE MEMORIAL RESOLUTIONS

Senate Memorial Resolution No. 1 — (Decker and Meschke)

Senate Memorial Resolution No. 1. A Memorial Resolution extending sympathy and condolence to Senator John D. (Jack) Coughlin upon the death of his brother.

Introduction, first reading, 395.

Second reading, 396.

Adopted, 396.

Enrolled, 396.

Signed by President, 396.

Message to Secretary of State, 396.

Senate Memorial Resolution No. 2 — (Committee on Senate Memorial Resolutions)

Senate Memorial Resolution No. 2. A Memorial Resolution for deceased members of the Senate of the State of North Dakota.

Introduction, first reading, 725.

Adopted, 725.

Enrolled, 805.

Signed by President, 844.

Message to Secretary of State, 848.

RECORD OF HOUSE BILLS IN THE SENATE

House Bill No. 1 —

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.

To Senate, 625.
First reading, 668.
Referred to Committee on Appropriations.
Reported back, amended, 1021-1022.
Statement of purpose, 1022.
Amendments adopted, 1068.
Second reading, 1146, 1279.
Passed, 1147, 1279.
Clincher motion, 1147.
Emergency carried, 1147.
Returned to House, amended, 1147.
House does not concur, 1199.
Conference committee, 1199, 1216.
Conference committee report, 1278, 1297.
Senate adopts, 1278, 1297.
Received from House, 1308.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 2 —

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.

To Senate, 533.
First reading, 569.
Referred to Committee on Appropriations.
Reported back, amended, 901.
Statement of purpose, 901.
Amendments adopted, 926.
Second reading, 989.
Passed, 990.
Clincher motion, 992.
Returned to House, amended, 1016.
House concurs, 1063.
Received from House, 1303.
Signed by President, 1304.
Returned to House, 1306.

House Bill No. 3 —

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.

To Senate, 533.
 First reading, 569.
 Referred to Committee on Appropriations.
 Reported back, amended, 901-902.
 Statement of Purpose, 902.
 Amendments adopted, 927.
 Second reading, 990; amended from floor, 990.
 Clincher motion, 992.
 Second reading, 1218; laid over one legislative day, 1266.
 Passed, 990, 1266.
 Returned to House, amended, 1016.
 House does not concur, 1063.
 Conference committee, 1063, 1067.
 Conference committee report, 1217-1218, 1264-1265, 1298.
 Senate adopts, 1218, 1265, 1298.
 Conference committee report reconsidered, 1264-1265.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 4 —

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.

To Senate, 533.
 First reading, 569.
 Referred to Committee on Appropriations.
 Reported back, amended, 902-903.
 Statement of purpose, 903.
 Amendments adopted, 927.
 Second reading, 990, 1152.
 Passed, 990, 1153.
 Clincher motion, 992.
 Returned to House, amended, 1016.
 House does not concur, 1064.
 Conference committee, 1064, 1067.
 Conference committee report, 1151.
 Adopts, 1152, 1178.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 5 —

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.

To Senate, 340.
 First reading, 365.
 Referred to Committee on Appropriations.
 Reported back, amended, 966.
 Statement of purpose, 966.
 Amendments adopted, 1019.
 Second reading, 1080, 1280, 1298.
 Passed, 1081, 1281, 1298.
 Clincher motion, 1088.
 Returned to House, amended, 1096.
 House does not concur, 1177.
 Conference committee, 1177, 1202, 1236.
 Conference Committee report, 1280, 1297.
 Senate adopts, 1280, 1297, 1298.
 Reconsidered, 1297.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 6 —

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.

To Senate, 625.
 First reading, 745.
 Referred to Committee on Appropriations.
 Reported back, amended, 1022-1023.
 Statement of Purpose, 1023.
 Amendments adopted, 1068.
 2nd Reading, 1124.
 Passed, 1125.
 Clincher motion, 1147.
 Returned to House, amended, 1147.
 House concurs, 1198.
 Received from House, 1303.
 Signed by President, 1304.
 Returned to House, 1306.

House Bill No. 7 —

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.

To Senate, 625.
 First reading, 668.
 Referred to Committee on Appropriations.
 Reported back, amended, 820-821.
 Statement of Purpose, 821.
 Amendments adopted, 850.
 2nd Reading, 880.
 Passed, 881.
 Returned to House, amended, 913.
 House concurs, 973.
 Received from House, 1100.
 Signed by President, 1103.
 Returned to House, 1103.

House Bill No. 8 —

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.

To Senate, 400.
First reading, 416.
Referred to Committee on Appropriations.
Reported back, amended, 821.
Statement of Purpose, 821.
Amendments adopted, 850.
2nd Reading, 881.
Passed, 881.
Returned to House, amended, 913.
House concurs, 973.
Received from House, 1100.
Signed by President, 1103.
Returned to House, 1103.

House Bill No. 9—

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.

To Senate, 500.
First reading, 537.
Referred to Committee on Appropriations.
Reported back, amended, 966.
Statement of Purpose, 966.
Amendments adopted, 1019.
2nd Reading, 1081.
Passed, 1081.
Clincher motion, 1088.
Returned to House, amended, 1096.
Conference Committee, 1177, 1202.
Conference Committee Report, 1281.
Adopts, 1281.
House does not concur, 1177.
Received from House, 1308.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 10 —

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.

To Senate, 625.
First reading, 668.
Referred to Committee on Appropriations.
Reported back, amended, 821-822.
Statement of Purpose, 822.
Amendments adopted, 850.
2nd Reading, 881.
Passed, 882.
Returned to House, amended, 913.
House concurs, 992.
Received from House, 1303.
Signed by President, 1304.
Returned to House, 1306.

House Bill No. 11 —

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.

To Senate, 500.
 First reading, 538.
 Referred to Committee on Appropriations.
 Reported back, amended, 967.
 Statement of Purpose, 967.
 Amendments adopted, 1019.
 2nd Reading, 1083.
 Passed, 1083.
 Clincher motion, 1088.
 Returned to House, amended, 1096.
 House concurs, 1177.
 Received from House, 1303.
 Signed by President, 1304.
 Returned to House, 1306.

House Bill No. 12 —

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.

To Senate, 411.
 First reading, 444.
 Referred to Committee on Appropriations.
 Reported back, amended, 967.
 Statement of Purpose, 967.
 Amendments adopted, 1019.
 2nd Reading, 1083, 1282.
 Passed 1083, 1282.
 Clincher motion, 1088.
 Returned to House, amended, 1101.
 House does not concur, 1177.
 Conference Committee, 1178, 1202.
 Conference Committee Report, 1281, 1297.
 Adopts, 1281, 1297.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 13 —

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.

To Senate, 470.
 First reading, 487.
 Referred to Committee on Appropriations.
 Reported back, amended, 800.
 Statement of Purpose, 800.
 Amendments adopted, 820.
 2nd Reading, 852, 888, amended from floor.
 Passed, 852, 888.
 Returned to House, amended, 913.
 House concurs, 973.

Reconsidered, 888.
Received from House, 1100.
Signed by President, 1103.
Returned to House, 1103.

House Bill No. 14 —

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.

To Senate, 400.
First reading, 417.
Referred to Committee on Appropriations.
Reported back, do pass, 849.
2nd Reading, 882.
Passed 882.
Returned to House, 913.
Received from House, 1018.
Signed by President, 1049.
Returned to House, 1049.

House Bill No. 15 —

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.

To Senate, 400.
First reading, 417.
Referred to Committee on Appropriations.
Reported back, do pass, 850.
2nd Reading, 882.
Passed, 882.
Returned to House, 913.
Received from House, 1018.
Signed by President, 1049.
Returned to House, 1049.

House Bill No. 16 —

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.

To Senate, 606.
First reading, 631.
Referred to Committee on Appropriations.
Reported back, indefinitely postponed, 883.
Returned to House, 913.

House Bill No. 17 —

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.

To Senate, 400.
First reading, 417.
Referred to Committee on Appropriations.
Reported back, amended, 479-481, 932.

Re-referred to Committee on Ind., Business and Labor, 512.
Amendments adopted, 512, 991.
2nd Reading, 1059.
Passed, 1060.
Clincher motion, 1061.
Returned to House, amended, 1065.
House concurs, 1177.
Received from House, 1303.
Signed by President, 1304.
Returned to House, 1306.

House Bill No. 18 —

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

To Senate, 606.
First reading, 631.
Referred to Committee on Appropriations.
Reported back, amended, 903.
Statement of Purpose, 903.
Amendments adopted, 927.
2nd Reading, 995.
Passed, 995.
Clincher motion, 1012.
Returned to House, amended, 1016.
House concurs, 1063.
Received from House, 1303.
Signed by President, 1304.
Returned to House, 1306.

House Bill No. 19 —

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.

To Senate, 500.
First reading, 538.
Referred to Committee on Appropriations.
Reported back, amended, 903-904.
Statement of Purpose, 903.
Amendments adopted, 927.
2nd Reading, 995, 1283.
Passed, 996, 1283.
Clincher motion, 1012.
Returned to House, amended, 1016.
Conference Committee, 1178, 1202.
House does not concur, 1178.
Conference Committee Report, 1282.
Adopts, 1282.
Received from House, 1308.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 20 —

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.

To Senate, 674.
 First reading, 685.
 Referred to Committee on Appropriations.
 Reported back, amended, 904.
 Statement of Purpose, 904.
 Amendments adopted, 927.
 2nd Reading, 996.
 Passed, 996.
 Clincher motion, 1012.
 Returned to House, amended, 1016.
 House concurs, 1063.
 Received from House, 1303.
 Signed by President, 1304.
 Returned to House, 1306.

House Bill No. 21 —

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.

To Senate, 481.
 First reading, 507.
 Referred to Committee on Appropriations.
 Reported back, do pass, 850.
 2nd Reading, 891.
 Passed, 891.
 Returned to House, 913.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 22 —

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.

To Senate, 400.
 First reading, 417.
 Referred to Committee on Appropriations.
 Reported back, do pass, 932.
 2nd Reading, 1043.
 Passed, 1043.
 Clincher motion, 1050.
 Returned to House, 1065.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 23 —

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.

To Senate, 263.
 First reading, 276.
 Referred to Committee on Appropriations.
 Reported back, amended, 410.
 Amendments adopted, 424.
 2nd Reading, 457.
 Passed, 457.

Returned to House, amended, 466.
House concurs, 500.
Received from House, 533.
Signed by President, 550.
Returned to House, 550.

House Bill No. 24 —

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

To Senate, 470.
First reading, 487.
Referred to Committee on Appropriations.
Reported back, do pass, 722.
2nd Reading, 756.
Passed, 756.
Returned to House, 795.
Received from House, 848.
Signed by President, 874.
Returned to House, 874.

House Bill No. 25 —

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.

To Senate, 481.
First reading, 507.
Referred to Committee on Appropriations.
Reported back, amended, 904-905.
Statement of Purpose, 904.
Amendments adopted, 927, further amended from floor, 927.
2nd Reading, 996, 1118, amended from floor, 996.
Passed, 997, 1118.
Clincher motion, 1012.
Returned to House, amended, 1016.
House concurs, 1063.
House does not concur, 1088.
Conference Committee, 1088, 1109.
Conference Committee Report, 1118.
Adopts, 1118.
Received from House, 1308.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 26 —

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

To Senate, 470.
First reading, 487.
Referred to Committee on Appropriations.
Reported back, amended, 932.
Statement of Purpose, 932.
Amendments adopted, 991.
2nd Reading, 1060.
Passed, 1060.
Clincher motion, 1061.
Returned to House, amended, 1065.
House concurs, 1177.

Received from House, 1303.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 27 —

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.

To Senate, 470.
First reading, 487.
Referred to Committee on Appropriations.
Reported back, do pass, 722.
2nd Reading, 756.
Passed, 756.
Returned to House, 795.
Received from House, 848.
Signed by President, 874.
Returned to House, 874.

House Bill No. 28 —

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.

To Senate, 365.
First reading, 384.
Referred to Committee on Appropriations.
Reported back, amended, 905.
Statement of Purpose, 905.
Amendments adopted, 927.
2nd Reading, 997.
Passed, 997.
Clincher motion, 1012.
Returned to House, amended, 1016.
House concurs, 1063.
Received from House, 1303.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 29 —

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.

To Senate, 365.
First reading, 384.
Referred to Committee on Appropriations.
Reported back, do pass, 850.
2nd Reading, 891.
Passed, 891.
Returned to House, 913.
Received from House, 1018.
Signed by President, 1049.
Returned to House, 1049.

House Bill No. 30 —

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.

To Senate, 481.
 First reading, 507.
 Referred to Committee on Appropriations.
 Reported back, do pass, 850.
 2nd Reading, 892.
 Passed, 892.
 Returned to House, 913.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 32 —

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.

To Senate, 218.
 First reading, 230.
 Referred to Committee on Agriculture.
 Reported back, do pass, 675.
 2nd Reading, 695.
 Passed, 695.
 Returned to House, 709.
 Received from House, 767.
 Signed by President, 776.
 Returned to House, 776.

House Bill No. 33 —

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.

To Senate, 365.
 First reading, 385.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 905.
 Returned to House, 957.

House Bill No. 34 —

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.

To Senate, 318.
 First reading, 349.
 Referred to Committee on Agriculture.
 Reported back, amended, 967-968.
 Amendments adopted, 1019.
 Second reading, 1084, 1134, 1269.
 Amended from floor, 1134.
 Passed 1135, 1270.
 Emergency carried, 1135.
 Clincher motion, 1147.

Returned to House, amended, 1147.
 House concurs, 1198.
 House reconsiders, 1246.
 Conference Committee, 1246, 1263.
 Conference Committee Report, 1268, 1273.
 Adopts, 1269, 1273.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 35 —

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.

To Senate, 568.
 First reading, 607.
 Referred to Committee on Education.
 Reported back, placed on calendar without recommendation, 932.
 do pass, 800.
 Re-referred to Committee on Appropriations, 800.
 2nd Reading, 1102.
 Passed, 1103.
 Clincher motion, 1103.
 Returned to House, 1110.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 36 —

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.

To Senate, 625.
 First reading, 668.
 Referred to Committee on Education.
 Reported back, amended, 932-943.
 Amendments adopted, 958.
 2nd Reading, 998.
 Passed, 998.
 Clincher motion, 1012.
 Returned to House, amended, 1016.
 House concurs, 1177.

House Bill No. 37 —

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.

To Senate, 97.
 First reading, 116.

Referred to Committee on Education.
 Reported back, do pass, 800.
 2nd Reading, 837.
 Passed, 838.
 Returned to House, 854.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 38 —

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.

To Senate, 76.
 First reading, 105.
 Referred to Committee on Social Welfare and Veteran Affairs.
 Reported back, do pass, 732.
 2nd Reading, 752.
 Passed, 752.
 Returned to House, 795.
 Received from House, 848.
 Signed by President, 874.
 Returned to House, 874.

House Bill No. 39 —

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.

To Senate, 89.
 First reading, 105.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 689-690.
 Amendments adopted, 707.
 2nd Reading, 740.
 Passed, 741.
 Returned to House, amended, 771.
 House concurs, 787.
 Received from House, 848.
 Signed by President, 874.
 Returned to House, 874.

House Bill No. 40 —

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.

To Senate, 64.
 First reading, 82.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 704.
 Amendments adopted, 727.
 2nd Reading, 756, 772.
 Passed 773.
 Returned to House, amended, 795.
 House concurs, 811.

Received from House, 912.
Signed by President, 922.
Returned to House, 922.

House Bill No. 41 —

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.

To Senate, 97.
First reading, 116.
Referred to Committee on Political Subdivision.
Reported back, do pass, 747.
2nd Reading, 773.
Passed, 773.
Returned to House, 795.
Received from House, 848.
Signed by President, 874.
Returned to House, 874.

House Bill No. 42 —

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.

To Senate, 158.
First reading, 207.
Referred to Committee on State and Federal Government.
Reported back, do pass, 722.
2nd Reading, 756.
Amended from floor, 845.
Passed, 757, 845.
Emergency carried, 845.
Returned to House, 795.
Senate requests return, 827, returned, 835.
Amended, 854.
House concurs, 879.
Reconsidered, 844.
Received from House, 1018.
Signed by President, 1049.
Returned to House, 1049.

House Bill No. 43 —

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.

To Senate, 282.
First reading, 302.
Referred to Committee on Judiciary.
Reported back, do pass, 690.
2nd Reading, 710.
Passed, 710.
Returned to House, 728.
Received from House, 819.
Signed by President, 847.
Returned to House, 847.

House Bill No. 44 —

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.

To Senate, 97.
 First reading, 116.
 Referred to Committee on Judiciary.
 Reported back, amended, 524.
 Amendments adopted, 560.
 2nd Reading, 616.
 Passed, 616.
 Emergency carried, 616.
 Returned to House, amended, 647.
 House concurs, 730.
 Received from House, 819.
 Signed by President, 847.
 Returned to House, 847.

House Bill No. 45 —

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.

To Senate, 500.
 First reading, 538.
 Referred to Committee on Judiciary.
 Reported back, amended, 779.
 Amendments adopted, 797.
 2nd Reading, 838.
 Passed, 838.
 Returned to House, amended, 854.
 House concurs, 879.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 46 —

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.

To Senate, 89.
 First reading, 105.
 Referred to Committee on Social Welfare and Veteran Affairs.
 Reported back, indefinitely postponed, 1090.
 Returned to House, 1110.

House Bill No. 48 —

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

To Senate, 76.
 First reading, 105.

Referred to Committee on Transportation.
 Reported back, do pass, 779.
 2nd Reading, 815.
 Passed, 816.
 Returned to House, 827.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 923.

House Bill No. 49 —

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.

To Senate, 64.
 First reading, 82.
 Referred to Committee on Transportation.
 Reported back, placed on calendar without recommendation, 884.
 2nd Reading, 914.
 Lost, 914.
 Returned to House, 957.

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.

To Senate, 89.
 First reading, 105.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 161.
 Amendments adopted, 177.
 2nd Reading, 219, 229.
 Passed, 229.
 Returned to House, amended, 236.
 House concurs, 250.
 Received from House, 283.
 Signed by President, 301.
 Returned to House, 301.

House Bill No. 51 —

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.

To Senate, 89.
 First reading, 106.
 Referred to Committee on Political Subdivision.
 Reported back, indefinitely postponed, 1090.

House Bill No. 52 —

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.

To Senate, 218.
First reading, 230.
Referred to Committee on State and Federal Government.
Reported back, do pass, 722.
2nd Reading, 757.
Passed, 757.
Returned to House, 795.
Received from House, 848.
Signed by President, 874.
Returned to House, 874.

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.

To Senate, 97.
First reading, 116.
Referred to Committee on State and Federal Government.
Reported back, amended, 161.
Amendments adopted, 177.
2nd Reading, 220.
Passed, 220.
Returned to House, amended, 229.
House concurs, 243.
Received from House, 283.
Signed by President, 301.
Returned to House, 301.

House Bill No. 54 —

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.

To Senate, 89.
First reading, 106.
Referred to Committee on State and Federal Government.
Reported back, do pass, 161.
2nd Reading, 205.
Passed, 205.
Returned to House, 219.
Received from House, 250.
Signed by President, 250.
Returned to House, 250.

House Bill No. 55 —

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.

To Senate, 158.
First reading, 207.
Referred to Committee on State and Federal Government.
Returned to Senate, 263.
Re-referred to Committee on Appropriations, 263.
Reported back, do pass, 280.
2nd Reading, 326.
Passed, 326.
Returned to House, 340.
Received from House, 533.

Signed by President, 550.
Returned to House, 550.

House Bill No. 56 —

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.

To Senate, 131.
First reading, 141.
Referred to Committee on Industry, Business and Labor.
Reported back, amended, 704.
Amendments adopted, 735.
2nd Reading, 757.
Passed, 758.
Returned to House, amended, 795.
House concurs, 811.
Received from House, 912.
Signed by President, 922.
Returned to House, 922.

House Bill No. 58 —

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.

To Senate, 341.
First reading, 365.
Referred to Committee on Judiciary.
Reported back, amended, 675.
Amendments adopted, 692.
2nd Reading, 710.
Passed, 711.
Returned to House, amended, 728.
House concurs, 744.
Received from House, 819.
Signed by President, 847.
Returned to House, 847.

House Bill No. 60 —

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.

To Senate, 111.
First reading, 120.
Referred to Committee on Judiciary.
Reported back, amended, 558.
Amendments adopted, 586.
2nd Reading, 683.
Passed, 684.
Returned to House, amended, 694.
House concurs, 797.
Received from House, 739.
Signed by President, 771.
Returned to House, 771.

House Bill No. 65 —

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

To Senate, 217.

First reading, 230.

Referred to Committee on State and Federal Government.

Reported back, Indefinitely postponed, 905.

Returned to House, 957.

House Bill No. 67 —

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.

To Senate, 89.

First reading, 106.

Referred to Committee on Social Welfare and Veteran Affairs.

Reported back, Indefinitely postponed, 732.

Returned to House, 771.

House Bill No. 68 —

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.

To Senate, 250.

First reading, 269.

Referred to Committee on Judiciary.

Reported back, do pass, 690.

2nd Reading, 711.

Passed, 711.

Returned to House, 728.

Received from House, 767.

Signed by President, 776.

Returned to House, 776.

House Bill No. 69 —

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.

To Senate, 64.

First reading, 82.

Referred to Committee on Judiciary.

Reported back, amended, 690.

Amendments adopted, 707.

2nd Reading, 741.

Passed, 741.

Returned to House, amended, 771.

House concurs, 783.

Received from House, 848.

Signed by President, 874.

Returned to House, 874.

House Bill No. 70 —

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.

To Senate, 369.
 First reading, 401.
 Referred to Committee on Appropriations.
 Reported back, do pass, 675.
 2nd Reading, 695.
 Passed, 696.
 Returned to House, 709.
 Received from House, 739.
 Signed by President, 771.
 Returned to House, 771.

House Bill No. 71 —

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.

To Senate, 173.
 First reading, 207.
 Referred to Committee on Social Welfare and Veteran Affairs.
 Reported back, do pass, 732.
 2nd Reading, 758.
 Passed, 758.
 Returned to House, 795.
 Received from House, 848.
 Signed by President, 874.
 Returned to House, 874.

House Bill No. 73 —

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.

To Senate, 89.
 First reading, 106.
 Referred to Committee on Social Welfare and Veteran Affairs.
 Reported back, do pass, 732.
 2nd Reading, 752.
 Passed, 752.
 Returned to House, 795.
 Received from House, 848.
 Signed by President, 874.
 Returned to House, 874.

House Bill No. 75 —

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.

To Senate, 282.
 First reading, 302.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 704-705.
 Amendments adopted, 735.
 2nd Reading, 758.
 Passed, 759.
 Emergency carried, 759.
 Returned to House, amended, 795.
 House concurs, 811.
 Received from House, 912.

Signed by President, 922.
Returned to House, 922.

House Bill No. 76 —

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.

To Senate, 568.
First reading, 607.
Referred to Committee on Finance and Taxation.
Reported back, Indefinitely postponed, 800.
Returned to House, 827.

House Bill No. 77 —

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.

To Senate, 369.
First reading, 401.
Referred to Committee on Appropriations.
Reported back, do pass, 675.
2nd Reading, 696.
Passed, 696.
Returned to House, 709.
Received from House, 819.
Signed by President, 847.
Returned to House, 847.

House Bill No. 79 —

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.

To Senate, 131.
First Reading, 141.
Referred to Committee on Agriculture.
Reported back, do pass, 223.
2nd Reading, 242.
Passed, 242.
Returned to House, 251.
Received from House, 283.
Signed by President, 301.
Returned to House, 301.

House Bill No. 80 —

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.

To Senate, 97.
First reading, 116.
Referred to Committee on Education.
Reported back, do pass, 732.
2nd Reading, 759.
Passed, 759.

Returned to House, 795.
 Received from House, 848.
 Signed by President, 874.
 Returned to House, 874.

House Bill No. 81 —

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.

To Senate, 97.
 First reading, 116.
 Referred to Committee on Political Subdivision.
 Reported back, Indefinitely postponed, 752.
 Returned to House, 795.

House Bill No. 82 —

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.

To Senate, 500.
 First reading, 538.
 Referred to Committee on Appropriations.
 Reported back, amended, 884.
 Statement of Purpose, 884.
 Amendments adopted, 900.
 2nd Reading, 962.
 Passed, 962.
 Clincher motion, 962.
 Returned to House, amended, 965.
 House concurs, 992.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 83 —

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.

To Senate, 533.
 First reading, 569.
 Referred to Committee on Appropriations.
 Reported back, amended, 968-969.
 Statement of Purpose.
 Amendments adopted, 1019.
 2nd Reading, 1084.
 Passed, 1085.
 Clincher motion, 1088.
 Returned to House, amended, 1096.
 House concurs, 1198.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 84 —

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.

To Senate, 400.
First reading, 417.
Referred to Committee on Appropriations.
Reported back, amended, 801.
Statement of Purpose, 801.
Amendments adopted, 820.
2nd Reading, 855, 1284.
Passed, 855, 1284.
Returned to House, amended, 913.
Conference Committee, 973, 988, 1242, 1254.
House does not concur, 973.
Conference Committee Report, 1225, 1283, 1297.
Not adopted, 1242.
Adopts, 1283, 1297.
Received from House, 1308.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 85 —

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

To Senate, 500.
First reading, 538.
Referred to Committee on Appropriations.
Reported back, do pass, 943.
2nd Reading, 1043.
Passed, 1044.
Clincher motion, 1050.
Returned to House, 1065.
Received from House, 1303.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 86 —

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

To Senate, 365.
First reading, 385.
Referred to Committee on Appropriations.
Reported back, amended, 969.
Statement of Purpose, 969.
Amendments adopted, 1019.
2nd Reading, 1085, 1258.
Passed, 1085, 1258.
Clincher motion, 1088, 1258.
Returned to House, amended, 1096.
Conference Committee, 1186, 1202.
House does not concur, 1186.
Conference Committee Report, 1257, 1259.
Senate adopts, 1258, 1259.
Received from House, 1308.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 87 —

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

To Senate, 453.
 First reading, 469.
 Referred to Committee on Appropriations.
 Reported back, do pass, 722.
 2nd Reading, 759.
 Passed, 759.
 Returned to House, 795.
 Received from House, 848.
 Signed by President, 874.
 Returned to House, 874.

House Bill No. 88 —

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 redistricting of counties and the election of county commissioners.

To Senate, 282.
 First reading, 302.
 Referred to Committee on Political Subdivision.
 Reported back, amended, 943-946.
 Amendments adopted, 958.
 Second reading, 998, 1116.
 Amended from floor, 998.
 Passed 999, 1117.
 Clincher motion, 1012.
 Returned to House, amended, 1016.
 Conference Committee, 1064, 1068.
 Senate does not concur, 1064.
 Conference Committee Report, 1116.
 Adopts, 1116.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 90 —

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.

To Senate, 173.
 First reading, 207.
 Referred to Committee on Education.
 Reported back placed on calendar without recommendation, 1090.
 2nd Reading, 1232.
 Indefinitely postponed, 1232.
 Returned to House, 1245.

House Bill No. 91 —

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.

To Senate, 318.
First reading, 349.
Referred to Committee on Judiciary.
Reported back, do pass, 675.
2nd Reading, 696.
Passed, 696.
Returned to House, 709.
Received from House, 739.
Signed by President, 771.
Returned to House, 771.

House Bill No. 92 —

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.

To Senate, 173.
First reading, 208.
Referred to Committee on Education.
Reported back, Indefinitely postponed, 801.
Returned to House, 827.

House Bill No. 93 —

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.

To Senate, 369.
First reading, 401.
Referred to Committee on Appropriations.
Reported back, do pass, 676.
2nd Reading, 969.
Passed, 697.
Emergency carried, 697.
Returned to House, 709.
Received from House, 767.
Signed by President, 776.
Returned to House, 777.

House Bill No. 94 —

House Bill No. 94. A Bill for an Act to provide the designation in a petition for adoption of the person to be adopted.

To Senate, 263.
First reading, 276.
Referred to Committee on Social Welfare and Veteran Affairs.
Reported back, do pass, 946.
2nd Reading, 1044.
Passed, 1044.
Clincher motion, 1050.
Returned to House, 1065.
Received from House, 1303.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 95 —

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.

To Senate, 218.
 First reading, 230.
 Referred to Committee on Judiciary.
 Reported back, do pass, 558.
 2nd Reading, 684.
 Passed, 684.
 Returned to House, 694.
 Received from House, 766.
 Signed by President, 776.
 Returned to House, 777.

House Bill No. 96 —

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".

To Senate, 173.
 First reading, 208.
 Referred to Committee on Finance and Taxation.
 Reported back, placed on calendar, 801.
 2nd Reading, 830, amended from floor.
 Passed, 830.
 Returned to House, amended, 854.
 House concurs, 879.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 97 —

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.

To Senate, 470.
 First reading, 487.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 524-531.
 Indefinitely postponed, 969.
 Re-referred to Committee on Finance and Taxation, 560.
 Returned to House, 1018.

House Bill No. 98 —

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.

To Senate, 142.
First reading, 150.
Referred to Committee on National Resources.
Reported back, do pass, 732.
2nd Reading, 759.
Passed, 760.
Returned to House, 795.
Received from House, 848.
Signed by President, 874.
Returned to House, 874.

House Bill No. 99 —

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.

To Senate, 282.
First reading, 302.
Referred to Committee on Education.
Reported back, amended, 801.
Amendments adopted, 820.
2nd Reading, 867.
Passed, 868.
Emergency carried, 868.
Returned to House, amended, 913.
House concurs, 921.
Received from House, 922.
Signed by President, 922.
Returned to House, 922.

House Bill No. 100 —

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.

To Senate, 111.
First reading, 120.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 676.
2nd Reading, 694.
Passed, 695.
Returned to House, 709.
Received from House, 739.
Signed by President, 771.
Returned to House, 771.

House Bill No. 101 —

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.

To Senate, 111.
First reading, 120.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 676.
2nd Reading, 694.
Passed, 695.
Returned to House, 709.
Received from House, 739.

Signed by President, 771.
Returned to House, 771.

House Bill No. 102 —

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.

To Senate, 111.
First reading, 120.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 676.
2nd Reading, 694.
Passed, 695.
Returned to House, 709.
Received from House, 739.
Signed by President, 771.
Returned to House, 771.

House Bill No. 103 —

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.

To Senate, 282.
First reading, 302.
Referred to Committee on Political Subdivision.
Reported back, do pass, 780.
2nd Reading, 816.
Lost, 816.
Returned to House, 828, 913.
Senate requests return, 835.
Returned to Senate, 849.

House Bill No. 104 —

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.

To Senate, 158.
First reading, 208.
Referred to Committee on Finance and Taxation.
Reported back, Indefinitely postponed, 801.
Returned to House, 828.

House Bill No. 105 —

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.

To Senate, 282.
First reading, 302.
Referred to Committee on Education.
Reported back, do pass, 801.
2nd Reading 838, 1123.
Passed, 839, 1123.

Amended from floor, 1123.
 Returned to House, 854.
 Clincher motion, 1147.
 Amended, 1147.
 House concurs, 1198.
 Senate requests return, 1087.
 Returned to Senate, 1096.
 Reconsidered, 1123.
 Received from House, 1017, 1303.
 Signed by President, 1036, 1305.
 Returned to House, 1036, 1306.

House Bill No. 106 —

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.

To Senate, 173.
 First reading, 208.
 Referred to Committee on Political Subdivision.
 Reported back, do pass, 1090.
 2nd Reading, 1180.
 Passed, 1180.
 Clincher motion, 1209.
 Returned to House, 1213.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 107. —

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.

To Senate, 432.
 First reading, 458.
 Referred to Committee on Appropriations.
 Reported back, Indefinitely postponed, 723.
 Recorded roll call vote.
 Returned to House, 745.

House Bill No. 108 —

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.

To Senate, 142.
 First reading, 150.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 676.
 2nd Reading, 697.
 Passed, 697.
 Returned to House, 709.
 Received from House, 767.
 Signed by President, 776.
 Returned to House, 777.

House Bill No. 109 —

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.

To Senate, 217.
 First reading, 230.
 Referred to Committee on Transportation.
 Reported back, amended, 884.
 Amendments adopted, 900.
 2nd Reading, 962.
 Passed, 963.
 Clincher motion, 964.
 Returned to House, amended, 965.
 House concurs, 992.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 111 —

House Bill No. 111. A Bill for an Act to repeal chapter 6-04 of the North Dakota Century Code, relating to savings banks.

To Senate, 111.
 First reading, 120.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 676.
 2nd Reading, 697.
 Passed, 698.
 Returned to House, 709.
 Received from House, 739.
 Signed by President, 771.
 Returned to House, 771.

House Bill No. 112 —

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.

To Senate, 365.
 First reading, 385.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 753.
 2nd Reading, 787.
 Passed, 788.
 Returned to House, 811.
 Received from House, 1017.
 Signed by President, 1036.
 Returned to House, 1036.

House Bill No. 113 —

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.

To Senate, 142.
 First reading, 151.
 Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 676.
 2nd Reading, 698.
 Passed, 698.
 Returned to House, 709.
 Received from House, 819.
 Signed by President, 847.
 Returned to House, 847.

House Bill No. 114 —

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.

To Senate, 111.
 First reading, 120.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 676.
 2nd Reading, 694.
 Passed, 695.
 Returned to House, 709.
 Received from House, 739.
 Signed by President, 771.
 Returned to House, 771.

House Bill No. 115 —

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.

To Senate, 158.
 First reading, 208.
 Referred to Committee on Political Subdivision.
 Reported back, do pass, 747.
 2nd Reading, 773.
 Passed, 773.
 Returned to House, 795.
 Received from House, 848.
 Signed by President, 874.
 Returned to House, 874.

House Bill No. 116 —

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.

To Senate, 282.
 First reading, 302.
 Referred to Committee on Appropriations.
 Re-referred to Judiciary Committee without recommendation, 410.
 Reported back, indefinitely postponed, 690.

House Bill No. 117 —

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.

To Senate, 158.
 First reading, 208.

Referred to Committee on State and Federal Government.
 Reported back, amended, 969-970.
 Amendments adopted, 1019.
 Second reading, 1087, 1253.
 Passed, 1087, 1253.
 Clincher motion, 1088.
 Returned to House, amended, 1096.
 House does not concur, 1186.
 Conference committee, 1186, 1203.
 Conference committee report, 1252, 1273.
 Senate adopts, 1253, 1273.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 118 —

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.

To Senate, 158.
 First reading, 208.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 374.
 Second reading, 442.
 Passed, 442.
 Returned to House, 452.
 Received from House, 533.
 Signed by President, 550.
 Returned to House, 550.

House Bill No. 119 —

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.

To Senate, 111.
 First reading, 120.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 357-358.
 Amendments adopted, 370.
 Second reading, 442, 533.
 Passed, 443.
 Reconsidered, 533; amended, 533; passed, 534.
 Returned to House, amended, 453.
 Senate requests return, 509.
 Returned to Senate, 509.
 Returned to House, amended, 568.
 Senate concurs, 605.
 Received from House, 819.
 Signed by President, 847.
 Returned to House, 847.

House Bill No. 120 —

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.

To Senate, 142.
 First reading, 151.
 Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 676.
 Second reading, 694.
 Passed, 695.
 Returned to House, 709.
 Received from House, 767.
 Signed by President, 776.
 Returned to House, 777.

House Bill No. 121 —

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.

To Senate, 282.
 First Reading, 302.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 747.
 Amendments adopted, 751.
 Second reading, 788.
 Passed, 788.
 Emergency carried, 788.
 Returned to House, amended, 811.
 House concurs, 877.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 122 —

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.

To Senate, 142.
 First reading, 151.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 677.
 Amendments adopted, 692.
 Second reading, 711.
 Passed, 711.
 Returned to House, amended, 728.
 House concurs, 744.
 Received from House, 819.
 Signed by President, 847.
 Returned to House, 847.

House Bill No. 125 —

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.

To Senate, 432.
 First reading, 458.
 Referred to Committee on Appropriations.

Reported back, amended, 723.
 Statement of purpose, 723.
 Amendments adopted, 736.
 Second reading, 760, 788, 836, 1245.
 Laid over one legislative day, 788.
 Passed, 837, 1246.
 Emergency carried, 837.
 Returned to House, amended, 854.
 House does not concur, 879.
 Conference committee, 879, 897.
 Conference committee report, 1245, 1246.
 Senate adopts, 1245, 1246.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 126 —

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.

To Senate, 158.
 First reading, 208.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 780.
 Second reading, 816.
 Passed, 817.
 Returned to House, 827.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 128 —

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.

To Senate, 218.
 First reading, 230.
 Referred to Committee on Agriculture.
 Reported back, do pass, 753.
 Second reading, 788.
 Passed, 789.
 Returned to House, 811.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 129 —

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.

To Senate, 158.
 First reading, 208.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 705.
 Second reading, 741.
 Passed, 742.
 Returned to House, 771.

Received from House, 819.
Signed by President, 847.
Returned to House, 847.

House Bill No. 130 —

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.

To Senate, 250.
First reading, 269.
Referred to Committee on State and Federal Government.
Reported back, do pass, 801.
Second reading, 839.
Passed, 839.
Returned to House, 854.
Received from House, 1018.
Signed by President, 1049.
Returned to House, 1049.

House Bill No. 132 —

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.

To Senate, 282.
First reading, 303.
Referred to Committee on Finance and Taxation.
Reported back, amended, 705.
Amendments adopted, 735.
Second reading, 760.
Passed, 760.
Returned to House, amended, 795.
House concurs, 811.
Received from House, 912.
Signed by President, 922.
Returned to House, 922.

House Bill No. 133 —

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.

To Senate, 674.
First reading, 685.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 780.
Second reading, 817, 829; amended from floor, placed at foot of calendar, 817.
Clincher motion, 830.
Passed, 830.
Emergency carried, 830.
Returned to House, amended, 833.
House concurs, 849.
Received from House, 853.
Signed by President, 853.
Returned to House, 853.

House Bill No. 134 —

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.

To Senate, 158.
 First reading, 208.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 705-706.
 Amendments adopted, 735.
 Second reading, 760.
 Passed, 761.
 Returned to House, amended, 795.
 House concurs, 812.
 Received from House, 1017.
 Signed by President, 1036.
 Returned to House, 1036.

House Bill No. 135 —

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.

To Senate, 218.
 First reading, 230.
 Referred to Committee on Agriculture.
 Reported back, do pass, 410.
 Second reading, 443.
 Passed, 443.
 Returned to House, 452.
 Received from House, 533.
 Signed by President, 550.
 Returned to House, 550.

House Bill No. 138 —

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.

To Senate, 217, 674.
 First reading, 230, 685.
 Referred to Committee on Industry, Business and Labor.
 House requests return, 453.
 Returned to House, 459.
 Reported back, do pass, 753.
 Second reading, 789.
 Passed, 789.
 Returned to House, 811.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 139 —

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.

To Senate, 365.
First reading, 385.
Referred to Committee on Judiciary.
Reported back, do pass, 677.
Second reading, 698.
Passed, 698.
Returned to House, 709.
Received from House, 767.
Signed by President, 776.
Returned to House, 777.

House Bill No. 140 —

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.

To Senate, 131.
First reading, 141.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 690.
Second reading, 711.
Passed, 712.
Returned to House, 728.
Received from House, 819.
Signed by President, 847.
Returned to House, 847.

House Bill No. 141 —

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.

To Senate, 218.
First reading, 230.
Referred to Committee on Education.
Reported back, do pass, 733.
Second reading, 761.
Passed, 761.
Returned to House, 795.
Received from House, 848.
Signed by President, 874.
Returned to House, 874.

House Bill No. 142 —

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.

To Senate, 173.
First reading, 209.
Referred to Committee on Education.
Reported back, do pass, 733.
Second reading, 761.
Passed, 762.

Returned to House, 795.
Received from House, 848.
Signed by President, 874.
Returned to House, 874.

House Bill No. 143 —

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.

To Senate, 341.
First reading, 365.
Referred to Committee on Social Welfare and Veterans' Affairs.
Reported back, indefinitely postponed, 946.

House Bill No. 144 —

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.

To Senate, 158.
First reading, 209.
Referred to Committee on State and Federal Government.
Reported back, do pass, 802.
Second reading, 839.
Passed, 839.
Returned to House, 854.
Received from House, 921.
Signed by President, 923.
Returned to House, 924.

House Bill No. 145 —

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.

To Senate, 173.
First reading, 209.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 748.
Second reading, 774.
Passed, 774.
Returned to House, 795.
Received from House, 848.
Signed by President, 874.
Returned to House, 874.

House Bill No. 146 —

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.

To Senate, 173.
First reading, 209.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 748.

Second reading, 774.
 Passed, 774.
 Returned to House, 795.
 Received from House, 848.
 Signed by President, 874.
 Returned to House, 874.

House Bill No. 147 —

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.

To Senate, 218.
 First reading, 230.
 Referred to Committee on Judiciary.
 Reported back, do pass, 559.
 Second reading, 684.
 Passed, 684.
 Returned to House, 694.
 Received from House, 766.
 Signed by President, 776.
 Returned to House, 777.

House Bill No. 148 —

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.

To Senate, 218.
 First reading, 213.
 Referred to Committee on Judiciary.
 Reported back, do pass, 559.
 Second reading, 685.
 Passed, 685.
 Returned to House, 694.
 Received from House, 766.
 Signed by President, 776.
 Returned to House, 777.

House Bill No. 149 —

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.

To Senate, 606.
 First reading, 631.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 970.
 Returned to House, 1018.

House Bill No. 150 —

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.

To Senate, 318.
 First reading, 349.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 753.
 Second reading, 789.
 Passed, 790.
 Returned to House, 811.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 151 —

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.

To Senate, 341.
 First reading, 365.
 Referred to Committee on Political Subdivisions.
 Reported back, amended, 748, 822.
 Re-referred to Committee on Education, 790.
 Amendments adopted, 751, 851.
 Second reading, 790, 892, 1119.
 Passed, 892, 1120.
 House does not concur, 973.
 Returned to House, amended, 913.
 Conference committee, 973, 1039.
 Conference committee report, 1119.
 Senate adopts, 1119.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 153 —

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.

To Senate, 158.
 First reading, 209.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 802.
 Second reading, 839.
 Passed, 840.
 Returned to House, 854.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 155 —

House Bill No. 155. A Bill for an Act to permit the board of higher education to exchange lands with the United States.

To Senate, 282.
 First reading, 303.
 Referred to Committee on Agriculture.

Reported back, do pass, 410.
 Second reading, 443.
 Passed, 443.
 Returned to House, 452.
 Received from House, 533.
 Signed by President, 550.
 Returned to House, 550.

House Bill No. 157 —

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.

To Senate, 282.
 First reading, 303.
 Referred to Committee on Judiciary.
 Reported back, indefinitely postponed, 677.
 Returned to House, 694.

House Bill No. 158 —

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.

To Senate, 282.
 First reading, 303.
 Referred to Committee on Judiciary.
 Reported back, amended, 706.
 Amendments laid on table, 735.
 Amendments reconsidered, 744; amendments adopted, 751.
 Second reading, 790.
 Lost, 790.
 Returned to House, indefinitely postponed, 811.

House Bill No. 159 —

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.

To Senate, 282.
 First reading, 303.
 Referred to Committee on Judiciary.
 Reported back, do pass, 677.
 Second reading, 698.
 Passed, 699.
 Returned to House, 709.
 Received from House, 739.
 Signed by President, 771.
 Returned to House, 771.

House Bill No. 160 —

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.

To Senate, 411.
 First reading, 444.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 753.

Amendments adopted, 783.
Second reading, 817, 837.
Placed at foot of calendar, 817.
Passed, 837.
Returned to House, amended, 854.
House concurs, 877.
Received from House, 879.
Signed by President, 883.
Returned to House, 883.
To Senate over Governor's veto, 1199.
Returned to House, 1300.

House Bill No. 161 —

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.

To Senate, 453.
First reading, 469.
Referred to Committee on Judiciary.
Reported back, do pass, 753.
Second reading, 790.
Passed, 791.
Returned to House, 811.
Received from House, 921.
Signed by President, 923.
Returned to House, 924.

House Bill No. 162 —

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.

To Senate, 365.
First reading, 385.
Referred to Committee on Education.
Reported back, do pass, 1023.
Second reading, 1203.
Indefinitely postponed, 1203.
Returned to House, indefinitely postponed, 1220.

House Bill No. 163 —

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.

To Senate, 625.
First reading, 669.
Referred to Committee on Transportation.
Reported back, amended, 946-947., 1023-1024.
Statement of purpose, 1024.
Re-referred to Committee on Appropriations, 947, 991.
Amendments adopted, 991, 1068.
Second reading, 1134.
Passed, 1134.
Emergency carried, 1134.
Clincher motion, 1147.
Returned to House, amended, 1147.

House concurs, 1198.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 164 —

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.

To Senate, 282.
 First reading, 303.
 Referred to Committee on Judiciary.
 Reported back, do pass, 690.
 Second reading, 712.
 Passed, 712.
 Returned to House, 728.
 Received from House, 766.
 Signed by President, 776.
 Returned to House, 777.

House Bill No. 166 —

House Bill No. 166. A Bill for an Act authorizing cooperative agreements for student teaching and establishing the status and authority of student teachers.

To Senate, 282.
 First reading, 303.
 Referred to Committee on Education.
 Reported back, do pass, 802.
 Second reading, 840.
 Passed, 840.
 Returned to House, 854.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

Houses Bill No. 167 —

House Bill No. 167. A Bill for an Act to provide for the inspection of certain boilers.

To Senate, 318.
 First reading, 349.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 780.
 Second reading, 798.
 Passed, 798.
 Returned to House, 827.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 168 —

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.

To Senate, 674.
 First reading, 686.

Referred to Committee on Education.
 Reported back, do pass, 822, 885.
 Re-referred to Committee on Appropriations, 822.
 Second reading, 914.
 Passed, 915.
 Returned to House, 957.
 Received from House, 1100.
 Signed by President, 1103.
 Returned to House, 1103.

House Bill No. 169 —

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.

To Senate, 218.
 First reading, 231.
 Referred to Committee on Political Subdivisions.
 Returned and re-referred to Committee on Judiciary, 709.
 Reported back, do pass, 1090.
 Second reading, 1180.
 Passed, 1180.
 Clincher motion, 1209.
 Returned to House, 1213.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 171 —

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.

To Senate, 282.
 First reading, 303.
 Referred to Committee on Agriculture.
 Reported back, do pass, 677.
 Second reading, 699.
 Passed, 699.
 Returned to House, 709.
 Received from House, 739.
 Signed by President, 771.
 Returned to House, 771.

House Bill No. 172 —

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.

To Senate, 282.
 First reading, 303.
 Referred to Committee on Education.
 Reported back, do pass, 733.
 Second reading, 762.
 Passed, 762.
 Emergency carried, 762.
 Returned to House, 795.

Received from House, 848.
Signed by President, 874.
Returned to House, 874.

House Bill No. 174 —

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.

To Senate, 533.
First reading, 569.
Referred to Committee on Education.
Reported back, do pass, 822.
Second reading, 868, 915.
Laid over two legislative days, 868.
Passed, 915.
Returned to House, 957.
Received from House, 1100.
Signed by President, 1103.
Returned to House, 1104.

House Bill No. 175 —

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.

To Senate, 533.
First reading, 569.
Referred to Committee on Education.
Reported back, amended, 947.
Amendments adopted, 991.
Amended from floor, 991.
Second reading, 1060, 1241.
Passed, 1061, 1241.
Clincher motion, 1061.
Returned to House, amended, 1065.
House does not concur, 1186.
Conference committee, 1187, 1216.
Conference committee report, 1240, 1246.
Senate adopts, 1241, 1246.
Received from House, 1308.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 176 —

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.

To Senate, 242.
First reading, 269.
Referred to Committee on Industry, Business and Labor.
Reported back, indefinitely postponed, 690.
Returned to House, 790.

House Bill No. 178 —

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.

To Senate, 318.
First reading, 349.
Referred to Committee on Judiciary.
Reported back, amended, 706.
Amendments adopted, 736.
Second reading, 762.
Passed, 763.
Returned to House, amended, 795.
House concurs, 812.
Received from House, 912.
Signed by President, 922.
Returned to House, 922.

House Bill No. 179 —

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.

To Senate, 625.
First reading, 669.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 802.
Second reading, 840.
Passed, 841.
Returned to House, 854.
Received from House, 921.
Signed by President, 923.
Returned to House, 924.

House Bill No. 181 —

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.

To Senate, 606.
First reading, 631.
Referred to Committee on Judiciary.
Reported back, do pass, 780.
Second reading, 817.
Passed, 817.
Returned to House, 827.
Received from House, 921.
Signed by President, 923.
Returned to House, 924.

House Bill No. 182 —

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.

To Senate, 674.
 First reading, 718.
 Referred to Committee on Education.
 Reported back, indefinitely postponed, 1024.
 Returned to House, 1077.

House Bill No. 184 —

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.

To Senate, 250.
 First reading, 270.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 690.
 Second reading, 712.
 Passed, 713.
 Returned to House, 728.
 Received from House, 819.
 Signed by President, 847.
 Returned to House, 847.

House Bill No. 185 —

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.

To Senate, 674.
 First reading, 718.
 Referred to Committee on Transportation.
 Reported back, amended, 905.
 Amendments adopted, 927.
 Second reading, 999, 1044.
 Passed, 1045.
 Clincher motion, 1050.
 Returned to House, amended, 1065.
 House concurs, 1198.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 186 —

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.

To Senate, 282.
 First reading, 303.
 Referred to Committee on Transportation.
 Reported back, do pass, 780.
 Second reading, 823.
 Passed, 824.
 Returned to House, 854.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 187 —

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.

To Senate, 282.
First reading, 304.
Referred to Committee on Transportation.
Reported back, do pass, 780.
Second reading, 824.
Passed, 824.
Returned to House, 854.
Received from House, 1018.
Signed by President, 1049.
Returned to House, 1049.

House Bill No. 188 —

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.

To Senate, 341.
First reading, 366.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 780.
Returned to House, 811.

House Bill No. 189 —

To Senate, 282.
First reading, 304.
Referred to Committee on Transportation.
Reported back, do pass, 780.
Second reading, 824.
Passed, 824.
Returned to House, 854.
Received from House, 1018.
Signed by President, 1049.
Returned to House, 1049.

House Bill No. 190 —

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.

To Senate, 283.
First reading, 304.
Reported back, do pass, 885.
Second reading, 915.
Passed, 916.
Returned to House, 957.
Received from House, 1100.
Signed by President, 1103.
Returned to House, 1104.

House Bill No. 191 —

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.

To Senate, 218.
 First reading, 230.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 691.
 Second reading, 713.
 Passed, 713.
 Returned to House, 728.
 Received from House, 766.
 Signed by President, 776.
 Returned to House, 777.

House Bill No. 193 —

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.

To Senate, 318.
 First reading, 349.
 Referred to Committee on Judiciary.
 Reported back, do pass, 691.
 Second reading, 713.
 Passed, 714.
 Returned to House, 728.
 Received from House, 819.
 Signed by President, 847.
 Returned to House, 847.

House Bill No. 194 —

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.

To Senate, 318.
 First reading, 349.
 Referred to Committee on Judiciary.
 Reported back, amended, 706.
 Amendments adopted, 736.
 Second reading, 763.
 Passed, 763.
 Returned to House, amended, 795.
 House concurs, 812.
 Received from House, 912.
 Signed by President, 922.
 Returned to House, 922.

House Bill No. 197 —

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.

To Senate, 470.
 First reading, 488.
 Referred to Committee on Education.
 Reported back, do pass, 802.
 Second reading, 841.

Passed, 841.
 Returned to House, 854.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 198 —

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.

To Senate, 365.
 First reading, 385.
 Referred to Committee on Social Welfare and Veterans' Affairs.
 Reported back, do pass, 885.
 Second reading, 916.
 Passed, 916.
 Returned to House, 957.
 Received from House, 1100.
 Signed by President, 1103.
 Returned to House, 1104.

House Bill No. 199—

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.

To Senate, 282.
 First reading, 304.
 Referred to Committee on Judiciary.
 Reported back, do pass, 691.
 Second reading, 714.
 Passed, 714.
 Returned to House, 728.
 Received from House, 819.
 Signed by President, 847.
 Returned to House, 847.

House Bill No. 201 —

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.

To Senate, 470.
 First reading, 488.
 Referred to Committee on Social Welfare and Veterans' Affairs.
 Reported back, do pass, 885.
 Second reading, 916.
 Passed, 917.
 Returned to House, 957.

Received from House, 1100.
Signed by President, 1103.
Returned to House, 1104

House Bill No. 202 —

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.

To Senate, 282.
First reading, 304.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 706.
Second reading, 742.
Passed, 742.
Returned to House, 771.
Received from House, 819.
Signed by President, 847.
Returned to House, 847.

House Bill No. 204 —

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.

To Senate, 283.
First reading, 304.
Referred to Committee on Industry, Business and Labor.
Returned from Committee, 685.
Re-referred to Committee on Agriculture, 685.
Reported back, do pass, 753; amended, 947-948.
Second reading, 791, 1072.
Passed, 791.
Reconsidered, 803; re-referred to Committee on Agriculture, 803.
Amendments adopted, 991.
Lost, 1073.
Clincher motion, 1088.
Returned to House, failed to pass, 1096.

House Bill No. 207 —

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.

To Senate, 365.
First reading, 385.
Referred to Committee on Education.
Reported back, do pass, 1024.
Second reading, 1057.
Passed, 1057.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1303.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 208 —

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.

To Senate, 365.
First reading, 385.
Referred to Committee on Education.
Reported back, do pass, 1024.
Second reading, 1057.
Passed, 1057.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1303.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 209 —

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.

To Senate, 365.
First reading, 385.
Referred to Committee on Education.
Reported back, do pass, 1024.
Second reading, 1057.
Passed, 1057.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1303.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 210 —

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.

To Senate, 365.
First reading, 385.
Referred to Committee on Education.
Reported back, do pass, 1024.
Second reading, 1057.
Passed, 1057.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1303.
Signed by President, 1304.
Returned to House, 1305.

House Bill No. 212 —

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.

To Senate, 250.
 First reading, 270.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 781.
 Second reading, 798.
 Passed, 798.
 Returned to House, 827.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 213 —

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.

To Senate, 250.
 First reading, 270.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 781.
 Amendments adopted, 797.
 Second reading, 828, 978.
 Passed, 828, 979.
 Returned to House, amended, 854.
 House does not concur, 879.
 Conference committee, 879, 897.
 Conference committee report, 978, 992.
 Senate adopts, 978, 993.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 214 —

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.

To Senate, 250.
 First reading, 270.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 781.
 Second reading, 798.
 Passed, 798.
 Returned to House, 827.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 216 —

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.

To Senate, 283.
 First reading, 304.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 970.
 Amendments adopted, 1019.
 Second reading, 1087.
 Passed, 1088.

Clincher motion, 1088.
 Returned to House, amended, 1096.
 House does not concur, 1187.
 Conference committee, 1187, 1203.
 Conference committee report, 1226.
 Senate adopts, 1226.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 217 —

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.

To Senate, 341.
 First reading, 366.
 Referred to Committee on Appropriations.
 Reported back, indefinitely postponed, 677.
 Intent of committee, 677.
 Returned to House, 694.

House Bill No. 218 —

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.

To Senate, 411.
 First reading, 444.
 Referred to Committee on Transportation.
 Reported back, amended, 948.
 Amendments adopted, 991.
 Second reading, 1073.
 Passed, 1073.
 Clincher motion, 1088.
 Returned to House, amended, 1096.
 House concurs, 1198.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 219 —

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.

To Senate, 250.
 First reading, 270.
 Referred to Committee on Political Subdivisions.
 Returned and re-referred to Committee on Judiciary, 709.
 Reported back, do pass, 753.
 Second reading, 791.
 Passed, 791.
 Returned to House, 811.
 Received from House, 1017.
 Signed by President, 1036.
 Returned to House, 1036.

House Bill No. 221 —

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.—

To Senate, 341.
 First reading, 366.
 Referred to Committee on Transportation.
 Reported back, do pass, 781.
 Second reading, 825.
 Passed, 825.
 Returned to House, 854.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 222 —

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.

To Senate, 283.
 First reading, 304.
 Referred to Committee on Transportation.
 Reported back, do pass, 781.
 Second reading, 825.
 Passed, 825.
 Returned to House, 854.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 223 —

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.

To Senate, 674.
 First reading, 686.
 Referred to Committee on Transportation.
 Reported back, do pass, 885.
 Second reading, 917.
 Passed, 917.
 Returned to House, 957.
 Received from House, 1100.
 Signed by President, 1103.
 Returned to House, 1104.

House Bill No. 224 —

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.

To Senate, 365.
First reading, 386.
Referred to Committee on Transportation.
Reported back, amended, 905-906.
Amendments adopted, 927.
Second reading, 999.
Passed, 1000.
Clincher motion, 1012.
Returned to House, amended, 1016.
House does not concur, 1187.
Conference committee, 1187, 1203.
Conference committee report, 1226, 1246.
Senate adopts, 1226, 1246.
Received from House, 1308.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 225 —

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.

To Senate, 283.
First reading, 304.
Referred to Committee on Transportation.
Returned to Senate, 887; re-referred to Committee on Judiciary, 888.
Reported back, amended, 949.
Amendments adopted, 991.
Second reading, 1073, 1286.
Passed, 1074, 1286.
Clincher motion, 1088.
Returned to House, amended, 1096.
House does not concur, 1187.
Conference committee, 1187, 1216.
Conference committee report, 1285, 1297.
Senate adopts, 1286, 1297.
Received from House, 1308.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 228 —

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.

To Senate, 250.
First reading, 270.

Referred to Committee on Social Welfare and Veterans' Affairs.
Reported back, do pass, 733.
Second reading, 752.
Passed, 752.
Returned to House, 795.
Received from House, 848.
Signed by President, 874.
Returned to House, 874.

House Bill No. 231 —

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.

To Senate, 318.
First reading, 349.
Referred to Committee on Natural Resources.
Reported back, do pass, 733.
Second reading, 763.
Passed, 763.
Returned to House, 795.
Received from House, 848.
Signed by President, 874.
Returned to House, 874.

House Bill No. 232 —

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.

To Senate, 470.
First Reading, 488.
Referred to Committee on Social Welfare and Veterans' Affairs.
Reported back, do pass, 885, 949.
Re-referred to Committee on Appropriations, 885.
Second reading, 1045.
Passed, 1045.
Emergency carried, 1045.
Clincher motion, 1050.
Returned to House, 1065.
Received from House, 1308.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 233 —

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.

To Senate, 173.
First reading, 209.
Referred to Committee on State and Federal Government.
Reported back, do pass, 906.
Second reading, 1000.
Passed, 1000.

Clincher motion, 1012.
 Returned to House, 1016.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 236 —

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.

To Senate, 250.
 First reading, 270.
 Referred to Committee on Political Subdivisions.
 Returned and re-referred to Committee on Judiciary, 709.
 Reported back, indefinitely postponed, 754.
 Returned to House, 795.

House Bill No. 237 —

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.

To Senate, 250.
 First reading, 270. —
 Referred to Committee on Political Subdivisions.
 Returned and re-referred to Committee on Judiciary, 709.
 Reported back, indefinitely postponed, 754.
 Returned to House, 795.

House Bill No. 238 —

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.

To Senate, 453.
 First reading, 469.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 691, 970.
 Re-referred to Committee on Finance and Taxation, 726.
 Second reading, 714, 724, 1059.
 Lost, 714.
 Reconsidered, 724.
 Passed, 1059.
 Clincher motion, 1059.
 Returned to House, 1065.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 239 —

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.

To Senate, 470.

First reading, 488.

Referred to Committee on Finance and Taxation.

Reported back, indefinitely postponed, 802.

Returned to House, 828.

House Bill No. 240 —

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.

To Senate, 250.

First reading, 270.

Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 781.

Second reading, 798.

Passed, 798.

Returned to House, 827.

Received from House, 921.

Signed by President, 923.

Returned to House, 924.

House Bill No. 241 —

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.

To Senate, 250.

First reading, 270.

Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 781.

Second reading, 798.

Passed, 798.

Returned to House, 827.

Received from House, 921.

Signed by President, 923.

Returned to House, 924.

House Bill No. 243 —

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.

To Senate, 318.

First reading, 350.

Referred to Committee on Agriculture.

Reported back, do pass, 754.

2nd Reading, 792.

Passed, 790.

Returned to House, 811.

Received from House, 921.

Signed by President, 923.

Returned to House, 924.

House Bill No. 245 —

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.

To Senate, 625.
 First reading, 669.
 Referred to Committee on National Resources.
 Reported back, Indefinitely postponed, 885.
 Returned to House, 913.

House Bill No. 247 —

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.

To Senate, 250.
 First reading, 271.
 Referred to Committee on Political Subdivision.
 Reported back, do pass, 781.
 2nd Reading, 828.
 Passed, 828.
 Returned to House, 854.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 249 —

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.

To Senate, 432.
 First reading, 458.
 Referred to Committee on Natural Resources.
 Reported back, amended, 1024-1025.
 Amendments adopted, 1068.
 Second reading, 1125.
 Passed, 1125.
 Clincher motion, 1147.
 Returned to House, amended, 1147.
 House concurs, 1198.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 250 —

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.

To Senate, 481.
 First reading, 507.
 Referred to Committee on Appropriations.
 Reported back, do pass, 906.
 Second reading, 1000.

Passed, 1000.
 Clincher motion, 1012.
 Returned to House, 1016.
 Received from House, 1303.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 253. —

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.

To Senate, 282.
 First reading, 304.
 Referred to Committee on Agriculture.
 Reported back, Indefinitely postponed, 949.
 Returned to House, 989.

House Bill No. 254 —

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.

To Senate, 533.
 First reading, 569.
 Referred to Committee on State and Federal Government.
 Reported back, Indefinitely postponed, 906.
 Returned to House, 957.

House Bill No. 256 —

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.

To Senate, 369.
 First reading, 401.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 802.
 Amendments adopted, 820.
 Second reading, 868, 894, amended from floor, 894.
 Lost, 868, 895.
 Returned to House, 913.
 Reconsidered, 894.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 257 —

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.

To Senate, 500.
 First reading, 538.
 Referred to Committee on Judiciary.
 Reported back, do pass, 782.
 Second reading, 829.

Passed, 829.
 Returned to House, 854.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 259 —

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.

To Senate, 625.
 First reading, 669.
 Referred to Committee on Industry, Business and Labor.
 Returned and re-referred to Committee on Transportation, 726.
 Reported back, Indefinitely postponed, 949.
 Returned to House, 989.

House Bill No. 261 —

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.

To Senate, 453.
 First reading, 469.
 Referred to Committee on Transportation.
 Reported back, do pass, 885.
 Second reading, 917.
 Passed, 917.
 Returned to House, 957.
 Received from House, 1100.
 Signed by President, 1103.
 Returned to House, 1104.

House Bill No. 263 —

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.

To Senate, 369.
 First reading, 401.
 Referred to Committee on Agriculture.
 Reported back, do pass, 754.
 Second reading, 792.
 Lost, 792.
 Returned to House, 811.

House Bill No. 264 —

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.

To Senate, 369.
 First reading, 401.
 Referred to Committee on Agriculture.
 Reported back, do pass, 754.
 Second reading, 792.

Lost, 793.
Returned to House, 811.

House Bill No. 265 —

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.

To Senate, 263.
First reading, 276.
Referred to Committee on State and Federal Government.
Reported back, amended, 1025.
Amendmnts adopted, 1068.
Second reading, 1146.
Passed, 1146.
Emergency carried, 1146.
Clincher motion, 1147.
Returned to House, amended, 1147.
Conference Committee, 1199, 1216.
House does not concur, 1199.
Conference Committee Report, 1226, 1246.
Senate adopts, 1227, 1246.
Received from House, 1308.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 266 —

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.

To Senate, 369.
First reading, 401.
Referred to Committee on Judiciary.
Reported back, amended, 802-803.
Amendments adopted, 820.
Second reading, 868.
Passed, 869.
Returned to House, amended, 913.
House concurs, 973.
Received from House, 1100.
Signed by President, 1103.
Returned to House, 1104.

House Bill No. 268 —

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.

To Senate, 365.

First reading, 386.

Referred to Committee on Political Subdivision.

Returned and re-referred to Committee on Judiciary, 709.

Reported back, Indefinitely postponed, 782.

Returned to House, 811.

House Bill No. 269 —

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.

To Senate, 432.

First reading, 458.

Referred to Committee on Industry, Business and Labor.

Reported back, do pass, 782.

Second reading, 831.

Passed, 831.

Returned to House, 854.

Received from House, 921.

Signed by President, 923.

Returned to House, 924.

House Bill No. 271 —

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.

To Senate, 470.

First reading, 488.

Referred to Committee on Judiciary.

Reported back, amended, 803.

Amendments adopted, 820.

Second reading, 869, 1120.

Passed, 869, 1121.

Returned to House, amended, 913.

Conference Committee, 973, 1039.

House does not concur, 973.

Conference Committee Report, 1120.

Senate adopts, 1120.

Received from House, 1308.

Signed by President, 1309.

Returned to House, 1310.

House Bill No. 273 —

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.

To Senate, 432.
 First reading, 458.
 Referred to Committee on Political Subdivision.
 Reported back, do pass, 748.
 Second reading, 774.
 Passed, 775.
 Returned to House, 795.
 Received from House, 848.
 Signed by President, 874.
 Returned to House, 874.

House Bill No. 274 —

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, trichloroathane, 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.

To Senate, 432.
 First reading, 458.
 Referred to Committee on Social Welfare and Veteran Affairs.
 Reported back, Indefinitely postponed, 949.
 Returned to House, 989.

House Bill No. 275 —

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.

To Senate, 318.
 First reading, 350.
 Referred to Committee on National Resources.
 Reported back, do pass, 733, amended, 885-886.
 Re-referred to Committee on Natural Resources, 865.
 Amendments adopted, 900.
 Second reading, 763, 963, amended from floor, 963.
 Passed, 764, 963.
 Returned to House, 795, amended, 965.
 Senate requests return, 811.
 Returned to Senate, 849.
 Clincher motion, 964.
 Reconsidered, 865.
 House concurs, 1198.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 277 —

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.

To Senate, 400.
 First reading, 417.
 Referred to Committee on Judiciary.

Reported back, do pass, 782.
 Second reading, 831.
 Passed, 831.
 Returned to House, 854.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 278. —

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.

To Senate, 282.
 First reading, 305.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 691.
 Second reading, 714.
 Passed, 714.
 Returned to House, 728.
 Received from House, 819.
 Signed by President, 847.
 Returned to House, 847.

House Bill No. 279 —

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.

To Senate, 568.
 First reading, 607.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 1025-1030.
 Amendments adopted, 1068.
 Second reading, 1128, 1300.
 Passed, 1128, 1300.
 Clincher motion, 1147, 1300.
 Returned to House, amended, 1147.
 Conference Committee, 1199, 1216, 1292.
 House does not concur, 1199.
 Conference Committee Report, 1241, 1273, 1298, 1299.
 Adopts, 1241, 1273, 1298, 1299.
 House reconsiders, 1291.
 Senate reconsiders, 1292.
 Received from House, 1309.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 280 —

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.

To Senate, 365.
 First reading, 386.
 Referred to Committee on Education.
 Reported back, amended, 822.
 Amendments adopted, 851.
 Second reading, 893.
 Returned to House, amended, 913.
 House concurs, 973.
 Received from House, 1100.
 Signed by President, 1103.
 Returned to House, 1104.

House Bill No. 282 —

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.

To Senate, 625.
 First reading, 669.
 Referred to Committee on Education.
 Reported back, do pass, 1030.
 Second reading, 1088.
 Passed, 1088.
 Clincher motion, 1101.
 Returned to House, 1110.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 283 —

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.

To Senate, 369.
 First reading, 401.
 Referred to Committee on Transportation.
 Reported back, do pass, 886.
 Second reading, 960.
 Passed, 960.
 Returned to House, 989.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 287 —

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.

To Senate, 411.
 First reading, 444.
 Referred to Committee on Industry, Business and Labor.
 Returned from Committee, 685.
 Re-referred to Committee on Finance and Taxation, 685.

Reported back, do pass, 754.
 Second reading, 793.
 Passed, 793.
 Emergency carried, 793.
 Returned to House, 811.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 289 —

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.

To Senate, 453.
 First reading, 470.
 Referred to Committee on Industry, Business and Labor.
 Reported back, placed on calendar without recommendation, 906.
 Second reading, 1000, 1045, 1074.
 Lost, 1074.
 Clincher motion, 1088.
 Returned to House, failed to pass, 1096.

House Bill No. 292 —

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.

To Senate, 625.
 First reading, 669.
 Referred to Committee on Agriculture.
 Reported back, amended, 949-950.
 Amendments adopted, 991.
 Amended from floor, 992.
 Second reading, 1046.
 Passed, 1047.
 Clincher motion, 1050.
 Returned to House, amended, 1065.
 House concurs, 1198.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 294 —

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.

To Senate, 400.
 First reading, 417.
 Referred to Committee on Judiciary.

Reported back, amended, 706-707.
Placed on calendar without recommendation, 707.
Amendments adopted, 736.
Second reading, 764.
Lost, 764.
Returned to House, 795.

House Bill No. 295 —

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.

To Senate, 432.
First reading, 458.
Referred to Committee on State and Federal Government.
Reported back, do pass, 724.
Second reading, 764.
Passed, 765.
Returned to House, 795.
Received from House, 848.
Signed by President, 874.
Returned to House, 874.

House Bill No. 297 —

House Bill No. 297. A Bill for an Act relating to recording of a master mortgage.

To Senate, 341.
First reading, 366.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 906.
Second reading, 1001.
Passed, 1001.
Clincher motion, 1012.
Returned to House, 1016.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 298 —

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.

To Senate, 500.
First reading, 538.
Referred to Committee on Political Subdivision.
Reported back, do pass, 782.
Second reading, 831.
Passed, 832.
Returned to House, 854.
Received from House, 921.
Signed by President, 923.
Returned to House, 924.

House Bill No. 299 —

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.

To Senate, 341.
First reading, 366.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 782.
Second reading, 832.
Passed, 832.
Returned to House, 854.
Received from House, 1018.
Signed by President, 1049.
Returned to House, 1049.

House Bill No. 304 —

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.

To Senate, 470.
First reading, 488.
Referred to Committee on Agriculture.
Reported back, amended, 1091.
Amendments adopted, 1110.
Second reading, 1148.
Passed, 1148.
Clincher motion, 1150.
Returned to House, amended, 1154.
Conference Committee, 1200, 1216.
House does not concur, 1200.
Conference Committee Report, 1241, 1297.
Adopts, 1242, 1297.
Received from House, 1309.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 306 —

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.

To Senate, 481.
First reading, 507.
Referred to Committee on Appropriations.
Reported back, Indefinitely postponed, 724.
Recorded vote.
Returned to House, 745.

House Bill No. 307 —

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.

To Senate, 341.
First reading, 366.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 707.
Second reading, 743.
Passed, 743.

Returned to House, 771.
 Received from House, 819.
 Signed by President, 847.
 Returned to House, 847.

House Bill No. 308 —

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.

To Senate, 470.
 First reading, 488.
 Referred to Committee on Political Subdivision.
 Reported back, placed on calendar, 951.
 Second reading, 1047.
 Passed, 1047.
 Clincher motion, 1050.
 Returned to House, 1065.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 309 —

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.

To Senate, 369.
 First reading, 401.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 691.
 Second reading, 715.
 Passed, 715.
 Returned to House, 728.
 Received from House, 819.
 Signed by President, 847.
 Returned to House, 848.

House Bill No. 310 —

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.

To Senate, 341.
 First reading, 366.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 707.

Second reading, 743.
Passed, 743.
Returned to House, 771.
Received from House, 819.
Signed by President, 847.
Returned to House, 848.

House Bill No. 311 —

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.

To Senate, 369.
First reading, 402.
Referred to Committee on Agriculture.
Reported back, do pass, 754.
Second reading, 793.
Passed, 793.
Returned to House, 811.
Received from House, 921.
Signed by President, 923.
Returned to House, 924.

House Bill No. 312 —

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.

To Senate, 282.
First reading, 305.
Referred to Committee on Political Subdivision.
Reported back, amended, 748.
Amendments adopted, 751.
Second reading, 794.
Passed, 794.
Returned to House, amended, 811.
House concurs, 877.
Received from House, 1018.
Signed by President, 1049.
Returned to House, 1049.

House Bill No. 313 —

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.

To Senate, 282.
First reading, 305.
Referred to Committee on Political Subdivision.
Reported back, do pass, 749.
Second reading, 775, 785.
Amended from floor, 785.
Passed, 775, 786.
Reconsidered, 785.
Returned to House, amended, 811.
House concurs, 877.
Received from House, 1018.
Signed by President, 1049.
Returned to House, 1049.

House Bill No. 315 —

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.

To Senate, 411.
 First reading, 444.
 Referred to Committee on Political Subdivision.
 Reported back, do pass, 782.
 Second reading, 832.
 Passed, 833.
 Returned to House, 854.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 316 —

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.

To Senate, 341.
 First reading, 366.
 Referred to Committee on Political Subdivision.
 Reported back, do pass, 749.
 Second reading, 775.
 Passed, 776.
 Returned to House, 795.
 Received from House, 848.
 Signed by President, 874.
 Returned to House, 875.

House Bill No. 318 —

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.

To Senate, 411.
 First reading, 444.
 Referred to Committee on Transportation.
 Returned to Senate, 887.
 Re-referred to Committee on Judiciary, 888.
 Reported back, amended, 906.
 Amendments adopted, 927.
 Second reading, 1001.
 Passed, 1001.
 Clincher motion, 1012.
 Returned to House, amended, 1016.
 House concurs, 1198.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 321 —

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 there-

of, 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.

To Senate, 500.
 First reading, 538.
 Referred to Committee on Judiciary.
 Reported back, do pass, 906.
 Second reading, 1001.
 Passed, 1002.
 Clincher motion, 1012.
 Returned to House, 1016.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 322 —

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.

To Senate, 568.
 First reading, 607.
 Referred to Committee on Judiciary.
 Reported back, amended, 754.
 Amendments adopted, 783.
 Second reading, 834, 1117.
 Passed, 834, 1117.
 Returned to House, amended, 854.
 House does not concur, 879.
 Conference Committee, 879, 897, 898.
 Conference Committee report, 1117.
 Adopts, 1117.
 Received from House, 1309.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 328 —

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.

To Senate, 263.
 First reading, 276.
 Referred to Committee on State and Federal Government.
 Returned to Senate and placed on calendar, 874.
 Second reading, 893.
 Lost, 893.
 Returned to House, 913.

House Bill No. 333 —

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.

To Senate, 400.
First reading, 417.
Referred to Committee on Transportation.
Reported back, do pass, 886.
Second reading, 1002.
Passed, 1002.
Clincher motion, 1012.
Returned to House, 1016.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 334 —

House Bill No. 334. A Bill for an Act relating to potatoes; prohibiting the sale of artificially colored potatoes; and imposing a penalty.

To Senate, 568.
First reading, 607.
Referred to Committee on Agriculture.
Reported back, do pass, 755.
Second reading, 794.
Passed, 794.
Returned to House, 811.
Received from House, 921.
Signed by President, 923.
Returned to House, 924.

House Bill No. 335 —

House Bill No. 335. A Bill for an Act prohibiting the sale of potatoes not labeled as to grade; and providing a penalty.

To Senate, 674.
First reading, 686.
Referred to Committee on Agriculture.
Reported back, do pass, 951.
Second reading, 1047, 1082.
Lost, 1082.
Reconsidered, 1082.
Passed, 1082.
Clincher motion, 1088.
Returned to House, 1102.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 336 —

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.

To Senate, 432.
First reading, 458-459.
Referred to Committee on Social Welfare and Veteran Affairs.
Reported back, do pass, 733.
Second reading, 752.
Passed, 752.
Returned to House, 795.
Received from House, 848.

Signed by President, 874.
Returned to House, 875.

House Bill No. 337 —

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.

To Senate, 341.
First reading, 366.
Referred to Committee on Social Welfare and Veteran Affairs.
Reported back, do pass, 733.
Second reading, 765, 784.
Lost, 765.
Reconsidered, 784.
Passed, 785.
Returned to House, 811.
Received from House, 921.
Signed by President, 923.
Returned to House, 924.

House Bill No. 339 —

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.

To Senate, 470.
First reading, 489.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 755.
Second reading, 807.
Passed, 807.
Returned to House, 827.
Received from House, 921.
Signed by President, 923.
Returned to House, 924.

House Bill No. 341 —

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.

To Senate, 674.
First reading, 686.
Referred to Committee on Finance and Taxation.
Reported back, amended, 970-971.
Amendments adopted, 1019.
Second reading, 1089, 1287.
Passed, 1089, 1287.
Clincher motion, 1101.
Returned to House, amended, 1110.
Conference Committee, 1199, 1216.
House does not concur, 1199.
Conference Committee Report, 1286.
Adopts, 1286.

House Bill No. 344 —

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.

To Senate, 481.
First reading, 508.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 755.
Second reading, 808.
Passed, 808.
Returned to House, 827.
Received from House, 921.
Signed by President, 923.
Returned to House, 924.

House Bill No. 349 —

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.

To Senate, 369.
First reading, 402.
Referred to Committee on Political Subdivision.
Reported back, Indefinitely postponed, 755.
Returned to House, 795.

House Bill No. 350 —

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.

To Senate, 674.
First reading, 686.
Referred to Committee on Social Welfare and Veteran Affairs.
Reported back, do pass, 1030.
Second reading, 1097.
Passed, 1097.
Emergency carried, 1097.
Clincher motion, 1101.
Returned to House, 1110.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 351 —

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.

To Senate, 341.
First reading, 366-367.
Referred to Committee on Social Welfare and Veterans Affairs.
Reported back, do pass, 1091.
Second reading, 1181.

Passed, 1181.
 Clincher motion, 1209.
 Returned to House, 1213.
 Received from House, 1309.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 353 —

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.

To Senate, 533.
 First reading, 569.
 Referred to Committee on Judiciary.
 Reported back, Indefinitely postponed, 1091.
 Returned to House, 1110.

House Bill No. 355 —

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.

To Senate, 674.
 First reading, 719.
 Referred to Committee on Agriculture.
 Reported back, do pass, 907.
 Second reading, 1002.
 Passed, 1003.
 Clincher motion, 1012.
 Returned to House, 1016.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 356 —

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.

To Senate, 400.
 First reading, 417.
 Referred to Committee on Judiciary.
 Reported back, do pass, 782.
 Second reading, 834.
 Passed, 835.
 Returned to House, 854.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 358 —

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.

To Senate, 369.
 First reading, 402.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 691.
 Second reading, 715, 765.
 Re-referred to Committee on Finance and Taxation, 765.
 Reported back, do pass, 803.
 Lost, 715.
 Passed, 841.
 Second reading, 841.
 Returned to House, 854.
 Reconsidered, 727.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 359 —

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.

To Senate, 500.
 First reading, 538.
 Referred to Committee on Political Subdivision.
 Reported back, amended, 951.
 Amendments adopted, 992.
 Second reading, 1055, 1084.
 Lost, 1055.
 Passed, 1084.
 Clincher motion, 1088.
 Returned to House, amended, 1096.
 House concurs, 1198.
 Reconsidered, 1083.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 361 —

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.

To Senate, 533.
 First reading, 570.
 Referred to Committee on Agriculture.
 Reported back, do pass, 907.
 Second reading, 1003.
 Passed, 1003.
 Clincher motion, 1012.
 Returned to House, 1016.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 362 —

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.

To Senate, 365.
First reading, 386.
Referred to Committee on Political Subdivision.
Reported back, amended, 951.
Amendments adopted, 992.
Second reading, 1074.
Passed, 1075.
Clincher motion, 1088.
Returned to House, amended, 1096.
House concurs, 1198.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 363 —

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.

To Senate, 568.
First reading, 607.
Referred to Committee on Finance and Taxation.
Reported back and re-referred to Committee on Finance and Taxation, 803.
Indefinitely postponed, 1030.
Returned to House, 1077.

House Bill No. 365 —

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.

To Senate, 341.
First reading, 367.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1030.
Second reading, 1099.
Passed, 1099.
Clincher motion, 1101.
Returned to House, 1110.
Received from House, 1309.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 367 —

House Bill No. 367. A Bill for an Act to prohibit discrimination against women jockeys and providing a penalty.

To Senate, 200.
First reading, 200.
Second reading, 200.
Passed, 201.
Clincher motion, 201.

Returned to House, 201.
 Received from House, 201.
 Signed by President, 201.
 Returned to House, 201.

House Bill No. 368 —

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.

To Senate, 365.
 First reading, 386.
 Referred to Committee on Education.
 Reported back, amended, 1091-1094.
 Amendments adopted, 1110.
 Second reading, 1148, 1189, 1232.
 Amended from floor, 1232, 1233.
 Second reading, 1294.
 Passed 1149, 1233, 1294.
 Clincher motion, 1150.
 Returned to House, amended, 1154, 1242.
 Conference Committee, 1253, 1254.
 House does not concur, 1253.
 Conference Committee Report, 1292, 1293, 1297.
 Adopts, 1293, 1297.
 Senate requests return, 1180.
 Returned to Senate, 1183.
 Reconsidered, 1189.
 Received from House, 1308.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 371 —

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.

To Senate, 341.
 First reading, 367.
 Referred to Committee on Political Subdivision.
 Reported back, amended, 1094.
 Amendments adopted, 1110.
 Second reading, 1149.
 Passed, 1149.
 Clincher motion, 1150.
 Returned to House, amended, 1154.
 House concurs, 1198.
 Received from House, 1309.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 372 —

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.

To Senate, 470.
 First reading, 489.
 Referred to Committee on Political Subdivision.
 Reported back, do pass, 886.
 Second reading, 1003.
 Passed, 1003.
 Clincher motion, 1012.
 Returned to House, 1016.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 377 —

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.

To Senate, 500.
 First reading, 539.
 Referred to Committee on Political Subdivision.
 Reported back, Indefinitely postponed, 907.
 Returned to House, 957.

House Bill No. 381 —

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.

To Senate, 500.
 First reading, 539.
 Referred to Committee on Education.
 Reported back, amended, 823.
 Amendments adopted, 851.
 Second reading, 893.
 Passed, 894.
 Returned to House, amended, 913.
 House concurs, 973.
 Received from House, 1100.
 Signed by President, 1103.
 Returned to House, 1104.

House Bill No. 382 —

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.

To Senate, 568.
 First reading, 607.
 Referred to Committee on Education.
 Reported back, do pass, 803, 951.
 Re-referred to Committee on Appropriations, 803.
 Second reading, 1048.
 Passed, 1048.

Clincher motion, 1050.
 Returned to House, 1065.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 384 —

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.

To Senate, 263.
 First reading, 277.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 804.
 Second reading, 842.
 Passed, 842.
 Emergency carried, 842.
 Returned to House, 854.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 385 —

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.

To Senate, 625.
 First reading, 669.
 Referred to Committee on Education.
 Reported back, do pass, 823, amended, 951.
 Statement of Purpose, 951.
 Re-referred to Committee on Appropriations, 823.
 Amendments adopted, 992.
 Second reading, 1075.
 Passed, 1075.
 Clincher motion, 1088.
 Returned to House, amended, 1096.
 House concurs, 1198.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1306.

House Bill No. 386 —

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.

To Senate, 500.
 First reading, 539.
 Referred to Committee on Industry, Business, and Labor.
 Reported back, Indefinitely postponed, 907.
 Returned to House, 957.

House Bill No. 387 —

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.

To Senate, 470.
First reading, 489.
Referred to Committee on State and Federal Government.
Reported back, placed on calendar without recommendation, 1030.
Second reading, 1100, 1128.
Lost, 1100.
Passed, 1128.
Senate Reconsidered, 1128.
Emergency carried, 1128.
Clincher motion, 1147.
Returned to House, 1148.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 388 —

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.

To Senate, 674.
First reading, 686.
Referred to Committee on Education.
Reported back, placed on calendar without recommendation, 1094.
Second reading, 1254.
Amended from floor, 1254, 1256.
Passed 1257.
Clincher motion, 1257.
Returned to House, amended, 1263.
House concurs, 1299.
Received from House, 1309.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 391 —

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.

To Senate, 341.
First reading, 367.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 691.
Second reading, 716.
Passed, 716.
Returned to House, 728.
Received from House, 819.

Signed by President, 847.
Returned to House, 848.

House Bill No. 392 —

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.

To Senate, 341.
First reading, 367.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 691.
Second reading, 716.
Lost, 716.
Returned to House, indefinitely postponed, 728.

House Bill No. 393 —

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.

To Senate, 674.
First reading, 719.
Referred to Committee on Transportation.
Reported back, amended, 907.
Amendments adopted, 927.
Second reading, 1051.
Second reading, 1288, amended from floor, 1051.
Passed, 1051, 1288.
Clincher motion, 1061.
Returned to House, amended, 1065.
Conference Committee, 1187, 1203.
House does not concur, 1187.
Conference Committee Report, 1287, 1299.
Adopts, 1288, 1299.
Received from House, 1309.
Signed by President, 1309.
Returned to House, 1310.

House Bill No. 396 —

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.

To Senate, 400.
First reading, 417.
Referred to Committee on Education.

Reported back, Indefinitely postponed, 1031.
Returned to House, 1077.

House Bill No. 397 —

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.

To Senate, 369.
First reading, 402.
Referred to Committee on Political Subdivision.
Returned and re-referred to Committee on Judiciary, 709.
Reported back, do pass, 952.
Second reading, 1051.
Passed, 1052.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 398 —

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.

To Senate, 453.
First reading, 470.
Referred to Committee on State and Federal Government.
Reported back, Indefinitely postponed, 1031.
Returned to House, 1077.

House Bill No. 399 —

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.

To Senate, 625.
First reading, 669.
Referred to Committee on Judiciary.
Reported back, do pass, 952.
Second reading, 1052.
Passed, 1052.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 400 —

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.

To Senate, 341.
First reading, 367.
Referred to Committee on State and Federal Government.
Reported back, do pass, 804.
Second reading, 842.

Passed, 842.
Returned to House, 854.
Received from House, 1018.
Signed by President, 1049.
Returned to House, 1049.

House Bill No. 402 —

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.

To Senate, 400.
First reading, 418.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 907.
Second reading, 1003, 1052.
Passed, 1053.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1306.

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.

To Senate, 369.
First reading, 745.
Referred to Committee on Appropriations.
Reported back, placed on calendar without recommendation, 886.
Second reading, 960.
Passed, 961.
Emergency carried, 961.
Clincher motion, 962.
Returned to House, 965.
Received from House, 981.
Signed by President, 982.
Returned to House, 982.

House Bill No. 404 —

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.

To Senate, 411.
First reading, 404.
Referred to Committee on Natural Resources.
Reported back, do pass, 886.
Second reading, 1004.
Passed, 1004.
Clincher motion, 1012.
Returned to House, 1016.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1306.

House Bill No. 405 —

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.

To Senate, 625.
First reading, 670.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 971.
Second reading, 1080.
Passed, 1080.
Clincher motion, 1088.
Returned to House, 1110.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 407 —

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.

To Senate, 400.
First reading, 418.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 907.
Second reading, 1004.
Passed, 1004.
Clincher motion, 1012.
Returned to House, 1016.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 412 —

House Bill No. 412. A Bill for an Act to provide for a tax levy for police department stations.

To Senate, 482.
First reading, 508.
Referred to Committee on Political Subdivision.
Reported back, placed on calendar without recommendation, 952.
Second reading, 1053.
Passed, 1053.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 413 —

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.

To Senate, 625.
First reading, 670.
Referred to Committee on Judiciary.
Reported back, amended, 952.

Amendments adopted, 992.
 Second reading, 1075.
 Passed, 1076.
 Clincher motion, 1088.
 Returned to House, amended, 1096.
 House concurs, 1198.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1307.

House Bill No. 417 —

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.

To Senate, 625.
 First reading, 670.
 Referred to Committee on Natural Resources.
 Reported back, placed on calendar without recommendation, 886.
 Second reading, 1004.
 Lost, 1004.
 Clincher motion, 1012.
 Returned to House, 1018.

House Bill No. 419 —

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.

To Senate, 341.
 First reading, 367.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 907-908.
 Amendments adopted, 927.
 Second reading, 1005.
 Passed, 1005.
 Clincher motion, 1012.
 Returned to House, amended, 1016.
 House concurs, 1063.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1307.

House Bill No. 422 —

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.

To Senate, 341.
 First reading, 367.
 Referred to Committee on Political Subdivision.
 Reported back, do pass, 887.
 Second reading, 1005.
 Passed, 1006.
 Clincher motion, 1012.

Returned to House, 1016.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 424 —

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.

To Senate, 568.
First reading, 607.
Referred to Committee on Judiciary.
Reported back, Indefinitely postponed, 755.
Returned to House, 795.

House Bill No. 425 —

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.

To Senate, 674.
First reading, 686.
Referred to Committee on Social Welfare and Veteran Affairs.
Reported back, placed on calendar without recommendation, 952.
Second reading, 1053.
Passed, 1053.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 427 —

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.

To Senate, 674.
First reading, 686.
Referred to Committee on Agriculture.
Reported back, do pass, 908.
Second reading, 1006.
Passed, 1006.
Clincher motion, 1012.
Returned to House, 1016.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 429 —

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.

To Senate, 674.
First reading, 719.
Referred to Committee on Transportation.
Reported back, do pass, 887.
Second reading, 1006.
Passed, 1006.
Clincher motion, 1012.
Returned to House, 1016.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 431 —

House Bill No. 431. A Bill for an Act requiring consent before land is posted for hunting.

To Senate, 411.
First reading, 444.
Referred to Committee on Natural Resources.
Reported back, amended, 733-734.
Amendments adopted, 752.
Second reading, 808.
Passed, 808.
Returned to House, amended, 827.
House concurs, 879.
Received from House, 1018.
Signed by President, 1066.
Returned to House, 1067.

House Bill No. 432 —

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.

To Senate, 482.
First reading, 508.
Referred to Committee on Appropriations.
Reported back, indefinitely postponed, 804.
Returned to House, 828, 1267.
Senate requests return, 1220.
Received from House, 1220.

House Bill No. 433 —

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.

To Senate, 482.
First reading, 508.
Referred to Committee on Judiciary.
Reported back, do pass, 782.
Second reading, 835.
Passed, 835.
Returned to House, 854.
Received from House, 1017.
Signed by President, 1036.
Returned to House, 1036.

House Bill No. 436 —

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.

To Senate, 400.
First reading, 418.
Referred to Committee on Judiciary.
Reported back, Indefinitely postponed, 783.
Returned to House, 811.

House Bill No. 440 —

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.

To Senate, 470.
First reading, 489.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 692, amended, 804.
Re-referred to Committee on Finance and Taxation., 726.
Second reading, 717, 869.
Lost, 717.
Amendments adopted, 820.
Passed, 870.
Returned to House, amended, 913.
House concurs, 913.
Reconsidered, 726.
Received from House, 1100.
Signed by President, 1103.
Returned to House, 1104.

House Bill No. 443 —

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.

To Senate, 453.
First reading, 470.
Referred to Committee on Finance and Taxation.
Reported back, Indefinitely postponed, 804.
Returned to House, 828.

House Bill No. 445 —

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.

To Senate, 432.
First reading, 459.
Referred to Committee on Industry, Business and Labor.
Reported back, do pass, 755.
Second reading, 808.
Passed, 808.
Returned to House, 827.
Received from House, 921.

Signed by President, 923.
Returned to House, 924.

House Bill No. 446 —

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.

To Senate, 482.
First reading, 508.
Referred to Committee on Finance and Taxation.
Reported back, amended, 692.
Amendments adopted, 707.
Second reading, 743.
Passed, 744.
Returned to House, amended, 771.
House concurs, 787.
Received from House, 848.
Signed by President, 874.
Returned to House, 875.

House Bill No. 447 —

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.

To Senate, 365.
First reading, 386.
Referred to Committee on Education.
Reported back, do pass, 971.
Second reading, 1076.
Passed, 1076.
Clincher motion, 1088.
Returned to House, 1096.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 448 —

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 percent and increase repayment time.

To Senate, 674.
First reading, 686.
Referred to Committee on Education.
Reported back, Indefinitely postponed, 972.
Returned to House, 1018.

House Bill No. 450 —

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.

To Senate, 263.
 First reading, 277.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 908.
 Second reading, 1007.
 Passed, 1007.
 Clincher motion, 1012.
 Returned to House, 1016.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1307.

House Bill No. 451 —

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.

To Senate, 568.
 First reading, 607.
 Referred to Committee on Social Welfare and Veteran Affairs.
 Reported back, Indefinitely postponed, 1031.
 Returned to House, 1077.

House Bill No. 453 —

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.

To Senate, 625.
 First reading, 670.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 804.
 Amendments adopted, 820.
 Second reading, 870, 1227.
 Passed, 870, 1228.
 Returned to House, amended, 913.
 House does not concur, 1124.
 Conference Committee, 1124.
 Conference Committee Report, 1227.
 Adopts, 1227.
 Received from House, 1309.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 454 —

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.

To Senate, 625.
 First reading, 670.
 Referred to Committee on Political Subdivision.
 Returned to Senate and Re-referred to Committee on Finance and Taxation, 956.
 Reported back, do pass, 1031.
 Second reading, 1284.
 Indefinitely postponed, 1284.
 Returned to House, 1285.

House Bill No. 455 —

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.

To Senate, 365.
 First reading, 386.
 Referred to Committee on Political Subdivisions.
 Reported back, do pass, 887.
 Second reading, 1007, 1054.
 Passed, 1054.
 Clincher motion, 1061.
 Returned to House, 1065.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1307.

House Bill No. 456 —

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.

To Senate, 533.
 First reading, 570.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 755.
 Second reading, 809.
 Lost, 809.
 Returned to House, 828.

House Bill No. 457 —

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.

To Senate, 674.
 First reading, 687.
 Referred to Committee on Natural Resources.
 Reported back, amended, 972.
 Amendments adopted, 1019.
 Second reading, 1101.
 Passed, 1101.
 Clincher motion, 1108.
 Returned to House, amended, 1110.
 House concurs, 1198.
 Received from House, 1309.
 Signed by President, 1309.
 Returned to House, 1310.

House Bill No. 458 —

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.

To Senate, 625.
 First reading, 670.
 Referred to Committee on Education.
 Reported back, do pass, 805, 952.
 Re-referred to Committee on Appropriations, 805.
 Second reading, 1054.
 Passed, 1054.
 Clincher motion, 1061.
 Returned to House, 1065.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1307.

House Bill No. 459 —

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.

To Senate, 470.
 First reading, 489.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 692.
 Second reading, 717.
 Lost, 718.
 Clincher motion, 718.
 Returned to House, Indefinitely postponed, 728.

House Bill No. 460 —

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.

To Senate, 263.
 First reading, 277.
 Referred to Committee on State and Federal Government.
 Reported back, amended, 952.
 Amendments adopted, 992.
 Second reading, 1080.
 Passed, 1080.
 Clincher motion, 1088.
 Returned to House, amended, 1096.
 House does not concur, 1187.
 Conference Committee, 1187, 1203.
 Conference Committee Report, 1228, 1299.
 Adopts, 1228, 1299.
 Received from House, 1309.
 Signed by President, 1310.
 Returned to House, 1310.

House Bill No. 463 —

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.

To Senate, 625.
 First reading, 670.
 Referred to Committee on Transportation.
 Reported back, do pass, 887.
 Second reading, 1007.
 Passed, 1007.
 Clincher motion, 1012.
 Returned to House, 1016.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1307.

House Bill No. 464 —

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.

To Senate, 568.
 First reading, 608.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 953.
 Second reading, 1054.
 Passed, 1055.
 Clincher motion, 1061.
 Returned to House, 1065.
 Received from House, 1304.
 Signed by President, 1305.
 Returned to House, 1307.

House Bill No. 465 —

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.

To Senate, 365.
 First reading, 386.
 Referred to Committee on Political Subdivision.
 Reported back, do pass, 1095.
 Second reading, 1181.
 Passed, 1181.
 Clincher motion, 1209.
 Returned to House, 1213.
 Received from House, 1309.
 Signed by President, 1310.
 Returned to House, 1310.

House Bill No. 467 —

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.

To Senate, 674.
 First reading, 687.
 Referred to Committee on Agriculture.
 Reported back, do pass, 908.
 Second reading, 1008.
 Passed, 1008.
 Clincher motion, 1012.
 Returned to House, 1016.

Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 468 —

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.

To Senate, 365.
First reading, 387.
Referred to Committee on Political Subdivision.
Reported back, do pass, 887.
Second reading, 1008, 1055.
Passed, 1056.
Returned to House, 1110.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 469 —

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.

To Senate, 533.
First reading, 570.
Referred to Committee on Transportation.
Reported back, amended, 908.
Amendments adopted, 927.
Second reading, 1008.
Passed, 1008.
Clincher motion, 1012.
Returned to House, amended, 1016.
House concurs, 1198.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 474 —

House Bill No. 474. A Bill for an Act to provide that all institutions of higher education shall adopt the quarter system educational term.

To Senate, 674.
First reading, 687.
Referred to Committee on Education.
Reported back, placed on Calendar, without recommendation, 1095.
Second reading, 1184, amended from floor, 1184, 1185.
Passed, 1185.
Clincher motion, 1185.
Returned to House, amended, 1185.
House concurs, 1230.
Received from House, 1309.
Signed by President, 1310.
Returned to House, 1310.

House Bill No. 480 —

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.

To Senate, 625.
First reading, 670.
Referred to Committee on Agriculture.
Reported back, amended, 1095.
Amendments adopted, 1110.
Second reading, 1145.
Passed, 1150.
Clincher motion, 1150.
Returned to House, amended, 1154.
House concurs, 1198.
Received from House, 1309.
Signed by President, 1310.
Returned to House, 1310.

House Bill No. 481 —

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.

To Senate, 365.
First reading, 387.
Referred to Committee on Political Subdivision.
Reported back, do pass, 887.
Second reading, 1009.
Passed, 1009.
Clincher motion, 1012.
Returned to House, 1016.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 482 —

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.

To Senate, 400.
First reading, 418.
Referred to Committee on Political Subdivision.
Reported back, do pass, 887.
Second reading, 1009.
Passed, 1009.
Clincher motion, 1012.
Returned to House, 1016.
Received from House, 1304.
Signed by President, 1305.
Returned to House, 1307.

House Bill No. 485 —

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.

To Senate, 674.
First reading, 719.
Referred to Committee on Judiciary.
Reported back, amended, 953.
Amendments adopted, 992.
Second reading, 1035, 1122.
Passed, 1035, 1123.
Clincher motion, 1035.
Returned to House, amended, 1035.
House does not concur, 1036.
Conference Committee, 1036, 1039.
Conference Committee Report, 1121.
Adopts, 1122.
Received from House, 1309.
Signed by President, 1310.
Returned to House, 1310.

House Bill No. 488 —

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.

To Senate, 674.
First reading, 719.
Referred to Committee on Agriculture.
Reported back, Indefinitely postponed, 1015.
Returned to House, 1110.

House Bill No. 489 —

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.

To Senate, 533.
First reading, 570.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 755.
Second reading, 809.
Passed, 810.
Returned to House, 827.
Received from House, 921.
Signed by President, 923.
Returned to House, 924.

House Bill No. 490 —

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.

To Senate, 470.
First reading, 489.
Referred to Committee on Finance and Taxation.

Reported back, do pass, 755.
 Second reading, 810.
 Passed, 810.
 Returned to House, 827.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 493 —

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.

To Senate, 365.
 First reading, 387.
 Referred to Committee on State and Federal Government.
 Reported back, Indefinitely postponed, 1031.
 Returned to House, 1077.

House Bill No. 494 —

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.

To Senate, 365.
 First reading, 387.
 Referred to Committee on Political Subdivision.
 Reported back, do pass, 953.
 Second reading, 1056.
 Passed, 1056.
 Clincher motion, 1061.
 Returned to House, 1065.
 Received from House, 1304.
 Signed by President, 1306.
 Returned to House, 1307.

House Bill No. 495 —

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.

To Senate, 533.
 First reading, 570.
 Referred to Committee on Transportation.
 Reported back, do pass, 783.
 Second reading, 835.
 Passed, 836.
 Returned to House, 854.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 496 —

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.

To Senate, 1045.
 First reading, 1045.
 Referred to Committee on Political Subdivision.
 Reported back, do pass, 1095.
 Second reading, 1184.
 Passed, 1184.
 Clincher motion, 1209.
 Emergency carried, 1184.
 Returned to House, 1213.
 Received from House, 1309.
 Signed by President, 1310.
 Returned to House, 1310.

House Bill No. 497 —

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.

To Senate, 606.
 First reading, 632.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 755.
 Second reading, 815.
 Passed, 815.
 Returned to House, 827.
 Received from House, 921.
 Signed by President, 923.
 Returned to House, 924.

House Bill No. 498 —

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.

To Senate, 568.
 First reading, 608.
 Referred to Committee on Transportation.
 Reported back, do pass, 783.
 Second reading, 836.
 Passed, 836.
 Returned to House, 854.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 499 —

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.

To Senate, 674.
 First reading, 687.

Referred to Committee on Education.
 Reported back, placed on calendar without recommendation, 1095.
 Second reading, 1146, 1257.
 Indefinitely postponed, 1257.
 Returned to House, 1263.

House Bill No. 500 —

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.

To Senate, 681.
 First reading, 719.
 Referred to Committee on Finance and Taxation, 776.
 Reported back, divided report, 1031, amended, 1035.
 Amendments adopted, 1068.
 Second reading, 1129, 1185, 1289.
 Passed, 1186, 1290.
 Clincher motion, 1186, 1290.
 Returned to House, amended, 1209.
 House does not concur, 1214.
 Conference Committee, 1214, 1217.
 Conference Committee Report, 1288, 1289, 1297.
 Adopts, 1289, 1297.
 Received from House, 1309.
 Signed by President, 1310.
 Returned to House, 1310.

House Bill No. 503 —

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.

To Senate, 365.
 First reading, 387.
 Referred to Committee on Education.
 Reported back, do pass, 823.
 Second reading, 870.
 Passed, 870.
 Returned to House, 913.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 504 —

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.

To Senate, 365.
 First reading, 387.
 Referred to Committee on Education.
 Reported back, do pass, 823.

Second reading, 871.
 Passed, 871.
 Returned to House, 913.
 Received from House, 1018.
 Signed by President, 1049.
 Returned to House, 1049.

House Bill No. 506 —

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.

To Senate, 432.
 First reading, 459.
 Referred to Committee on Appropriations.
 Reported back, do pass, 463.
 Second reading, 463.
 Passed, 463.
 Emergency carried, 463.
 Returned to House, 466.
 Received from House, 533.
 Signed by President, 550.
 Returned to House, 550.

House Bill No. 507 —

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.

To Senate, 674.
 First reading, 720.
 Referred to Committee on Education.
 Returned and re-referred to Committee on Appropriations, 726.
 Reported back, amended, 887.
 Statement of Purpose, 887.
 Amendments adopted, 900.
 Second reading, 963, 1153.
 Passed, 964, 1154.
 Clincher motion, 964.
 Returned to House, amended, 965.
 House does not concur, 995.
 Conference Committee, 995, 1021.
 Conference Committee Report, 1153.
 Adopts, 1153, 1178.
 Received from House, 1309.
 Signed by President, 1310.
 Returned to House, 1310.

House Bill No. 508 —

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.

To Senate, 500.
 First reading, 539.
 Referred to Committee on Industry, Business and Labor.
 Reported back, amended, 953-955, 1032.

Re-referred to Committee on Appropriations, 992.
 Statement of Purpose, 1032.
 Amendments adopted, 992, 1069.
 Second reading, 1133.
 Passed, 1134.
 Clincher motion, 1147.
 Returned to House, amended, 1147.
 House concurs, 1198.

House Bill No. 509 —

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.

To Senate, 674.
 First Reading, 687.
 Referred to Committee on Finance and Taxation.
 Reported back, amended, 1032.
 Amendments adopted, 1069.
 Second reading, 1125, 1291.
 Passed, 1126.
 Clincher motion, 1147.
 Lost, 1291.
 Returned to House, amended, 1148.
 House does not concur, 1199.
 Conference committee, 1199, 1217.
 Conference committee report, 1290.
 Senate adopts, 1291.

House Bill No. 510 —

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.

To Senate, 1072.
 First reading, 1077.
 Referred to Committee on Finance and Taxation.
 Reported back, indefinitely postponed, 1095.
 Returned to House, 1110.

House Bill No. 511 —

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.

To Senate, 918.
 First reading, 922.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 955.
 Second reading, 1056.
 Passed, 1057.
 Clincher motion, 1061.
 Returned to House, 1065.
 Received from House, 1304.
 Signed by President, 1306.
 Returned to House, 1307.

House Bill No. 513 —

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.

To Senate, 1036.
First reading, 1038.
Referred to Committee on Political Subdivisions.
Reported back, indefinitely postponed, 1096.
Returned to House, 1110.

House Bill No. 515 —

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.

To Senate, 1102.
First reading, 1104.
Second reading, 1182.
Passed, 1182.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1309.
Signed by President, 1310.
Returned to House, 1310.

House Bill No. 516 —

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.

To Senate, 1102.
First reading, 1104.
Second reading, 1182.
Passed, 1182.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1309.
Signed by President, 1310.
Returned to House, 1310.

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 2 —

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.

To Senate, 1072.
First reading, 1077.
Second reading, 1206.
Passed, 1207.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1317.
Signed by President, 1318.
Returned to House, 1318.

House Concurrent Resolution No. 3 —

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.

To Senate, 158.
First reading, 209.
Referred to Committee on Social Welfare and Veterans' Affairs.
Reported back, do pass, 734.
Second reading, 772, 776.
Adopted, 776.
Returned to House, 795.
Received from House, 820.
Signed by President, 847.
Returned to House, 848.

House Concurrent Resolution No. 4 —

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.

To Senate, 1072.
First reading, 1077.
Second reading, 1206.
Passed, 1207.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1317.
Signed by President, 1318.
Returned to House, 1318.

House Concurrent Resolution No. 5 —

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.

First reading, 50.
 Second reading, 51.
 Passed, 51.
 Returned to House, 55.
 Received from House, 117.
 Signed by President, 117.
 Returned to House, 127.

House Concurrent Resolution No. 6 —

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.

To Senate, 1072.
 First reading, 1077.
 Second reading, 1206.
 Passed, 1207.
 Clincher motion, 1209.
 Returned to House, 1213.
 Received from House, 1317.
 Signed by President, 1318.
 Returned to House, 1318.

House Concurrent Resolution No. 7 —

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.

To Senate, 1072.
 First reading, 1077.
 Second reading, 1206.
 Passed, 1207.
 Clincher motion, 1209.
 Returned to House, 1213.
 Received from House, 1317.
 Signed by President, 1318.
 Returned to House, 1318.

House Concurrent Resolution No. 9 —

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.

To Senate, 1072.
 First reading, 1077.
 Second reading, 1206.
 Passed, 1207.
 Clincher motion, 1209.
 Returned to House, 1213.
 Received from House, 1317.
 Signed by President, 1318.
 Returned to House, 1318.

House Concurrent Resolution No. 10 —

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.

To Senate, 158.
 First reading, 219.
 Second reading, 219.
 Adopted, 219.
 Returned to House, 229.
 Received from House, 263.
 Signed by President, 271.
 Returned to House, 289.

House Concurrent Resolution No. 11 —

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.

To Senate, 411.
 First reading, 445.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 734.
 Second reading, 772.
 Adopted, 772.
 Returned to House, 795.
 Received from House, 820.
 Signed by President, 847.
 Returned to House, 848.

Houses Concurrent Resolution No. 13 —

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.

To Senate, 482.
 First reading, 508.
 Referred to Committee on Education.
 Reported back, do pass, 1032.
 Second reading, 1147.
 Adopted, 1147.
 Clincher motion, 1147.
 Returned to House, 1148.
 Received from House, 1317.
 Signed by President, 1318.
 Returned to House, 1318.

House Concurrent Resolution No. 14 —

House Concurrent Resolution No. 14. A Concurrent Resolution providing and designating House and Senate employees and fixing their salaries.

To Senate, 161.
 First reading, 177.
 Second reading, 178.
 Amended from floor, 178.
 Adopted, 178.
 Returned to House, amended, 178.
 House concurs, 243.
 Received from House, 250.
 Signed by President, 250.
 Returned to House, 250.

House Concurrent Resolution No. 15 —

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.

To Senate, 1072.
 First reading, 1078.
 Second reading, 1206.
 Passed, 1207.
 Clincher motion, 1209.
 Returned to House, 1213.
 Received from House, 1317.
 Signed by President, 1318.
 Returned to House, 1318.

House Concurrent Resolution No. 16 —

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.

To Senate, 674.
 First reading, 720.
 Referred to Committee on Judiciary.
 Reported back, do pass, 955.
 Second reading, 1057, 1085.
 Amended from floor, 1085.
 Adopted, 1058, 1086.
 Clincher motion, 1061.
 Returned to House, 1065; amended, 1096.
 House concurs, 1198.
 Senate requests return, 1082.
 Returned to Senate, 1082.
 Reconsidered, 1085.
 Received from House, 1304.
 Signed by President, 1306.
 Returned to House, 1307.

House Concurrent Resolution No. 17 —

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.

To Senate, 1072.
 First reading, 1078.
 Second reading, 1207.
 Adopted, 1207.
 Clincher motion, 1209.
 Returned to House, 1213.
 Received from House, 1317.
 Signed by President, 1318.
 Returned to House, 1318.

House Concurrent Resolution No. 18 —

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.

To Senate, 470.
First reading, 489.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1032.
Second reading, 1182.
Adopted, 1183.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1317.
Signed by President, 1318.
Returned to House, 1318.

House Concurrent Resolution No. 19 —

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.

To Senate, 625.
First reading, 670.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1032.
Second reading, 1183.
Adopted, 1183.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1317.
Signed by President, 1318.
Returned to House, 1318.

House Concurrent Resolution No. 20 —

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.

To Senate, 674.
First reading, 720.
Referred to Committee on Agriculture.
Reported back, do pass, 955.
Second reading, 1058.
Adopted, 1058.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1304.
Signed by President, 1306.
Returned to House, 1307.

House Concurrent Resolution No. 21 —

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.

To Senate, 470.
First reading, 489.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1032.

Second reading, 1183.
Adopted, 1183.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1317.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 22 —

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.

To Senate, 568.
First reading, 608.
Referred to Committee on State and Federal Government.
Reported back, do pass, 908.
Second reading, 1009.
Adopted, 1009.
Clincher motion, 1012.
Returned to House, 1016.
Received from House, 1323.
Signed by President, 1323.
Returned to House, 1323.

House Concurrent Resolution No. 23 —

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.

To Senate, 470.
First reading, 490.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 1033.
Returned to House, 1077.

House Concurrent Resolution No. 26 —

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.

To Senate, 606.
First reading, 632.
Referred to Committee on Finance and Taxation.
Reported back, do pass, 805.
Second reading, 843.
Not adopted, 843.
Returned to House, failed to pass, 855.

House Concurrent Resolution No. 27 —

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.

To Senate, 533.
 First reading, 570.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 734.
 Second reading, 772.
 Adopted, 772.
 Returned to House, 795.
 Received from House, 1017.
 Signed by President, 1036.
 Returned to House, 1036.

House Concurrent Resolution No. 28 —

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.

To Senate, 341.
 First reading, 363.
 Second reading, 364.
 Passed, 364.
 Returned to House, 400.
 Received from House, 533.
 Signed by President, 550.
 Returned to House, 550.

House Concurrent Resolution No. 29 —

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.

To Senate, 606.
 First reading, 632.
 Referred to Committee on Natural Resources.
 Reported back, do pass, 883.
 Second reading, 1009.
 Adopted, 1010.
 Clincher motion, 1012.
 Returned to House, 1016.
 Received from House, 1304.
 Signed by President, 1306.
 Returned to House, 1307.

House Concurrent Resolution No. 30 —

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.

To Senate, 1072.
 First reading, 1078.
 Second reading, 1206.
 Passed, 1207.
 Clincher motion, 1209.
 Returned to House, 1213.

Received from House, 1317.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 31 —

House Concurrent Resolution No. 31. A Concurrent Resolution commending and congratulating Miss North Dakota.

To Senate, 730.
First reading, 742.
Second reading, 742.
Adopted, 742.
Returned to House, 771.
Received from House, 820.
Signed by President, 847.
Returned to House, 848.

House Concurrent Resolution No. 34 —

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.

To Senate, 1072.
First reading, 1078.
Second reading, 1207.
Adopted, 1207.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1317.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 35 —

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".

To Senate, 367.
First reading, 387.
Referred to Committee on Agriculture.
Returned to Senate, 393.
Second reading, 394.
Adopted, 394.
Returned to House, 400.
Received from House, 533.
Signed by President, 550.
Returned to House, 550.

House Concurrent Resolution No. 36 —

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.

To Senate, 625.
First reading, 671.

Referred to Committee on Education.
 Reported back, indefinitely postponed, 1033.
 Returned to House, 1077.

House Concurrent Resolution No. 38 —

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.

To Senate, 482.
 First reading, 532.
 Second reading, 532.
 Passed, 532.
 Returned to House, 568.
 Received from House, 625.
 Signed by President, 673.
 Returned to House, 673.

House Concurrent Resolution No. 40 —

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.

To Senate, 625.
 First reading, 671.
 Referred to Committee on Transportation.
 Reported back, do pass, 883.
 Second reading, 961.
 Adopted, 961.
 Clincher motion, 962.
 Returned to House, 965.
 Received from House, 1317.
 Signed by President, 1318.
 Returned to House, 1319.

House Concurrent Resolution No. 41 —

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.

To Senate, 708.
 First reading, 730.
 Referred to Committee on State and Federal Government.
 Reported back, do pass, 1033.
 Second reading, 1205.
 Adopted, 1205.
 Clincher motion, 1209.
 Returned to House, 1213.
 Received from House, 1323.
 Signed by President, 1323.
 Returned to House, 1323.

House Concurrent Resolution No. 43 —

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.

To Senate, 1072.
First reading, 1078.
Second reading, 1206.
Passed, 1207.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1317.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 44 —

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.

To Senate, 708.
First reading, 730.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1033.
Second reading, 1205.
Adopted, 1205.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1323.
Signed by President, 1323.
Returned to House, 1323.

House Concurrent Resolution No. 45 —

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.

To Senate, 708.
First reading, 730.
Referred to Committee on State and Federal Government.
Reported back, do pass, 1033.
Second reading, 1205.
Adopted, 1205.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1317.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 46 —

House Concurrent Resolution No. 46. A Concurrent Resolution paying tribute to North Dakota men who have died in Viet Nam.

To Senate, 730.
First reading, 742.
Second reading, 742.
Adopted, 742.
Returned to House, 795.

Received from House, 1318.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution. No. 47 —

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.

To Senate, 1072.
First reading, 1078.
Second reading, 1206.
Passed, 1207.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1318.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 48 —

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.

To Senate, 674.
First reading, 687.
Referred to Committee on Agriculture.
Reported back, do pass, 955.
Second reading, 1058.
Adopted, 1058.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1323.
Signed by President, 1323.
Returned to House, 1323.

House Concurrent Resolution No. 50 —

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.

To Senate, 674.
First reading, 687.
Referred to Committee on Agriculture.
Reported back, do pass, 955.
Second reading, 1058.
Adopted, 1058.
Clincher motion, 1061.
Returned to House, 1065.
Received from House, 1318.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 51 —

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.

To Senate, 1072.
First reading, 1078.
Second reading, 1206.
Passed, 1207.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1318.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 52 —

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.

To Senate, 625.
First reading, 671.
Referred to Committee on State and Federal Government.
Reported back, indefinitely postponed, 1033.
Returned to House, 1077.

House Concurrent Resolution No. 54 —

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.

To Senate, 625.
First reading, 671.
Referred to Committee on Education.
Reported back, do pass, 1033.
Second reading, 1206.
Passed, 1207.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1318.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 55 —

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.

To Senate, 674.
First reading, 687.
Referred to Committee on Natural Resources.
Reported back, amended, 850.
Amendments adopted, 880.
Second reading, 961, 1226.
Adopted, 961, 1226.
Returned to House, amended, 989.
House does not concur, 1187.
Conference committee, 1187, 1203.
Conference committee report, 1226, 1259.
Senate adopts, 1226, 1259.
Received from House, 1318.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 56 —

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.

To Senate, 1072.
First reading, 1078.
Second reading, 1206.
Passed, 1207.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1318.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 57 —

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.

To Senate, 568.
First reading, 610.
Second reading, 610.
Adopted, 610.
Returned to House, 647.
Received from House, 767.
Signed by President, 776.
Returned to House, 777.

House Concurrent Resolution No. 59 —

House Concurrent Resolution No. 59. A Concurrent Resolution recommending that the counties maintain the farm to market road system.

To Senate, 625.
First reading, 671.
Referred to Committee on Political Subdivisions.
Reported back, do pass, 955.
Second reading, 1058.
Lost, 1058.
Clincher motion, 1061.
Returned to House, 1077.

House Concurrent Resolution No. 60 —

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.

To Senate, 812.
 First reading, 818.
 Referred to Committee on Finance and Taxation.
 Reported back, do pass, 972.
 Second reading, 1059.
 Lost, 1059.
 Clincher motion, 1061.
 Returned to House, 1077.

House Concurrent Resolution No. 61 —

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.

To Senate, 625.
 First reading, 671.
 Referred to Committee on State and Federal Government.
 Reported back, indefinitely postponed, 1033.
 Returned to House, 1077.

House Concurrent Resolution No. 63 —

House Concurrent Resolution No. 63. A Concurrent Resolution urging Congress and the Farmers Home Administration to expand financial aid to farmers.

To Senate, 674.
 First reading, 688.
 Referred to Committee on Agriculture.
 Reported back, do pass, 956.
 Second reading, 1058.
 Lost, 1058.
 Returned to House, 1077.

House Concurrent Resolution No. 65 —

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.

To Senate, 625.
 First reading, 671.
 Referred to Committee on Industry, Business and Labor.
 Reported back, do pass, 908.
 Second reading, 1010.
 Adopted, 1010.
 Clincher motion, 1012.
 Returned to House, 1016.
 Received from House, 1323.
 Signed by President, 1323.
 Returned to House, 1323.

House Concurrent Resolution No. 68 —

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.

To Senate, 625.

First reading, 671.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 1033-1034.

Returned to House, 1077.

House Concurrent Resolution No. 70 —

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.

To Senate, 854.

First reading, 875.

Referred to Committee on State and Federal Government.

Reported back, indefinitely postponed, 1034.

Second reading, 1252.

Adopted, 1252.

Returned to House, 1077, 1263.

Senate requests return, 1239.

Returned to Senate, 1245.

Reconsidered, 1252.

Received from House, 1318.

Signed by President, 1318.

Returned to House, 1319.

House Concurrent Resolution No. 71 —

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.

To Senate, 1072.

First reading, 1078.

Second reading, 1207.

Passed, 1207.

Clincher motion, 1209.

Returned to House, 1213.

Received from House, 1318.

Signed by President, 1318.

Returned to House, 1319.

House Concurrent Resolution No. 72 —

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.

To Senate, 1072.

First reading, 1078.

Second reading, 1207.
 Passed, 1207.
 Clincher motion, 1209.
 Returned to House, 1213.
 Received from House, 1318.
 Signed by President, 1318.
 Returned to House, 1319.

House Concurrent Resolution No. 73 —

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.

To Senate, 918.
 First reading, 959.
 Second reading, 959.
 Adopted, 959.
 Returned to House, 989.
 Received from House, 1304.
 Signed by President, 1306.
 Returned to House, 1307.

House Concurrent Resolution No. 74 —

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.

To Senate, 928.
 First reading, 959.
 Second reading, 959.
 Adopted, 960.
 Returned to House, 989.
 Received from House, 1304.
 Signed by President, 1306.
 Returned to House, 1307.

House Concurrent Resolution No. 75 —

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.

To Senate, 1072.
 First reading, 1079.
 Second reading, 1079.
 Adopted, 1079.
 Returned to House, 1102.
 Received from House, 1318.
 Signed by President, 1318.
 Returned to House, 1319.

House Concurrent Resolution No. 76 —

House Concurrent Resolution No. 76. A Concurrent Resolution recommending a uniform policy regarding jury service by state employees.

To Senate, 1177.
First reading, 1179.
Second reading, 1179.
Adopted, 1179.
Clincher motion, 1209.
Returned to House, 1213.
Received from House, 1318.
Signed by President, 1318.
Returned to House, 1319.

House Concurrent Resolution No. 77 —

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.

To Senate, 1076.
First reading, 1079.
Second reading, 1079.
Adopted, 1079.
Returned to House, 1102.
Received from House, 1318.
Signed by President, 1318.
Returned to House, 1319.